MINUTE ITEM
This Calendar Item No. C45 was approved as Minute Item No. 45 by the California State Lands Commission by a vote of 3 to 0 at its 2-21-03 meeting.

CALENDAR ITEM
C45

A 4

S 1

PRC 8448.1

02/21/03
W 25884
B. Young

GENERAL LEASE-RECREATIONAL USE

APPLICANT:

Gordon Properties, L.P., A California Limited Partnership
6133 Snake Road
Oakland, CA 94661

AREA, LAND TYPE, AND LOCATION:

0.10 acres, more or less, of sovereign lands in Lake Tahoe near Carnelian Bay, Placer County.

AUTHORIZED USE:

Removal, relocation and extension of an existing pier, placement of a new boatlift and retention of two existing mooring buoys in Lake Tahoe as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning February 1, 2003.

CONSIDERATION:

$560 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance with coverage of no less than $500,000.

OTHER PERTINENT INFORMATION:

1. Applicant does not qualify for a rent-free recreational pier lease, because the applicant is a limited partnership.

2. **Pier and Boatlift:** 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)(1).

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. **Retention of Existing Buoys:** 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 REQUIRED:

Tahoe Regional Planning Agency
U.S. Army Corps of Engineers
California Department of Fish and Game

EXHIBIT:

A. Location and Site Map

PERMIT STREAMLINING ACT DEADLINE:

March 13, 2003

RECOMMENDED ACTION:
IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

PIER AND BOATLIFT: 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)(1).

RETENTION OF AN ADDITIONAL MOORING BUOY: 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:

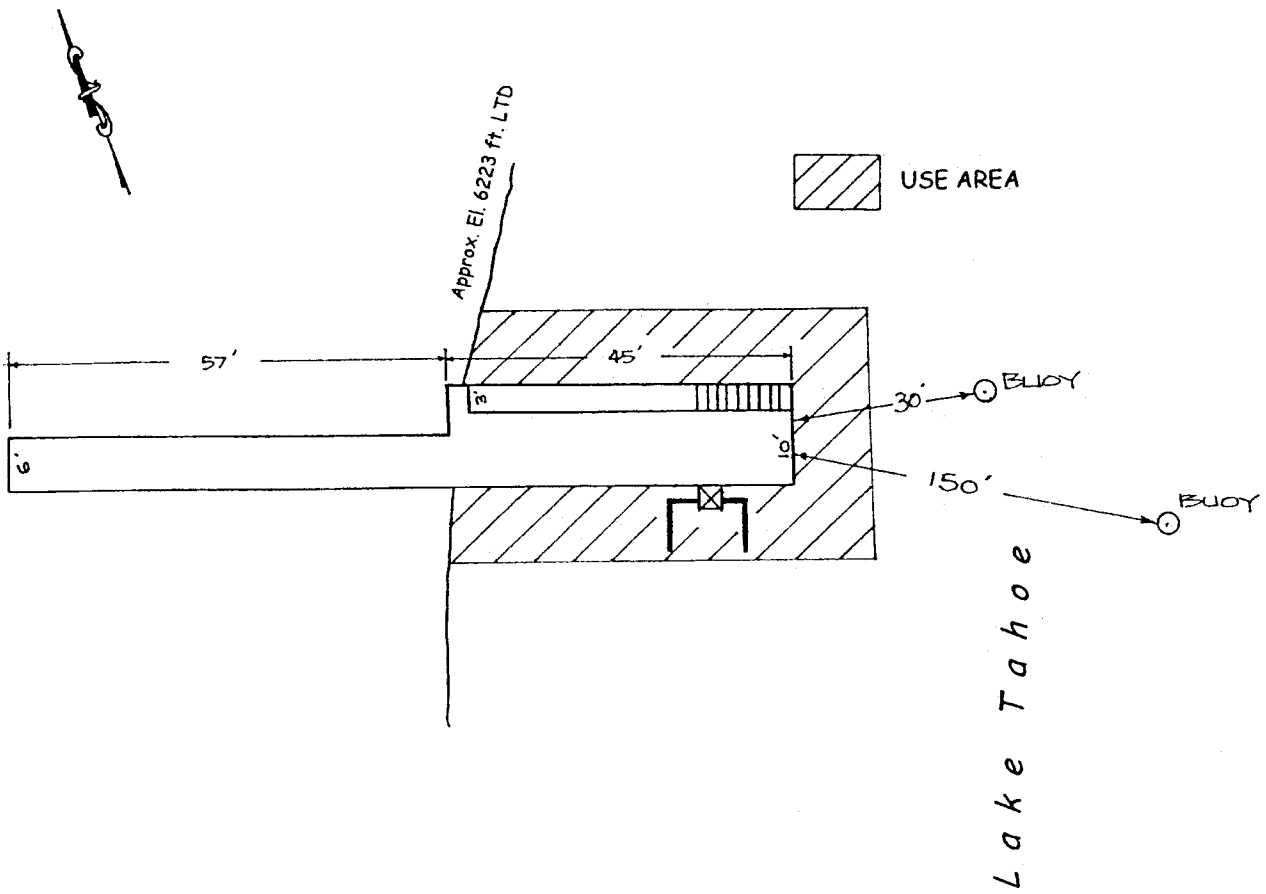
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO GORDON PROPERTIES, L.P., A CALIFORNIA LIMITED PARTNERSHIP, OF A GENERAL LEASE - RECREATIONAL USE, BEGINNING FEBRUARY 1, 2003, FOR A TERM OF TEN YEARS, FOR THE REMOVAL, RELOCATION AND EXTENSION OF AN EXISTING PIER, PLACEMENT OF A NEW BOATLIFT AND RETENTION OF TWO EXISTING MOORING BUOYS ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; ANNUAL RENT IN THE AMOUNT OF $560, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF NO LESS THAN $500,000.

