

**MINUTE ITEM**

This Calendar Item No. C24 was approved as Minute Item No. 24 by the California State Lands Commission by a vote of 2 to 0 at its 06/07/04 meeting.

**CALENDAR ITEM**

**C24**

A 8,15

06/07/04

S 5

W 25983

T. Lipscomb

**RECREATIONAL PIER LEASE**

**APPLICANT:**

Daniel P. Whaley and Donis Pacini-Whaley

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

Sovereign lands in the Sacramento River, near Courtland, Sacramento County.

**AUTHORIZED USE:**

For the construction, use, and maintenance of a new floating boat dock with two berths and walkway.

**LEASE TERM:**

Ten years, beginning June 7, 2004.

**CONSIDERATION:**

No monetary consideration pursuant to Public Resources Code section 6503.5.

**SPECIFIC LEASE PROVISIONS:**

Liability insurance in the amount of no less than \$300,000.

**OTHER PERTINENT INFORMATION:**

1. Applicants qualify for a Recreational Pier Lease because they are natural persons who have improved the littoral land with, and use the upland for, a single-family dwelling.
2. 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)(1).

000092

CALENDAR PAGE

000801

MINUTE PAGE

CALENDAR ITEM NO. C24 (CONT'D)

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.

**APPROVALS OBTAINED:**

U.S. Army Corps of Engineers; U. S. Fish and Wildlife Service; California Department of Fish and Game; California Regional Water Quality Control Board, Central Valley Region; The Reclamation Board.

**EXHIBITS:**

- A. Site Plan
- B. Location Map

**PERMIT STREAMLINING ACT DEADLINE:**

June 13, 2004

**RECOMMENDED ACTION:**

IT IS RECOMMENDED THAT THE COMMISSION:

**CEQA FINDING:**

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)(1).

**SIGNIFICANT LANDS INVENTORY FINDING:**

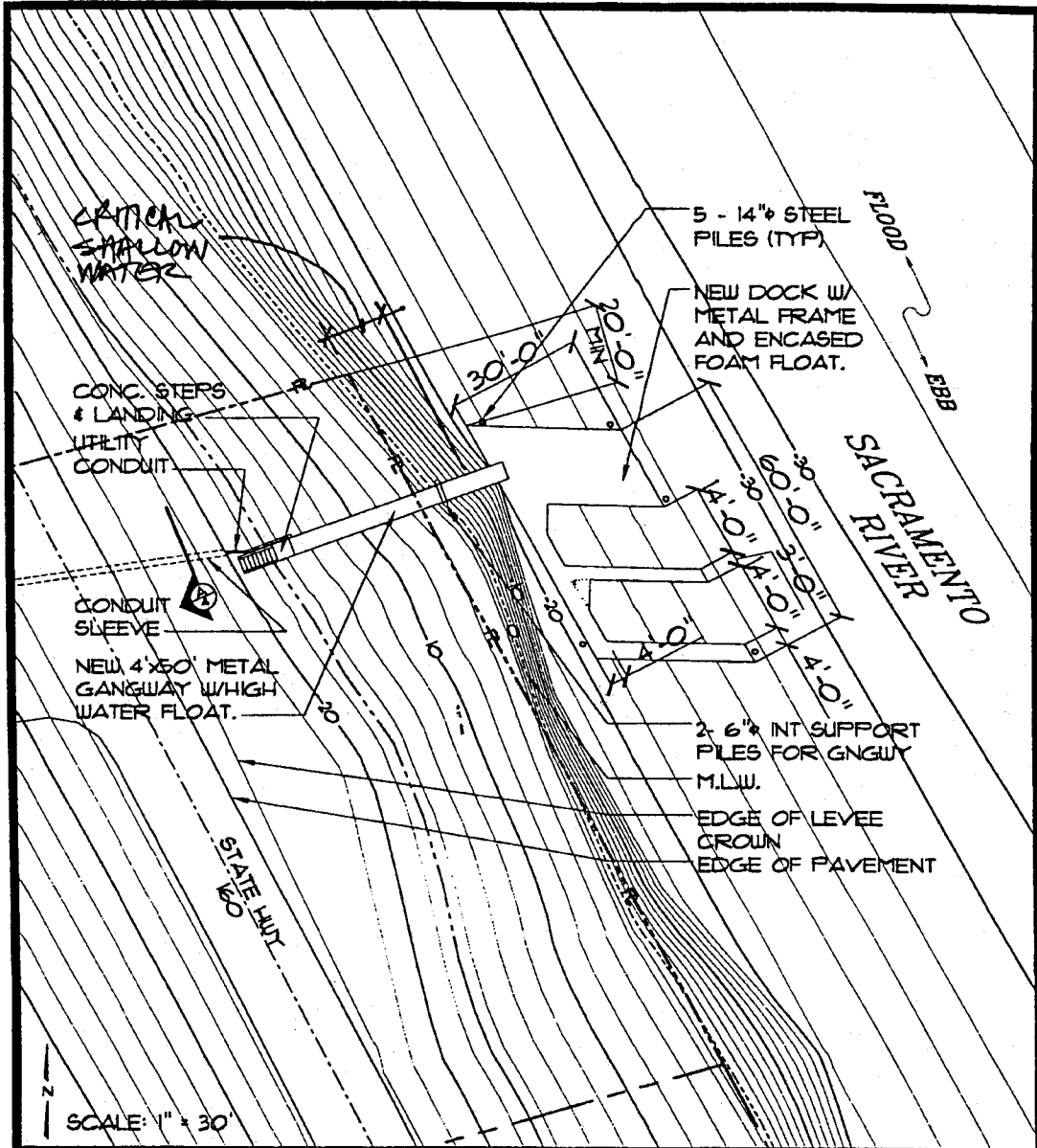
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.


