

MINUTE ITEM
This Calendar Item No. C06 was approved as
Minute Item No. 06 by the California State Lands
Commission by a vote of 3 to 0 at its
2-21-03 meeting.

**CALENDAR ITEM
C06**

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S 4

02/21/03
PRC 4809 WP 4809.9
R. Barham

RECREATIONAL PIER LEASE

APPLICANTS:

Frank E. Silva, Jr. and Angela Silva

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Sacramento River, at Long Island near Isleton,
Sacramento County.

AUTHORIZED USE:

Continued use and maintenance of a floating boat dock, gangway, pier, and
stairway.

LEASE TERM:

Ten years, beginning February 28, 2003.

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 February 27, 1993, the Commission approved a Recreational Pier Lease to Frank E. Silva, Jr. and Steven A. Silva, as Co-Trustees of the Frank Enos Silva and Eleanor Nunes Silva Irrevocable Living Trust. Frank E. Silva, Jr. and Steven A. Silva, as Co-Trustees of the Frank Enos Silva and Eleanor Nunes Silva Irrevocable Living Trust transferred ownership to Frank E. Silva, Jr. and Angela Silva husband and wife as joint tenants. Frank E. Silva, Jr. and Angela Silva, husband and wife as Joint Tenants are now applying for a new Recreational Pier Lease. Applicants qualify for a Recreational Pier Lease because the Applicants are natural persons

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who have improved the litoral 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 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

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

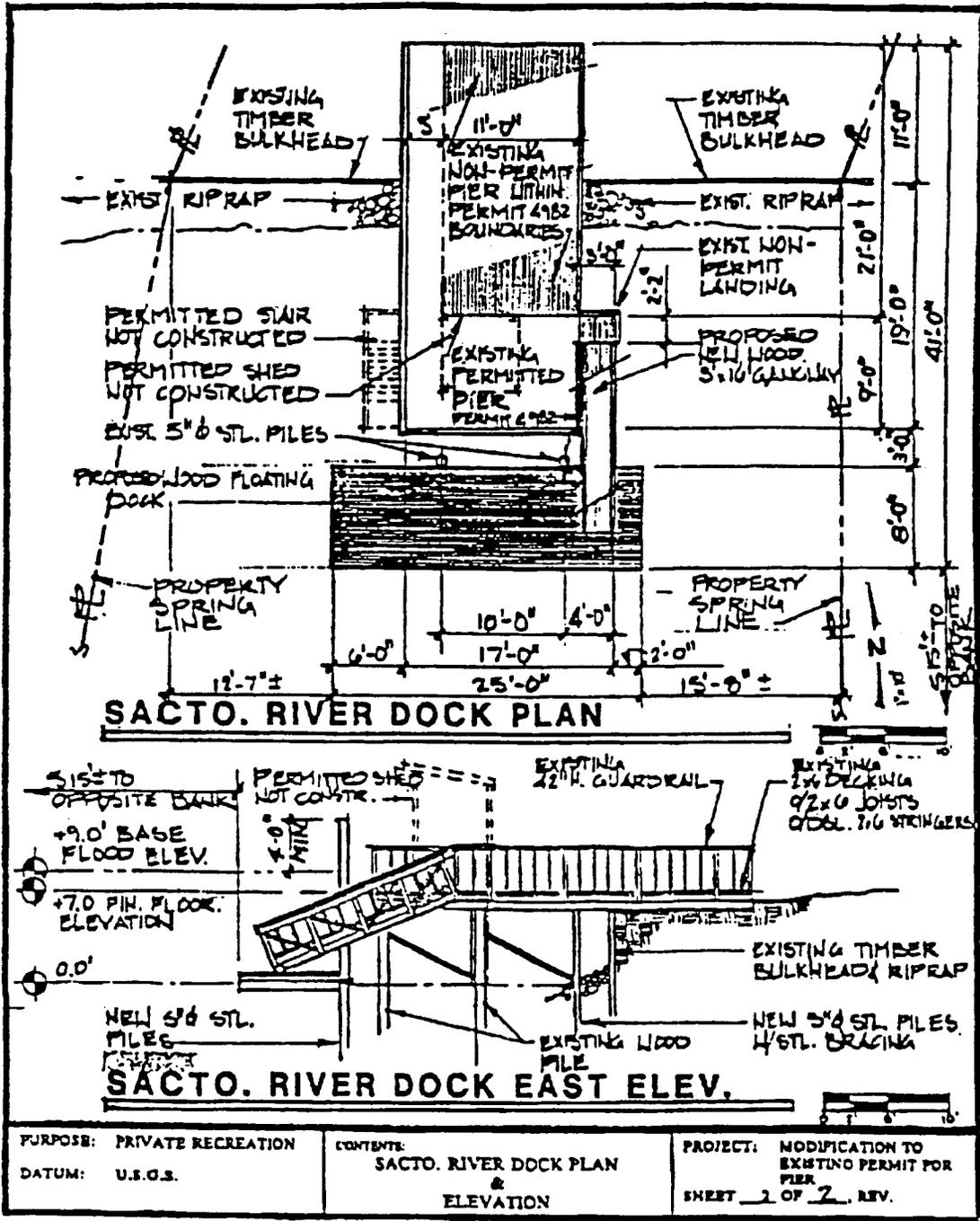
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LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370,
ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO FRANK E. SILVA, JR. AND ANGELA SILVA, OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING FEBRUARY 28, 2003, FOR THE CONTINUED USE AND MAINTENANCE OF A FLOATING BOAT DOCK, GANGWAY, PIER, AND STAIRWAY 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.



