

MINUTE ITEM
This Calendar Item No. C14
was approved as Minute Item
No. 14 by the State Lands
Commission by a vote of 3
to 0 at its 11-26-01
meeting

CALENDAR ITEM C14

A 17
S 5

11/26/01
PRC 4470 WP 4470.9
L. Burks

RECREATIONAL PIER LEASE

APPLICANTS:

Gilbert Somera and Irene Somera
4269 Yacht Harbor Drive
Stockton, California 95204

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Calaveras River, city of Stockton, San Joaquin County.

AUTHORIZED USE:

Continued use and maintenance of a 20 foot by 20 foot "L" shaped floating dock with ramp.

LEASE TERM:

Ten years, beginning August 1, 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 May 3, 1995, the Commission authorized a Recreational Pier Permit with Robert M. and Donna L. Humphreys/Randall J. Humphreys. That lease will expire on March 25, 2002. On September 5, 1997, the Humphreys deeded the littoral land to Gilbert and Irene Somera. Gilbert and Irene Somera are now applying for a new Recreational Pier Lease. Applicants qualify for a Recreational Pier Lease because they are natural persons who have improved the littoral land with, and use the upland for, a single-family dwelling.

CALENDAR ITEM NO. C14 (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.

EXHIBITS:

- A. Site Plan
- B. Location 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.

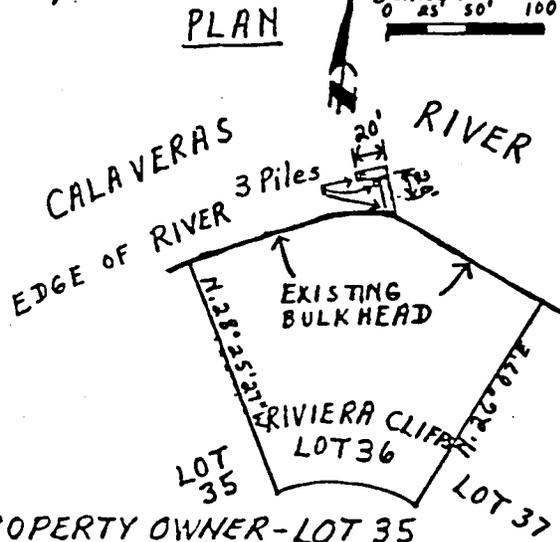
CALENDAR ITEM NO. C14 (CONT'D)

AUTHORIZATION:

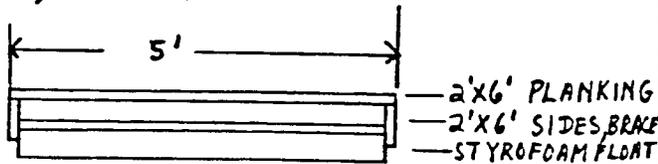
AUTHORIZE ISSUANCE TO GILBERT SOMERA AND IRENE SOMERA OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING AUGUST 1, 2001, FOR CONTINUED USE AND MAINTENANCE OF AN "L" SHAPED FLOATING DOCK WITH RAMP ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$300,000.

Area to be leased lies directly beneath dock and walkway, plus a necessary use area 10 feet in width around the entire dock and walkway. Excepting therefrom any portion lying above the ordinary high water mark.

ADJACENT PROPERTY OWNER - LOT 37
 ROBERT SANKUS, M.D.
 211 E. FLORA ST.
 STOCKTON, CALIF.

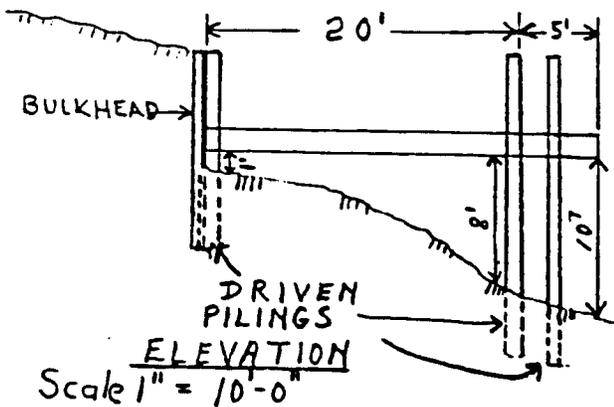


ADJACENT PROPERTY OWNER - LOT 35
 DORIS FERMSTEN
 4307 YACHT HARBOR DR
 STOCKTON, CALIF.

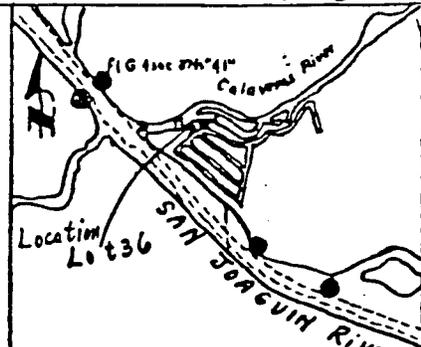


SECTION
 SCALE: $\frac{1}{2}'' = 1'-0''$

DISTANCE ACROSS WATER WAY
 IS APPROX 200'



