

MINUTE ITEM

This Calendar Item No. C15 was approved as Minute Item No. 15 by the California State Lands Commission by a vote of 3 to 0 at its 06/26/06 meeting.

CALENDAR ITEM

C15

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06/26/06

S 3

PRC 3715.9

J. McComas

RECREATIONAL PIER LEASE

APPLICANTS:

Terence Robert Bunton and Pauline Elizabeth Bunton, Trustees of the Terence and Pauline Bunton Revocable Trust dated September 11, 2001

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Petaluma River, Black Point, Marin County.

AUTHORIZED USE:

Continued use and maintenance of an existing pier and repair of a float as shown on Exhibit A.

LEASE TERM:

Ten years, beginning March 12, 2006.

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 adjoining the lease premises and have applied for a Recreational Pier Lease. 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.
2. On February 12, 1997, the Commission authorized a Recreational Pier Lease to the Applicants for a pier and float. During the winter storms of 2006, the previously approved float was damaged. Applicants propose to repair the float and expect that repairs will be completed before October

CALENDAR ITEM NO. C15 (CONT'D)

31, 2007. The repairs will only be to the float structure. The float will not be reconfigured and no pilings will be moved.

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 1, Existing Facilities; Title 14, California Code of Regulations, section 15301 (d).

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

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 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15301 (d).

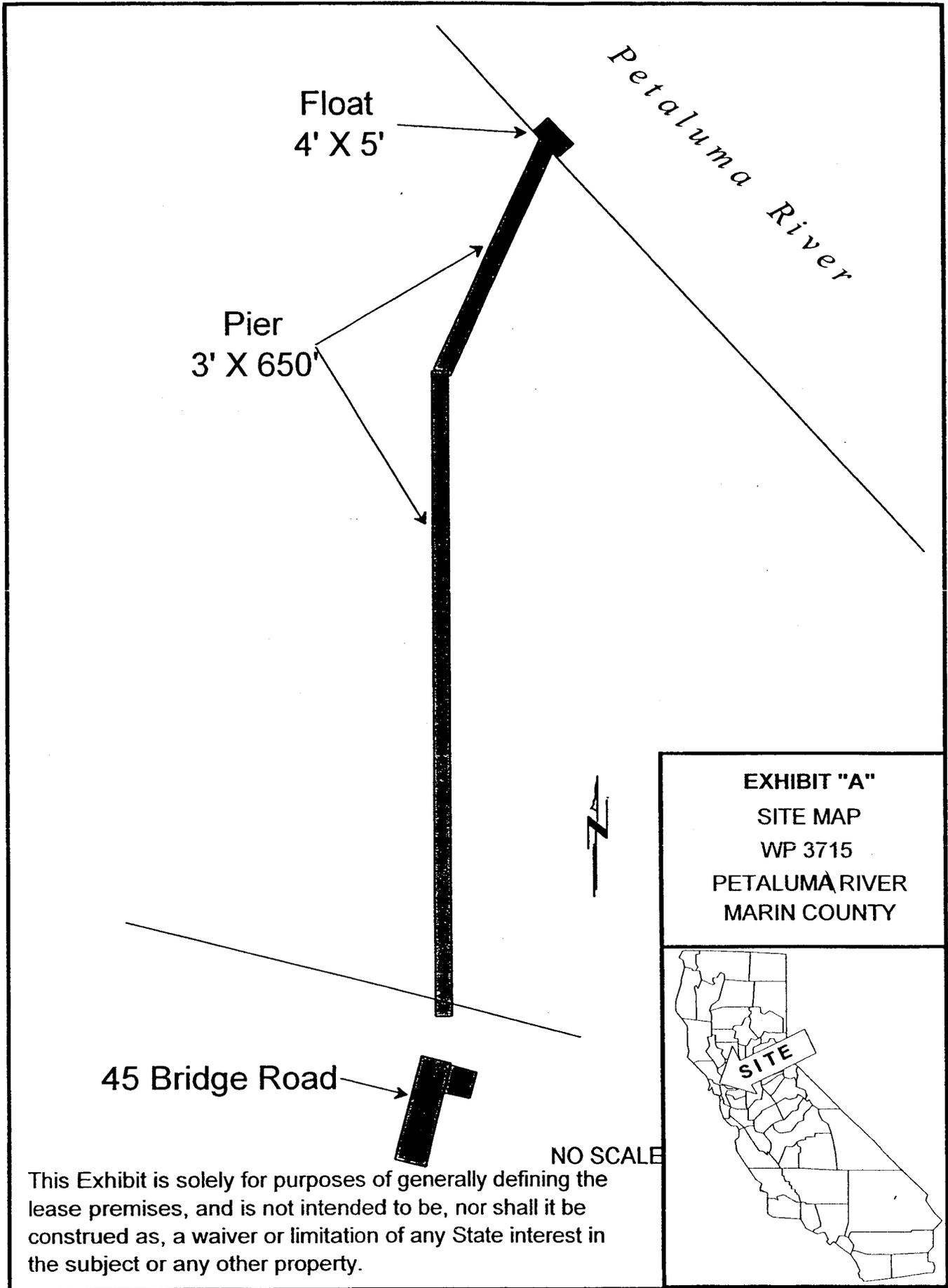
SIGNIFICANT LANDS INVENTORY FINDING:

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.

