CALENDAR ITEM

C08

A	4	04/06/10
		WP 5622.9
S	1	N. Lee

RECREATIONAL PIER LEASE

APPLICANTS:

Gordon Douglass and Susan Douglass, Trustees of the Gordon and Susan Douglass Family 1983 Revocable Trust dated August 2, 1983; Scott G. Douglass; and Lisa S. Douglass

AREA, LAND TYPE, AND LOCATION:

Sovereign land in Lake Tahoe, adjacent to 8425 Meeks Bay Avenue, near Meeks Bay, El Dorado County.

AUTHORIZED USE:

Continued use and maintenance of two existing mooring buoys as shown on Exhibit A.

LEASE TERM:

Ten years, beginning April 6, 2010.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Liability insurance in the amount of no less than $500,000.

OTHER PERTINENT INFORMATION:

1. Applicants own the upland adjoining the lease premises.

2. On February 12, 1997, the Commission authorized a ten-year Recreational Pier Lease to Bonnie Trembath, Philip W. Connors and Patricia Lynn Connors. That lease expired October 25, 2004. The upland property was subsequently deeded to Gordon Douglass and Susan Douglass, Trustees of the Gordon and Susan Douglass Family 1983 Revocable Trust dated August 2, 1983; Scott G. Douglass; and Lisa S. Douglass. Applicants are now applying for a new Recreational Pier Lease.

3. The prior lease authorized an existing pier and two mooring buoys. Commission staff has confirmed that the pier does not extend waterward of elevation 6223 feet, Lake Tahoe Datum, and, therefore, is not located on sovereign land. As a result, the application is only for the continued use and maintenance of two existing mooring buoys. The buoys were permitted by the Tahoe Regional Planning Agency on October 7, 2009.

4. Applicants qualify for a Recreational Pier Lease because the Applicants are natural persons who own the littoral land that is improved with a single-family dwelling.

5. 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 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.

6. 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 CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

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 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:

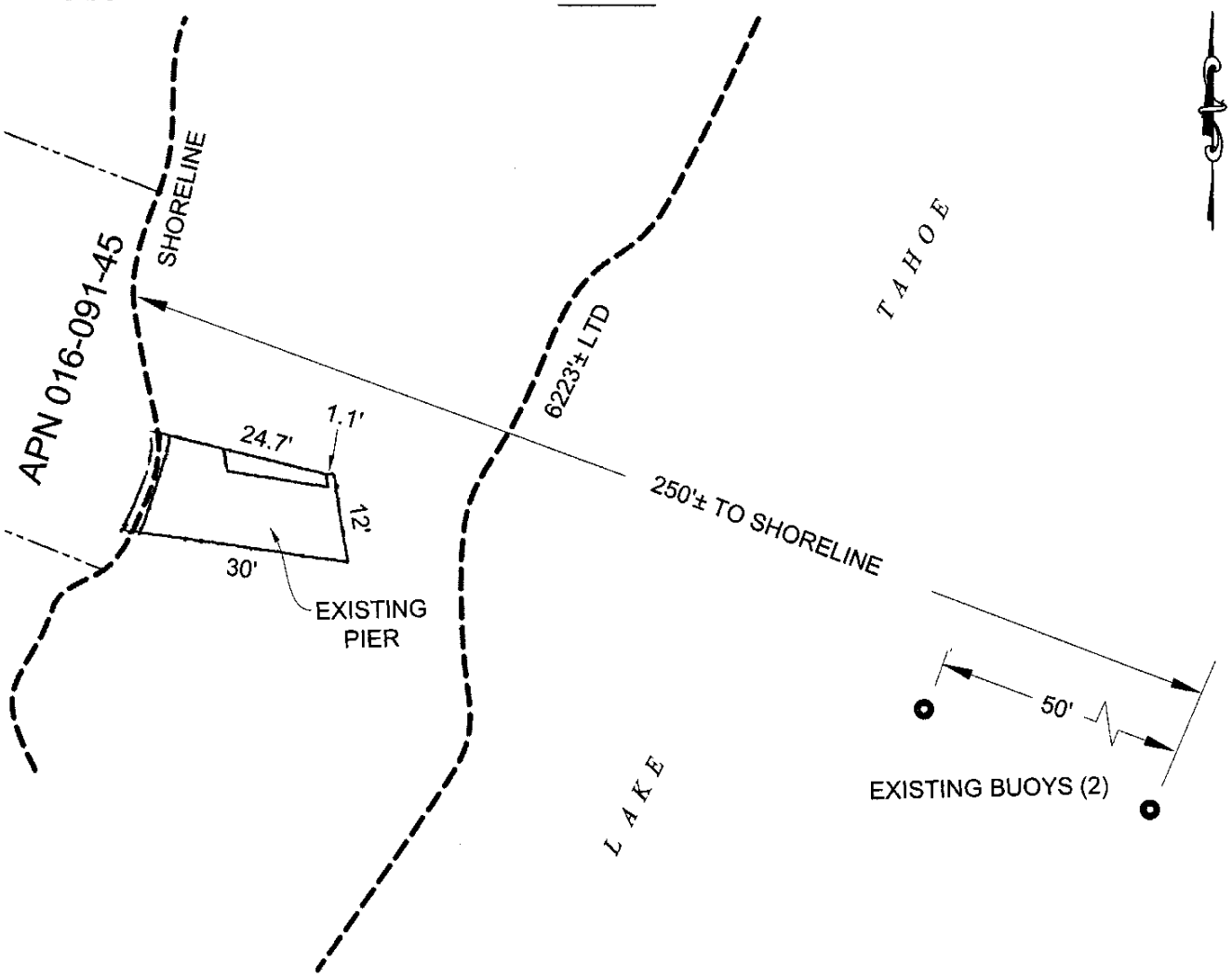
Find that this activity is consistent with the use classification designated by the Commission for the land pursuant to Public Resources Code sections 6370, et seq.

