

This Calendar Item No. C10 was approved as Minute Item No. 10 by the California State Lands Commission by a vote of 3 to 0 at its 040504 meeting.

CALENDAR ITEM
C10

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04/05/04
PRC 5648.9 WP 5648.9
M. Hays

RECREATIONAL PIER LEASE

APPLICANTS:

Otis Russell Johnson, III, Forrest Lowell Jones and Daniel George Volkmann, III, as Co-Trustees u/t/a dated 12/20/84

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Lake Tahoe, near Brockway, Placer County.

AUTHORIZED USE:

Continued use and maintenance of an existing previously authorized pier, as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning October 1, 2003.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Insurance:

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

OTHER PERTINENT INFORMATION:

1. Applicants own the upland property adjoining the lease premises.
2. 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. Applicants are now applying for a new Recreational Pier Lease for the continued use of State land.
3. 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

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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.

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 OBTAINED:

Tahoe Regional Planning Agency
U. S. Army Corps of Engineers

EXHIBIT:

- A. Site and Location Map

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.

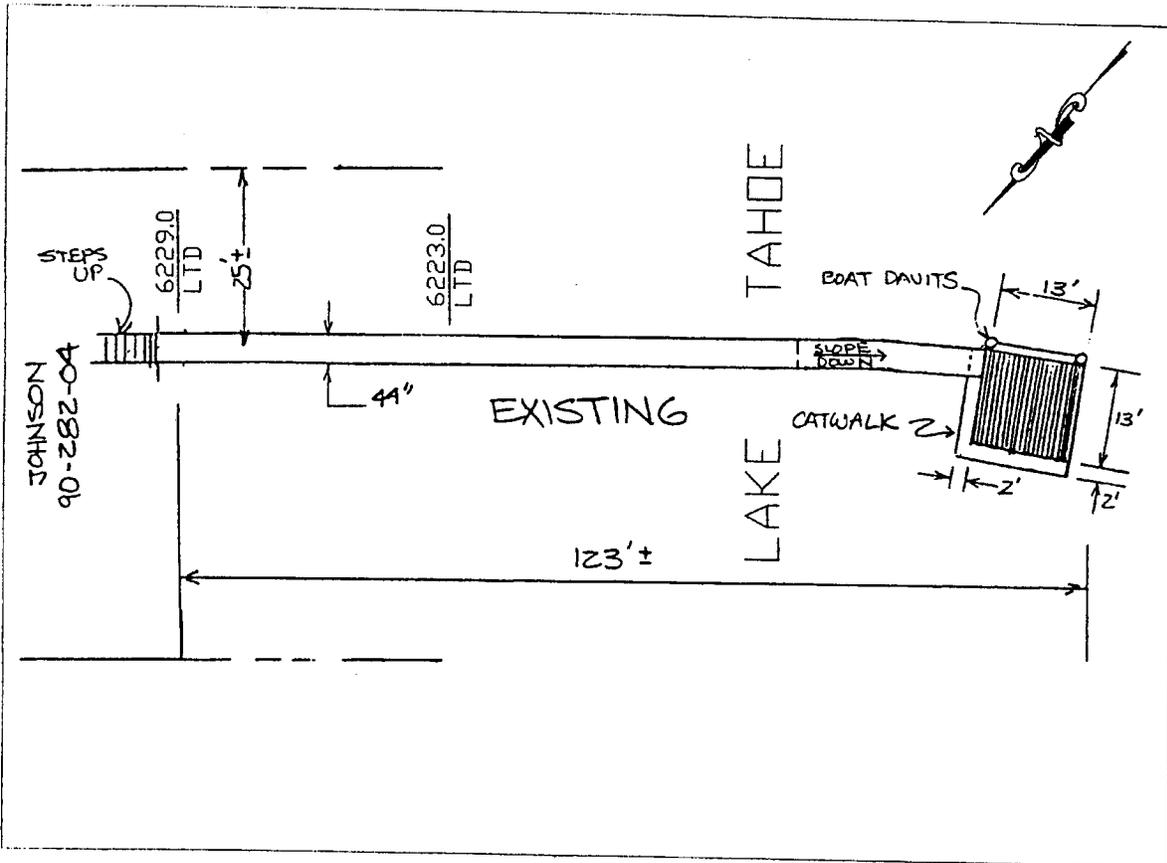
CALENDAR ITEM NO. C10 (CONT'D)

AUTHORIZATION:

AUTHORIZE ISSUANCE TO OTIS RUSSELL JOHNSON III, FORREST LOWELL JONES AND DANIEL GEORGE VOLKMANN, III, AS CO-TRUSTEES U/T/A DTD 12/20/84 OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING OCTOBER 1, 2003 FOR THE CONTINUED USE AND MAINTENANCE OF AN EXISTING PREVIOUSLY AUTHORIZED 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 IN THE AMOUNT OF NO LESS THAN \$300,000.

NO SCALE

SITE MAP



9820 Lake Street, Kings Beach

NO SCALE

LOCATION MAP

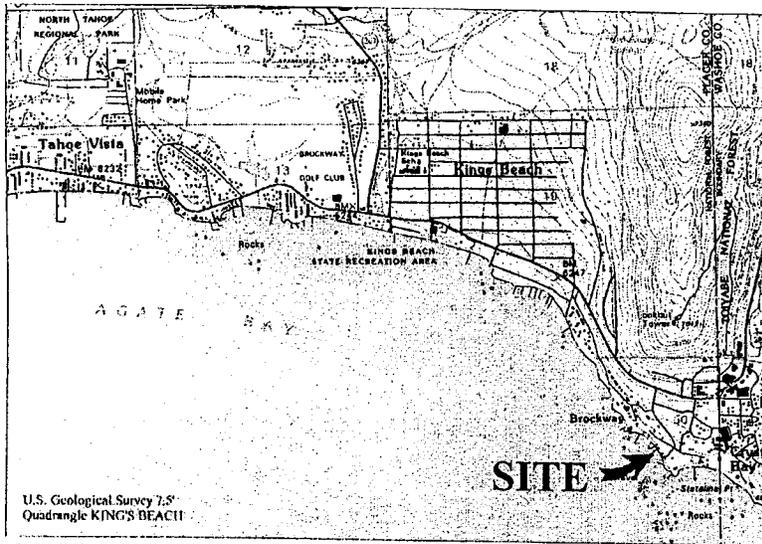
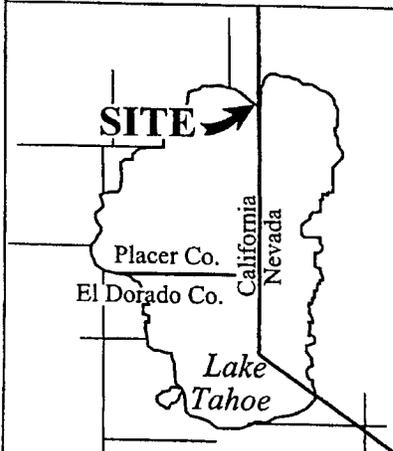


EXHIBIT A

WP 5648
 RPL - Johnson
 APN 90-282-04
 PLACER COUNTY



DWC 02-23-04

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.

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