MINUTE ITEM

This Calendar Item No. C03 was approved as Minute Item No. 03 by the California State Lands Commission by a vote of 3 to 0 at its 2-17-05 meeting.

CALENDAR ITEM
C03

A 3

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PRC 7714

02/17/05
WP 7741.9
R. Barham

RECREATIONAL PIER LEASE

APPLICANTS:
Susan M. Irwin and Keith D. Irwin

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

AUTHORIZED USE:
Retention of an existing recreational pier as shown on the attached Exhibit A.

LEASE TERM:
Ten years, beginning December 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 March 8, 1994, the Commission authorized a lease with David E. S. Mercer, Eve F. Mercer, Nicholas Marion Petranovich and Madeline Lillian Petranovich. That lease expired on March 7, 2004. The property ownership has since transferred to Susan M. Irwin and Keith D. Irwin, who are applying for a new Recreational Pier Lease for the retention of an existing pier. Applicants are natural persons who have improved the littoral land with, and use the upland for, a single family dwelling. Applicants 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 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:

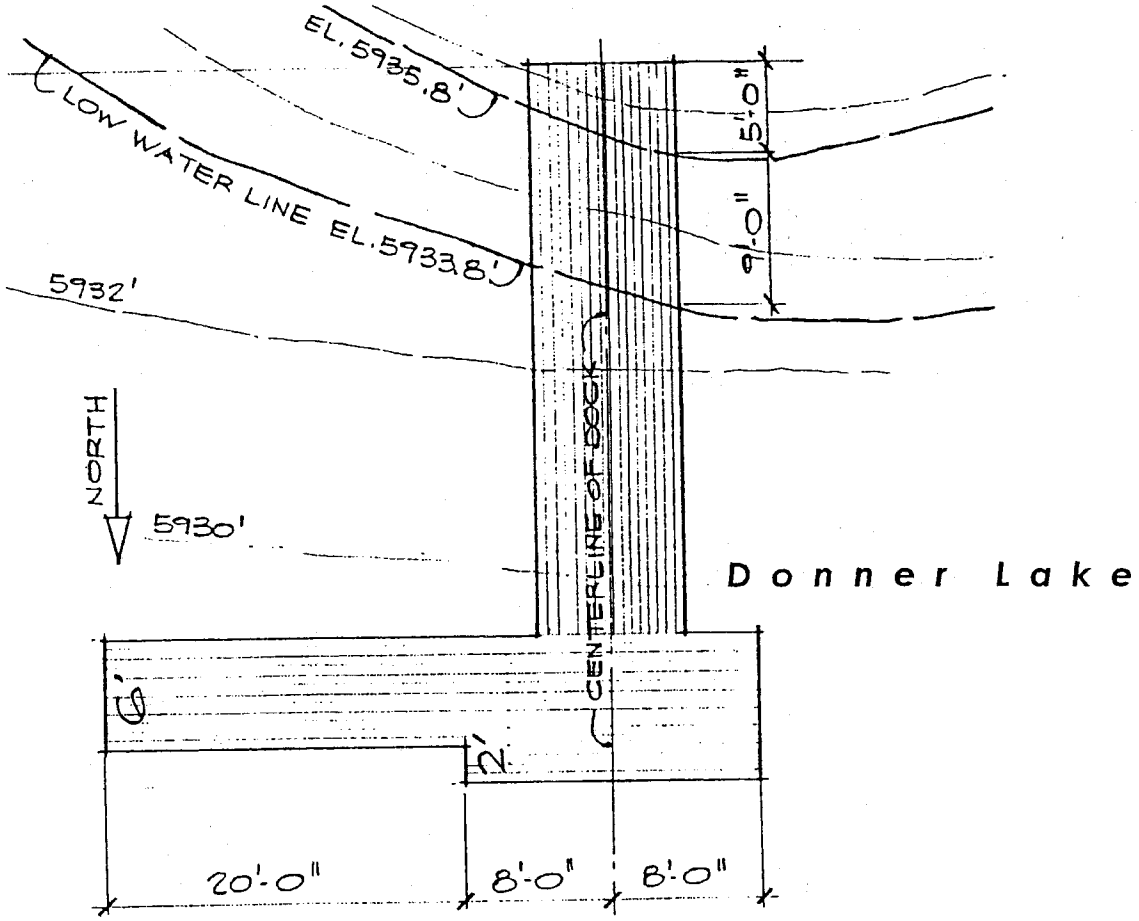
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO SUSAN M. IRWIN AND KEITH D. IRWIN, OF A RECREATIONAL PIER LEASE, BEGINNING DECEMBER 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 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



13870 South Shore Drive

LOCATION MAP

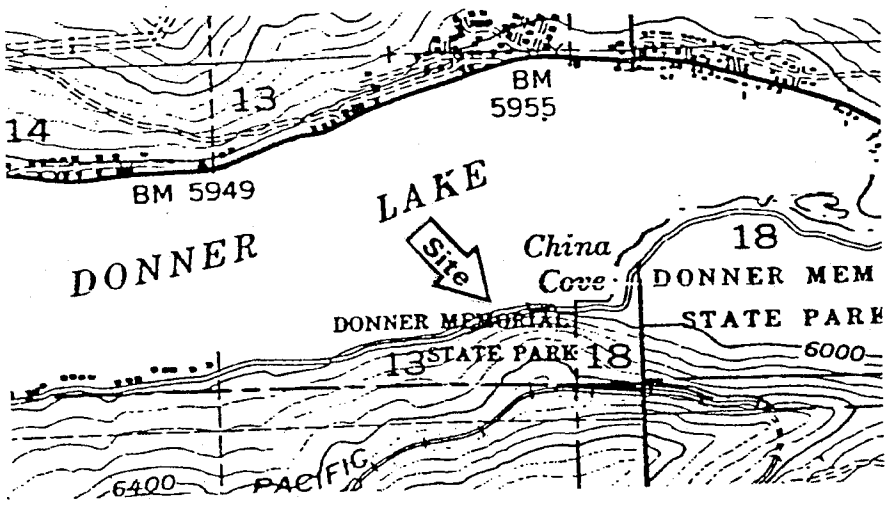


EXHIBIT A
PRC 7741.9
APN 17-400-13
Donner Lake
NEVADA COUNTY

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.