MINUTE ITEM

This Calendar Item No. C02 was approved as Minute Item No. 02 by the California State Lands Commission by a vote of 3 to 0 at its 2-17-05 meeting.

CALENDAR ITEM
C02

A 3

S 1

02/17/05
PRC 8590 W 26032
R. Barham

RECREATIONAL PIER LEASE

APPLICANT:
Richard Buenting

AREA, LAND TYPE, AND LOCATION:
Sovereign lands in Donner Lake, Truckee, Nevada County.

AUTHORIZED USE:
Construction of a new recreational pier as shown on the attached Exhibit A.

LEASE TERM:
Ten years, beginning February 1, 2005.

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. Richard Buenting is applying for a Recreational Pier Lease for the construction of a new recreational pier. Applicant qualifies for a Recreational Pier Lease because he is a natural person who has improved the littoral land with, and uses 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 construction of the new pier 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.

APPROVAL OBTAINED:
California Department of Fish and Game

APPROVAL REQUIRED:
Town of Truckee

EXHIBIT:
A. Location and Site Map

PERMIT STREAMLINING ACT DEADLINE:
December 25, 2004

RECOMMENDED ACTION:
IT IS RECOMMENDED THAT THE COMMISSION:

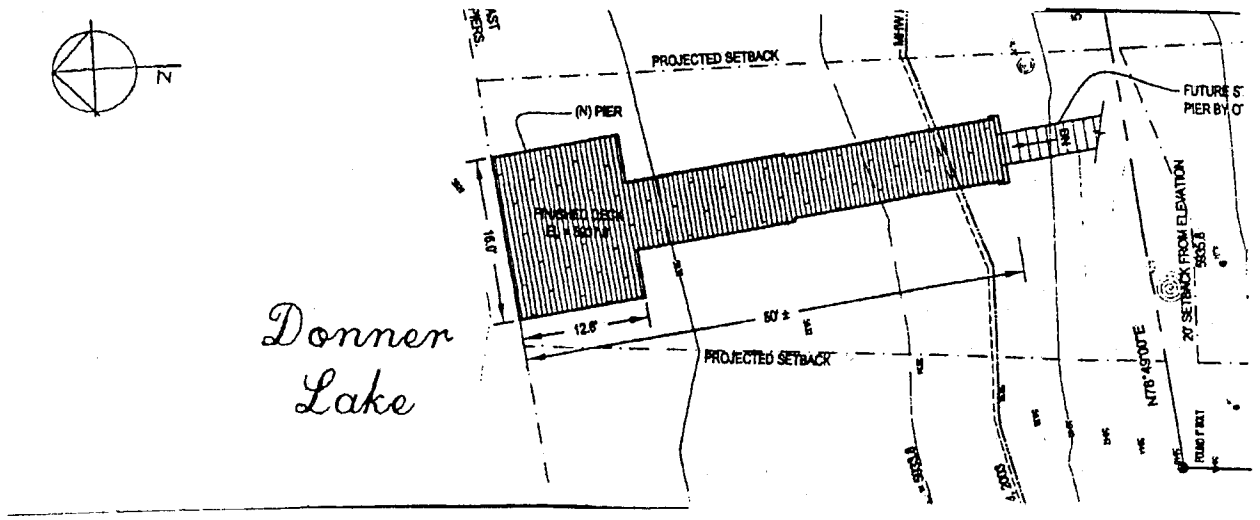
CEQA FINDING:
FIND THAT CONSTRUCTION OF THE NEW PIER IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (c)(1).

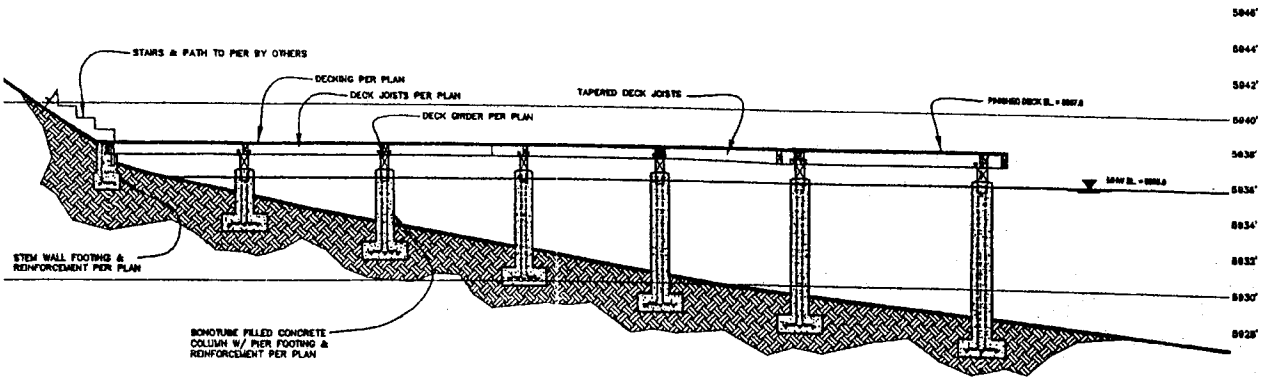
SIGNIFICANT LANDS INVENTORY FINDING:
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO RICHARD BUENTING, OF A RECREATIONAL PIER LEASE, BEGINNING FEBRUARY 1, 2005, FOR A TERM OF TEN YEARS, FOR THE CONSTRUCTION OF A NEW RECREATIONAL PIER AS REPRESENTED 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 COMBINED SINGLE LIMIT COVERAGE OF $300,000.

SITE MAP





PIER SECTION A-A

SCALE: 1/4" = 1'-0"

LOCATION MAP

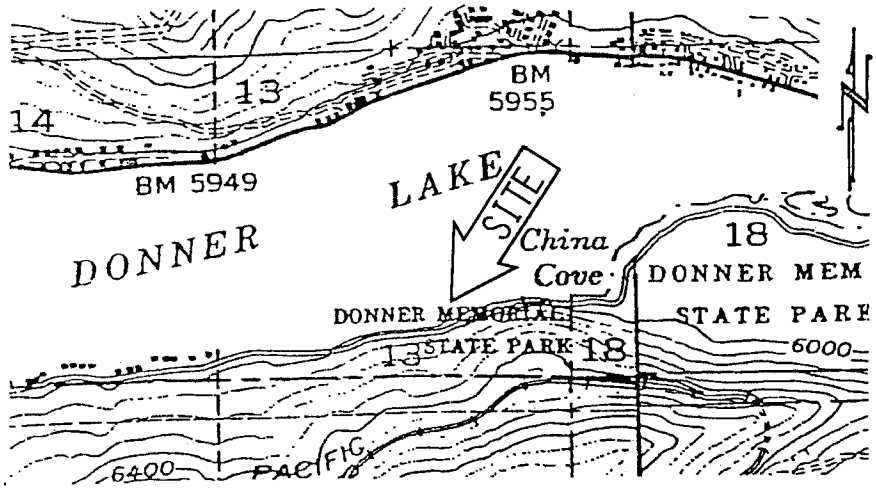


EXHIBIT A
W 26032
APN 17-410-03
Donner Lake
NEVADA COUNTY

This exhibit is solely for the purposes of generally defining the lease premises, is based on unverified information provided by lessee or other parties, and is not intended to be, or construed as a waiver or limitation of any state interest in the subject or any other property.