NO SCALE

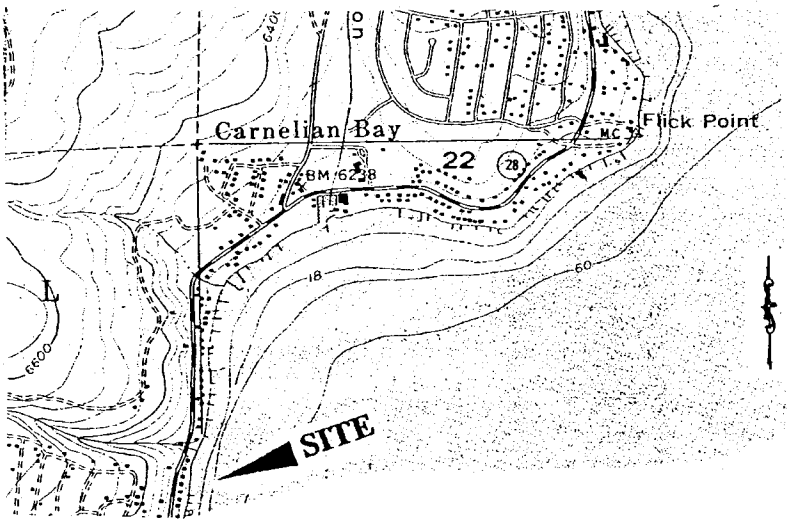
SITE MAP



4550 North Lake Blvd.

NO SCALE

LOCATION MAP



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 any other property.

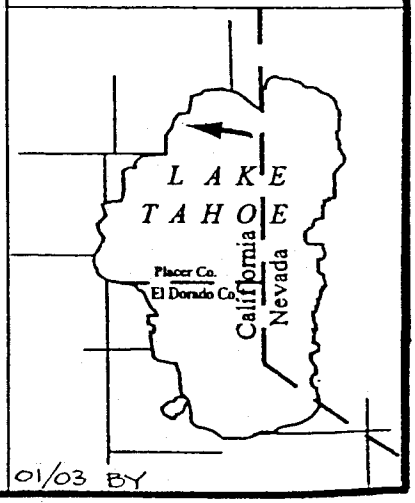



EXHIBIT A
W 25884
APN 091-165-001
Lake Tahoe
PLACER COUNTY