MINUTE ITEM
This Calendar Item No. C34 was approved as Minute Item No. 34 by the California State Lands Commission by a vote of 3 to 0 at its 8/26/97 meeting.

CALENDAR ITEM
C34

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08/26/97
PRC 6368.9
J. Ludlow

RECREATIONAL PIER LEASE

APPLICANT:

James C. Calcagno; Joseph S. Calcagno, Jr. and Karen C. Calcagno, Trustees, U.D.T. (Under Declaration of Trust), Dated March 20, 1996, Trustees of the Calcagno Living Trust; and Frederick William Smith and Carolyn Calcagno Smith
P.O. Box 1080
Soquel, California 95072

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Lake Tahoe, at Tahoma, Placer County.

AUTHORIZED USE:

Reconstruction of an existing pier, addition of a boat lift and the continued use and maintenance of two mooring buoys, as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning August 1, 1997.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance in the amount of no less than $300,000.

Other:

The lease is conditioned on lessee obtaining authorization from the Tahoe Regional Planning Agency for the mooring buoys within two years from the effective date of the authorization of the buoys by the Commission.

OTHER PERTINENT INFORMATION:

1. **Pier Reconstruction:** 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 2, Replacement or Reconstruction; Title 2, California Code of Regulations, section 2905 (b). Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

2. **Boat Lift:** 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 3, New Construction of Small Structures; Title 14, California Code of Regulations, section 15303 (e). Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300.

3. **Buoys:** 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.

APPROVALS OBTAINED: (Pier Reconstruction)
Tahoe Regional Planning Agency

FURTHER APPROVALS REQUIRED: (Pier Reconstruction)
California Department of Fish and Game, California State Lands Commission, United States Army Corps of Engineers

FURTHER APPROVALS REQUIRED: (Buoys)

United States Army Corps of Engineers, Tahoe Regional Planning Agency

EXHIBIT

A. Site and Location Map

PERMIT STREAMLINING ACT DEADLINE:

September 15, 1997

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

PIER RECONSTRUCTION: 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 2, REPLACEMENT OR RECONSTRUCTION; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (b).

BOAT LIFT: 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 3, NEW CONSTRUCTION OF SMALL STRUCTURES; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15303 (e).

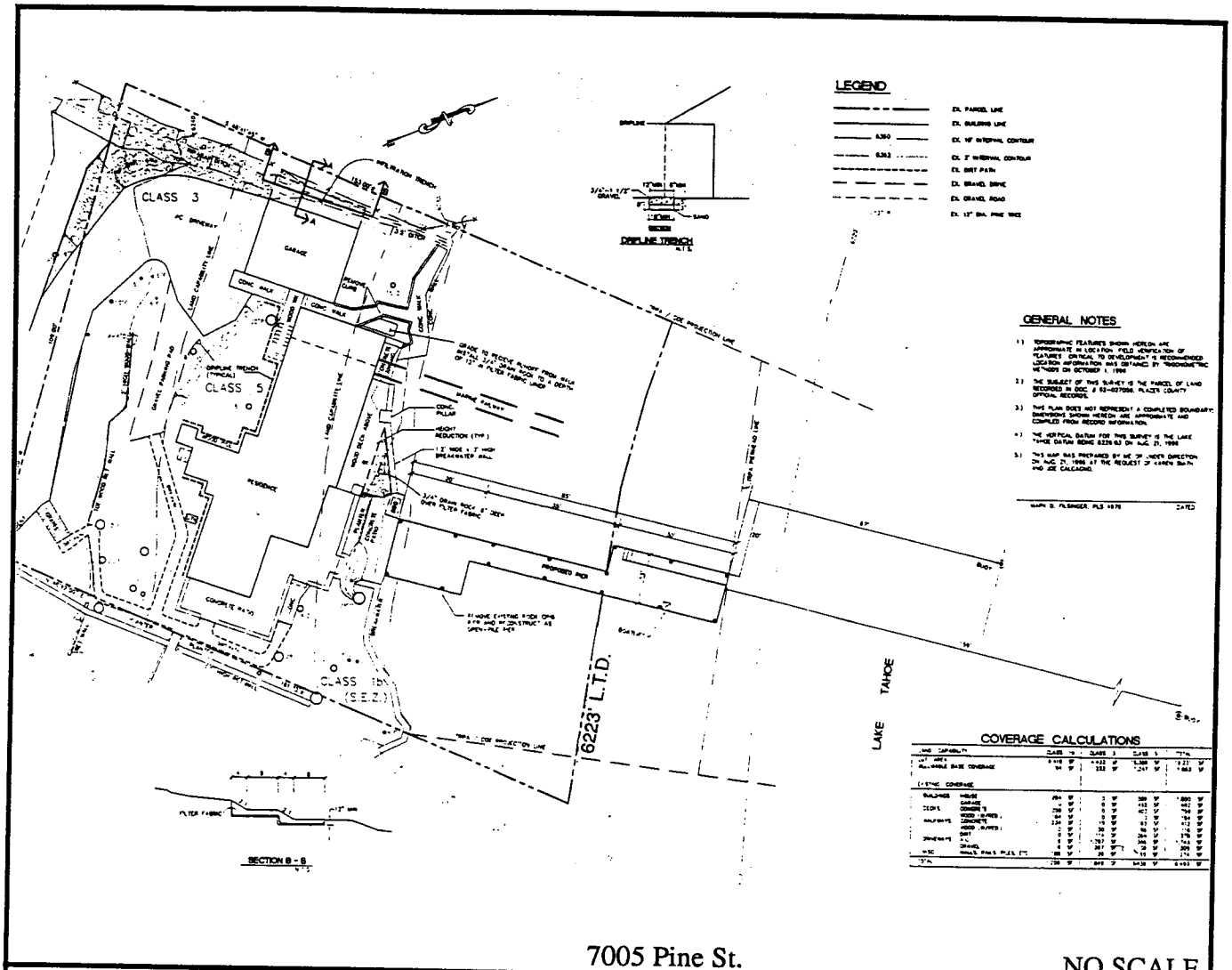
BUOYS: FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a) (2).

