

MINUTE ITEM
This Calendar Item No. C09 was approved as
Minute Item No. 09 by the California State Lands
Commission by a vote of 3 to 0 at its
8/24/06 meeting.

CALENDAR ITEM
C09

A 4
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08/24/06
PRC 7910 WP 7910.9
V. Massey

RECREATIONAL PIER LEASE

APPLICANTS:

John Thomas Rosch and Carolyn Jane Rosch, as Trustees of the Irrevocable Trust Agreement The John Thomas Rosch Qualified Personal Residence Trust and The Carolyn Jane Rosch Qualified Personal Residence Trust, Dated September 12, 1998

AREA, LAND TYPE, AND LOCATION:

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

AUTHORIZED USE:

Continued use and maintenance of two existing mooring buoys as shown on Exhibit A.

LEASE TERM:

Ten years, beginning August 23, 2006.

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 buoy 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. Applicants own the upland adjoining the lease premises.

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2. On February 12, 1997, the Commission authorized a Recreational Pier Lease to John Thomas Rosch and Carolyn Lee Rosch. That lease expired on August 22, 2006. The upland ownership has since been placed into a trust and the Applicants have now submitted an application for a new Recreational Pier Lease.
3. 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.
4. 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.

5. 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:

Tahoe Regional Planning Agency

EXHIBIT:

- A. Site and Location Map

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. C09 (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 JOHN THOMAS ROSCH AND CAROLYN
JANE ROSCH, AS TRUSTEES OF THE IRREVOCABLE TRUST
AGREEMENT THE JOHN THOMAS ROSCH QUALIFIED PERSONAL
RESIDENCE TRUST AND THE CAROLYN JANE ROSCH QUALIFIED
PERSONAL RESIDENCE TRUST, DATED SEPTEMBER 12, 1998, OF A
TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING AUGUST 23,
2006, FOR THE CONTINUED USE AND MAINTENANCE OF TWO
EXISTING 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 IN THE AMOUNT OF
NO LESS THAN \$300,000.

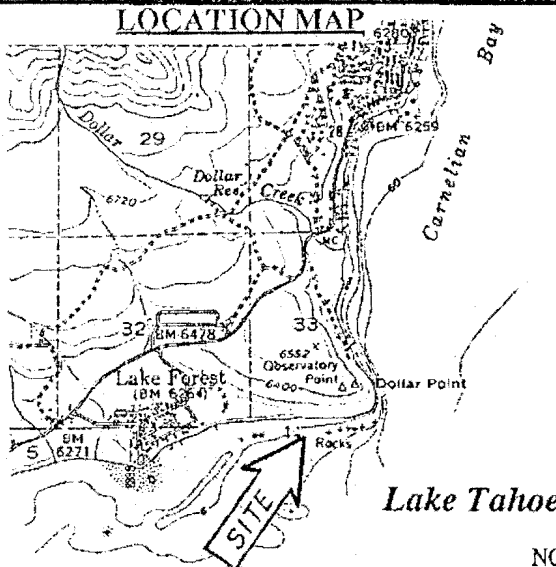
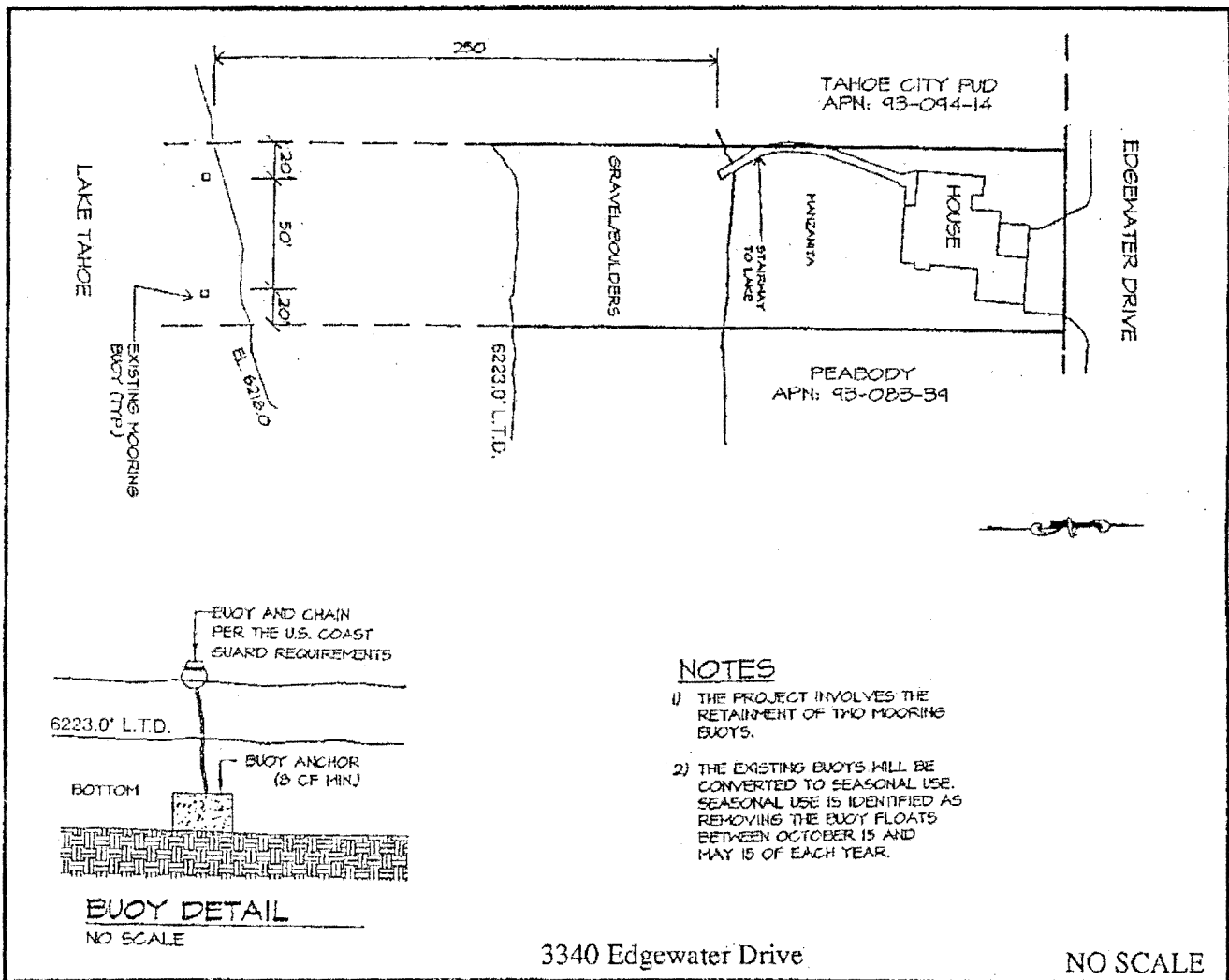
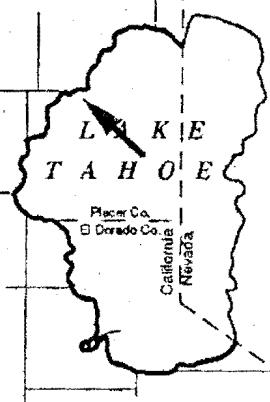


EXHIBIT "A"
PRC 7910.9
 APN 93 - 094 - 39
 Lake Tahoe
 PLACER COUNTY



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.