

MINUTE ITEM

This Calendar Item No. C36 was approved as Minute Item No. 36 by the California State Lands Commission by a vote of 3 to 0 at its 5/12/97 meeting.

CALENDAR ITEM

C36

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05/12/97
PRC 7354.1
J. Ludlow

GENERAL LEASE - RECREATIONAL USE

LESSEE:

Moana Beach Property Owners Association, Inc.
Attn: Janet L. Pygeorge, Vice President
512 Barnes Way
Rodeo, California 94572

AREA, LAND TYPE, AND LOCATION:

0.07 acre, more or less, of submerged lands in Lake Tahoe at Homewood, Placer County.

AUTHORIZED USE:

Continued use and maintenance of a joint-use pier, as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning October 26, 1994.

CONSIDERATION:

\$50 per year; with the State reserving the right to fix a different rent periodically during the lease term.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance with coverage of no less than \$1,000,000.

OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.
2. The applicant is a homeowners' association. The homeowners' pier is utilized by the owners and their guests. Because its membership currently includes six percent (6%) of non-natural persons as members,

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the applicant does not fully meet the criteria of Public Resources Code section 6503.5 for rent free status. Therefore, a portion of the rent related to the pier is the result of a proration according to this percentage and the minimum annual rent of \$50 is being assessed.

3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; Title 2, California Code of Regulations, section 2905 (a) (2).
Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.
4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

EXHIBIT:

- A. Site and Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a) (2).

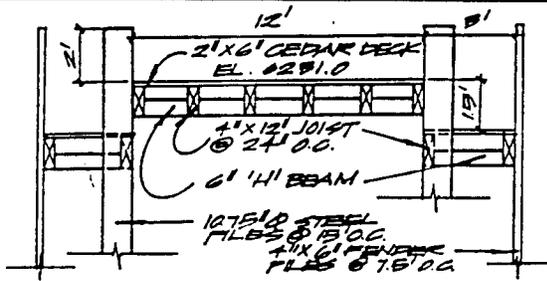
CALENDAR ITEM NO. C36 (CONT'D)

SIGNIFICANT LANDS INVENTORY FINDING:

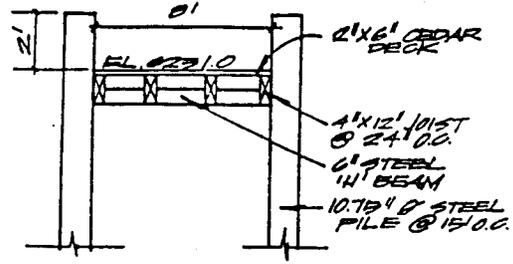
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

