

**CALENDAR ITEM
C32**

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08/17/04
PRC 8550 W 25995
J. McComas

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

APPLICANTS:

George H. Rehrman and Donna R. Rehrman, Co-Trustees of the George and Donna Rehrman Trust dated May 22, 1990.

AREA, LAND TYPE, AND LOCATION:

.08 acres, more or less, of sovereign lands in the Sacramento River, Long Island, city of Isleton, Sacramento County.

AUTHORIZED USE:

Construction, use and maintenance of new dock, gangway, pier, access ramp, access ladder, ten pilings and retaining wall, and the continued use and maintenance of existing riprap.

LEASE TERM:

Ten years, beginning August 1, 2004.

CONSIDERATION:

Dock, gangway, pier, access ramp, access ladder and ten pilings:
\$445 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

Retaining wall and riprap:

The public use and benefit; with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

SPECIFIC LEASE PROVISIONS

Liability insurance in the amount of no less than \$500,000.

CALENDAR ITEM NO. C32 (CONT'D)

OTHER PERTINENT INFORMATION:

1. Applicants own the uplands adjoining the lease premises.
2. Applicants do not qualify for a rent-free lease because the upland has not been improved with a single-family dwelling.
3. **Dock, gangway, pier, access ramp, access ladder and ten pilings:**
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.

Retaining wall and existing riprap:

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 4, Minor Alterations to land; Title 2, California Code of Regulations, section 2905(d)(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.

EXHIBITS:

- A. Site Map
- B. Location Map

CALENDAR ITEM NO. C32 (CONT'D)

PERMIT STREAMLINING ACT DEADLINE:

August 26, 2004

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

DOCK, GANGWAY, PIER, ACCESS RAMP, ACCESS LADDER AND TEN PILINGS:

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

RETAINING WALL AND EXISTING RIPRAP:

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 4, MINOR ALTERATIONS TO LAND; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (d)(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.

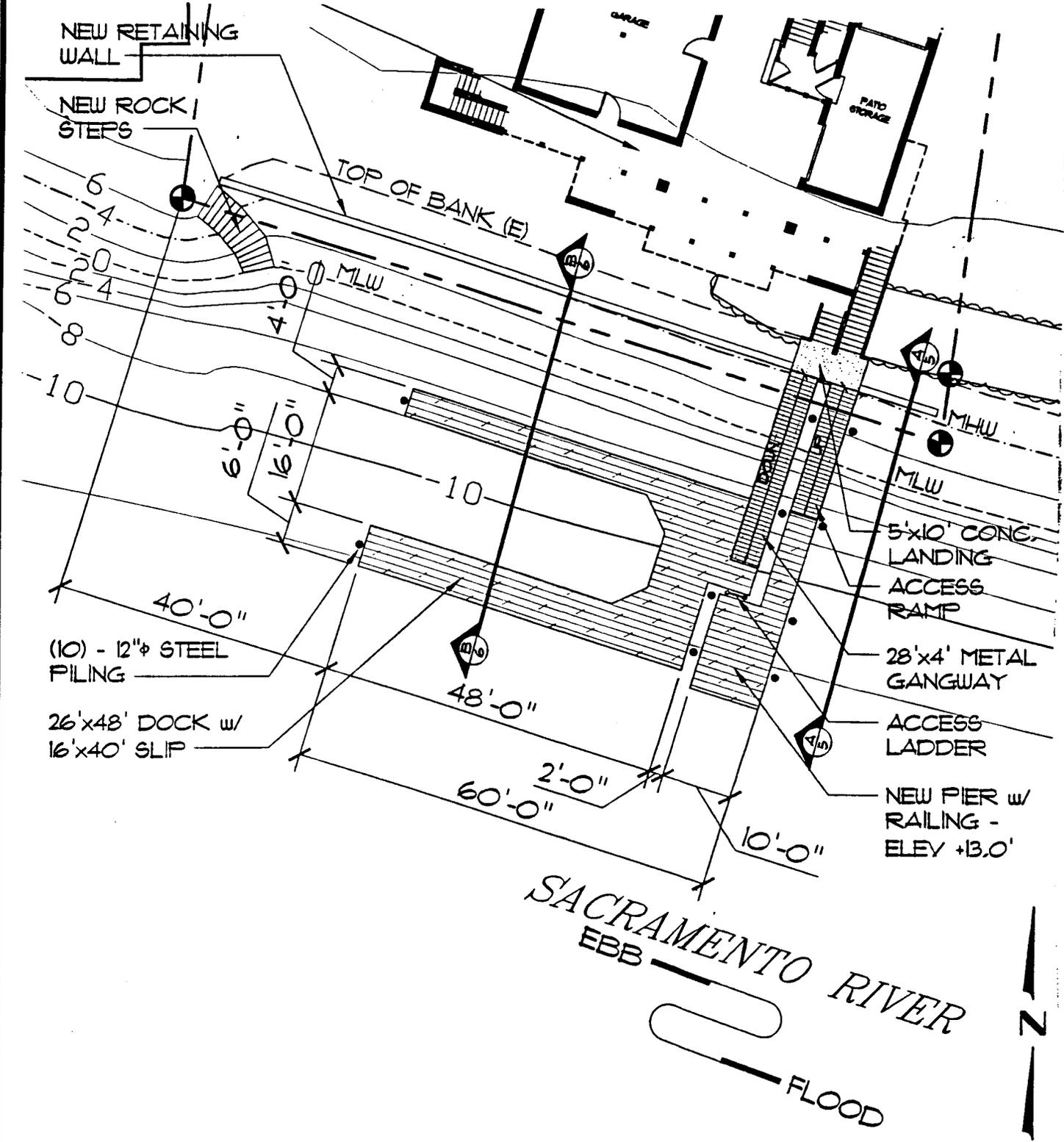
AUTHORIZATION:

