

MINUTE ITEM

This Calendar Item No. C04 was approved as
Minute Item No. 04 by the California State Lands
Commission by a vote of 3 to 0 at its
06/20/05 meeting.

**CALENDAR ITEM
C04**

A 4
S 1

06/20/05
PRC 7400 WP 7400.9
R. Barham

RECREATIONAL PIER LEASE

APPLICANTS:

Bryte Johnson and Brenda Johnson, Trustees of the Bryte Johnson and Brenda Johnson 1995 Living Trust dated May 19, 1995; Nancy M. Johnson, Trustee of the Jerry and Nancy Johnson Trust dated September 15, 1993; Gerald Reid Johnson III and Mary Bryte Johnson, Trustees of the Jerry and Nancy Johnson Residual Trust, created November 7, 1994.

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Lake Tahoe, near Tahoe Pines, Placer County.

AUTHORIZED USE:

Retention of two existing mooring buoys as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning June 11, 2005.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Insurance:

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

Other:

This lease is conditioned on the 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. Applicant owns the upland property adjoining the lease premises.

CALENDAR ITEM NO. C04 (CONT'D)

2. On August 21, 1996, the Commission authorized a Recreational Pier Lease with Bryte Johnson and Brenda Johnson, Truseees of the Bryte Johnson and Brenda Johnson 1995 Living Trust, Dated May 19, 1995. That lease expired on June 10, 2005. The upland property ownership has since transferred to Bryte and Brenda Johnson, Nancy M. Johnson, Gerald Reid Johnson III, and Mary Bryte Johnson. Applicants are now applying for a new Recreational Pier Lease. 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.
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.

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

CALENDAR ITEM NO. C04 (CONT'D)

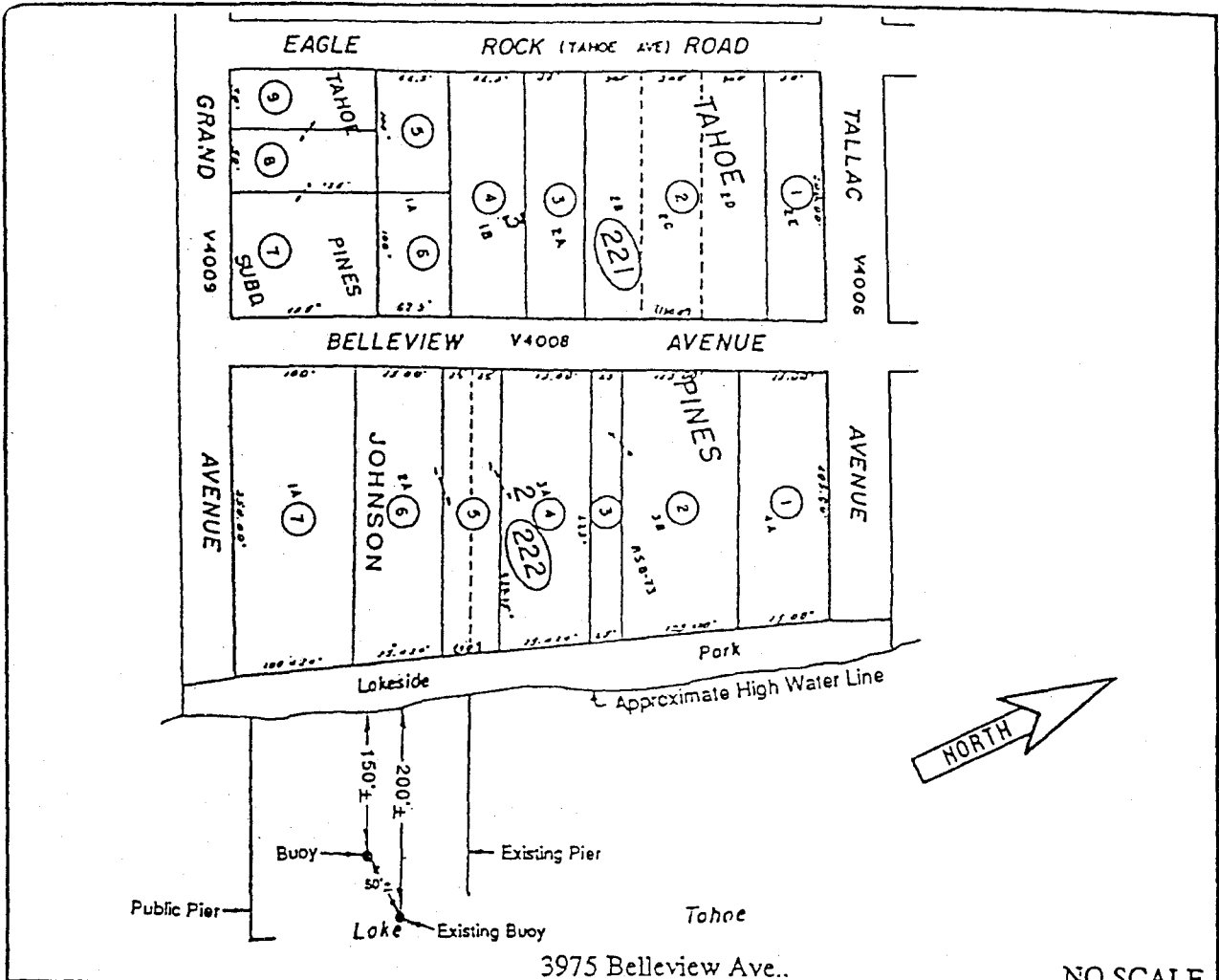
REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a)(2).