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
WP 4809.9

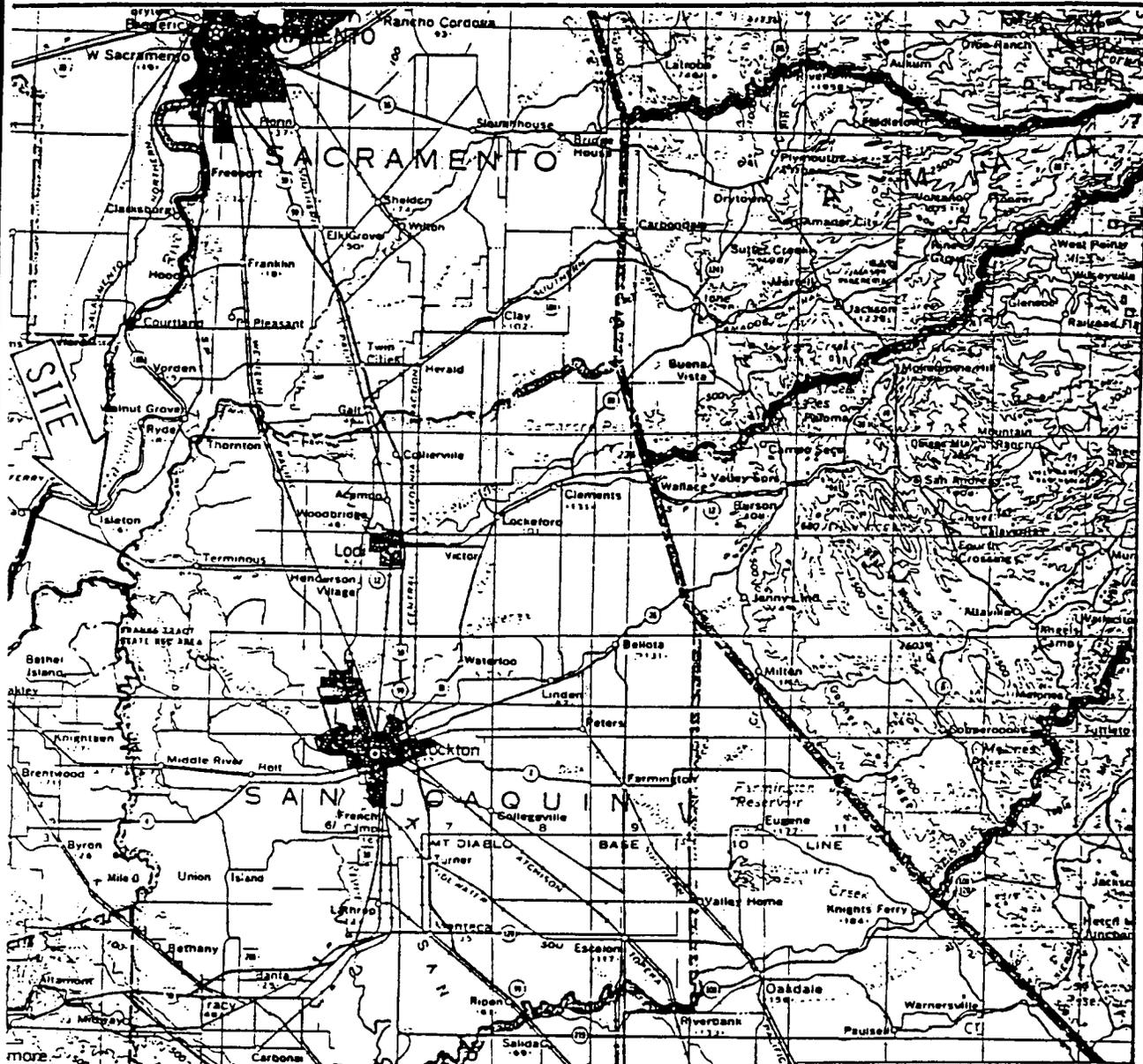
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Location Map



USGS
RWB 10/30/02

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

Exhibit B
WP 4809.9

Frank E. Silva and Angela Silva
Sacramento County

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