MINUTE ITEM
This Calendar Item No. C17 was approved as Minute Item No. 17 by the California State Lands Commission by a vote of 3 to 0 at its 2-21-03 meeting.

CALENDAR ITEM
C17

A 4

S 1

PRC 2859

02/21/03
WP 2859.1
M. Hays

AMENDMENT OF LEASE

LESSEE:

Cedar Point Homeowners Association
P. O. Box 837
1200 West Lake Boulevard
Tahoe City, CA 96145

AREA, LAND TYPE, AND LOCATION:

0.709 acres, more or less, of sovereign lands in Lake Tahoe, near Sunnyside, Placer County.

AUTHORIZED USE:

Continued use and maintenance of an existing multi-use pier and catwalk, 18 mooring buoys and two marker buoys.

LEASE TERM:

Ten years, beginning August 1, 2002.

CONSIDERATION:

$50 annually for the marker buoys. No monetary consideration pursuant to Public Resources Code 6503.5 for the multi-use pier, catwalk and the 18 mooring buoys.

PROPOSED AMENDMENT:

Amend the authorized use to include an additional four existing marker buoys for a total of six marker buoys. The consideration shall remain in effect at $50 annually for the marker buoys. All other terms and conditions of the lease shall remain in effect without amendment.

OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.

2. On June 18, 2002, Minute Item 09, the Commission approved a new lease for the continued use and maintenance of an existing multi-use pier and catwalk, 18 mooring buoys and two marker buoys. Staff became aware that Lessee had made an error in reporting the number of existing marker buoys. There are a total of six existing marker buoys, two previously authorized by the Commission and four not previously authorized by the Commission.

   On March 22, 1991, the United States Coast Guard issued a permit authorizing four additional marker buoys after several stationary boats in the buoy field were struck by a passing boat after dark. Lessee is now applying to amend the Lease to include the retention of four additional marker buoys.

3. 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)(3).

   Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

4. 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:

United States Coast Guard

EXHIBIT:

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

SIGNIFICANT LANDS INVENTORY FINDING:

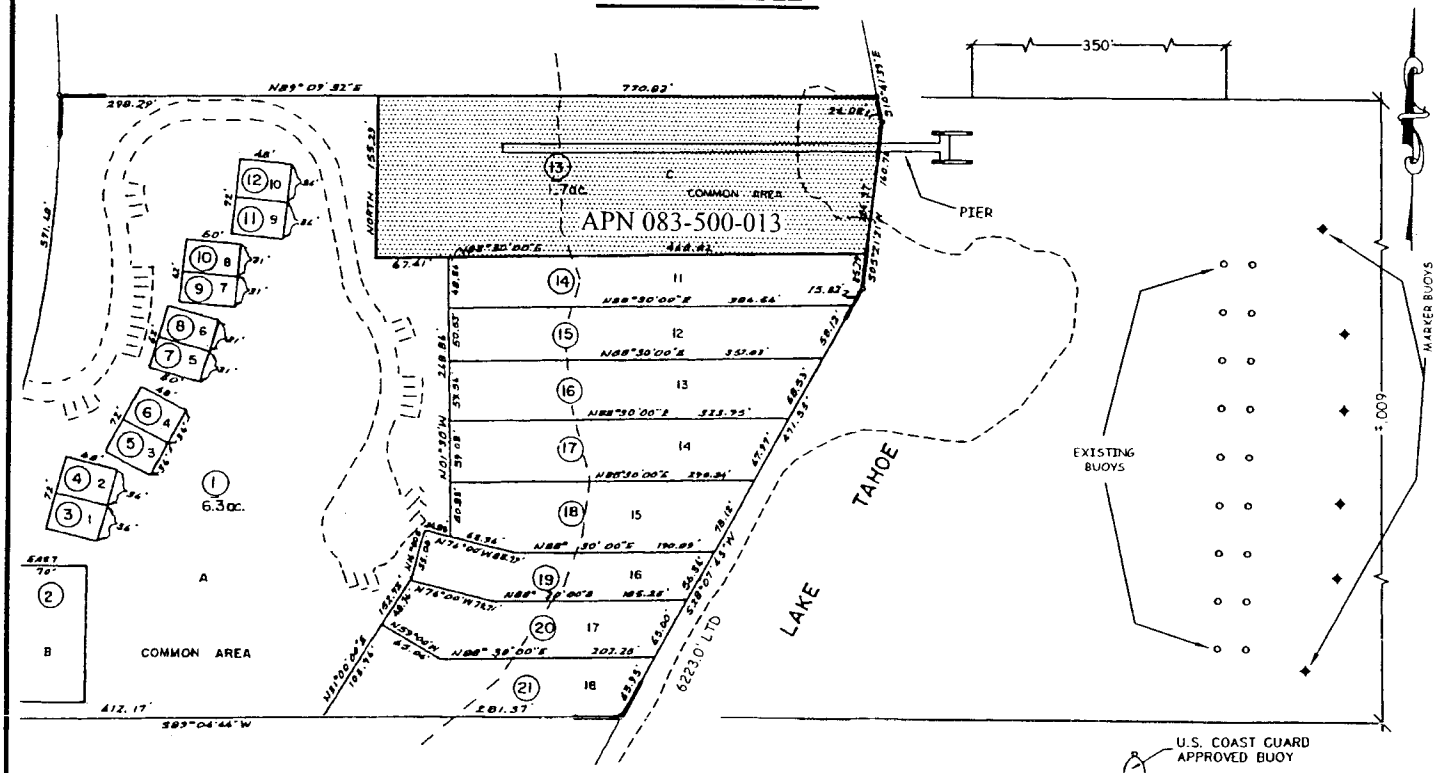
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

