

MINUTE ITEM

This Calendar Item No. C09 was approved as Minute Item No. 09 by the California State Lands Commission by a vote of 3 to 0 at its 11/07/97 meeting.

CALENDAR ITEM

C09

A 4
S 1

11/07/97
PRC 7251.9
G. Cooper

**TERMINATION OF RECREATIONAL PIER PERMIT
ISSUANCE OF NEW RECREATIONAL PIER LEASE**

LESSEES:

Robert L. Chambers and June M. Chambers, Trustees
449 Whiskey Hill Road
Woodside, California 94062

APPLICANTS:

Paul Otellini and Sandra Price, Co-Trustees of the
Otellini Family Trust dated October 26, 1987
2559 Green Street
San Francisco, California 94123

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Lake Tahoe, near Tahoe City, Placer County.

AUTHORIZED USE:

Modification of pier/boathouse, continued use and maintenance of one mooring buoy and retention of a second mooring buoy, as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning October 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 (TRPA) for the buoys within two years from the effective date of the authorization of the buoys by the Commission.

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OTHER PERTINENT INFORMATION:

1. On October 7, 1988, the Commission authorized the issuance of a Recreational Pier Permit No. PRC 7251.9, to Robert L. Chambers and June M. Chambers, Trustees, for the use and maintenance of a recreational pier and one mooring buoy. The property was sold, and on October 5, 1995, the property's title was transferred to Paul Otellini and Sandra Price, Co-Trustees of the Otellini Family Trust dated October 26, 1987.
2. Staff sent a quitclaim deed to Lessee for signature but due to a personal hardship situation Lessee was unable to execute the document.
3. As to the termination of the existing Recreational Pier Permit: 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 because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: Public Resources Code section 21065 and Title 14, California Code of Regulations, section 15378.

As to the issuance of the new Recreational Pier Lease: 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 projects are exempt under Class 3, New Construction of Small Structures (Pier/Boathouse & One Buoy) and Class 1, Existing Facilities (One Buoy). Title 2, California Code of Regulations, section 2905 (c) (1), section 2905 (c) (3), and 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,

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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:

TRPA (Pier/Boathouse)

FURTHER APPROVALS REQUIRED:

California Department of Fish and Game (Pier/Boathouse), California State Lands Commission (Pier/Boathouse/Buoys), TRPA (Buoys), United States Army Corps of Engineers (Pier/Boathouse/Buoys).

EXHIBIT:

A. Site and Location Map

PERMIT STREAMLINING ACT DEADLINE:

November 1, 1997.

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

AS TO THE TERMINATION OF THE EXISTING RECREATIONAL PIER PERMIT: FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061, BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE 21065, AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

AS TO THE ISSUANCE OF THE NEW RECREATIONAL PIER LEASE: 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 (PIER/BOATHOUSE AND ONE BUOY); CLASS 1 EXISTING FACILITIES (ONE BUOY); TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (c), (1), SECTION 2905 (c) (3), AND SECTION 2905 (a) (2).

CALENDAR ITEM NO. C09 (CONT'D)

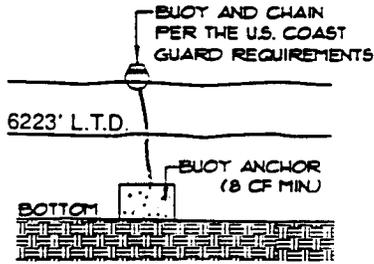
SIGNIFICANT LANDS INVENTORY FINDING:

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 THE TERMINATION OF RECREATIONAL PIER PERMIT NO. 7251.9 ISSUED TO ROBERT L. CHAMBERS AND JUNE M. CHAMBERS, TRUSTEES, AND APPROVED BY THE COMMISSION ON OCTOBER 7, 1988, MINUTE ITEM 1, FOR THE VACATION OF THE PERMIT PREMISES DURING THE PERMIT TERM.

