

**CALENDAR ITEM  
C67**

A 13

09/20/13

S 5

PRC 8473.1  
G. Asimakopoulos

**GENERAL LEASE – RECREATIONAL USE**

**APPLICANTS:**

Frank T. Rauzi and Judith D. Rauzi

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

Sovereign land in the Calaveras River, adjacent to 2943 Calariva Drive, near the city of Stockton, San Joaquin County.

**AUTHORIZED USE:**

Continued use and maintenance of an existing boat dock, boat house, and gangway.

**LEASE TERM:**

10 years, beginning August 1, 2013.

**CONSIDERATION:**

\$255 per year, with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

**SPECIFIC LEASE PROVISIONS:**

Liability insurance in an amount no less than \$1,000,000 per occurrence.

**OTHER PERTINENT INFORMATION:**

1. Applicants own the upland adjoining the lease premises.
2. On August 19, 2003, the Commission authorized a 10-year Recreational Pier Lease to Frank T. Rauzi and Judith D. Rauzi. That lease expired on July 31, 2013. The Applicants are now applying for a new General Lease – Recreational Use.
3. The staff recommends that the Commission find that this activity is exempt from the requirements of the California Environmental Quality Act (CEQA) as a categorically exempt project. The project is exempt under Class 1,

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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 which have NOT been identified as possessing significant environmental values pursuant to Public Resources Code section 6370 et seq.; however, the Commission has declared that all lands are “significant” by nature of their public ownership (as opposed to “environmentally significant”). Since such declaration of significance is not based upon the requirements and criteria of Public Resources Code section 6370 et seq., use classifications for such lands have not been designated. Therefore, the finding of the project’s consistency with the use classification as required by California Code of Regulations, Title 2, section 2954 is not applicable.

**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).

**AUTHORIZATION:**

Authorize issuance of a General Lease – Recreational Use to Frank T. Rauzi and Judith D. Rauzi, beginning August 1, 2013, for a term of 10 years, for the continued use and maintenance of an existing boat dock, boat house, and gangway, 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 \$255 per year, with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease; and liability insurance in an amount no less than \$1,000,000 per occurrence.

**EXHIBIT A**

**PRC 8473.1**

**LAND DESCRIPTION**

A parcel of tide and submerged land situate in the bed of the Calaveras River lying adjacent to Swamp and Overflow Survey 924, patented April 07, 1876, County of San Joaquin, State of California, more particularly described as follows:

All those lands underlying an existing boat dock, boat house and gangway lying adjacent to that parcel as described in that Grant Deed recorded May 19, 1993, in Document 93058410 in Official Records of said County.

TOGETHER WITH a 10 foot impact area.

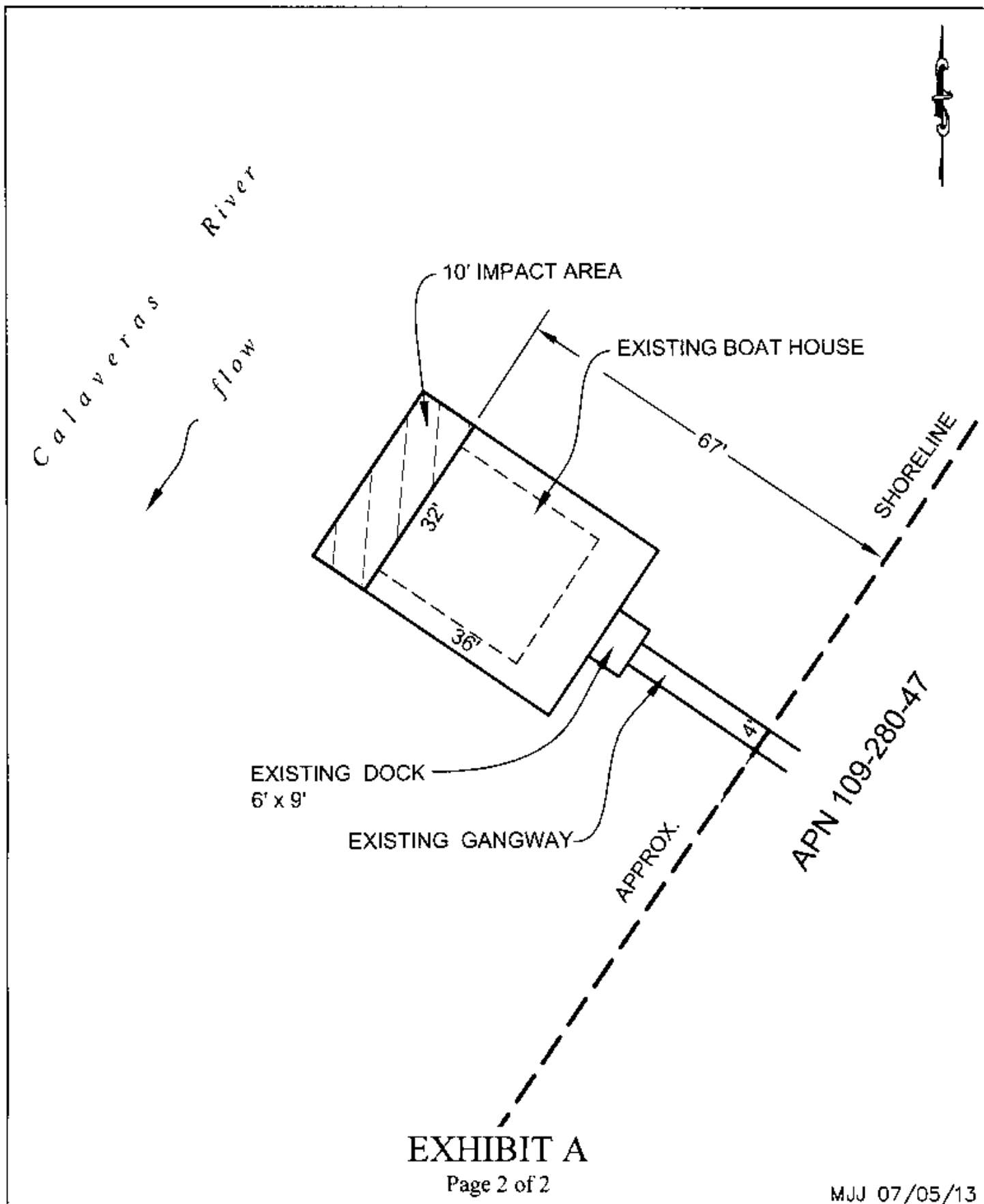
EXCEPTING THEREFROM any portion lying landward of the Ordinary High Water Mark of the left bank of the Calaveras River.

