

**CALENDAR ITEM
C59**

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12/02/13
PRC 6190.9
B. Terry

GENERAL LEASE – PUBLIC AGENCY USE

APPLICANT:

The Regents of the University of California
UC Davis
Tahoe Environmental Project
One Shields Avenue
Davis, CA 95616

AREA, LAND TYPE, AND LOCATION:

Sovereign land in Lake Tahoe, El Dorado and Placer Counties.

AUTHORIZED USE:

Continued use and maintenance of five existing research buoys previously authorized by the Commission and use and maintenance of one additional existing research buoy not previously authorized by the Commission.

LEASE TERM:

15 years, beginning December 1, 2012

CONSIDERATION:

The public use and benefit, with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

OTHER PERTINENT INFORMATION:

1. On December 16, 2002, the Commission authorized a 10-year General Lease-Public Agency Use with the Regents of the University of California, Davis, for five research buoys. That lease expired on November 30, 2012. The Applicant is now applying for a new General Lease-Public Agency Use for the six existing research buoys.
2. The additional sixth research buoy was previously located on the Nevada side of Lake Tahoe and under lease with the Nevada Division of State

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Lands. However, a recent GPS reading shows the buoy has drifted to the California side of the lake.

3. The scientific research buoys are operated and maintained by the Tahoe Environmental Research Center of the University of California at Davis, for the collection of scientific data related to atmospheric contributions, weather and temperature data. The buoys are equipped with meteorological equipment that records wind speed and temperature sensors that record the surface temperature of the lake. The research data are designed to document long-term changes at Lake Tahoe caused by natural events and the influences of man and provide information for restoration and protection. The data collected and observed are also used by other State and federal agencies, university and research groups, and the general boating public.
4. The six research buoys are permitted by the U.S. Army Corps of Engineers and the Tahoe Regional Planning Agency.
5. 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, 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.

6. 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

CALENDAR ITEM NO. **C59** (CONT'D)

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 – Public Agency Use to The Regents of the University of California beginning December 1, 2012, for a term of 15 years, for the continued use and maintenance of five existing research buoys previously authorized by the Commission and use and maintenance of one additional existing research buoy not previously authorized by the Commission as described in Exhibit A and shown on Exhibit B (for reference purposes only) attached and by this reference made a part hereof; consideration to be the public use and benefit, with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

EXHIBIT A

PRC 6190.9

LAND DESCRIPTION

Six (6) parcels of submerged land situate in the bed of Lake Tahoe, four of which are located in Placer County and two of which are located in El Dorado County, State of California, and more particularly described as follows:

PARCELS 1, 2, 3, 4, 5 & 6 – BUOYS

Six (6) circular parcels of land, each being 50 feet in diameter underlying six (6) existing buoys, the center points of which having the following NAD 83 geodetic coordinates of:

Parcel 1 – 39° 09.300' North Latitude, 120° 04.330' West Longitude

Parcel 2 – 39° 09.231' North Latitude, 120° 00.275' West Longitude

Parcel 3 – 39° 06.612' North Latitude, 120° 04.521' West Longitude

Parcel 4 – 39° 06.562' North Latitude, 120° 00.645' West Longitude

Parcel 5 – 39° 02.480' North Latitude, 120° 04.810' West Longitude

Parcel 6 – 38° 59.380' North Latitude, 120° 03.050' West Longitude

Accompanying plat is hereby made part of this description.

END OF DESCRIPTION

Prepared September 16, 2013 by the California State Lands Commission Boundary Unit.