CALENDAR ITEM NO. C15 (CONT'D)

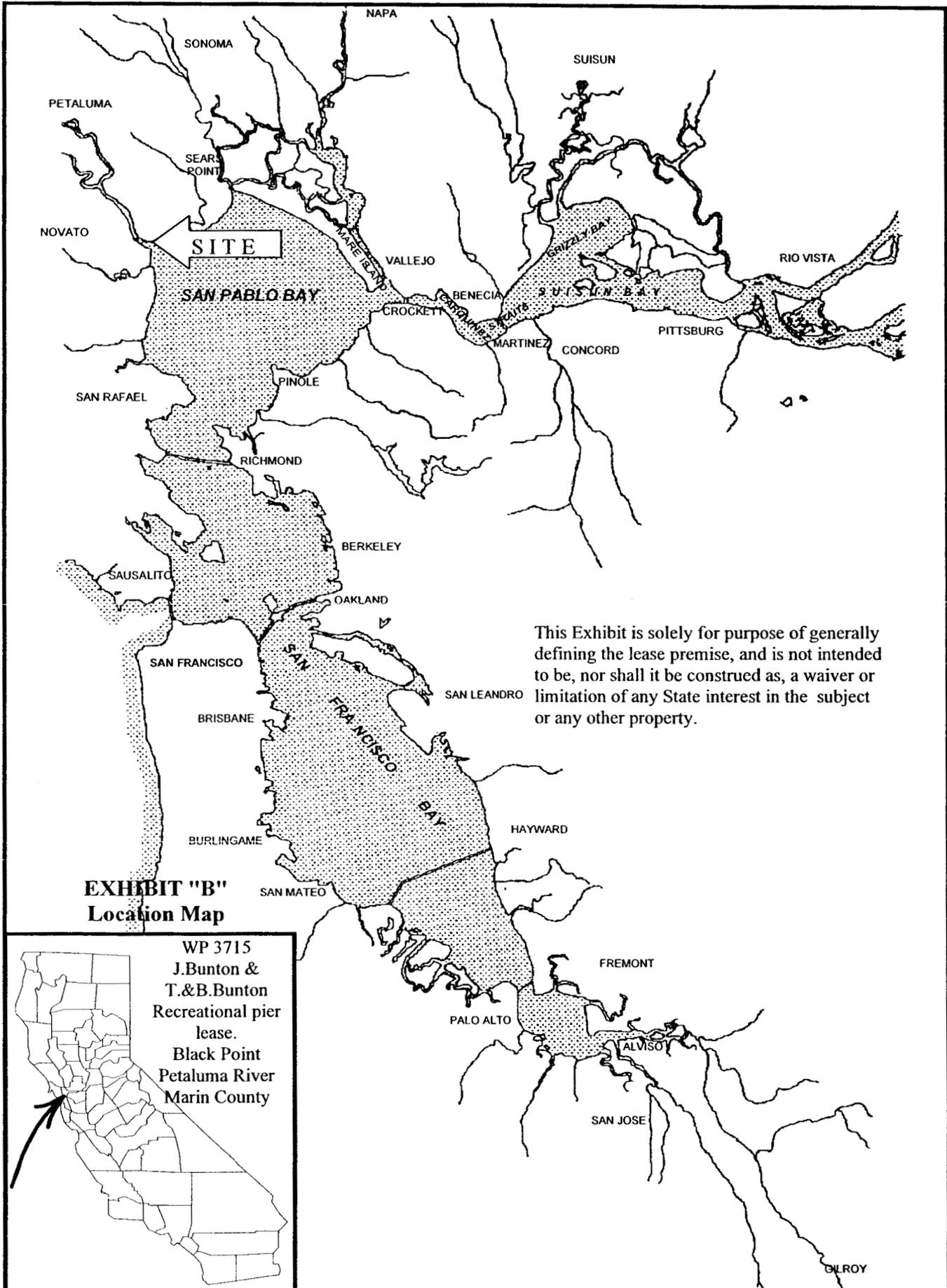
AUTHORIZATION:

AUTHORIZE ISSUANCE TO TERENCE ROBERT BUNTON AND PAULINE ELIZABETH BUNTON, TRUSTEES OF THE TERENCE AND PAULINE BUNTON REVOCABLE TRUST DATED SEPTEMBER 11, 2001 OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING MARCH 12, 2006, FOR THE CONTINUED USE AND MAINTENANCE OF AN EXISTING PIER AND FLOAT AS 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

This Exhibit is solely for purposes of generally defining the lease premises, 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.



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EXHIBIT "B"
Location Map

WP 3715
J. Bunton &
T. & B. Bunton
Recreational pier
lease.
Black Point
Petaluma River
Marin County