CALENDAR ITEM

C06

A 4 06/28/10

WP 3512.9

S 1 R. Barham

RECREATIONAL PIER LEASE

APPLICANT:

Josephine B. Haas, as Trustee of the Peter E. Haas Jr. 2009 Homewood Trust, dated October 12, 2009; Josephine B. Haas, as Trustee of the Jennifer B. Haas 2009 Homewood Trust, dated October 12, 2009; Josephine B. Haas, as Trustee of the Daniel S. Haas 2009 Homewood Trust, dated October 12, 2009; and Josephine B. Haas, as Trustee of the Bradley J. Haas 2009 Homewood Trust, dated October 12, 2009

AREA, LAND TYPE, AND LOCATION:

Sovereign land in Lake Tahoe, adjacent to 5690 West Lake Boulevard, near Homewood, Placer County.

AUTHORIZED USE:

Continued use and maintenance of an existing pier, boat lift, and two mooring buoys as shown on Exhibit A.

LEASE TERM:

Ten years, beginning January 1, 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. Applicant owns the uplands adjoining the lease premises.

2. On February 8, 2000, the Commission authorized a Recreational Pier Lease with Josephine B. Haas. That lease expired on December 31, 2009. On October 22, 2009, the upland property was deeded to Josephine B. Haas, Trustee of the Peter E. Hass, Jr. 2009 Homewood Trust, dated October 12, 2009; Josephine B. Haas, as Trustee

of the Jennifer B. Haas 2009 Homewood Trust, dated October 12, 2009; Josephine B. Haas, as Trustee of the Daniel S. Haas 2009 Homewood Trust, dated October 12, 2009; and Josephine B. Haas, as Trustee of the Bradley J. Haas 2009 Homewood Trust, dated October 12, 2009. Applicant is now applying for a new Recreational Pier Lease.

3. Applicant qualifies for a Recreational Pier Lease because the Applicant is a natural person who owns the littoral land that is improved with a single-family dwelling.

4. Applicant obtained a Tahoe Regional Planning Agency mooring buoy permit on September 25, 2009.

5. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), 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 staff's consultation with the persons nominating such lands and through the CEQA review process, it is 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:

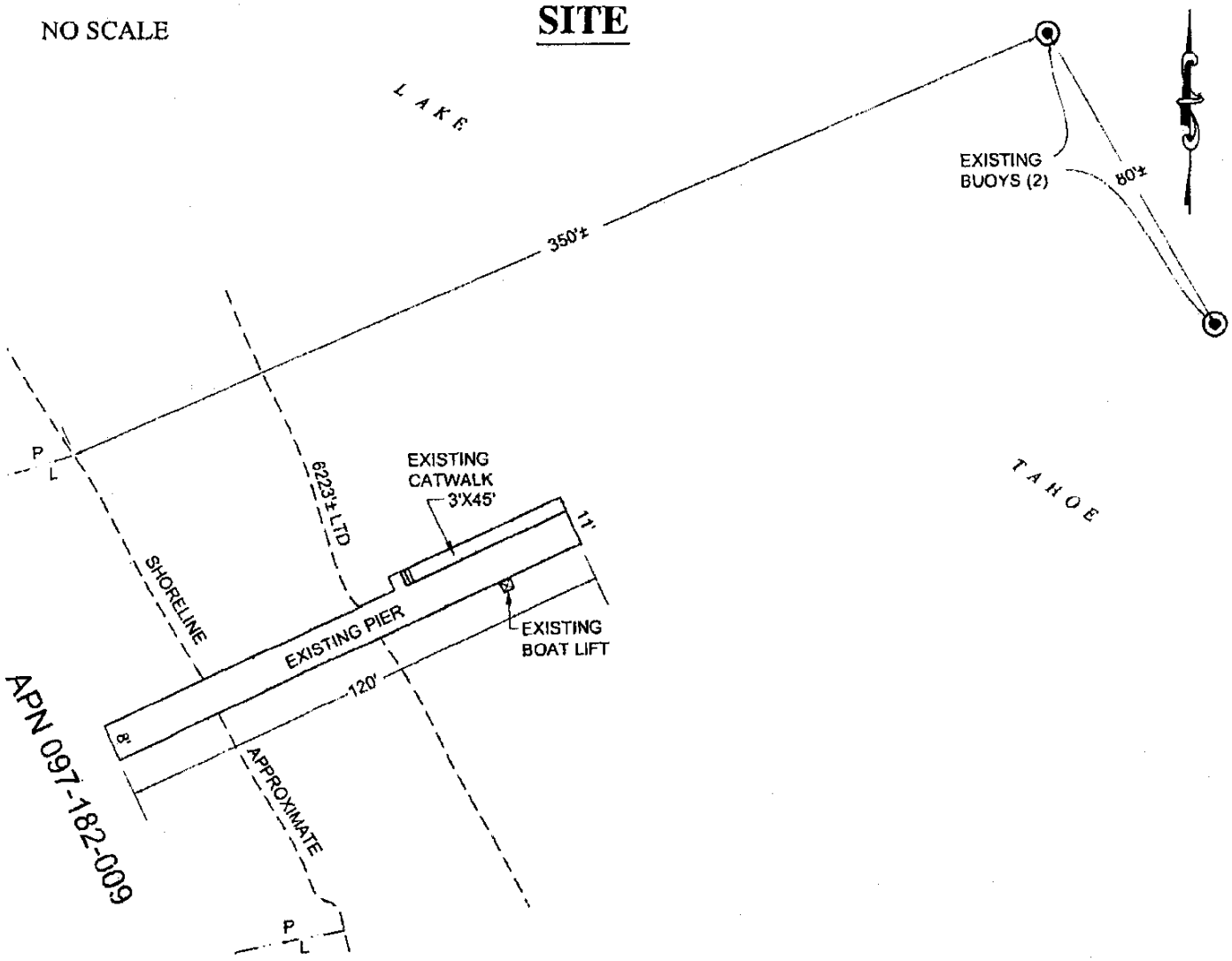
Find that this activity is consistent with the use classification designated by the Commission for the land pursuant to Public Resources Code sections 6370, et seq.

