

MINUTE ITEM
This Calendar Item No. C38
was approved as Minute Item
No. 38 by the State Lands
Commission by a vote of 3
to 0 at its 9-19-00
meeting.

CALENDAR ITEM
C38

A 5
S 6

09/19/00
WP 4570.9
F. Singer

RECREATIONAL PIER LEASE

APPLICANTS:

Richard C. Thomson and Nina T. Thomson
4625 Garden Highway
Sacramento, California 95837

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Sacramento River, near the city of Sacramento,
Sacramento County.

AUTHORIZED USE:

Reconstruction, use, and maintenance of a 4 foot by 12 foot floating boat dock,
and a 16 foot gangway subject to the Special Provisions attached as Exhibit B.

LEASE TERM:

Ten years, beginning December 16, 2000.

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 PERTINENT INFORMATION:

1. On March 6, 1991, the Commission authorized a Recreational Pier Lease with Richard C. Thomson and Nina T. Thomson. That lease will expire on December 15, 2000. The improvements authorized by that lease were destroyed by flood. Applicant is a natural person who has improved the littoral land with, and only uses the upland for, a single-family dwelling. Richard C. Thomson and Nina T. Thomson are now applying for a new Recreational Pier Lease.

CALENDAR ITEM NO. C38 (CONT'D)

2. 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.

3. 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 and Location Map
- B. Special Provisions

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

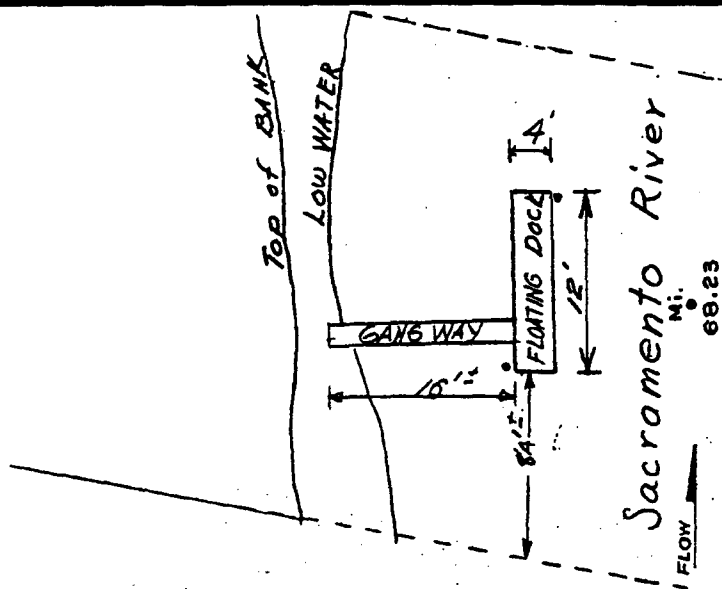
SIGNIFICANT LANDS INVENTORY FINDING:

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.

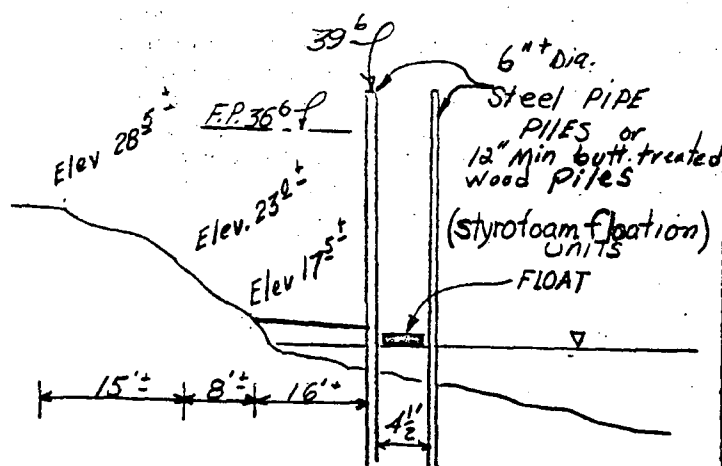
CALENDAR ITEM NO. C38 (CONT'D)

AUTHORIZATION:

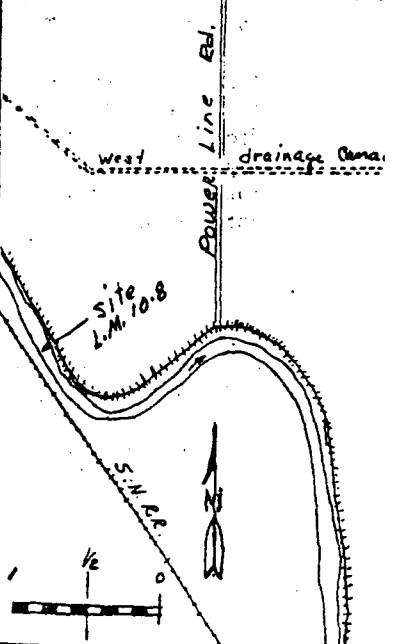
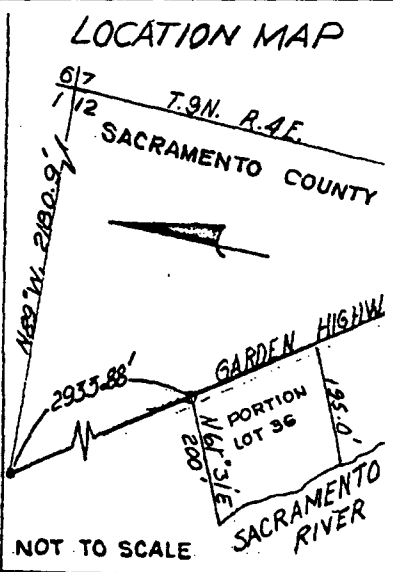
AUTHORIZE ISSUANCE TO RICHARD C. THOMSON AND NINA T. THOMSON OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING DECEMBER 15, 2000, FOR THE RECONSTRUCTION, USE, AND MAINTENANCE OF A FLOATING BOAT DOCK AND RAMP ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF TOGETHER WITH SPECIAL PROVISIONS CONTAINED IN EXHIBIT B; NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$300,000.



PLAN
NOT TO SCALE



ELEVATION
NOT TO SCALE



**FLOATING BOAT DOCK
GANGWAY**

LOCATION
LOT NO 36 NATOMAS
RIVERSIDE SUBDIVISION 3

ADDRESS 4625
Garden Highway

CALENDAR PAGE 000278
MINUTE PAGE 009194

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

Exhibit A
WP 4570.9

Special Provisions

1. Lessee is allowed to reconstruct the improvements shown on Exhibit A. Any variation from or additions to the structures indicated on Exhibit A must be approved by Lessor before construction begins.
2. Upon reconstruction of the floating boat dock and gangway, Lessee shall submit post-construction photographs and disclose construction dates.
3. To provide for the State-endangered and Federal- threatened Winter Chinook Salmon, water side or in-water construction activities should only occur between July 1 and September 15.
4. To provide protection for the State-threatened Swainson's Hawk, construction activities should only occur between September 1 and February 28, unless otherwise permitted in writing by the California Department of Fish and Game. (This requirement may be lifted by the California Department of Fish and Game if the project site does not contain a Swainson's Hawk nest and the project activities will not occur within one-half mile of an active nest between March 1 and August 31.)

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Exhibit B
WP 4570.9