SITE

NO SCALE

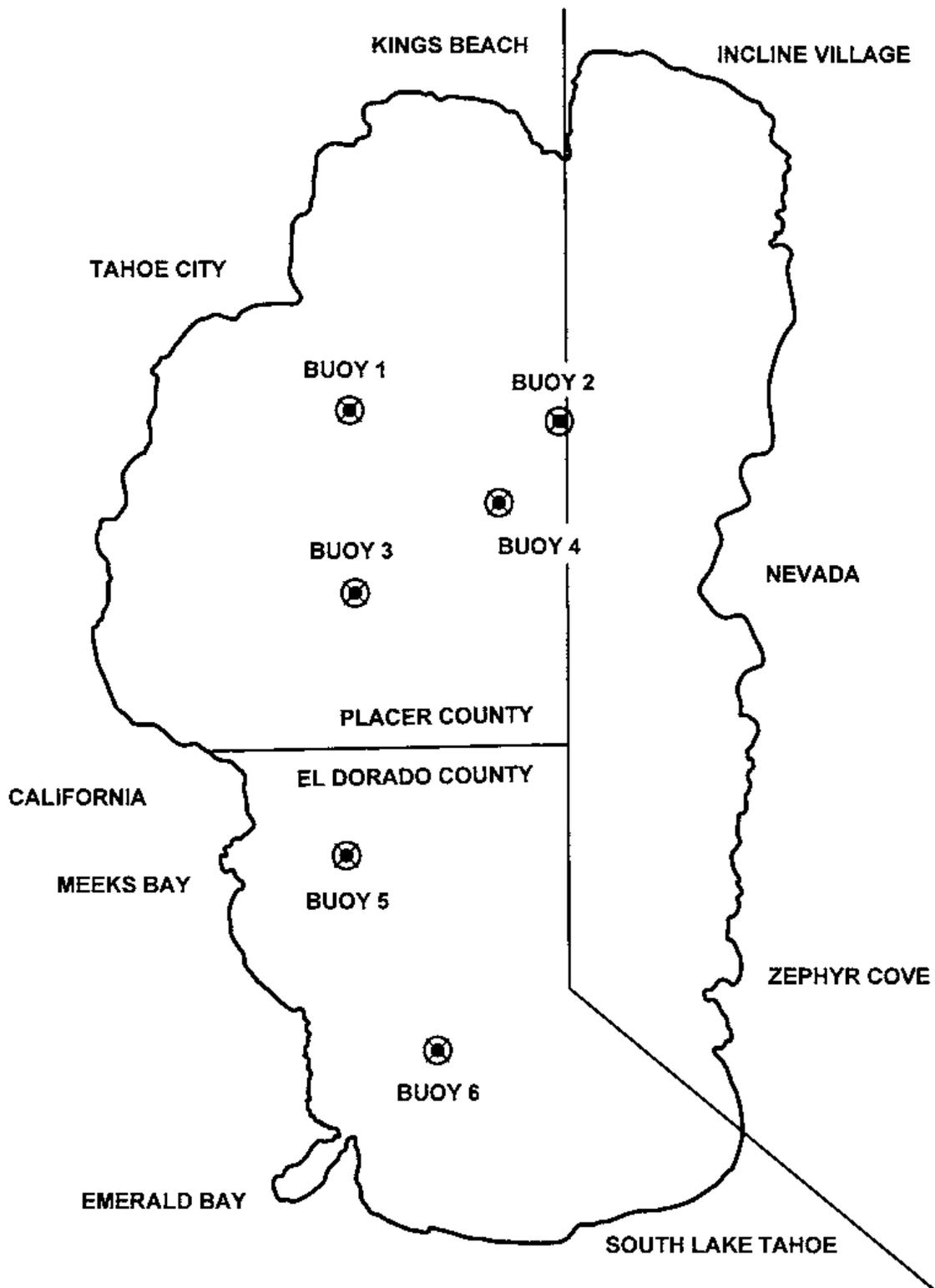


EXHIBIT A

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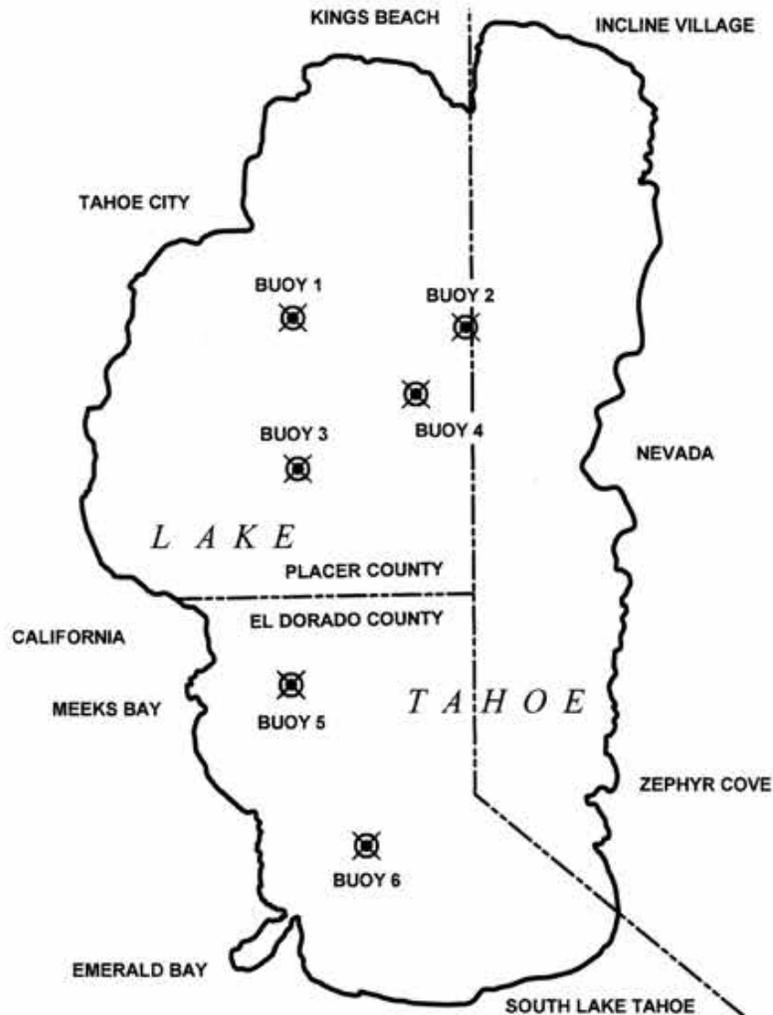
LAND DESCRIPTION PLAT
PRC 6190.9, REGENTS OF UNIVERSITY
OF CALIFORNIA, DAVIS
PLACER & EL DORADO COUNTIES

CALIFORNIA STATE
LANDS COMMISSION



NO SCALE

SITE



SIX SCIENTIFIC RESEARCH BUOYS LOCATED IN LAKE TAHOE

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit B

PRC 6190.9
 REGENTS OF UNIVERSITY
 OF CALIFORNIA, DAVIS
 GENERAL LEASE -
 PUBLIC AGENCY USE
 EL DORADO & PLACER CO.



MJJ 10/21/2013

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.