

**MINUTE ITEM**

This Calendar Item No. C86 was approved as Minute Item No. 86 by the California State Lands Commission by a vote of 3 to 0 at its 4-24-01 meeting.

**CALENDAR ITEM  
C86**

A 4  
S 1

04/24/01  
PRC 5267 WP 5267.1  
B. Young

**GENERAL LEASE-RECREATIONAL USE**

**APPLICANTS:**

Felton Mark Wyatt and Ann Appleton Wyatt,  
as Trustees of the Wyatt Trust of 1989  
1121 28<sup>th</sup> Street  
Washington, DC 20007

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

0.09 acre, more or less, of sovereign lands in Lake Tahoe, Cedar Flat in  
Carnelian Bay, Placer County.

**AUTHORIZED USE:**

Continued use and maintenance of an existing pier, boat house and two mooring  
buoys as shown on the attached Exhibit A.

**LEASE TERM:**

Ten years, beginning December 23, 2000.

**CONSIDERATION:**

\$488 per annum; with the State reserving the right to fix a different rent  
periodically during the lease term, as provided in the lease.

**SPECIFIC LEASE PROVISIONS:**

Insurance:

Combined single limit coverage of \$500,000.

Other:

This lease is conditioned on Lessees obtaining authorization from the  
Tahoe Regional Planning Agency (TRPA) for the mooring buoys within  
two (2) years after the adoption of the Lake Tahoe Shorezone  
Amendments-Draft Environmental Impact Statement (EIS) and approval of  
the ordinances based on the EIS.

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CALENDAR ITEM NO. C86 (CONT'D)

**OTHER PERTINENT INFORMATION:**

1. On August 29, 1985, the Commission authorized a General Permit - Recreational Use to Felton Mark Wyatt. The lease expired on December 22, 2000. Applicants do not qualify for a rent-free lease because applicants are not littoral owners. Felton Mark Wyatt and Ann Appleton Wyatt, as Trustees of the Wyatt Trust of 1989, are now applying for a General Lease - Recreational Use.
  
2. **PIER AND BOAT HOUSE:** Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the 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.

**BUOYS:** Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 3, New Construction of Small Structures; Title 2, California Code of Regulations, section 2905 (c)(3).

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

3. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. 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. Location and site map

CALENDAR ITEM NO. C86 (CONT'D)

**PERMIT STREAMLINING ACT DEADLINE:**

N/A

**RECOMMENDED ACTION:**

IT IS RECOMMENDED THAT THE COMMISSION:

**CEQA FINDING: (PIER AND BOAT HOUSE)**

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE 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).

**BUOYS:**

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (C)(3).

