

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
09/13/07 meeting.

CALENDAR ITEM

C04

A 8, 15

09/13/07

S 5, 14

PRC8756

W 26231

V. Caldwell

RECREATIONAL PIER LEASE

APPLICANT:

Betty J. O'Connor

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Georgiana Slough, near the city of Walnut Grove,
Sacramento County.

AUTHORIZED USE:

Retention, use and maintenance of an existing uncovered floating boat dock, two
wood pilings, and ramp as shown on Exhibit A.

LEASE TERM:

Ten years, beginning September 13, 2007.

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. Applicant owns the upland property adjoining the lease premises.
2. On May 23, 1990, the Applicant received a U.S. Army Corps of Engineers permit to construct an uncovered floating boat dock, two wood pilings, and ramp. However, the dock facilities were not previously authorized by the Commission. The Applicant is now applying for a new Recreational Pier Lease to retain the existing facilities.
3. The Applicant qualifies for a rent free Recreational Pier lease because the Applicant is a natural person who owns the littoral land that is improved with a single-family dwelling.

CALENDAR ITEM NO. C04 (CONT'D)

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 3, New Construction of Small Structures; Title 2, California Code of Regulations, section 2905 (c)(1).

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 which have NOT been identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. However, the Commission has declared that all tide and submerged lands are "significant" by nature of their public ownership (as opposed to "environmentally significant"). Since such declaration of significance is not based upon the requirements and criteria of Public Resources Code sections 6370, et seq., use classifications for such lands have not been designated. Therefore, the finding of the project's consistency with the use classification as required by Title 2, California Code of Regulations, section 2954 is not applicable.

APPROVALS OBTAINED:

U.S. Army Corps of Engineers

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 PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (c)(1).

CALENDAR ITEM NO. C04 (CONT'D)

AUTHORIZATION:

AUTHORIZE ISSUANCE TO BETTY J. O'CONNOR OF A RECREATIONAL PIER LEASE, BEGINNING SEPTEMBER 13, 2007, FOR A TERM OF TEN YEARS, FOR THE RETENTION, USE, AND MAINTENANCE OF AN EXISTING UNCOVERED FLOATING BOAT DOCK, TWO WOOD PILINGS, AND RAMP AS 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.

NO SCALE

SITE

Georgiana

Flow

Slough

EXISTING DOCK

32'

EXISTING PILINGS (2)

SHORELINE

TOP OF BANK

APN 146-0180-013

35'

14319 RIVER ROAD WALNUT GROVE

NO SCALE

LOCATION

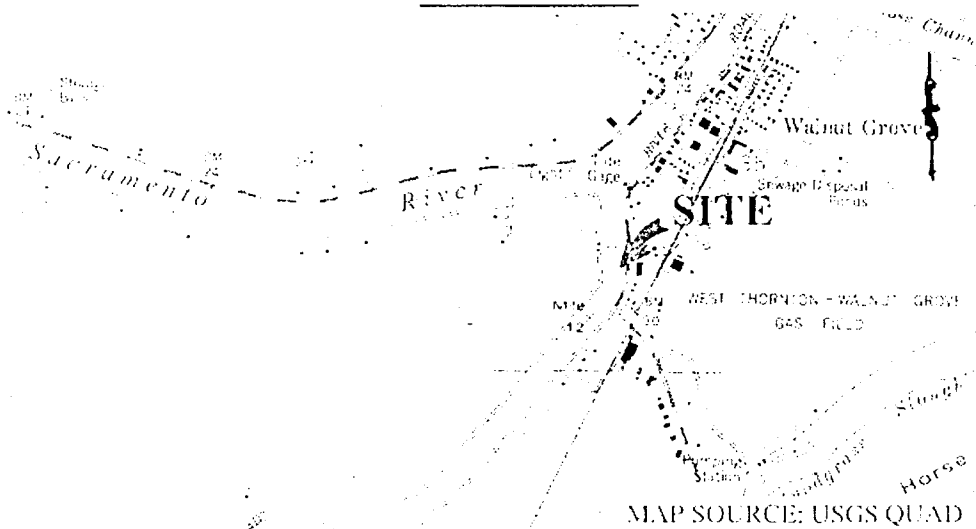


Exhibit A

W 26231

O'CONNOR

APN 146-0180-013

RECREATIONAL PIER LEASE
SACRAMENTO COUNTY



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

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MJ 08/07