

MINUTE ITEM

This Calendar Item No. C04 was approved as Minute Item No. 04 by the California State Lands Commission by a vote of 3 to 0 at its 6-2-03 meeting.

**CALENDAR ITEM
C04**

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S 4

06/02/03
PRC 7023 WP 7023.9
R. Barham

**GENERAL LEASE-
PROTECTIVE STRUCTURE AND RECREATIONAL USE**

APPLICANTS:

Michael T. Rose and Laurel K. Rose

AREA, LAND TYPE, AND LOCATION:

Tide and submerged lands located in Steamboat Slough, near Walnut Grove, Sacramento County.

AUTHORIZED USE:

Continued use and maintenance of existing rip-rap bank protection, a floating boat dock with two boat lifts, pilings, and a gangway.

LEASE TERM:

Ten years, beginning June 21, 2003.

CONSIDERATION:

Bank Protection - the public use and benefit; with the State reserving the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest; a Floating Boat Dock with Two Boat Lifts, Pilings, and a Gangway - no monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Insurance:

Combined single limit coverage of no less than \$500,000.

OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.

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2. On August 21, 1996, the Commission authorized a Ten-year General Lease—Protective Structure & Recreational Use with David S. Lake Trust, effective June 21, 1993. The upland property was subsequently transferred to Michael T. Rose and Laurel K. Rose who are applying for a new General Lease - Protective Structure and Recreational Use . For the floating boat dock, boat lifts, pilings and gangway, the 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.
3. The bank protection at this location mutually benefits both the public and the applicant. The levee will have the additional protection from wave action provided at no cost to the public.
4. 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.

5. 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.

EXHIBIT:

- A. Site and Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

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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).

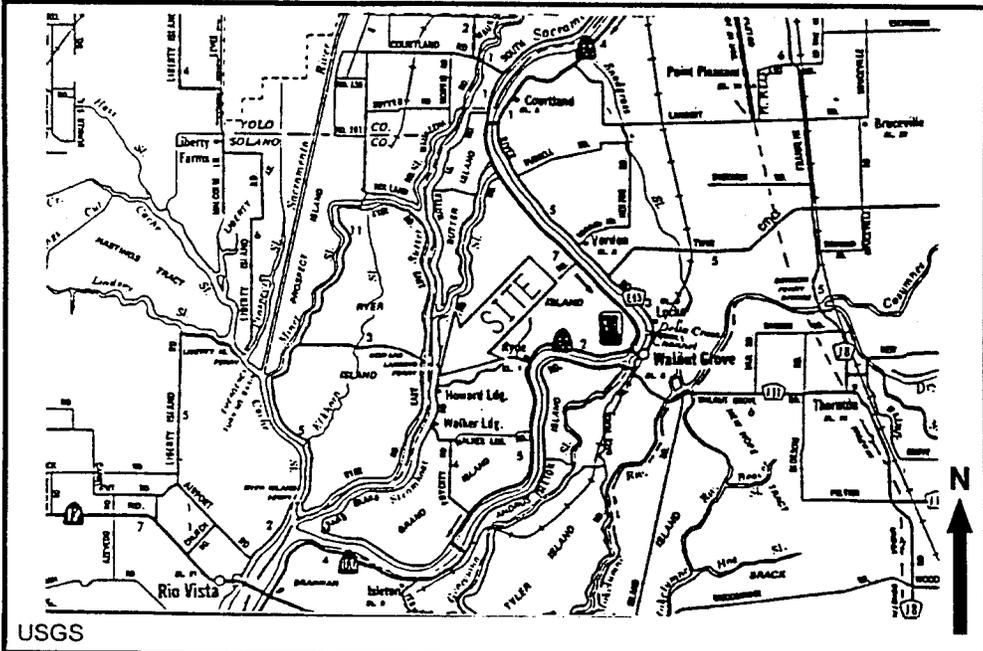
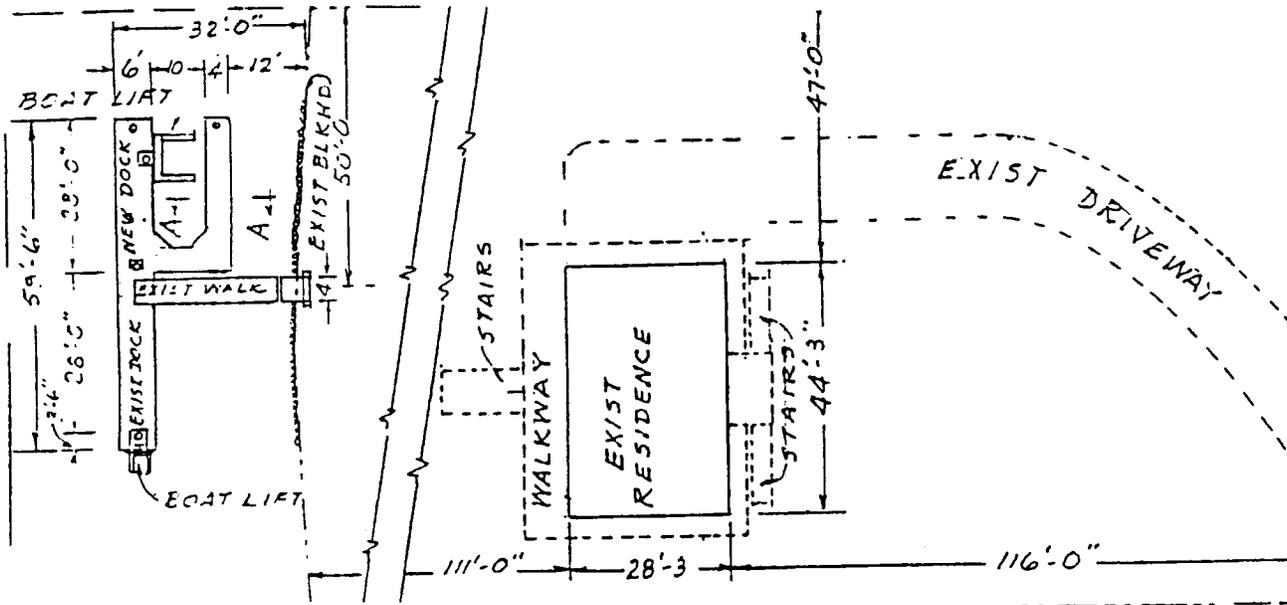
SIGNIFICANT LANDS INVENTORY FINDING:

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 MICHAEL T. ROSE AND LAUREL K. ROSE OF A GENERAL LEASE-PROTECTIVE STRUCTURE AND RECREATIONAL USE, BEGINNING JUNE 21, 2003, FOR A TERM OF TEN YEARS, FOR THE CONTINUED USE AND MAINTENANCE OF EXISTING RIP RAP BANK PROTECTION, A FLOATING BOAT DOCK WITH TWO BOAT LIFTS, PILINGS, AND A GANGWAY ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION: RIP RAP BANK PROTECTION: THE PUBLIC USE AND BENEFIT; WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FLOATING BOAT DOCK WITH TWO BOAT LIFTS, PILINGS, AND A GANGWAY: NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE COMBINED SINGLE LIMIT COVERAGE OF NO LESS THAN \$500,000.

SITE MAP



USGS

**SECTION 3 Exhibit A
WP 7023.9**

Michael and Laurel Rose Sacramento County

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

RWB 04/10/2003

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