

MINUTE ITEM
This Calendar Item No. ~~C05~~
was approved as Minute Item
No. 05 by the State Lands
Commission by a vote of 3
to 0 at its 11-26-01
meeting

**CALENDAR ITEM
C05**

A 9
S 6

11/26/01
PRC 5042.9
R. Barham

RECREATIONAL PIER LEASE

APPLICANTS:

James H. Frayser and Judy DeVille
2395 Garden Highway
Sacramento, CA 95833

AREA, LAND TYPE, AND LOCATION:

Tide and submerged lands in the Sacramento River, near the city of Sacramento,
Sacramento County.

AUTHORIZED USE:

Continued use and maintenance of an existing floating dock and pilings.

LEASE TERM:

Ten Years, beginning December 16, 2000.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5

SPECIFIC LEASE PROVISIONS:

Liability insurance in the amount of no less than \$300,000.

OTHER PERTINENT INFORMATION:

1. On December 12, 1990 the Commission authorized a Recreational Pier Lease with James H. Frayser and Judy DeVille. That lease expired on December 15, 2000. James H. Frayser and Judy DeVille are now applying for a new Recreational Pier Lease. Applicants qualify for a Recreational Pier Lease because the Applicants are natural persons who have improved the littoral land with, and use the upland for, a single-family dwelling.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the

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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.

EXHIBITS:

- A.. Site Map
- B. Location Map

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:

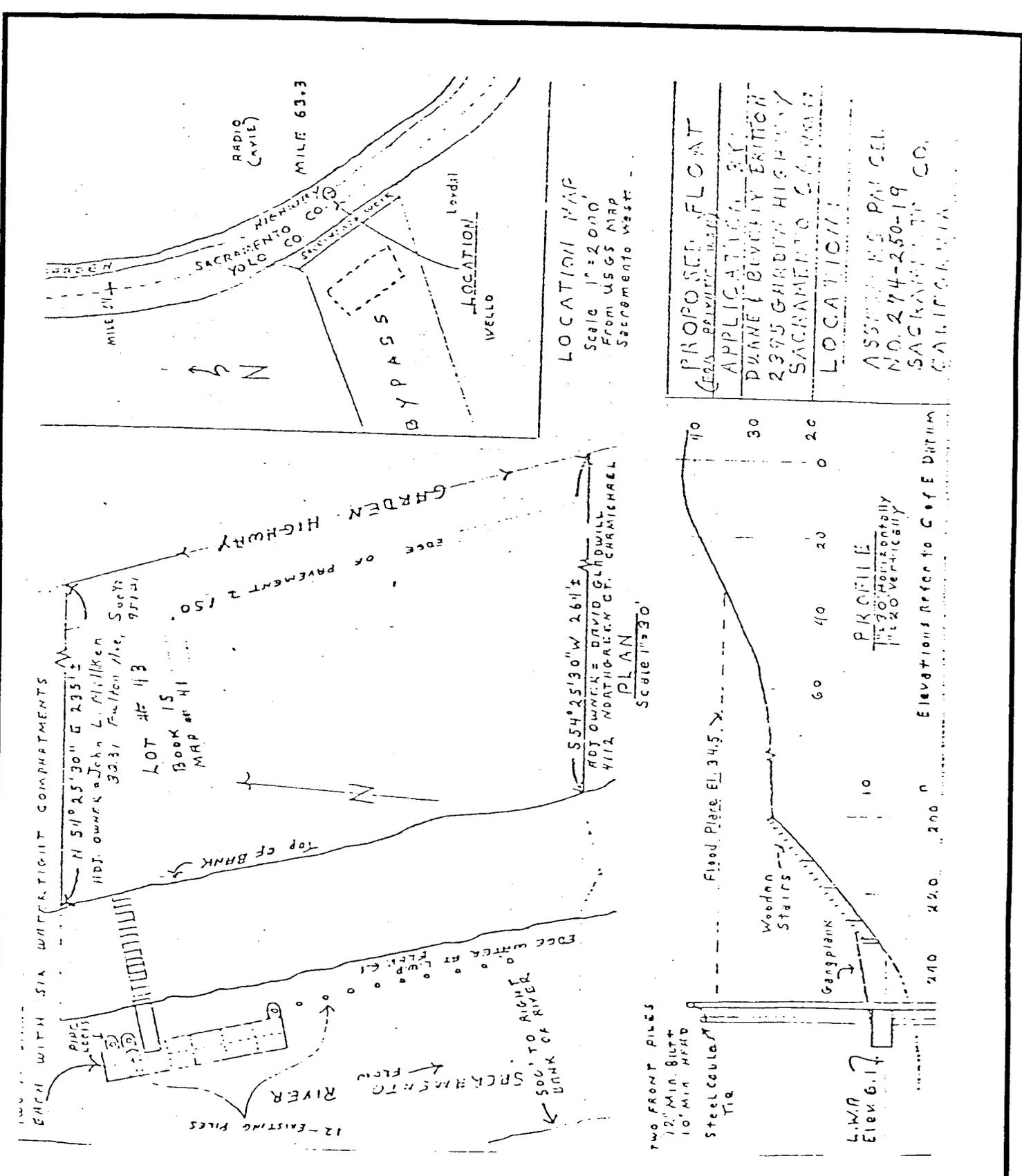
AUTHORIZE ISSUANCE TO JAMES H. FRAYSER AND JUDY DEVILLE OF A RECREATIONAL PIER LEASE, BEGINNING DECEMBER 16, 2000, FOR A TERM OF TEN YEARS, FOR THE USE AND MAINTENANCE OF AN EXISTING FLOATING DOCK AND PILINGS ON

