

**CALENDAR ITEM
C13**

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S 3

08/14/12
PRC 3696.1
R. Boggiano

GENERAL LEASE – RECREATIONAL USE

APPLICANT:

Financial Portfolios, Ltd.

AREA, LAND TYPE, AND LOCATION:

Sovereign land in the Petaluma River, adjacent to 5683 Lakeville Road, near the city of Petaluma, Sonoma County.

AUTHORIZED USE:

Continued use and maintenance of an existing uncovered floating boat dock, pier, ramp, and two pilings.

LEASE TERM:

10 years, beginning April 27, 2010.

CONSIDERATION:

\$101 per year, with the State reserving the right to fix a different rent periodically during 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. The Applicant owns the upland adjoining the lease premises.
2. On April 24, 2001, the Commission authorized a 10-year General Lease – Recreational Use to Financial Portfolios, Ltd. for the use and maintenance of an existing uncovered floating boat dock, pier, and ramp. The lease expired on April 26, 2010. The Applicant is applying for a new General Lease – Recreational Use.

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3. 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; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

Authority: Public Resources Code section 21084 and California Code of Regulations, Title 14, section 15300 and California Code of Regulations, Title 2, section 2905.

4. 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.

EXHIBITS:

- A. Land Description
- B. 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 California Code of Regulations, Title 14, section 15061 as a categorically exempt project, Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (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 section 6370 et seq.

AUTHORIZATION:

Authorize issuance of a General Lease – Recreational Use to Financial Portfolios, Ltd., beginning April 27, 2010, for a term of 10 years, for the continued use and maintenance of an existing uncovered floating boat dock, pier, ramp, and two pilings, as described in Exhibit A and shown on Exhibit B (for reference purposes only) attached and by this reference made a part hereof; annual rent in the amount of \$101, with the State

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reserving the right to fix a different rent periodically during the lease term;
and liability insurance in the amount of no less than \$1,000,000.

EXHIBIT A

PRC 3696.1

LAND DESCRIPTION

A parcel of tide and submerged land situate on the left bank of the Petaluma River, lying adjacent to Rancho Petaluma, dated March, 1860, County of Sonoma, State of California, and more particularly described as follows:

All those lands underlying an existing walkway, ramp and floating boat dock lying adjacent to Parcel Two as described in that Grant Deed (Individual) recorded April 27, 2000 in Document Number 2000040803, of Official Records of said County.

TOGETHER WITH a 10 foot use area.

EXCEPTING THEREFROM any portion lying landward of the Ordinary High Water Mark of the left bank of the Petaluma River.

Accompanying plat is hereby made a part of this description.

END OF DESCRIPTION

Prepared May 7, 2012 by the California State Lands Commission Boundary Unit.