CALENDAR ITEM NO. C24 (CONT'D)

**AUTHORIZATION:**

AUTHORIZE ISSUANCE TO DANIEL P. WHALEY AND DONIS PACINI-WHALEY OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING JUNE 7, 2004, FOR THE PROPOSED CONSTRUCTION, USE, AND MAINTENANCE OF A NEW FLOATING BOAT DOCK AND WALKWAY AS REPRESENTED ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$300,000.

# Site Plan



<p>OWNER: DAN WALEY 12330 HUY 160 COURTLAND, CA 95615</p> <p>DATUM: NGVD</p> <p>DATE: 12/04/01</p>	<p>CONTENTS: SITE MAP</p> <div style="text-align: center;">  <p style="font-size: 8px;">Architecture Civil Engineering Land Use Planning Feasibility Studies Environmental Permitting Program/Construction Management</p> </div>	<p>PROJECT: PRIVATE RECREATIONAL DOCK.</p> <p>SHEET: 3 OF 5, REV. 0</p>
--	---	---

This exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by 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 other property.

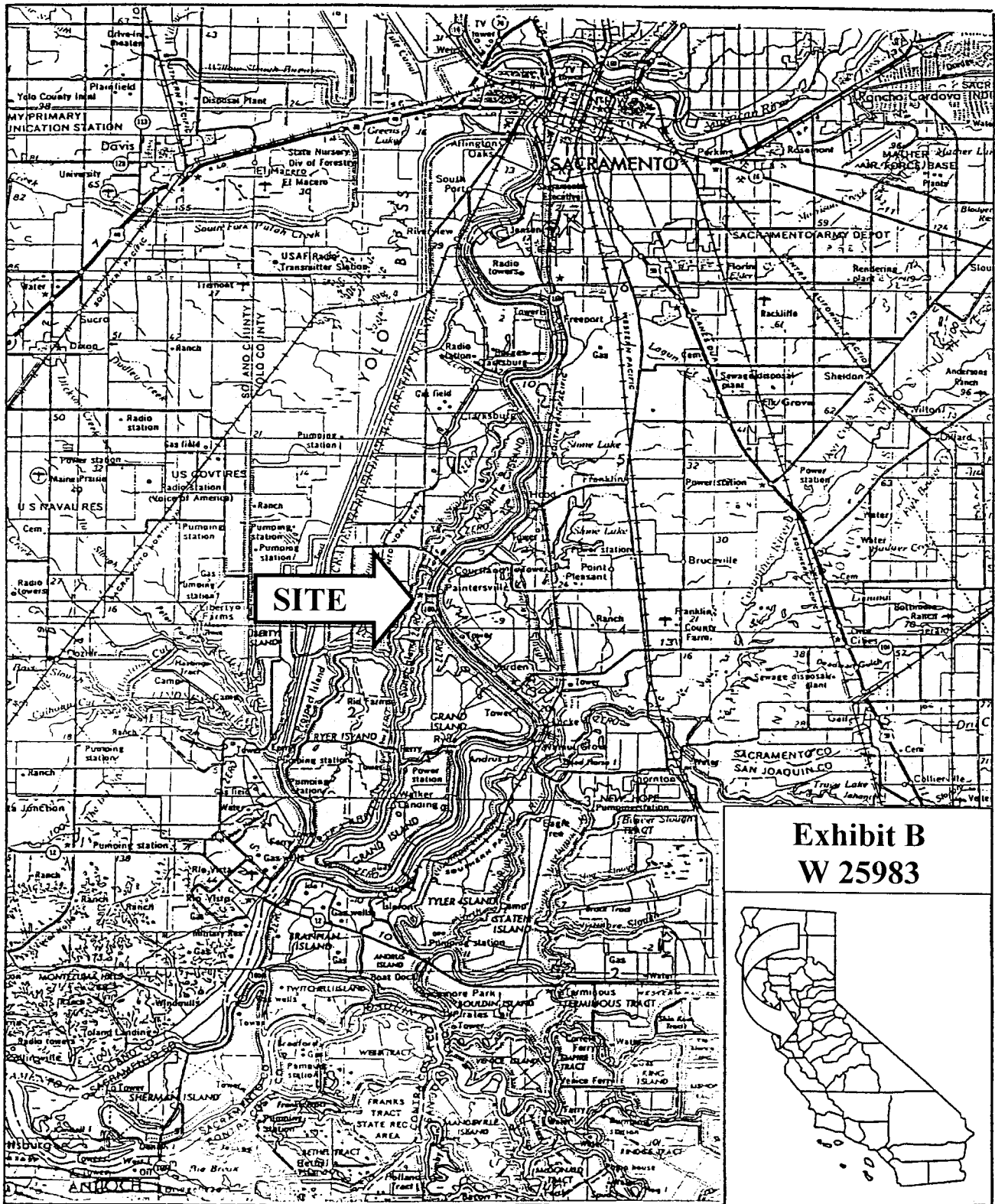
Exhibit A W 25983  
APN: 142-0010-040  
SACRAMENTO COUNTY

TKL 04/26/2004

000095  
CALENDAR PAGE

000806  
MINUTE PAGE

# Location Map



**Exhibit B  
W 25983**

EXHIBIT CONSTRUCTED FROM USGS QUAD

This exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by 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 other property.