Accompanying plat is hereby made part of this description.

**END OF DESCRIPTION**

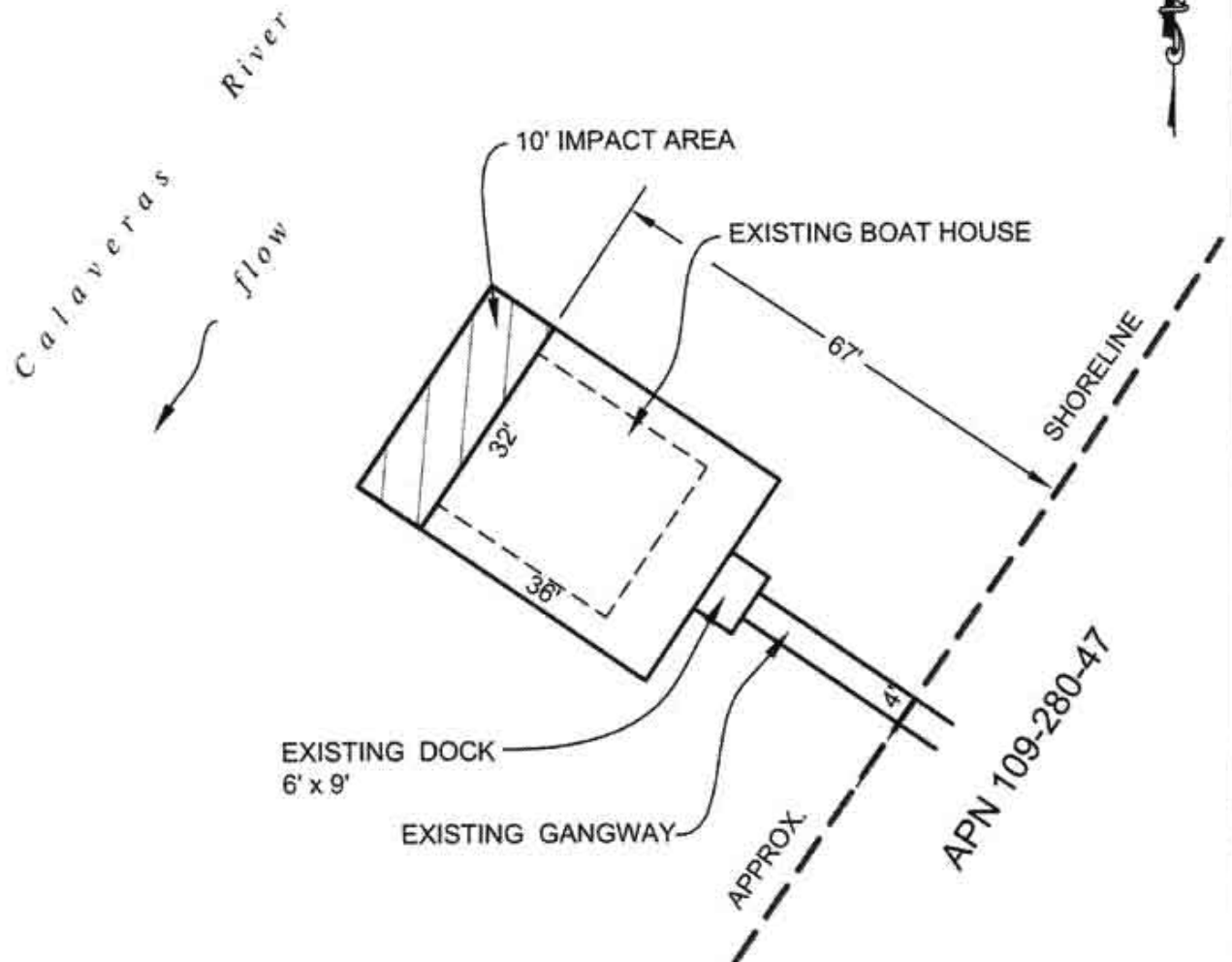
Prepared July 07, 2013 by the California State Lands Commission Boundary Unit.





NO SCALE

## SITE



2943 CALARIVA DRIVE, NEAR STOCKTON

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 B**

PRC 8473.1

RAUZI

APN 109-280-47

GENERAL LEASE -  
RECREATIONAL USE  
SAN JOAQUIN COUNTY



MJJ 07/05/13