MINUTE ITEM
This Calendar Item No. C63
was approved as Minute Item
No. 63 by the State Lands
Commission by a vote of 3
to 0 at its 2-5-01
meeting

CALENDAR ITEM
C63

A 4

S 1

02/05/01
PRC 7401.9
B. Young

RECREATIONAL PIER LEASE

APPLICANTS:

Joan Y. Fiddyment Life Estate, John Clauss III,
Michael Clauss, James Clauss and Jo Costanzo
9166 Eden Oak Circle
Granite Bay, CA 95746-5887

AREA, LAND TYPE, AND LOCATION:

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

AUTHORIZED USE:

Continued use and maintenance two mooring buoys as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning January 1, 2001.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Insurance:

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

Other:

This lease is conditioned on Lessee obtaining authorization from the Tahoe Regional Planning Agency (TRPA) for the mooring buoys within two years after the adoption of the Lake Tahoe Shorezone Amendments-Draft Environmental Impact Statement (EIS) and approval of the ordinances based on the EIS.

OTHER PERTINENT INFORMATION:

1. On June 11, 1990, the Commission authorized a Recreational Pier Permit with Joan Fiddyment. That permit expired on June 10, 1995. The Applicants qualify for a rent-free Recreational Pier lease because the Applicants are natural persons who have improved the littoral land with, and only use the upland for, a single family dwelling. Joan Y. Fiddyment Life Estate, John Clauss III, Michael Clauss, James Clauss and Jo Costanzo, are now applying for a new Recreational Pier Lease.

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 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.

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.

FURTHER APPROVALS REQUIRED:

Buoys: Tahoe Regional Planning Agency

EXHIBIT:

A. Location and site map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

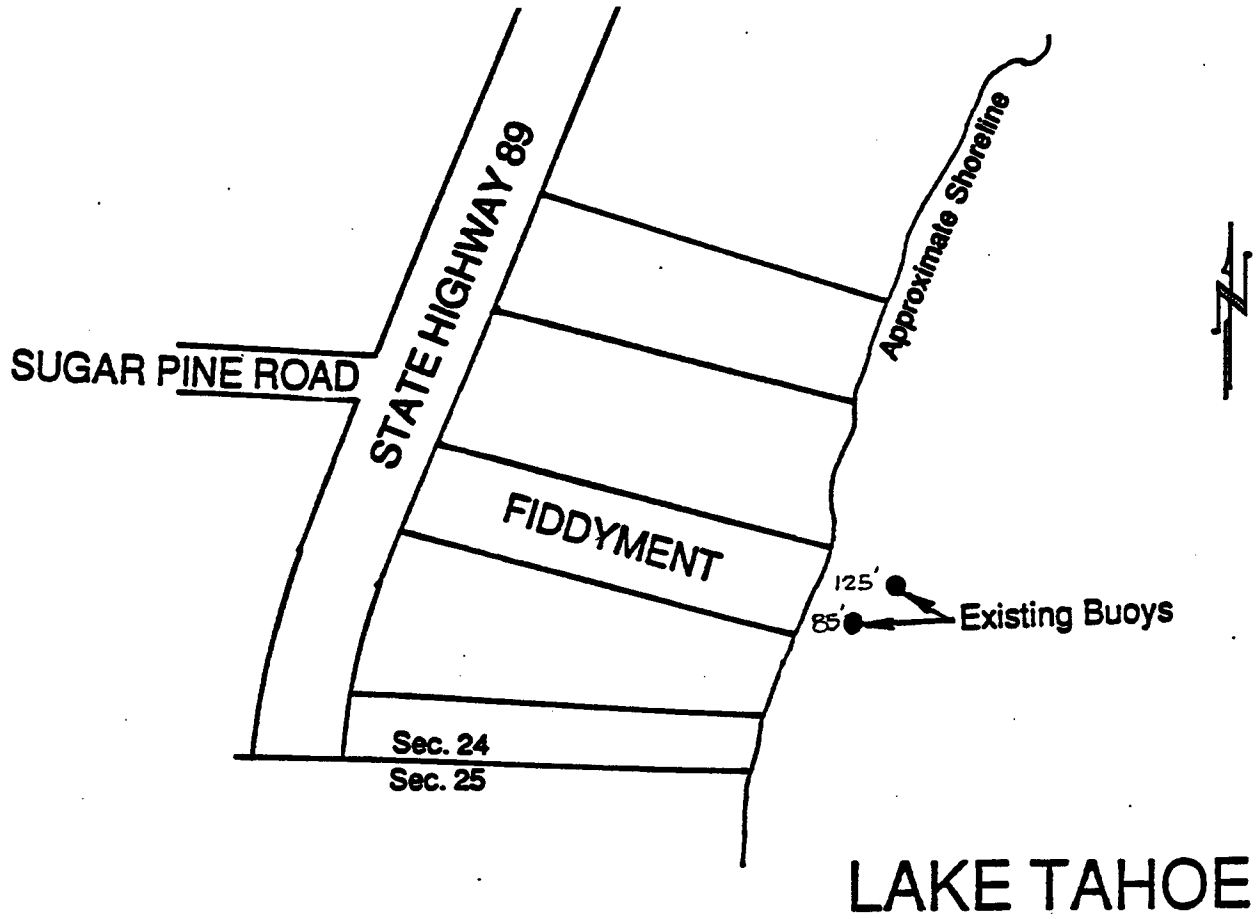
FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a)(2).