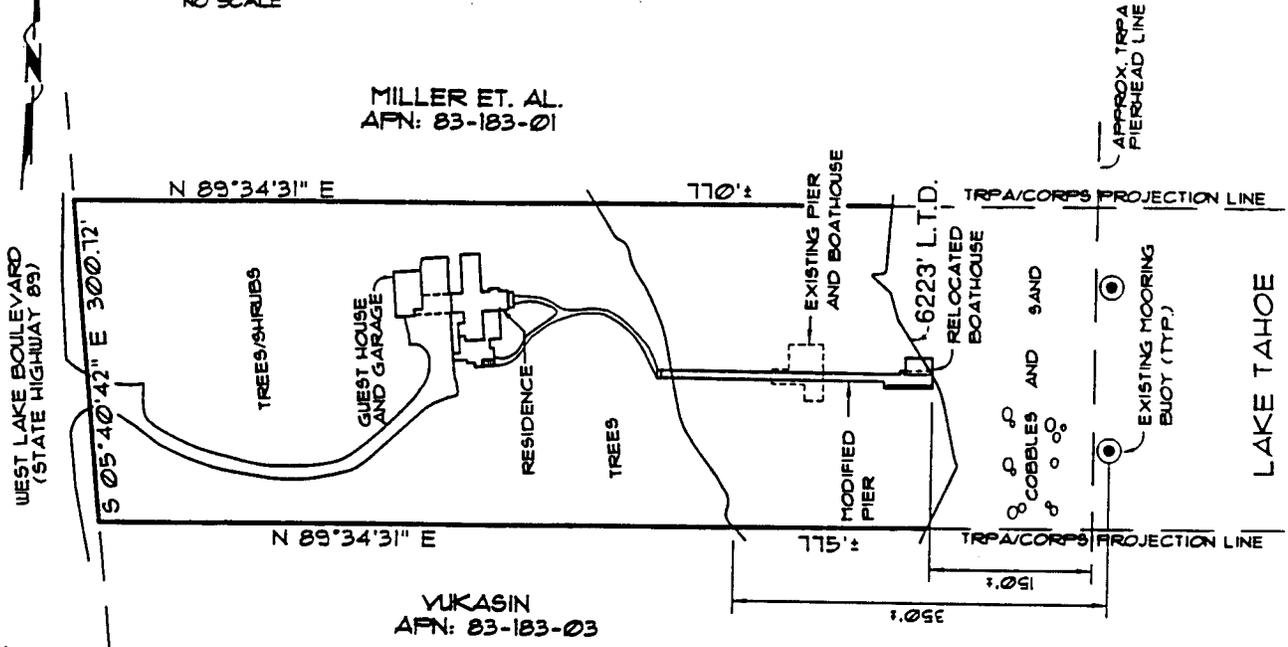
AUTHORIZE ISSUANCE TO PAUL OTELLINI AND SANDRA PRICE, CO-TRUSTEES OF THE OTELLINI FAMILY TRUST DATED OCTOBER 26, 1987, OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING OCTOBER 1, 1997, FOR THE MODIFICATION OF AN EXISTING PIER/BOATHOUSE, MAINTENANCE OF A MOORING BUOY, AND RETENTION OF A SECOND MOORING BUOY 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.



BUOY DETAIL
NO SCALE

NOTES

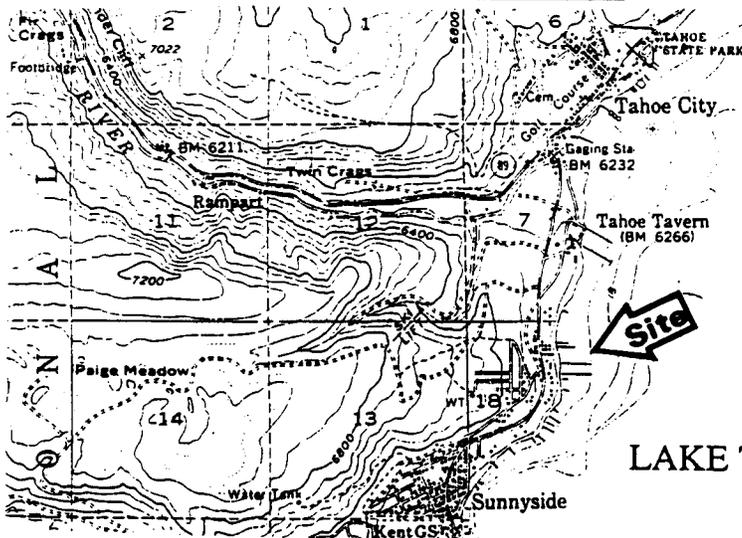
THIS PROJECT INVOLVES MODIFYING AND EXTENDING AN EXISTING PIER AND BOATHOUSE TOWARDS CONFORMANCE WITH CURRENT AGENCY STANDARDS.

