

MINUTE ITEM

This Calendar Item No. C55 was approved as Minute Item No. 55 by the California State Lands Commission by a vote of 3 to 0 at its 9-17-01 meeting.

**CALENDAR ITEM
C55**

A 3
S 1

09/17/01
W 8670.159
B. Young

GENERAL LEASE-RECREATIONAL USE

APPLICANT:

Donner Tract Improvement Association
P.O. Box 1078
Truckee, CA 96160

AREA, LAND TYPE, AND LOCATION:

0.12 acres, more or less, of sovereign lands in Donner Lake, near Truckee, Nevada County.

AUTHORIZED USE:

Use and maintenance of an existing rock crib pier, and construction of a new open pile pier as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning June 1, 2001.

CONSIDERATION:

\$79 per annum; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance with coverage of no less than \$1,000,00.

OTHER PERTINENT INFORMATION:

1. The applicant is a homeowners' association owning a littoral parcel from which the piers extend onto State-owned land. Donner Tract Improvement Association is now applying for a General Lease-Recreational Use. The annual rent for this lease is prorated according to the number of parcels qualifying for rent-free status pursuant to Public Resources Code Section 6503.5. Ninety-three percent of the parcels are owned by natural persons and qualify for the rent-free status while the

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remaining seven percent do not qualify to be rent-free under Public Resources Codes Section 6503.5.

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 3, New Construction of Small Structures; Title 2, California Code of Regulations, section 2905 (c)(1).

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:

July 25, 2001

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 3, NEW CONSTRUCTION OF SMALL STRUCTURES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (c)(1).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE

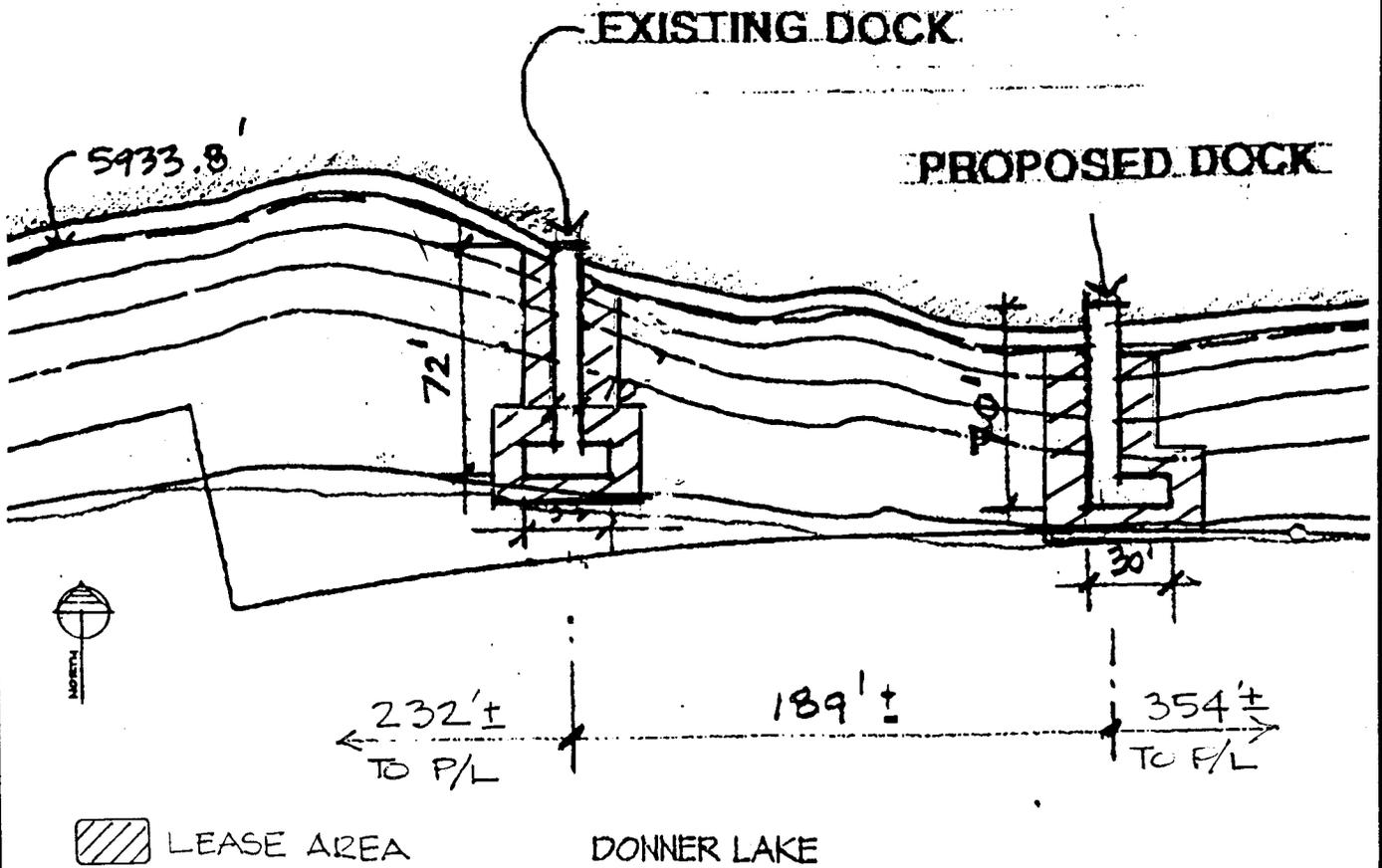
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LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370,
ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO DONNER TRACT IMPROVEMENT ASSOCIATION OF A GENERAL LEASE-RECREATIONAL USE, BEGINNING JUNE 1, 2001, FOR A TERM OF TEN YEARS, FOR USE AND MAINTENANCE OF AN EXISTING ROCK CRIB PIER AND CONSTRUCTION OF A NEW OPEN PILE PIER ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; ANNUAL RENT IN THE AMOUNT OF \$79 WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$1,000,000.



