

**CALENDAR ITEM  
C08**

A 8  
S 4

10/27/11  
WP 6740.1  
R. Boggiano

**GENERAL LEASE - RECREATIONAL USE**

**APPLICANTS:**

Eric C. Schneder and Jacalyn Schneder

**AREA, LAND TYPE, AND LOCATION:**

Sovereign land in the Sacramento River, adjacent to 14434 State Highway 160, near the town of Walnut Grove, Sacramento County.

**AUTHORIZED USE:**

Continued use and maintenance of an existing covered floating single-berth boat dock, two pilings, three-pile dolphin, electrical outlet, water hose for boating purposes, gangway, stairs, and two speed buoys as shown on the attached Exhibit A.

**LEASE TERM:**

10 years, beginning April 1, 2011.

**CONSIDERATION:**

**Covered Single-Berth Floating Boat Dock, Two Pilings, Three-Pile Dolphin, Electrical Outlet, Water Hose for Boating Purposes, Gangway, and Stairs:**  
No monetary consideration pursuant to Public Resources Code section 6503.5.

**Speed Limit Buoys:** \$50 per year, with the State reserving the right to fix a different rent periodically during the term of the lease, as provided in the lease.

**SPECIFIC LEASE PROVISIONS:**

Liability insurance in the amount of no less than \$1,000,000.

**OTHER PERTINENT INFORMATION:**

1. Applicants own the upland property adjoining the lease premises.
2. On April 24, 2001, the Commission authorized a 10-year General Lease - Recreational Use with Eric C. Schneder and Jacalyn Schneder. That lease

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expired on March 31, 2011. The Applicants are now applying for a new General Lease – Recreational Use.

3. The covered floating boat dock, two pilings, three-pile dolphin, electrical outlet, water hose for boating purposes, gangway, and stairs are exempt from consideration pursuant to Public Resources Code section 6503.5 because the Applicants are natural persons who own the littoral land that is improved with a single-family dwelling. However, the two speed buoys do not qualify for rent-free status because they are not used for the mooring and docking of boats.
4. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Cal. Code Regs., tit. 14 §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.

5. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370, et seq., but such activity will not affect those significant lands. 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. 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).

CALENDAR ITEM NO. **C08** (CONT'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 section 6370, et seq.

**AUTHORIZATION:**

Authorize issuance of a General Lease – Recreational Use to Eric C. Scneider and Jacalyn Scneider beginning April 1, 2011, for a term of 10 years, for the continued use and maintenance of an existing covered single-berth floating boat dock, two pilings, three-pile dolphin, electrical outlet, water hose for boating purposes, gangway, stairs, and two speed buoys as shown on Exhibit A attached and by this reference made a part hereof; consideration for the floating boat dock, two pilings, three-pile dolphin, electrical outlet, water hose for boating purposes, gangway, and stairs: no monetary consideration pursuant to Public Resources Code section 6503.5; consideration for the two speed buoys: \$50 per year, with the State reserving the right to fix a different rent periodically during the term of the lease, as provided in the lease; and liability insurance in the amount of no less than \$1,000,000.

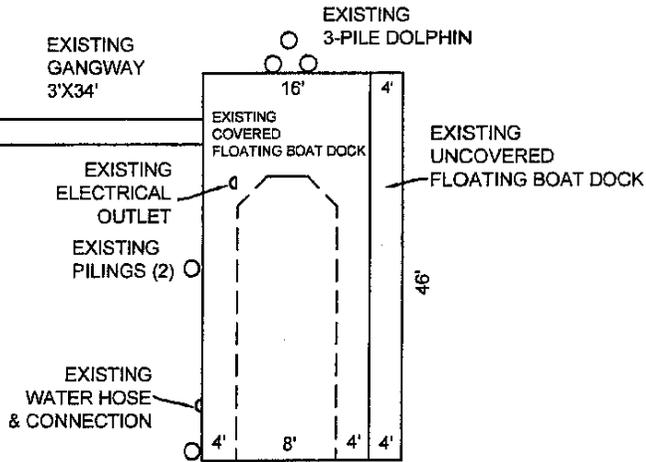
# SITE

○  
EXISTING  
SPEED BUOY

NO SCALE



APPROXIMATE  
SHORELINE  
APN 142-0110-067



Sacramento River  
flow

○  
EXISTING  
SPEED BUOY

14434 HWY. 160, WALNUT GROVE

NO SCALE

# LOCATION



MAP SOURCE: USGS QUAD

# Exhibit A

WP 6740.1  
SCNEDER  
APN 142-0110-067  
GENERAL LEASE -  
RECREATIONAL USE  
SACRAMENTO 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 07/11