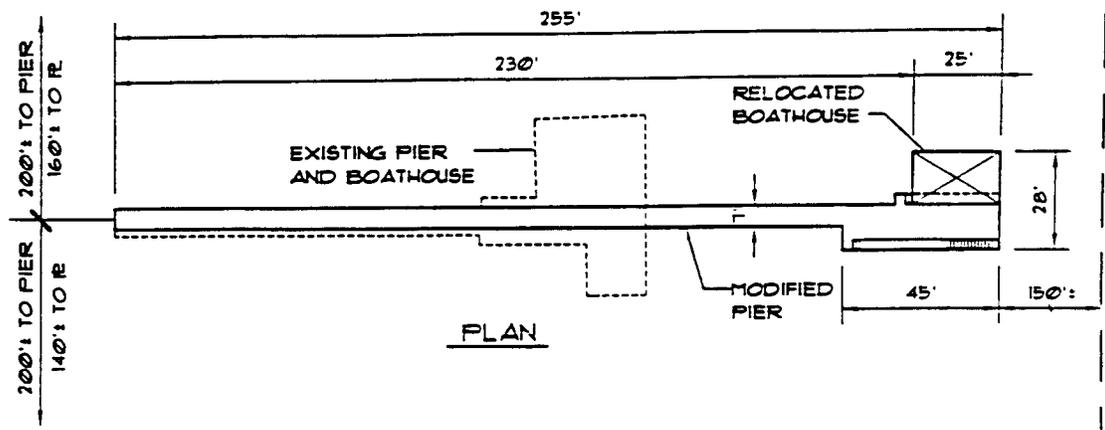


900 / 950 West Lake Blvd.

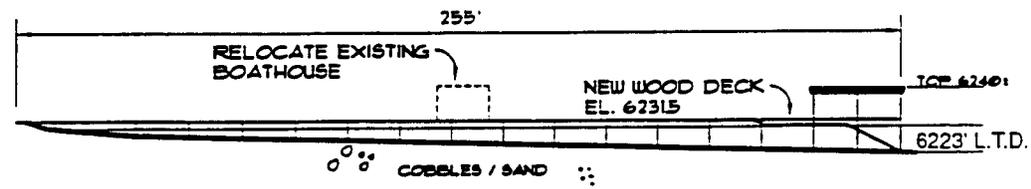
NO SCALE

LOCATION MAP

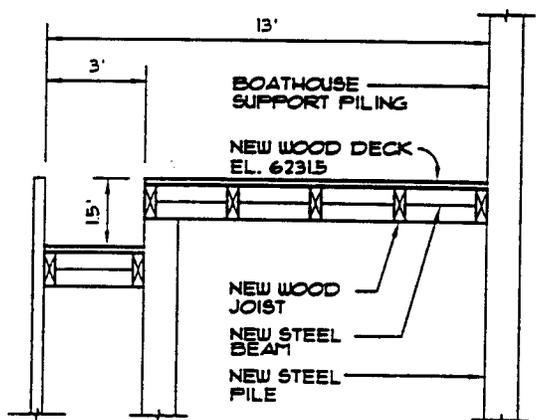




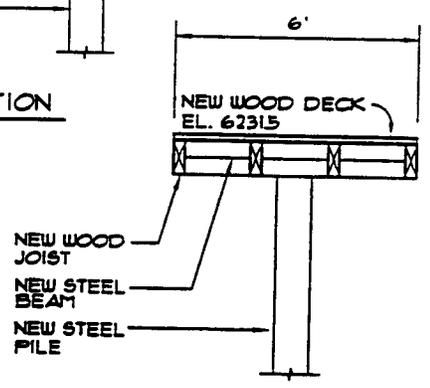
PLAN



PROFILE



TYPICAL PIERHEAD SECTION
NO SCALE



TYPICAL PIER WALKWAY
NO SCALE

NO SCALE

Exhibit A
 PRC 7251.9
 APN 83 - 183 - 05, 06, & 07
 Lake Tahoe
 PLACER COUNTY
 Sheet 2 of 2 Sheets



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.