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 JAMES C. CALCAGNO; JOSEPH S. CALCAGNO, JR. AND KAREN C. CALCAGNO, TRUSTEES, U.D.T. (UNDER DECLARATION OF TRUST), DATED MARCH 20, 1996, TRUSTEES OF THE CALCAGNO LIVING TRUST; AND FREDERICK WILLIAM SMITH AND CAROLYN CALCAGNO SMITH OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING AUGUST 1, 1997, FOR RECONSTRUCTION OF AN EXISTING PIER, ADDITION OF A BOAT LIFT AND THE CONTINUED USE AND MAINTENANCE OF TWO MOORING BUOYS, ON THE LAND SHOWN ON EXHIBIT A, ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN $300,000.



7005 Pine St.

NO SCALE

LOCATION MAP

NO SCALE

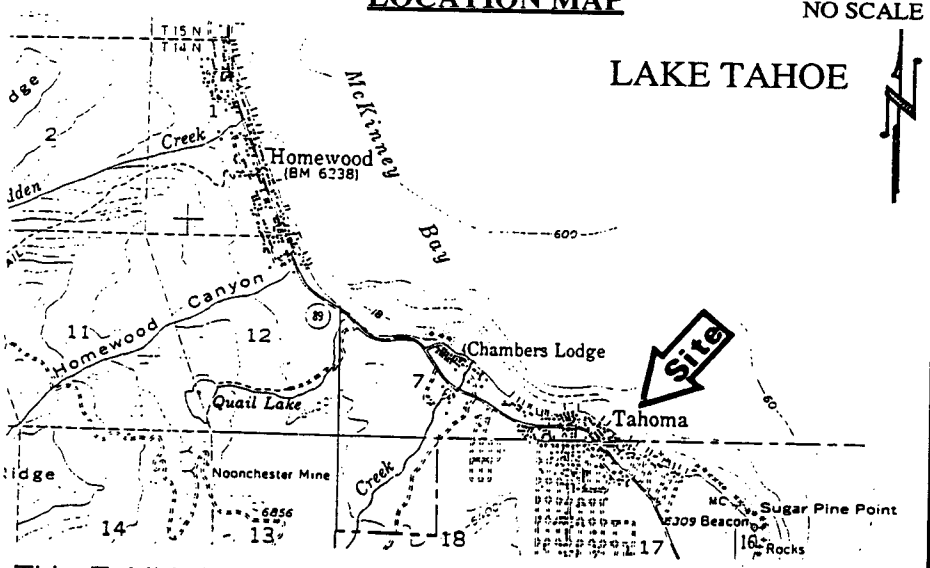


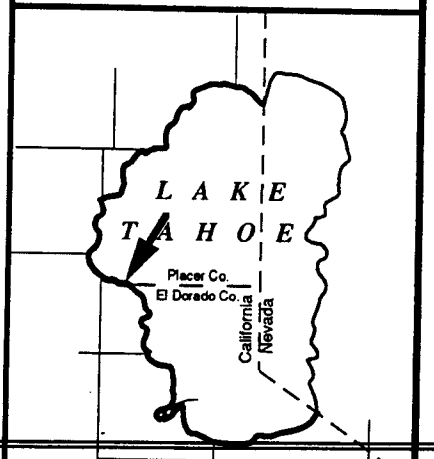
Exhibit A

PRC 6368.9

APN 98 - 210 - 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.