

**CALENDAR ITEM
C11**

A 1
S 1

10/14/14
PRC 3297.9
M.J. Columbus

GENERAL LEASE – PUBLIC AGENCY USE

APPLICANT:

County of Lassen

AREA, LAND TYPE, AND LOCATION:

Sovereign land in Eagle Lake, adjacent to Assessor's Parcel Number 077-080-35, near the city of Susanville, Lassen County.

AUTHORIZED USE:

Continued use and maintenance of an existing breakwater.

LEASE TERM:

25 years, beginning May 27, 2014.

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. Applicant owns the upland adjoining the lease premises.
2. On May 27, 1965, the Commission authorized a Public Agency Permit to County of Lassen for construction, operation, and maintenance of a rock breakwater. This permit expired on May 26, 2014. The Applicant has applied for a new General Lease – Public Agency Use.
3. The Lassen County breakwater was constructed in 1975 adjacent to Assessor's Parcel Number 077-080-35. The existing breakwater serves as a public amenity to adjacent properties and facilities maintained by the Lassen County of Education.
4. The staff recommends that the Commission find that this activity is exempt from the requirements of the California Environmental Quality Act (CEQA)

CALENDAR ITEM NO. **C11** (CONT'D)

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.

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.

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 – Public Agency Use to County of Lassen beginning May 27, 2014, for a term of 25 years, for the continued use and maintenance of an existing breakwater, as described in Exhibit A attached and shown on Exhibit B (for reference purposes only) attached by this reference made a part hereof; consideration being the public use and benefit, with the State reserving the right, at any time, to set a monetary rent as specified in the lease if the Commission finds such action to be in the State's best interest.

EXHIBIT A

PRC 3297.9

LAND DESCRIPTION

A parcel of submerged land situate in the bed of Eagle Lake, lying adjacent to Lot 1, fractional Section 21, T 32 N, R 11 E, MDM as shown on official government plat, approved December 18th, 1876, County of Lassen, State of California and more particularly described as follows:

COMMENCING at the section corner common to Sections 15, 16, 21 and 22 in T 32 N, R 11 E, MDM; thence South along the easterly line of fractional Section 21 600 feet to the POINT OF BEGINNING; thence West 400 feet; thence North 400 feet; thence East 400 feet to the easterly line of fractional Section 21; thence South 400 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM any portion lying landward of the low water mark of said lake.

