

MINUTE ITEM

This Calendar Item No. C28 was approved as Minute Item No. 26 by the California State Lands Commission by a vote of 3 to 0 at its 12-09-03 meeting.

**CALENDAR ITEM
C28**

A 4
S 1

12/09/03
PRC 8502.9 W 25944
B. Young

RECREATIONAL PIER LEASE

APPLICANTS:

Alfred E. Moore, Jr. and Joanne L. Moore, Trustees, or any successor trustee of the Alfred E. Moore, Jr. and Joanne L. Moore Revocable Trust, dated June 27, 1997

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Lake Tahoe, Rubicon Bay, El Dorado County.

AUTHORIZED USE:

Retention of two existing mooring buoys as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning December 1, 2003.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance with coverage of no less than \$300,000.

Other:

This lease is conditioned on Applicants obtaining authorization from the Tahoe Regional Planning Agency (TRPA) for the mooring buoys within two years after the adoption of the Lake Tahoe Shorezone Amendments-Draft Environmental Impact Statement (EIS) and approval of the ordinances based on the EIS.

OTHER PERTINENT INFORMATION:

1. Applicants qualify for a Recreational Pier Lease because the Applicants are natural persons who have improved the littoral land with, and use the upland for, a single-family dwelling. Alfred E. Moore, Jr. and Joanne L. Moore, Trustees, or any successor

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trustee of the Alfred E. Moore, Jr. and Joanne L. Moore Revocable Trust, dated June 27, 1997, are now applying for a new Recreational Pier Lease.

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 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.

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.

FURTHER APPROVALS REQUIRED:

Buoys: Tahoe Regional Planning Agency

EXHIBIT:

- A. Location and Site 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

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STRUCTURES; TITLE 2, CALIFORNIA CODE OF REGULATIONS,
SECTION 2905 (c)(3).

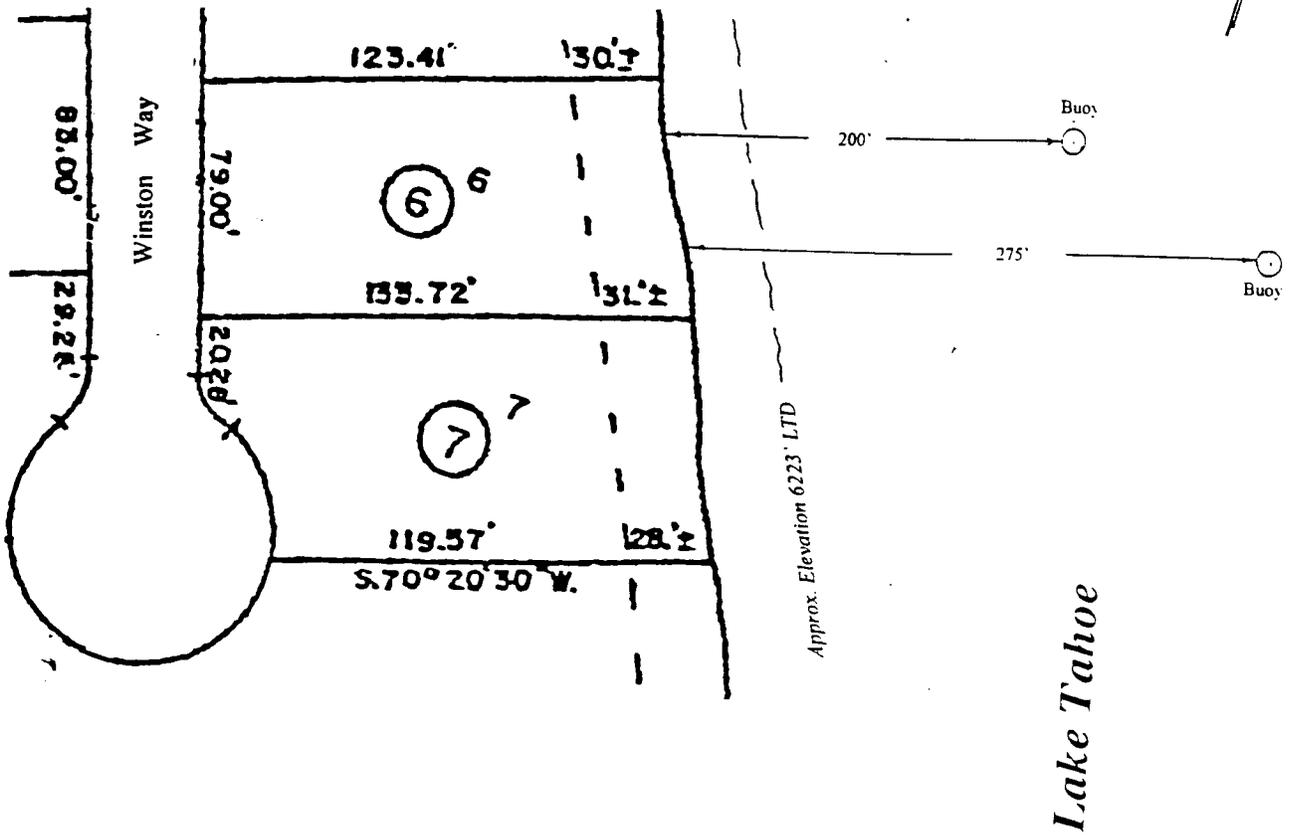
SIGNIFICANT LANDS INVENTORY FINDING:

