MINUTE ITEM
This Calendar Item No. C31 was approved as Minute Item No. 31 by the California State Lands Commission by a vote of 3 to 0 at its 6-14-02 meeting.

CALENDAR ITEM
C31

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06/18/02
PRC 5459 WP 5459
N. Quesada

RECREATIONAL PIER LEASE

APPLICANT:
Nara Gardens Homeowners Association

AREA, LAND TYPE, AND LOCATION:
Sovereign lands in the Corte Madera Canal, city of Greenbrae, Marin County.

AUTHORIZED USE:
Continued use and maintenance of an existing floating dock, pier and ramp.

LEASE TERM:
Ten years, beginning October 31, 2002.

CONSIDERATION:
No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:
Liability insurance in the amount of no less than $1,000,000.

OTHER PERTINENT INFORMATION:

1. On December 17, 1992, the Commission authorized a Recreational Pier Permit with Nara Gardens Homeowners Association. Nara Gardens Homeowners Association is now applying for a new Recreational Pier Lease. The applicant is a homeowner's association owning a littoral parcel from which a floating dock, pier and ramp extend onto State-owned land. The applicant qualifies for a rent-free Recreational Pier Lease because all twelve parcels within the association's condominium are owned by natural persons and, therefore, qualify for rent-free status pursuant to Section 6503.5 of the Public Resources Code.

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.

APPROVALS OBTAINED:

N/A.

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:

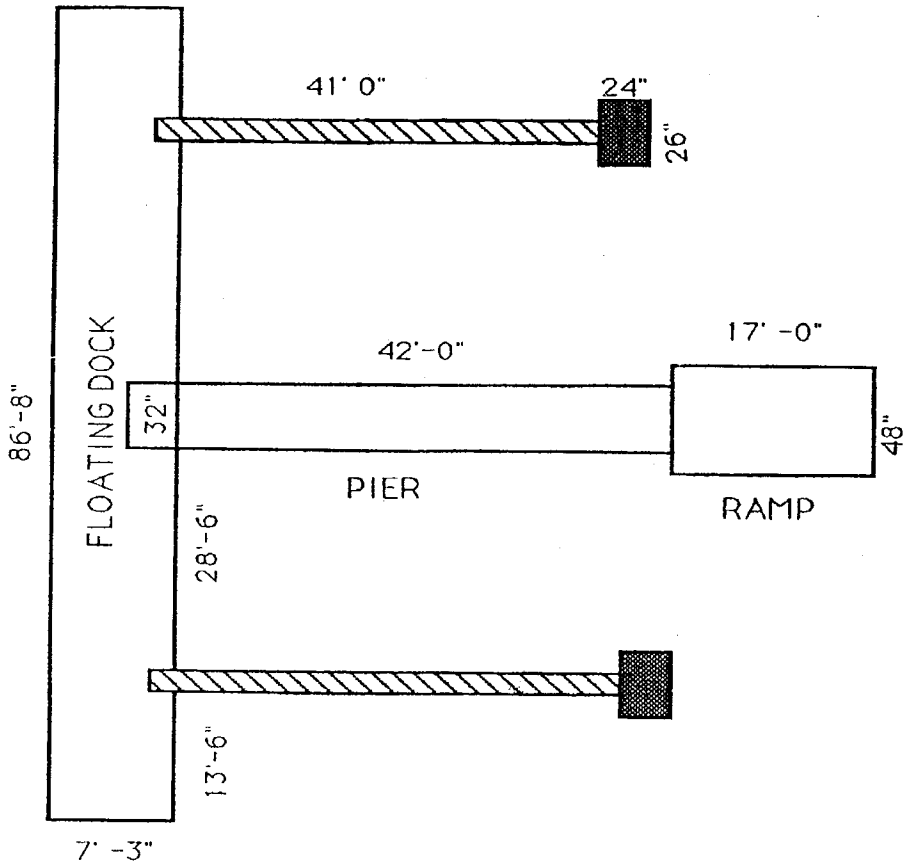
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO NARA GARDENS HOMEOWNERS ASSOCIATION OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING OCTOBER 31, 2002, FOR A FLOATING DOCK, PIER AND 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 $1,000,000.