AUTHORIZATION:

Authorize issuance of a ten-year Recreational Pier Lease to Josephine B. Haas, as Trustee of the Peter E. Haas Jr. 2009 Homewood Trust, dated October 12, 2009; Josephine B. Haas, as Trustee of the Jennifer B. Haas 2009 Homewood Trust, dated October 12, 2009; Josephine B. Haas, as Trustee of the Daniel S. Haas 2009 Homewood Trust, dated October 12, 2009; and Josephine B. Haas, as Trustee of the Bradley J. Haas 2009 Homewood Trust, dated October 12, 2009, beginning January 1, 2010, for the continued use and maintenance of an existing pier, boat lift, and two mooring buoys 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

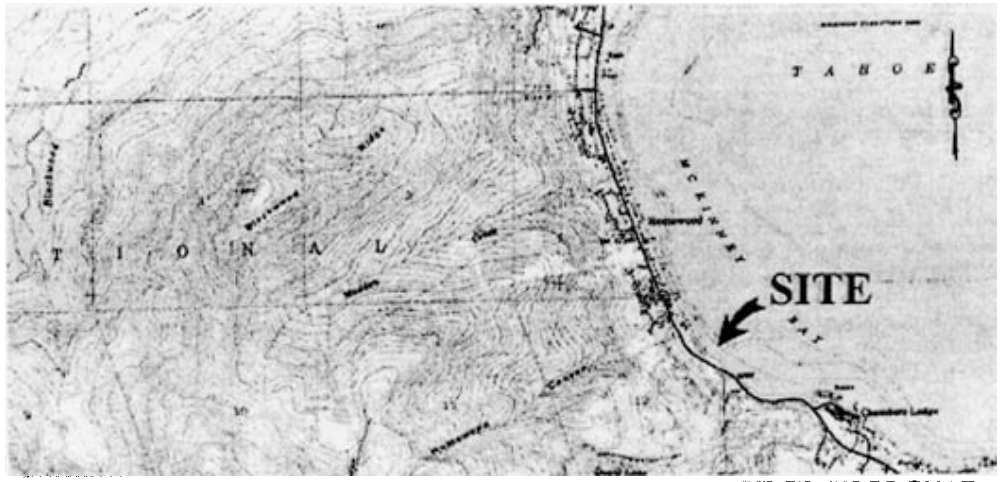
SITE



5690 WEST LAKE BLVD., HOMEWOOD

NO SCALE

LOCATION

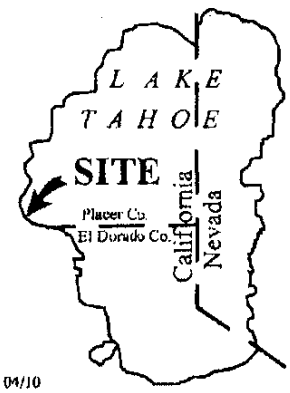


MAP SOURCE: USGS QUAD

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 3512.9
HAAS
APN 097-182-009
RECREATIONAL PIER LEASE
PLACER COUNTY



MJJ 04/10