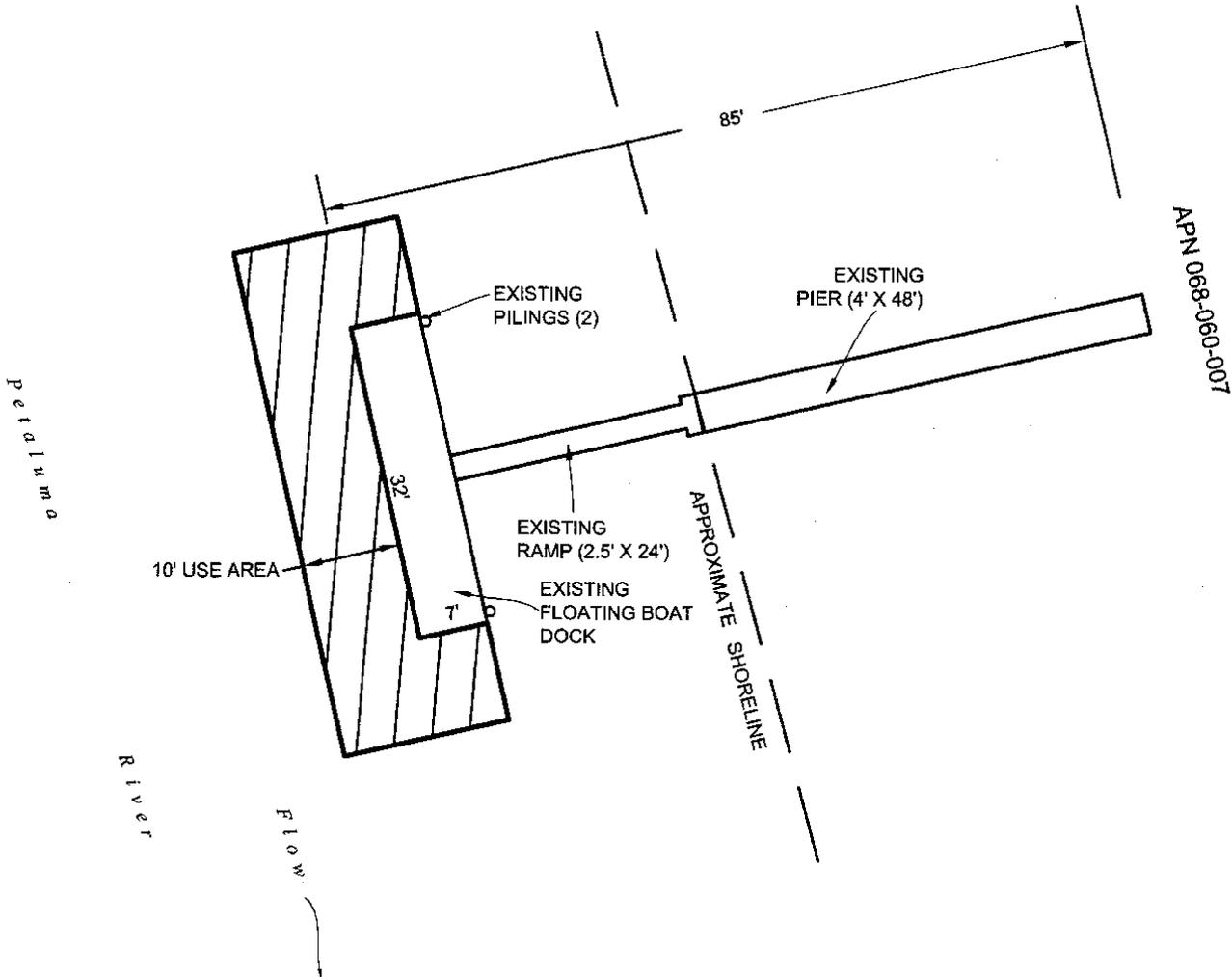


EXHIBIT A

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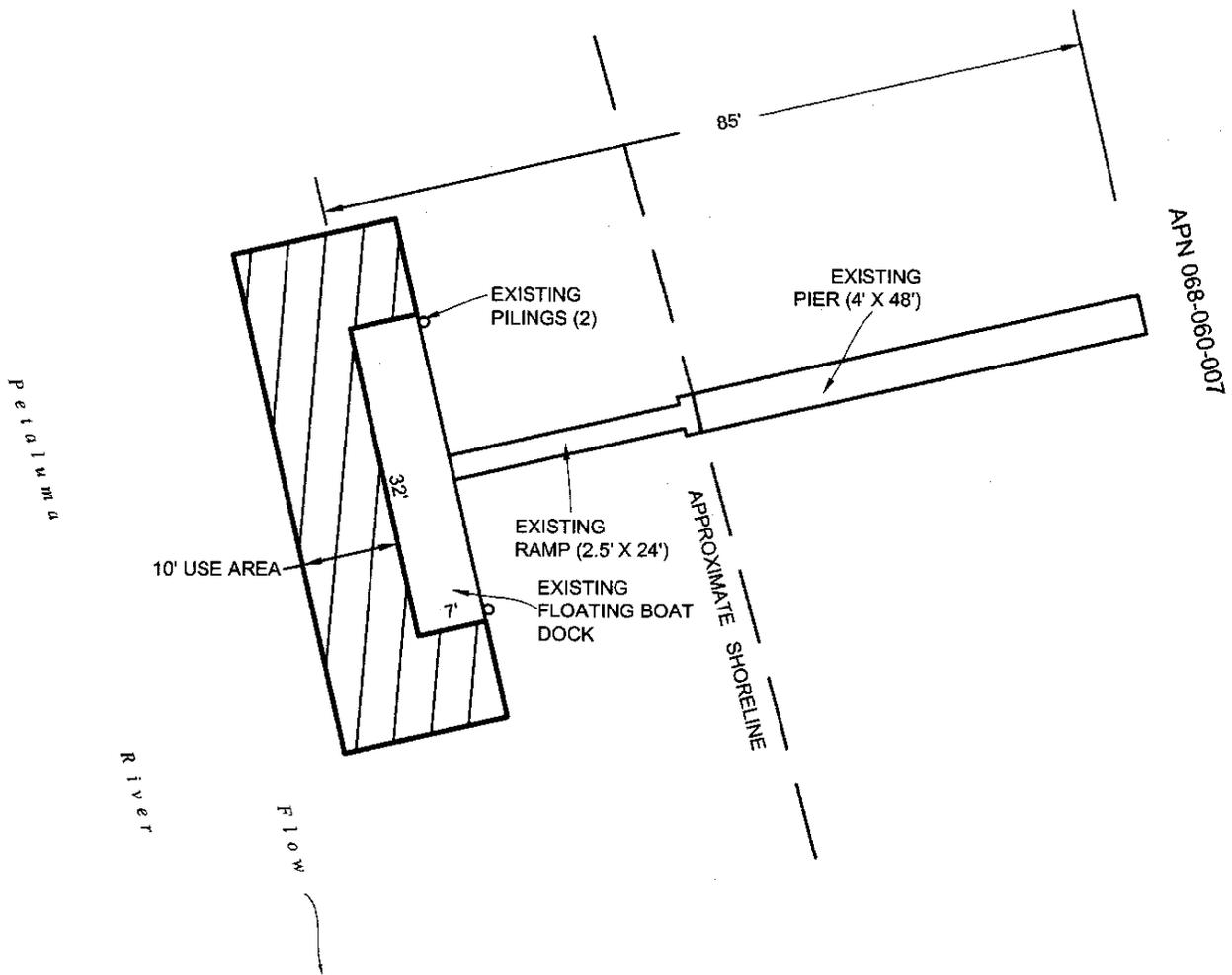
LAND DESCRIPTION PLAT
PRC 3696.1, FINANCIAL PORTFOLIO LTD.
SONOMA COUNTY

CALIFORNIA STATE
LANDS COMMISSION



NO SCALE

SITE



5683 LAKEVILLE ROAD, PETALUMA RIVER

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit B

PRC 3696.1
 FINANCIAL PORTFOLIO LTD.
 APN 068-060-007
 GENERAL LEASE -
 RECREATIONAL USE
 SONOMA 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 05/07/12