MINUTE ITEM

This Calendar Item No. C23 was approved as Minute Item No. 23 by the California State Lands Commission by a vote of 3 to 0 at its 2/2/04 meeting.

CALENDAR ITEM
C23

A 7,8

S 2,5

PRC 4052

02/02/04
WP 4052.9
N. Quesada

RECREATIONAL PIER LEASE

APPLICANTS:

Richard W. Tesene and Diane J. Tesene, as Trustees under the Tesene 1993 Revocable Intervivos Trust, dated July 15, 1993.

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Montezuma Slough, Grizzly Island, Solano County.

AUTHORIZED USE:

Continued use and maintenance of an existing walkway, boathouse, ramp, and floating boathouse.

LEASE TERM:

Ten years, beginning October 8, 2003.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Liability insurance in the amount of no less than $300,000.

OTHER PERTINENT INFORMATION:

1. On September 9, 1993, the Commission approved a Recreational Pier Permit with Richard W. Tesene. That lease expired on October 7, 2003. Now Richard W. Tesene and Diane J. Tesene, as Trustees under the Tesene 1993 Revocable Intervivos Trust, dated July 15, 1993, are applying for a new Recreational Pier Lease. 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.

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 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.

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.

EXHIBIT:

A. Site Map 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 , EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905(a)(2).

SIGNIFICANT LANDS INVENTORY FINDING:

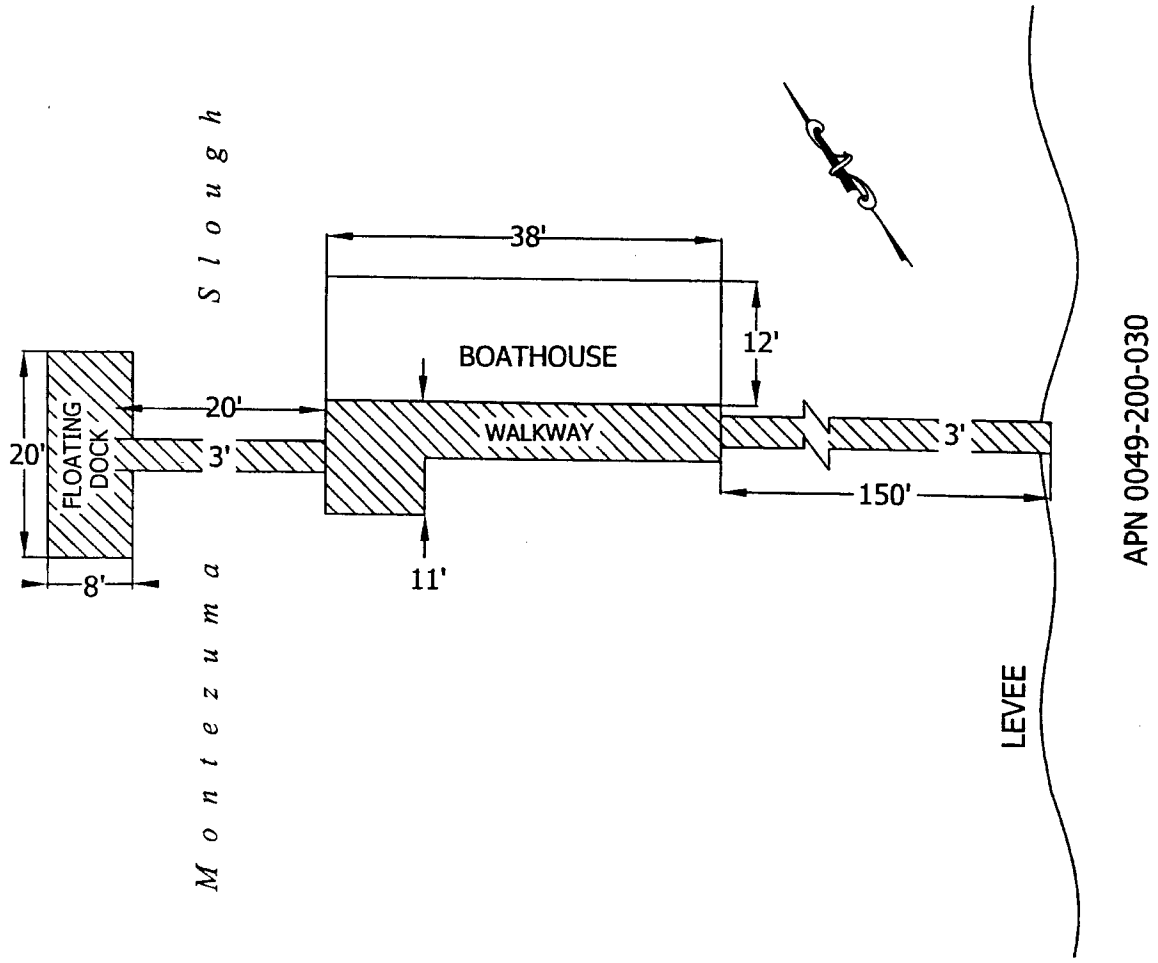
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO RICHARD W. TESENE AND DIANE J. TESENE, AS TRUSTEES UNDER THE TESENE 1993 REVOCABLE INTERVIVOS TRUST, DATED JULY 15, 1993. OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING OCTOBER 8, 2003, FOR AN EXISTING WALKWAY, BOATHOUSE, RAMP, AND FLOATING BOAT DOCK 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 IN THE AMOUNT OF NO LESS THAN $300,000.

NO SCALE

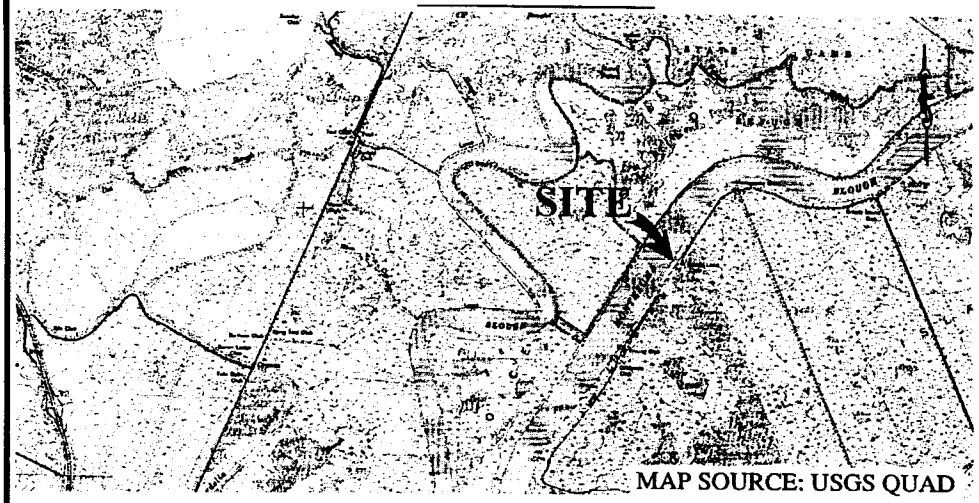
SITE



3400 Gumtree Road, Suisun City, Montezuma Slough, Grizzly Island

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

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.

Exhibit A

PRC 4052.9
Richard & Diane Tesene
APN 0046-200-030
Recreational Pier Lease
SOLANO COUNTY

MJT 12/03