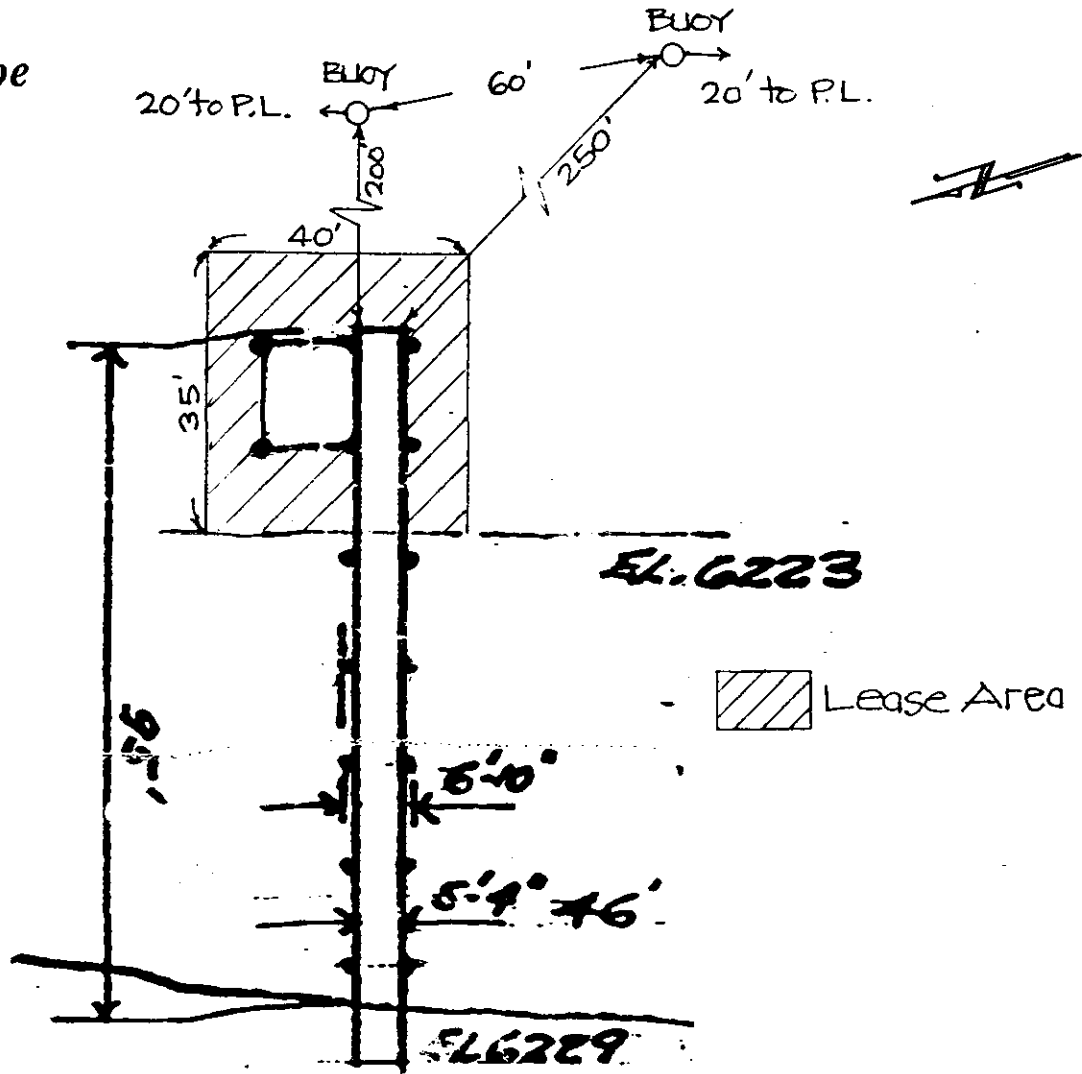
**SIGNIFICANT LANDS INVENTORY FINDING:**

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

**AUTHORIZATION:**

AUTHORIZE ISSUANCE TO FELTON MARK WYATT AND ANN APPLETON WYATT, AS TRUSTEES OF THE WYATT TRUST OF 1989, OF A GENERAL LEASE-RECREATIONAL USE, BEGINNING DECEMBER 23, 2000, FOR A TERM OF TEN YEARS, FOR THE CONTINUED USE AND MAINTENANCE OF AN EXISTING PIER, BOAT HOUSE AND TWO MOORING BUOYS ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; \$488 PER ANNUM; LIABILITY INSURANCE WITH COVERAGE OF NO LESS THAN \$500,000.

Lake Tahoe



4330 North Lake Blvd., Tahoe City

LOCATION MAP

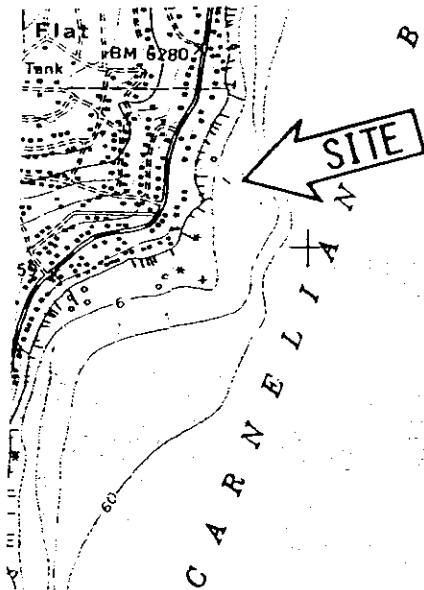


EXHIBIT A

WP 5267.1  
 APN 92-180-012  
 Lake Tahoe  
 Placer County



NO SCALE

This Exhibit is solely for purposes of generally defining the lease premises, 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.

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