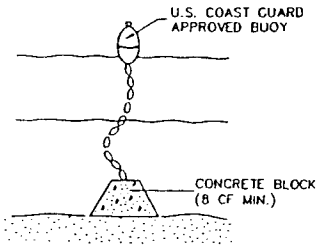
AUTHORIZATION:

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 2859.1, A GENERAL LEASE - RECREATIONAL USE, OF LANDS AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, EFFECTIVE FEBRUARY 1, 2003, TO AMEND THE AUTHORIZED IMPROVEMENTS TO INCLUDE THE RETENTION OF FOUR ADDITIONAL MARKER BUOYS; ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.

NO SCALE

SITE MAP



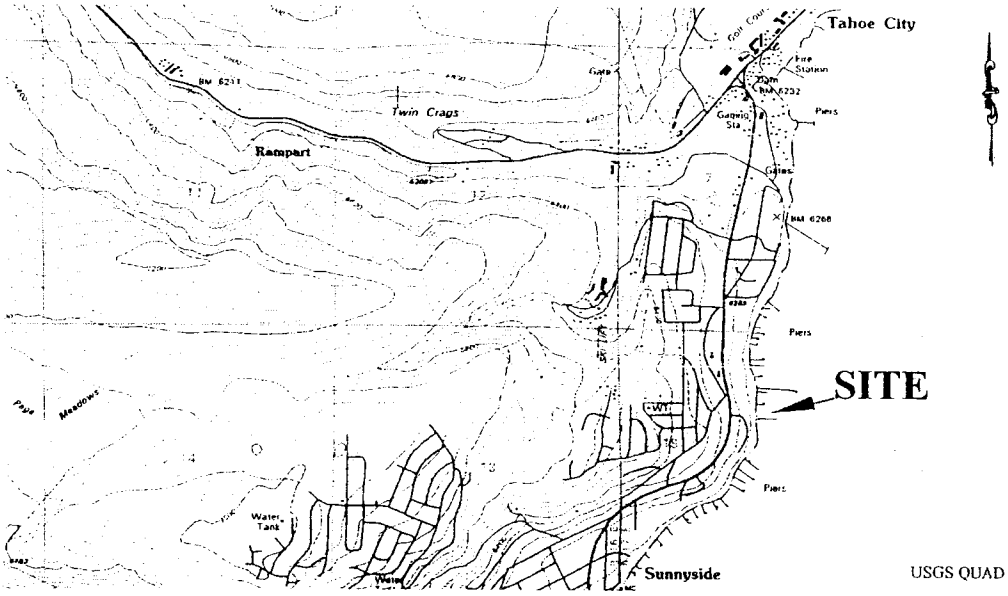


BUOY DETAIL
N.T.S.

1200 W. LAKE TAHOE BLVD., TAHOE CITY, CA
APN 083-500-013

NO SCALE

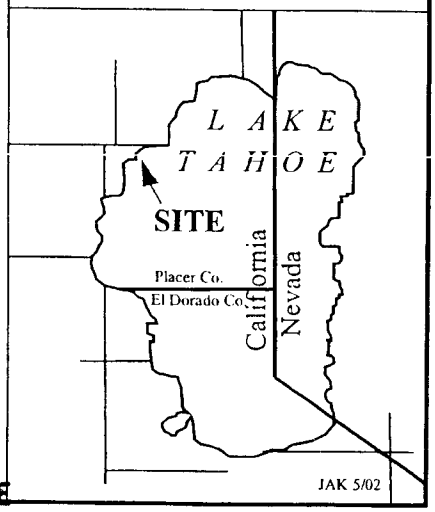
LOCATION MAP



USGS QUAD

Exhibit A

WP2859
CEDAR POINT
HOMEOWNERS ASSOC.
GL - REC. USE
PLACER COUNTY



JAK 5/02

This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the 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 any other property.

000081 CALENDAR PAGE

000101 MINUTE PAGE