MINUTE ITEM

This Calendar Item No. C29 was approved as Minute Item No. 29 by the California State Lands Commission by a vote of 3 to 0 at its 12-09-03 meeting.

CALENDAR ITEM
C29

A 3

S 1

PRC 8503.9

12/09/03
W 25948
B. Young

RECREATIONAL PIER LEASE

APPLICANTS:

Harmon E. Burns and Susan T. Burns, Trustees of the Burns Family Trust, dated April 25, 1996.

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Donner Lake, Truckee, Nevada County.

AUTHORIZED USE:

Construction of a new pier 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:

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

OTHER PERTINENT INFORMATION:

1. Applicants are natural persons who have improved the littoral land with, and use the upland for, a single-family dwelling. Harmon E. Burns and Susan T. Burns, Trustees of the Burns Family Trust, dated April 25, 1996, 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)(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. 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:

California Regional Water Quality Control Board, Lahontan Region, and the California Department of Fish and Game.

EXHIBIT:

A. Location and Site Map

PERMIT STREAMLINING ACT DEADLINE:

February 27, 2004

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, CONSTRUCTION OF SMALL STRUCTURES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (c)(1).

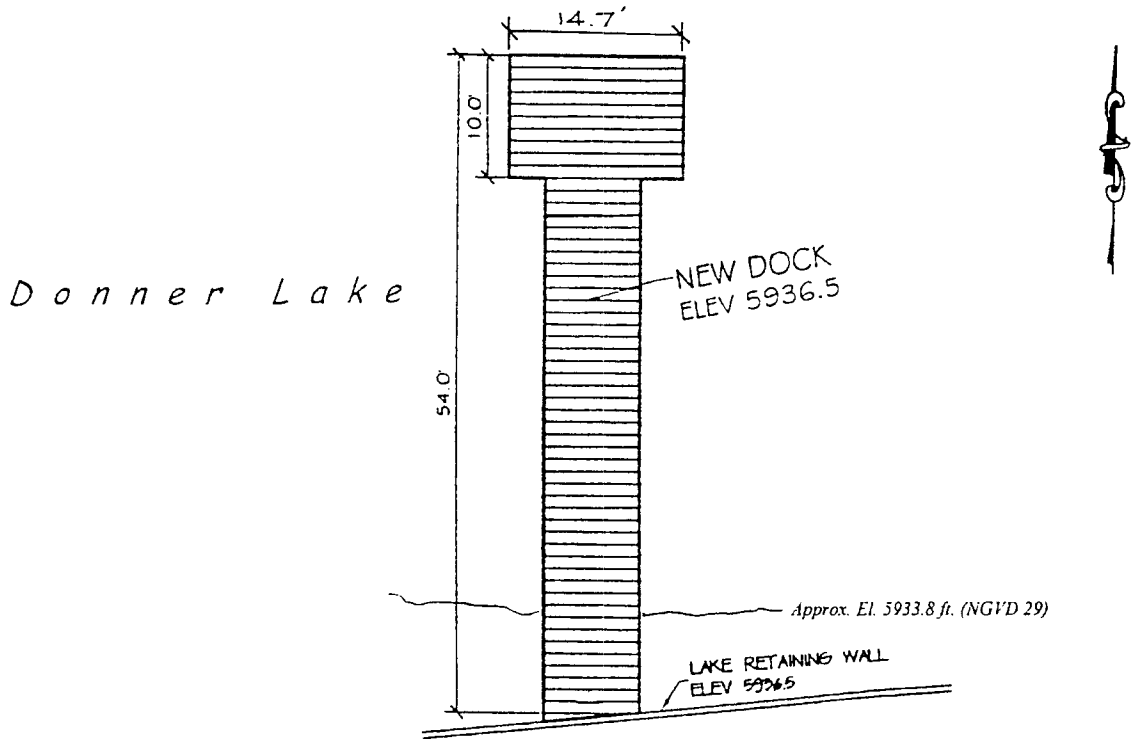
SIGNIFICANT LANDS INVENTORY FINDING:

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 HARMON E. BURNS AND SUSAN T. BURNS, TRUSTEES OF THE BURNS FAMILY TRUST, DATED APRIL 25, 1996, OF A RECREATIONAL PIER LEASE, BEGINNING DECEMBER 1, 2003, FOR A TERM OF TEN YEARS, FOR THE CONSTRUCTION OF A NEW PIER 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



15208 Point Drive

LOCATION MAP

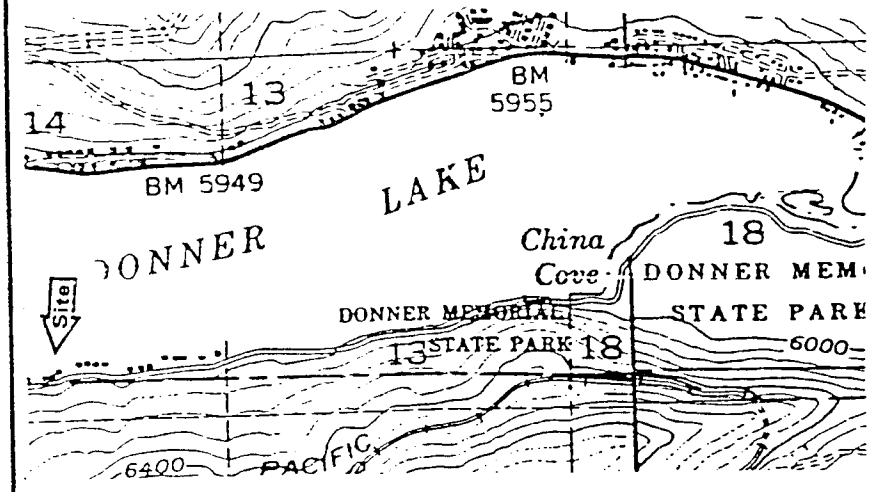


EXHIBIT A
W 25948
APN 17-261-30
Donner Lake
NEVADA COUNTY

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