

MINUTE ITEM

This Calendar Item No. C29 was approved as Minute Item No. 29 by the California State Lands Commission by a vote of 3 to 0 at its 4-24-01 meeting.

**CALENDAR ITEM
C29**

A 67
S 35

04/24/01
PRC 3569 WP 3569.9
M. Hays

RECREATIONAL PIER LEASE

APPLICANT:

Lawrence C. Tistaert, as Trustee of Trust A of the James H. DeWald and Wanda E. DeWald Trust U/D/T dated August 13, 1986
P. O. Box 1070
South Gate, CA 90280

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Huntington Harbour, Huntington Beach, Orange County.

AUTHORIZED USE:

Continued use and maintenance of an existing boat dock as shown on Exhibit A attached.

LEASE TERM:

Ten years, beginning August 25, 2001.

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 July 15, 1991, the Commission authorized a Recreational Pier Permit with James DeWald. That lease will expire on August 24, 2001. Applicant qualifies for a Recreational Pier Lease because the Applicant is a natural person who has improved the littoral land with, and uses the upland for, a single-family dwelling. Lawrence C. Tistaert, as Trustee of Trust A of the James H. DeWald and Wanda E. DeWald Trust, U/D/T dated August 13, 1986, is now applying for a new Recreational Pier Lease.

CALENDAR PAGE **000194**
MINUTE PAGE **0000732**

CALENDAR ITEM NO. C29 (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 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.

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.

CALENDAR ITEM NO. C29 (CONT'D)

AUTHORIZATION:

AUTHORIZE ISSUANCE TO LAWRENCE C. TISTAERT, AS TRUSTEE OF TRUST A OF THE JAMES H. DEWALD AND WANDA E. DEWALD TRUST, U/D/T DATED AUGUST 13, 1986, OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING AUGUST 25, 2001, FOR CONTINUED USE AND MAINTENANCE OF AN EXISTING BOAT DOCK 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.

SITE PHOTO



17051 Bolero Lane, Huntington Beach

NO SCALE

LOCATION MAP

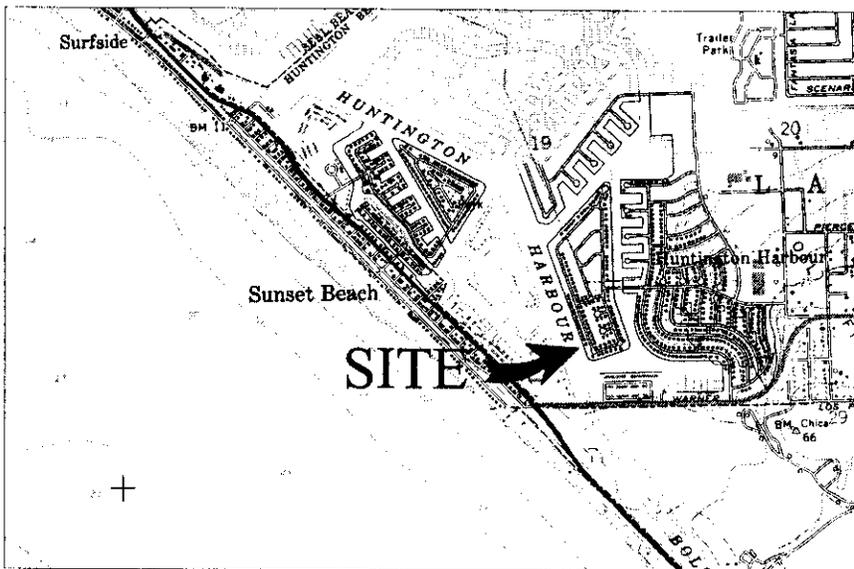


EXHIBIT A

WP 3569

APN 178-315-30
Huntington Beach
Orange County



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by Lessee or other parties, 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.

CALENDAR PAGE
MINUTE PAGE

006198

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