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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.

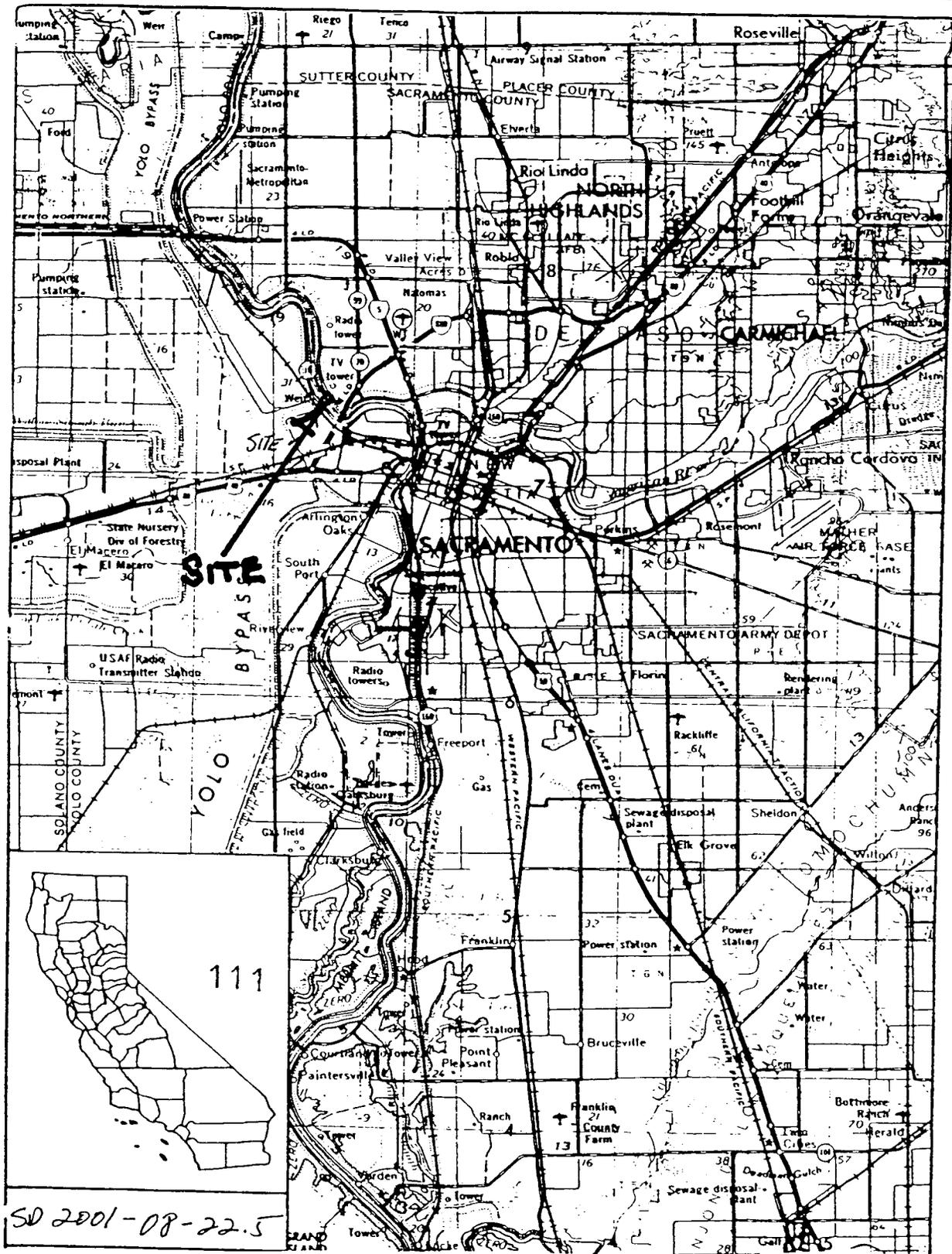
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This exhibit is solely for purposes of generally defining the area to be leased, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or other property.

EXHIBIT A

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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 B
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