13955 Donner Pass Road

LOCATION MAP

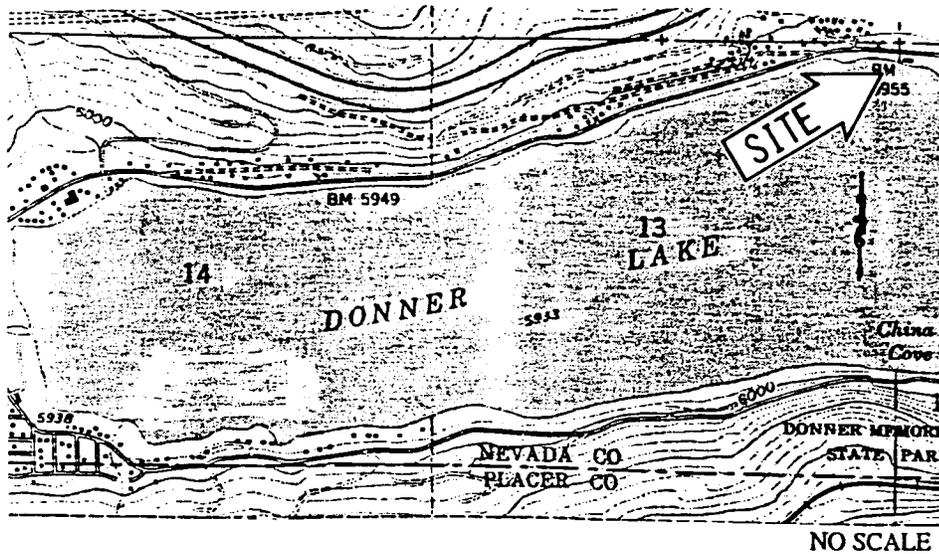


EXHIBIT A

W 8670.159
 APN 17-320-02
 Donner Lake

NEVADA 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.