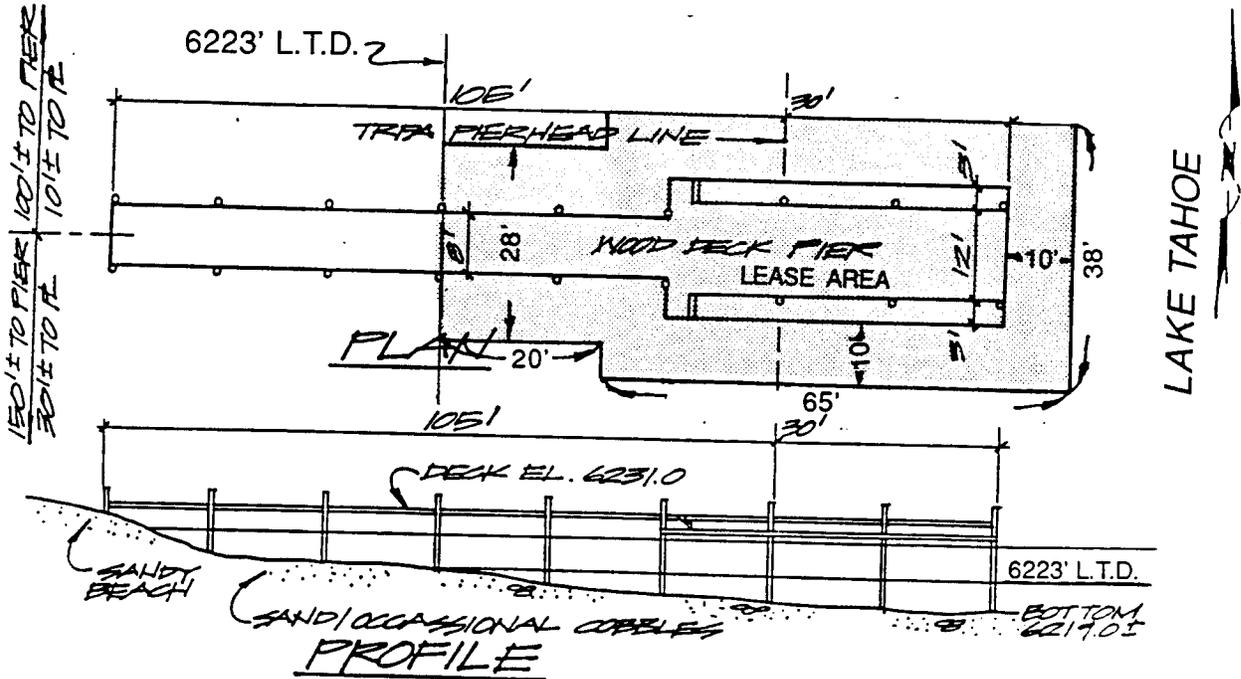
AUTHORIZE ISSUANCE TO THE MOANA BEACH PROPERTY OWNERS ASSOCIATION, INC. OF A GENERAL LEASE - RECREATIONAL USE, BEGINNING OCTOBER 26, 1994 FOR A TERM OF TEN YEARS, FOR A JOINT-USE PIER ON THE LAND SHOWN ON EXHIBIT A, ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; ANNUAL RENT IN THE AMOUNT OF \$50 WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; LIABILITY INSURANCE WITH COVERAGE OF NO LESS THAN \$1,000,000.



PIERHEAD SECTION

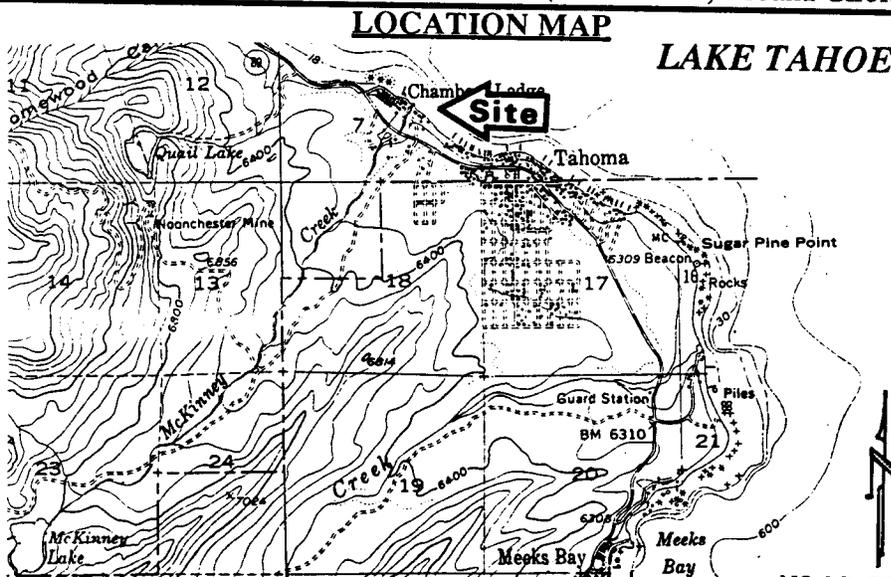


WALKWAY SECTION



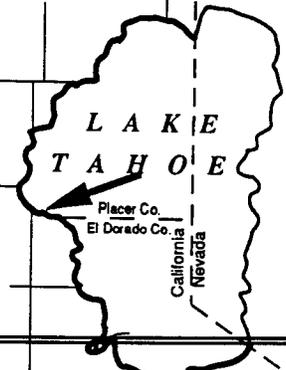
(No Number) Moana Circle

NO SCALE



NO SCALE

Exhibit A
 PRC 7354.1
 APN 98 - 191 - 11
 Lake Tahoe
 PLACER COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

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