AUTHORIZE ISSUANCE TO GEORGE H. REHRMAN AND DONNA R. REHRMAN, CO-TRUSTEES OF THE GEORGE AND DONNA REHRMAN TRUST DATED MAY 22, 1990, OF A GENERAL LEASE-PROTECTIVE STRUCTURE AND RECREATIONAL USE, BEGINNING AUGUST 1, 2004, FOR A TERM OF TEN YEARS, FOR THE CONSTRUCTION OF A NEW DOCK, GANGWAY, PIER, ACCESS RAMP, ACCESS LADDER, TEN PILINGS AND A RETAINING WALL, AND THE CONTINUED USE AND MAINTENANCE OF EXISTING RIPRAP AS REPRESENTED ON THE LAND SHOWN ON EXHIBIT A, ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF;

CALENDAR ITEM NO. C32 (CONT'D)

CONSIDERATION: DOCK, GANGWAY, PIER, ACCESS RAMP, ACCESS LADDER, AND TEN PILINGS: \$445 PER ANNUM, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; RETAINING WALL AND EXISTING RIPRAP: THE PUBLIC USE AND BENEFIT; WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENT IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$500,000.

SITE MAP

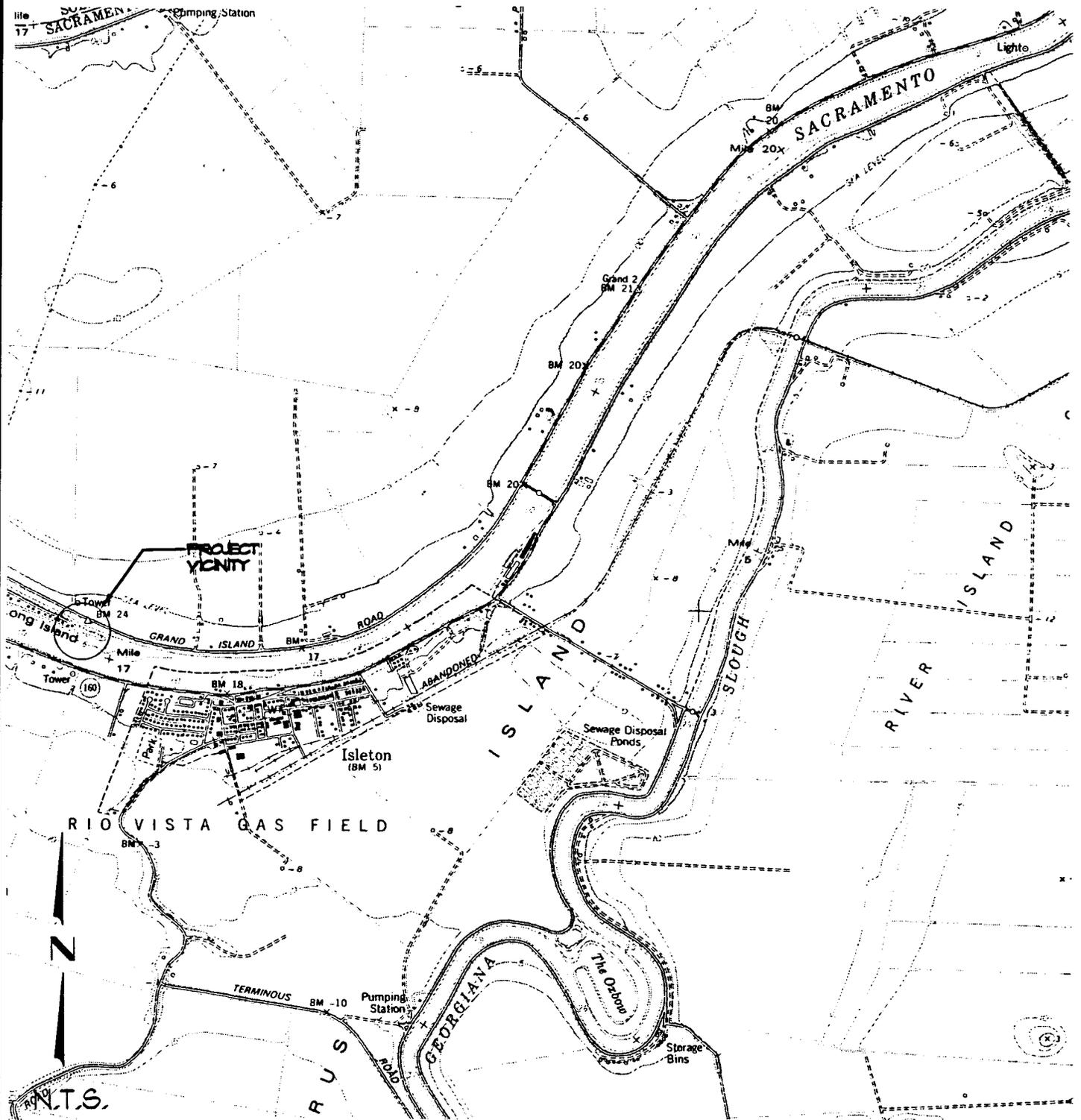


JM 6/29/2004

This exhibit is solely for purposes of generally defining the leased 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.

EXHIBIT A
W25995
REHRMAN
GRAND ISLAND RD.

LOCATION MAP



U.S.G.S.

JM 6/29/2004

This exhibit is solely for purposes of generally defining the leased 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.

Exhibit B
W25995
REHRMAN
GRAND ISLAND RD.

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