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 ALFRED E. MOORE, JR. AND JOANNE L.
MOORE, TRUSTEES, OR ANY SUCCESSOR TRUSTEE OF THE
ALFRED E. MOORE, JR. AND JOANNE L. MOORE REVOCABLE
TRUST, DATED JUNE 27, 1997, OF A TEN-YEAR RECREATIONAL
PIER LEASE, BEGINNING DECEMBER 1, 2003, FOR THE RETENTION
OF TWO EXISTING MOORING BUOYS 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 WITH
COVERAGE OF NO LESS THAN \$300,000.

SITE MAP



8823 Winston Way

NO SCALE

LOCATION MAP

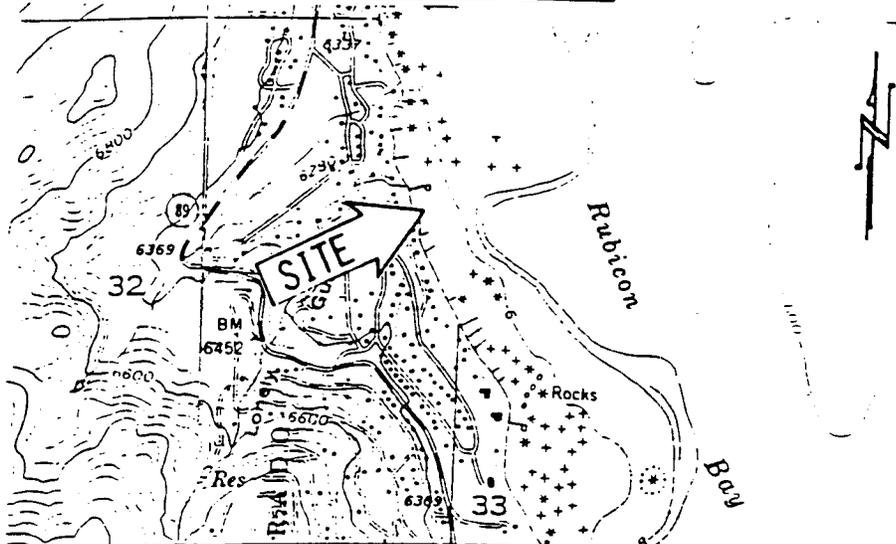
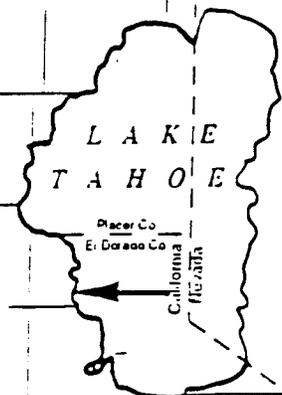


EXHIBIT A
W 25944
APN 016-401-061
Lake Tahoe
EL DORADO COUNTY



This exhibit is solely for the purposes of generally defining the lease premises, is based on unverified information provided by lessee or other parties, and is not intended to be, or construed as a waiver or limitation of any state interest in the subject or any other property.

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BY 9/03