Site Map

No Scale



N.Q. 4/23/02

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 to as a waiver or limitation of any state interest in the subject or any other property.

EXHIBIT A
PRC 5459.9
Nara Gardens Homeowners

Location Map

U.S. G. S Map

Site

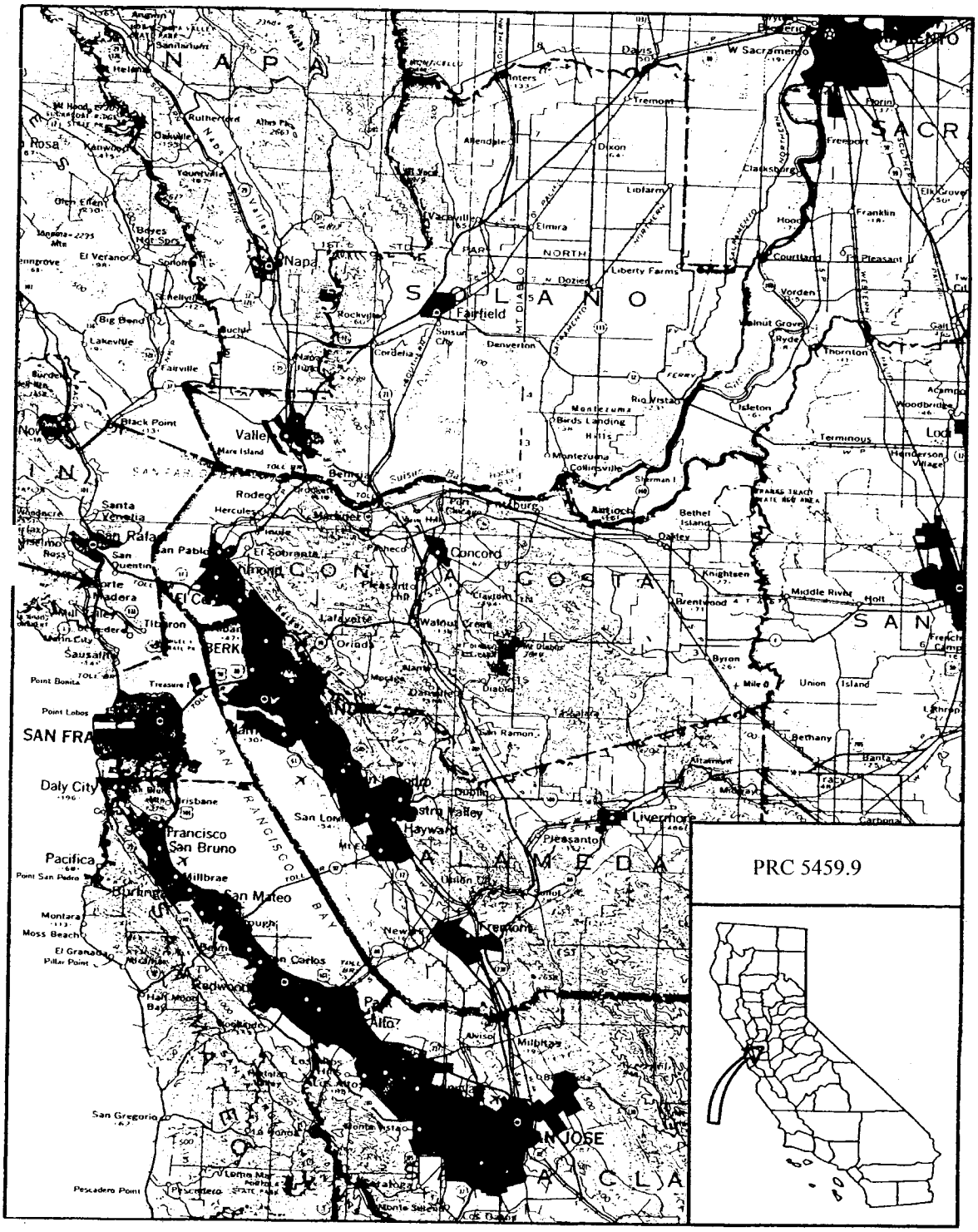


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EXHIBIT B

PRC 5459.9