

MINUTE ITEM
This Calendar Item No. C50 was approved as
Minute Item No. 50 by the California State Lands
Commission by a vote of 3 to 0 at its
8-17-04 meeting.

**CALENDAR ITEM
C50**

A 4
S 1

08/17/04
PRC 2724 WP 2724.9
B. Young

RECREATIONAL PIER LEASE

APPLICANTS:

Lawton L. Shurtleff and Anneke de Weerd Shurtleff, Trustees of the Lawton and Anneke Shurtleff Family Trust created on October 2, 1989

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Lake Tahoe, Meeks Bay, El Dorado County.

AUTHORIZED USE:

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

LEASE TERM:

Ten years, beginning April 24, 2004.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance with coverage of no less than \$300,000.

Other:

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

OTHER PERTINENT INFORMATION:

1. On February 27, 1996, the Commission authorized a Recreational Pier Lease to Lawton L. Shurtleff for an existing pier and two mooring buoys. That lease expired on April 24, 2004 and the littoral property has since been transferred to a family trust.

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2. The Applicants qualify for a rent-free Recreational Pier Lease because the Applicants are natural persons who have improved the littoral land with and use the upland for a single family dwelling. The Applicants are now applying for a new Recreational Pier Lease.
3. 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.

4. 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 REQUIRED:

Buoys: Tahoe Regional Planning Agency

EXHIBIT:

- A. Location and Site map

PERMIT STREAMLINING ACT DEADLINE:

N/A

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

CALENDAR ITEM NO. C50 (CONT'D)

PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA
CODE OF REGULATIONS, SECTION 2905 (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 SECTIONS 6370,
ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO LAWTON L. SHURTLEFF AND ANNEKE
DE WEERD SHURTLEFF, TRUSTEES OF THE LAWTON AND ANNEKE
SHURTLEFF FAMILY TRUST CREATED ON OCTOBER 2, 1989, OF A
RECREATIONAL PIER LEASE, BEGINNING APRIL 24, 2004, FOR A
TERM OF TEN YEARS, FOR THE CONTINUED USE AND
MAINTENANCE OF AN EXISTING PIER AND TWO MOORING BUOYS
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 WITH COMBINED SINGLE
LIMIT COVERAGE OF NO LESS THAN \$300,000.