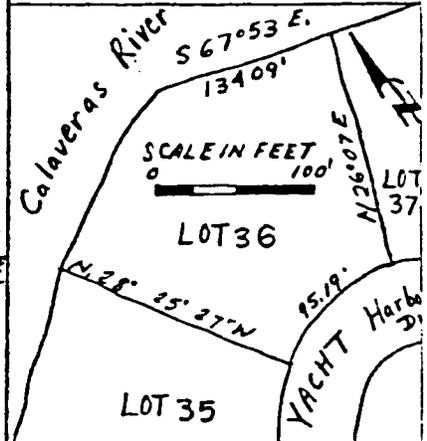
4545
 21 SEPT 69



ROUGH AND READY ISLAND
 LOCATION MAP

SCALE 1:40,000 at Lat. 38°25'

FROM U.S. DEPT. OF COMMERCE
 C&G.S. 5527 6th Ed. Sept. 23/68
 SOUNDINGS ARE IN FEET AND REFER
 TO M.L.L.W. D.O



PROPOSED FLOATING
 Docks

IN: CALAVERAS RIVER
 AT: LOT 36, Riviera Cliffs,
 SAN JOAQUIN COUNTY
 CALIF.

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.

EXHIBIT "A"
 CALENDAR PAGE 1406058
 MINUTE PAGE

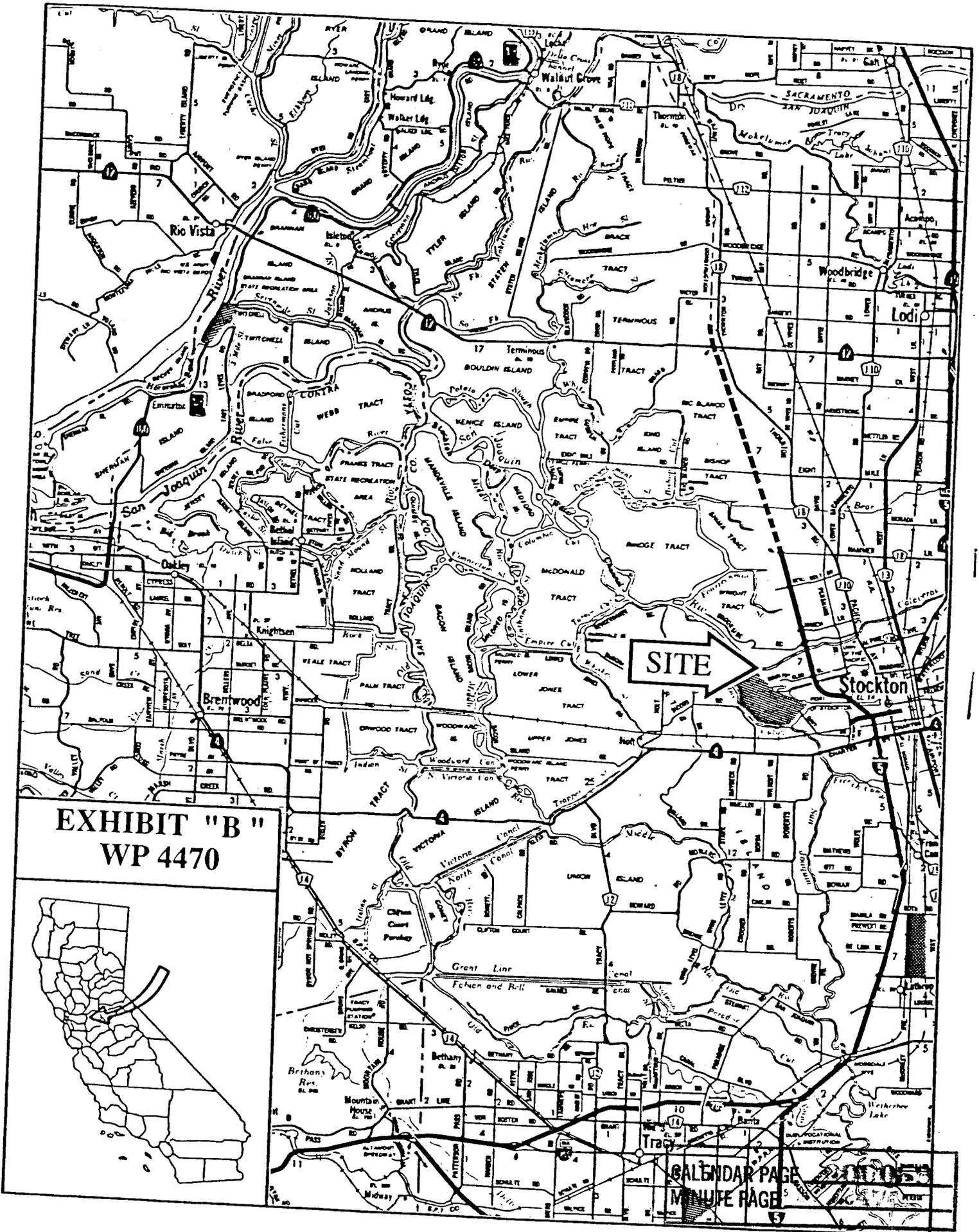


EXHIBIT "B"
WP 4470

SITE →

CALENDAR PAGE
 MINUTE PAGE