

MINUTE ITEM
This Calendar Item No. C38 was approved as
Minute Item No. 38 by the California State Lands
Commission by a vote of 3 to 0 at its
10-06-04 meeting.

**CALENDAR ITEM
C38**

A 3
S 1

10/06/04
PRC 7709 WP 7709.9
B. Young

RECREATIONAL PIER LEASE

APPLICANT:

Donner Lake Vista Homeowners Association

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Donner Lake, Truckee, Nevada County.

AUTHORIZED USE:

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

LEASE TERM:

Ten years, beginning October 1, 2004.

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. On September 9, 1993, the Commission authorized a General Lease - Recreational Use to the Donner Lake Vista Homeowners Association. That lease expired on September 8, 2003. Since 1998, all members of the Association qualified for a rent-free lease. Applicant is a homeowners association who owns the littoral parcel and whose members are all natural persons and qualify for a rent-free 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 1, Existing Facilities; Title 2, California Code of Regulations, section

CALENDAR ITEM NO. C38 (CONT'D)

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. 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 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.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO DONNER LAKE VISTA HOMEOWNERS ASSOCIATION, OF A RECREATIONAL PIER LEASE, BEGINNING OCTOBER 1, 2004, FOR A TERM OF TEN YEARS, FOR THE CONTINUED USE AND MAINTENANCE OF AN EXISTING PIER ON THE LAND SHOWN ON EXHIBIT A

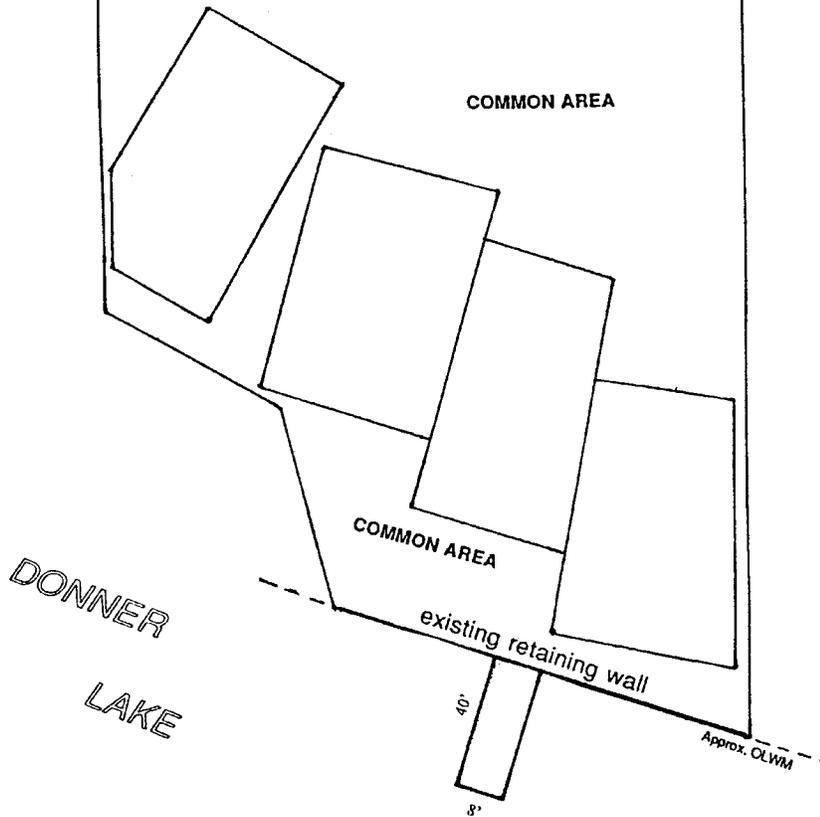
CALENDAR ITEM NO. C38 (CONT'D)

ATTACHED AND BY THIS REFERENCE MADE A PART
HEREOF; NO MONETARY CONSIDERATION PURSUANT TO
PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY
INSURANCE WITH COMBINED SINGLE LIMIT COVERAGE OF
\$300,000.

NO SCALE

SITE

APN 17-160-37



15799 Donner Pass Road

NO SCALE

LOCATION

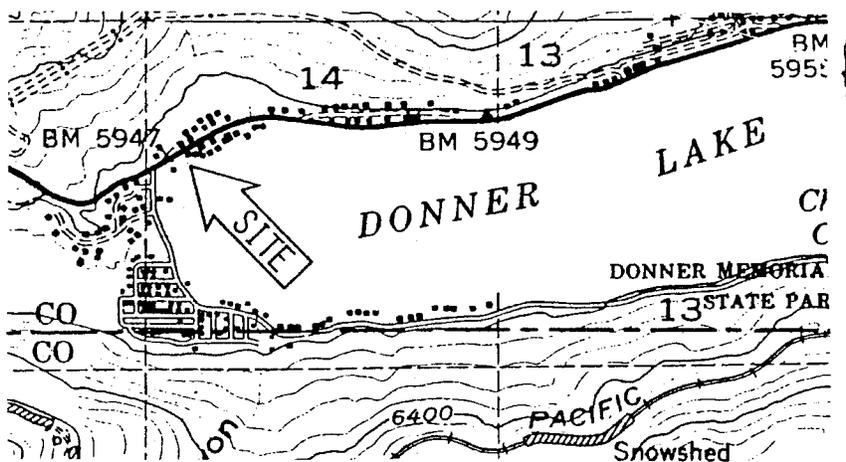


Exhibit A

PRC 7709.9
 APN 17-160-37
 Donner Lake
 NEVADA COUNTY



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.

BY 8/04

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