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 JOAN Y. FIDDYMENT LIFE ESTATE, JOHN CLAUSS III, MICHAEL CLAUSS, JAMES CLAUSS AND JO COSTANZO OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING JANUARY 1, 2001, FOR 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 WITH COVERAGE OF NO LESS THAN $300,000.



2600 West Lake Blvd.

NO SCALE

LOCATION MAP

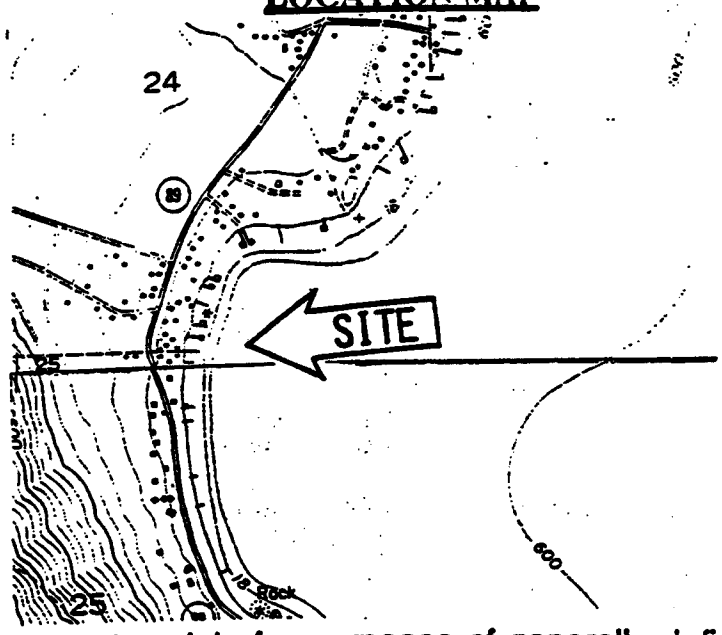
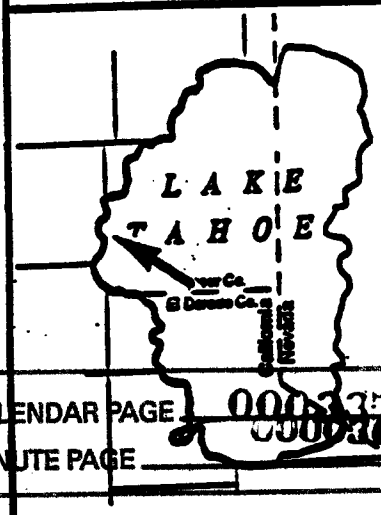


EXHIBIT A

PRC 7401.9
APN 084-132-006
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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