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:

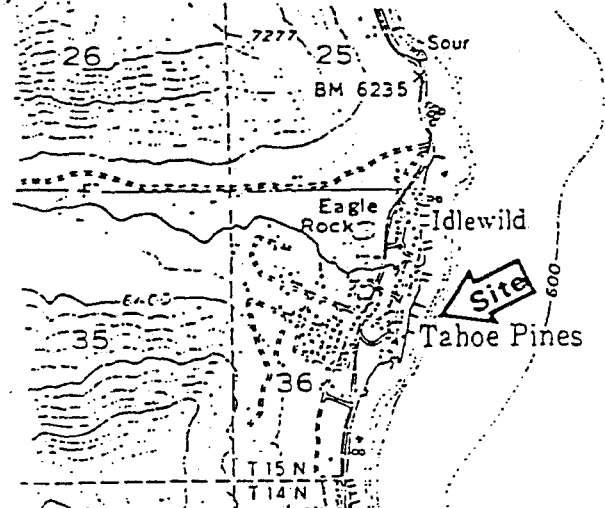
AUTHORIZE ISSUANCE TO BRYTE JOHNSON AND BRENDA JOHNSON, TRUSTEES OF THE BRYTE JOHNSON AND BRENDA JOHNSON 1995 LIVING TRUST DATED MAY 19, 1995; NANCY M. JOHNSON, TRUSTEE OF THE JERRY AND NANCY JOHNSON TRUST DATED SEPTEMBER 15, 1993; GERALD REID JOHNSON III AND MARY BRYTE JOHNSON, TRUSTEES OF THE JERRY AND NANCY JOHNSON RESIDUAL TRUST, CREATED NOVEMBER 7, 1994, OF A RECREATIONAL PIER LEASE, BEGINNING JUNE 11, 2005, FOR A TERM OF TEN YEARS, FOR THE RETENTION OF 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 \$300,000.



3975 Bellevue Ave..

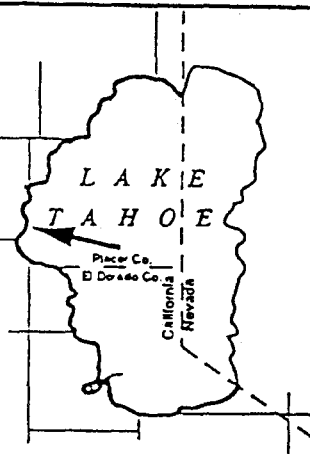
NO SCALE

LOCATION MAP



Lake Tahoe
NO SCALE

EXHIBIT "A"
PRC 7400.9
APN 85 - 222 - 06
Lake Tahoe
PLACER COUNTY



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.

CG 8/96
RWB 5/25/05

000017
CALENDAR PAGE

000377
MINUTE PAGE