AUTHORIZATION:

Authorize issuance of a ten-year Recreational Pier Lease to Gordon Douglass and Susan Douglass, Trustees of the Gordon and Susan Douglass Family 1983 Revocable Trust dated August 2, 1983; Scott G. Douglass; and Lisa S. Douglass, beginning April 6, 2010, for the continued use and maintenance of two existing mooring buoys 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; and liability insurance in the amount of no less than $500,000.

NO SCALE

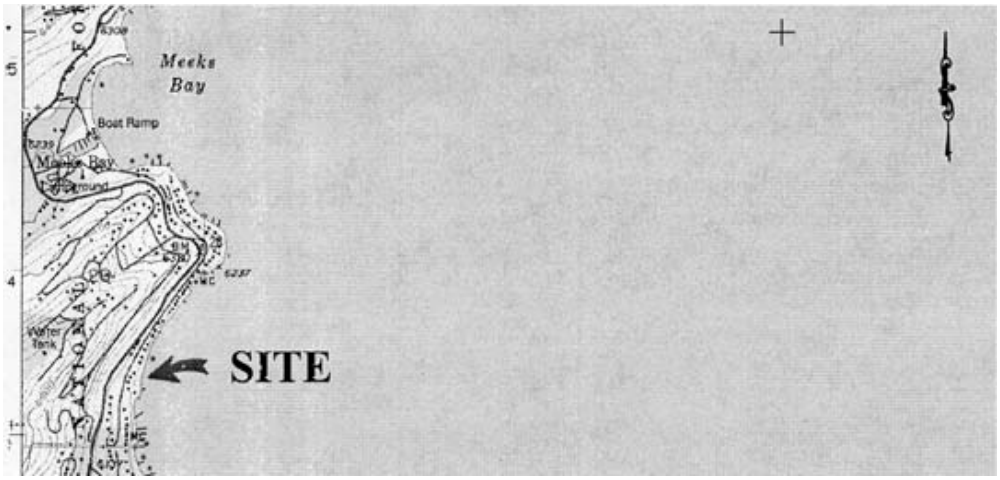
SITE



8425 MEEKS BAY AVENUE, MEEKS BAY

NO SCALE

LOCATION

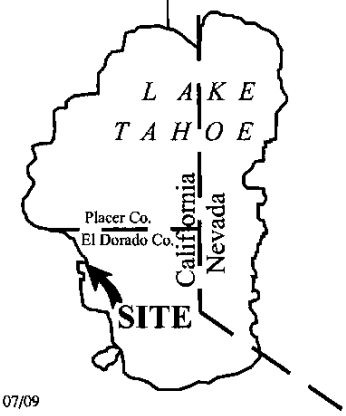


MAP SOURCE: USGS QUAD

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.

Exhibit A

PRC 5622.9
DOUGLASS
APN 016-091-45
RECREATIONAL PIER LEASE
EL DORADO COUNTY



MJJ 07/09