

MINUTE ITEM

This Calendar Item No. C38 was approved as Minute Item No. 38 by the California State Lands Commission by a vote of 3 to 0 at its 12/16/98 meeting.

CALENDAR ITEM

C38

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12/16/98
PRC 3599.9
L. Fiack

RECREATIONAL PIER LEASE

APPLICANTS:

Timothy H. Martin and Kristine Martin as Trustees of the Timothy H. Martin and Kristine Martin Living Trust Agreement, Six Wheeler-Tahoe Partners, L.P., a California Limited Partnership, Georgia Ann Kraus Edwards, Frank E. Kraus, and Marshall D. Kraus and Nancy Fiddymont Kraus Revocable Trust
2150 Augusta Avenue
Reno, Nevada 89509

AREA, LAND TYPE, AND LOCATION:

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

AUTHORIZED USE:

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

LEASE TERM:

Ten years, beginning July 19, 1998.

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:

This lease is conditioned on Lessee's obtaining authorization from the Tahoe Regional Planning Agency (TRPA) for the mooring 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. 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.

FURTHER APPROVALS REQUIRED:

Buoys: Tahoe Regional Planning Agency

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. C38 (CONT'D)

SIGNIFICANT LANDS INVENTORY FINDING:

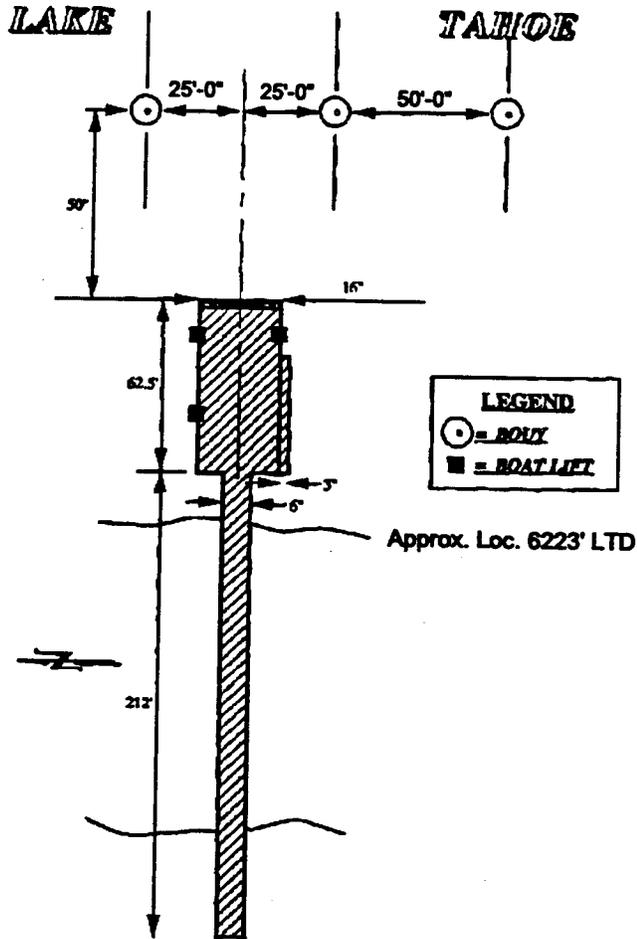
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO TIMOTHY H. MARTIN AND KRISTINE MARTIN AS TRUSTEES OF THE TIMOTHY H. MARTIN AND KRISTINE MARTIN LIVING TRUST AGREEMENT, SIX WHEELER-TAHOE PARTNERS, L.P., A CALIFORNIA LIMITED PARTNERSHIP, GEORGIA ANN KRAUS EDWARDS, FRANK E. KRAUS, AND MARSHALL D. KRAUS AND NANCY FIDDYMENT KRAUS REVOCABLE TRUST OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING JULY 19, 1998, FOR CONTINUED USE AND MAINTENANCE OF A JOINT-USE PIER AND THREE 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.

NO SCALE

SITE MAP



3765 Bellevue

NO SCALE

LOCATION MAP

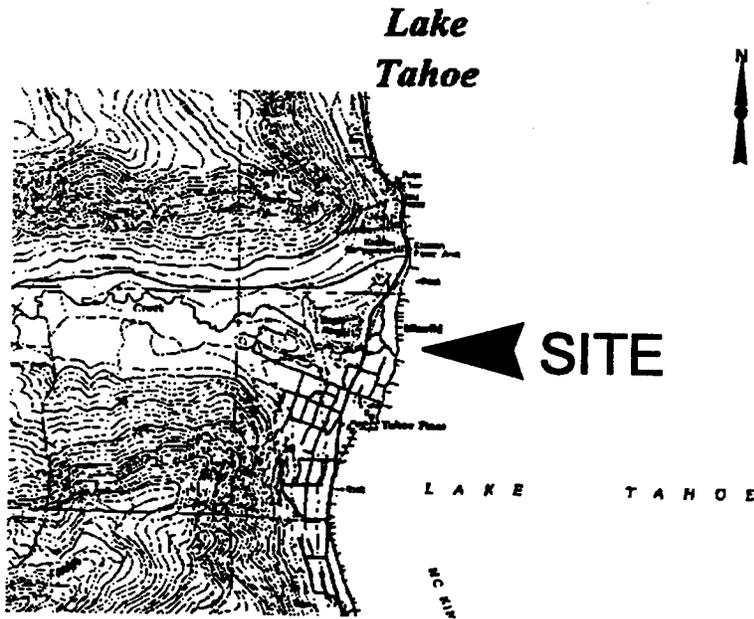
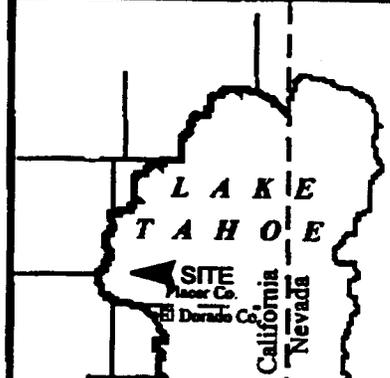


Exhibit A
 WP 3599.9
 APN 085-202-002-000
 Lake Tahoe
 PLACER COUNTY



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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