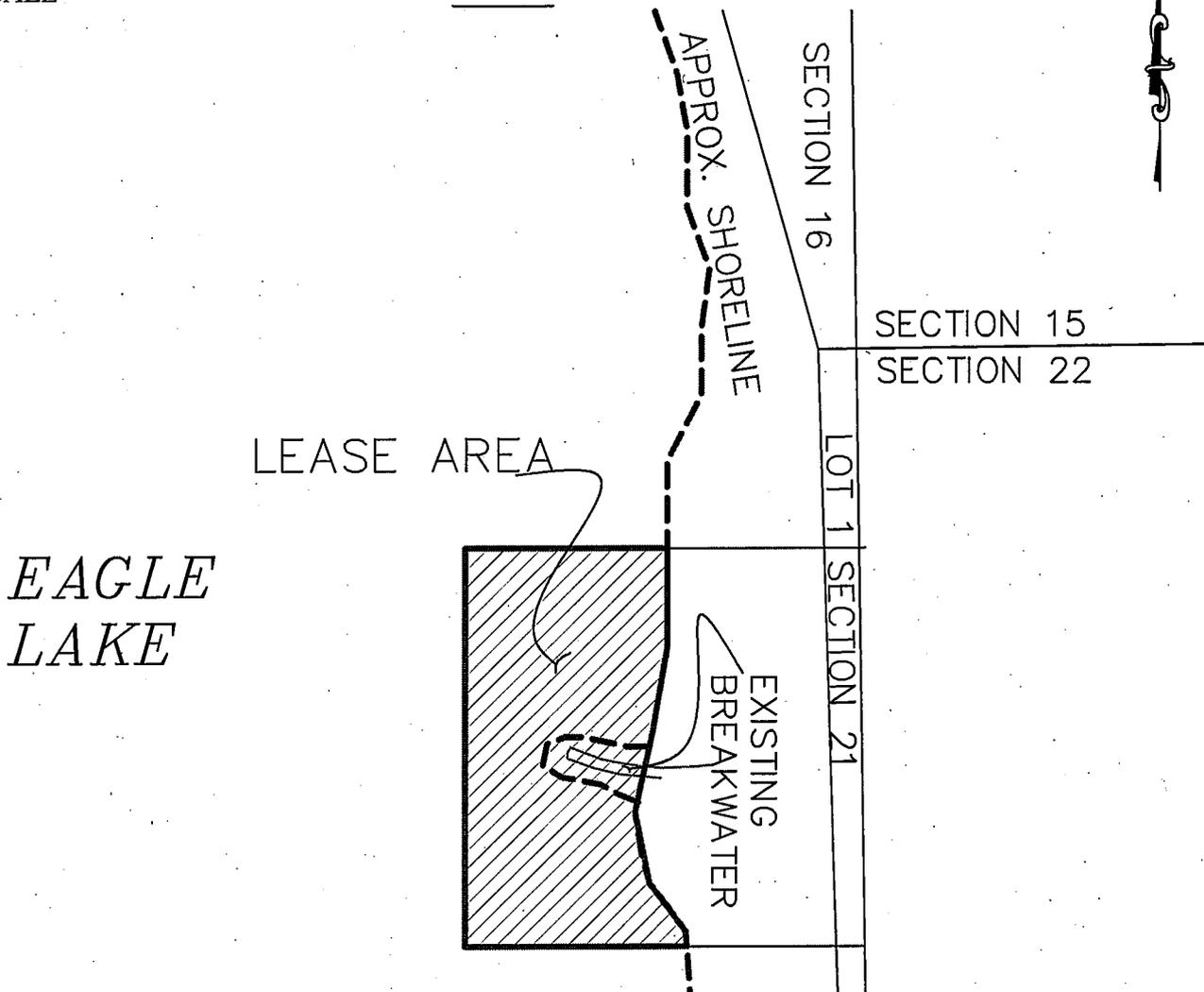
END OF DESCRIPTION

PREPARED 8/29/14 BY THE CALIFORNIA STATE LANDS COMMISSION BOUNDARY UNIT



NO SCALE

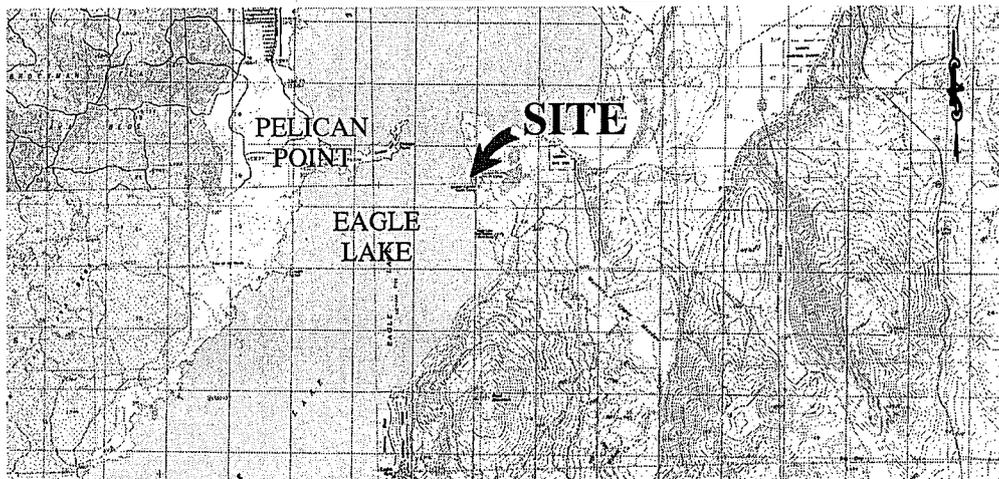
SITE



Eagle Lake, near Pelican Point

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit B

PRC 3297.9
 COUNTY OF LASSEN
 APN 077-080-35
 GENERAL LEASE -
 PUBLIC AGENCY USE
 LASSEN 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.