MINUTE ITEM

This Calendar Item No. C19 was approved as Minute Item No. 19 by the California State Lands Commission by a vote of 2 to 0 at its 12-08-05 meeting.

CALENDAR ITEM
C19

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PRC 8670

12/08/05
W8670.132
S.Young

RECREATIONAL PIER LEASE

APPLICANTS:
Jay E. Price and Paula E. Stahl

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

AUTHORIZED USE:
Removal of an existing recreational pier, not previously authorized by the Commission, and the construction, use and maintenance of a new recreational pier as shown on the attached Exhibit A.

LEASE TERM:
Ten years, beginning December 8, 2005.

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. The existing recreational pier was constructed in 1975 by the previous upland owners and was never authorized by the Commission. Applicants are now proposing to remove the existing pier and construct a new recreational pier. 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.

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 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.

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 REQUIRED:

California Department of Fish and Game
Regional Water Quality Control Board
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 3, NEW CONSTRUCTION OF SMALL STRUCTURES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (c)(1).

SIGNIFICANT LANDS INVENTORY FINDING:

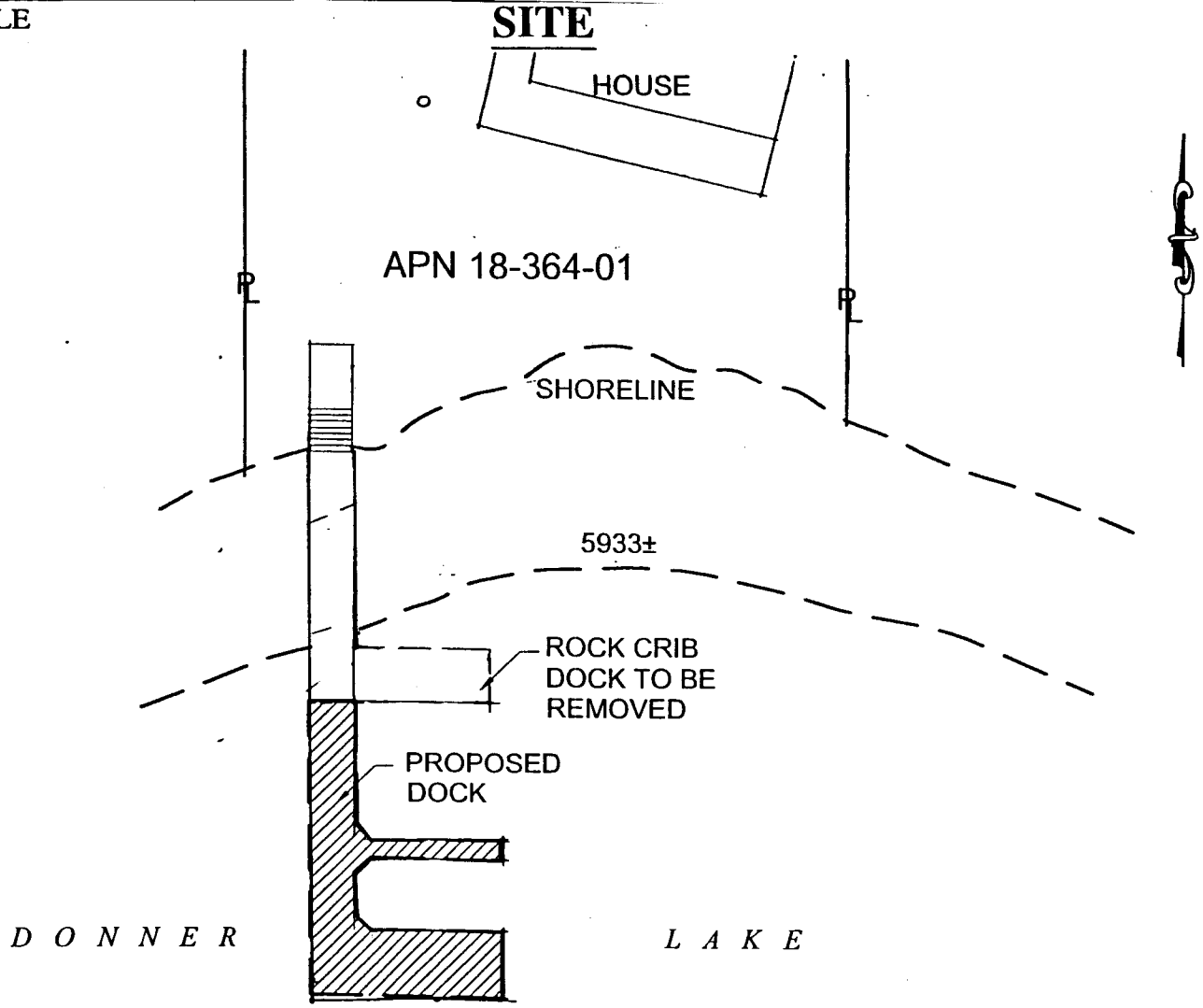
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE

LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO JAY E. PRICE AND PAULA E. STAHL OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING DECEMBER 8, 2005, FOR THE REMOVAL OF AN EXISTING RECREATIONAL PIER, NOT PREVIOUSLY AUTHORIZED BY THE COMMISSION, AND THE CONSTRUCTION, USE AND MAINTENANCE OF A NEW RECREATIONAL 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



13615 DONNER PASS ROAD, TRUCKEE

NO SCALE

LOCATION

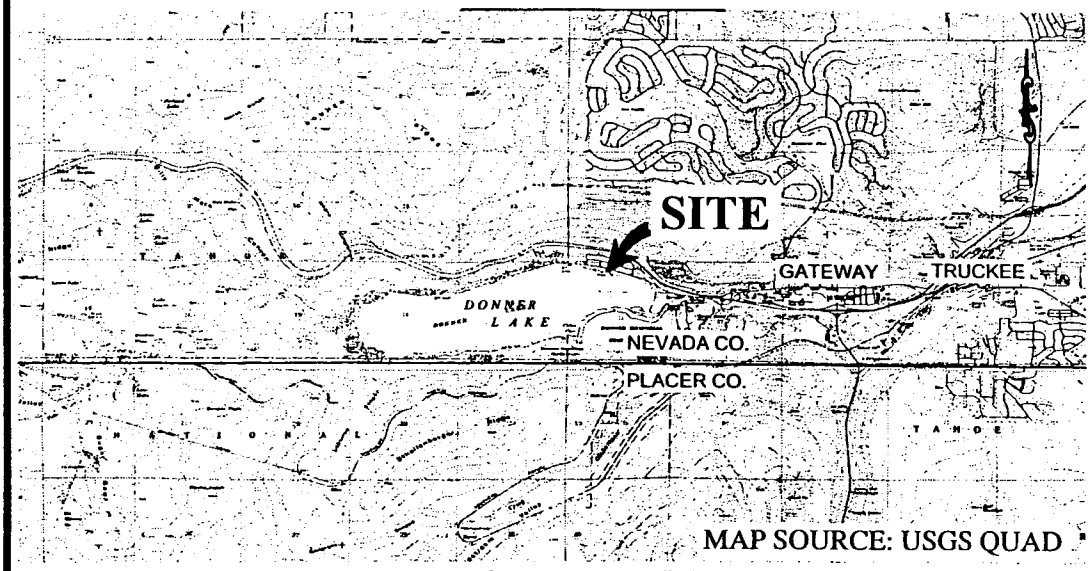


Exhibit A

W 8670.132
JAY PRICE & PAULA STAHL
APN 18-364-01
RECREATIONAL PIER LEASE
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.

MJJ 10/05