

MINUTE ITEM

This Calendar Item No. C35 was approved as Minute Item No. 35 by the California State Lands Commission by a vote of 3 to 0 at its 2/27/98 meeting.

**CALENDAR ITEM
C35**

A 17
S 5

02/27/98
PRC 3937 WP 3937.9
D. Jones

RECREATIONAL PIER LEASE

APPLICANTS:

Richard T. Stephens and Donna S. Stephens,
co-trustees of the Richard and Donna Stephens Family Trust
(a revocable inter vivos trust, under Agreement Dated January 31,
1992)
4439 Yacht Harbor Drive
Stockton, California 95204

AREA, LAND TYPE, AND LOCATION:

Tide and submerged lands in the Calaveras River, near Stockton, San Joaquin County.

AUTHORIZED USE:

Continued use and maintenance of an existing 8 foot x 60 foot floating boat dock, a 6 foot x 34 foot walkway, and an 8 foot x 20 foot platform.

LEASE TERM:

Ten years, beginning March 13, 1998.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Liability insurance with coverage of no less than \$300,000.

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OTHER PERTINENT INFORMATION:

1. 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.

2. 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.

EXHIBITS:

- A. Site Map
- B. 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).

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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 RICHARD T. STEPHENS AND DONNA S. STEPHENS, CO-TRUSTEES OF THE RICHARD AND DONNA STEPHENS FAMILY TRUST (A REVOCABLE INTER-VIVOS TRUST), UNDER AGREEMENT DATED JANUARY 31, 1992, OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING MARCH 13, 1998, FOR AN 8 FOOT X 60 FOOT FLOATING BOAT DOCK, A 6 FOOT X 34 FOOT WALKWAY, AND AN 8 FOOT X 20 FOOT PLATFORM 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.

CALAVERAS

14" D. Creosote Piles Driven 14'-0" N

RIVER

60'-0"

FLOATING WHARF

WALKWAY

34'-0"

34'-0"

12" Creosote Piles Driven 12'-0"

MLLW

MHHW

Property Line

Lot #29 Riviera Cliffs

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This Land description 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.

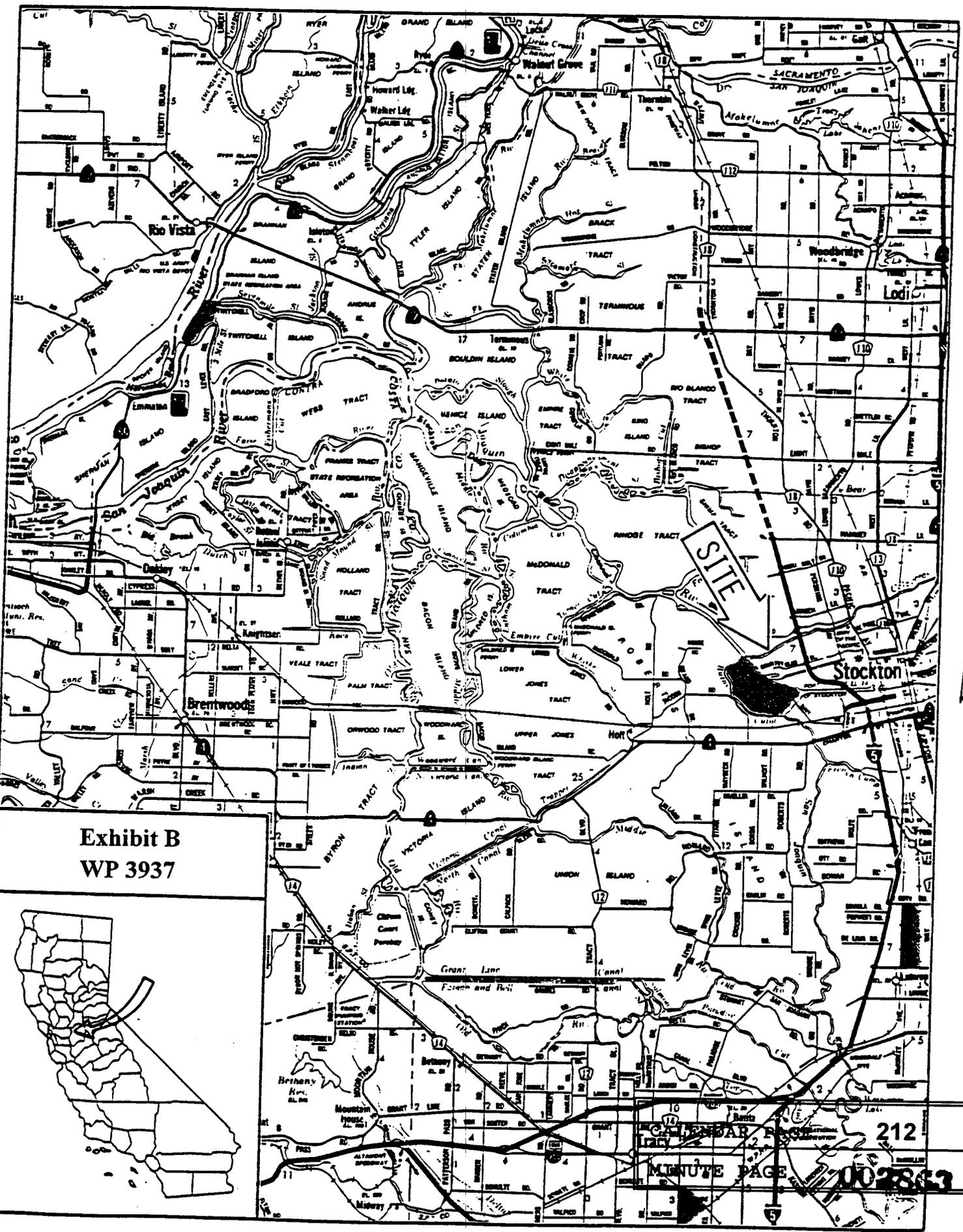


Exhibit B
WP 3937



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