

PULLED

**Minute Item
C09**

**09/13/07
WP 7335
L. Danley**

**MARGERY J. HANSON, AS TRUSTEE OF THE SURVIVOR'S
TRUST ESTABLISHED UNDER THE DALE W. HANSON AND
MARGERY J. HANSON TRUST AGREEMENT DATED
FEBRUARY 13, 1980; AND MARGERY J. HANSON, AS
TRUSTEE OF THE FAMILY TRUST ESTABLISHED UNDER
THE DATE W. HANSON AND MARGERY J. HANSON TRUST
AGREEMENT DATED FEBRUARY 13, 1980
(APPLICANT)**

**Item C09 was removed from the agenda to be
heard at a subsequent meeting.**

002177

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**CALENDAR ITEM
C09**

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09/13/07
WP 7335.9
L. Danley

RECREATIONAL PIER LEASE

APPLICANT:

Margery J. Hanson, as Trustee of the Survivor's Trust Established Under the Dale W. Hanson and Margery J. Hanson Trust Agreement dated February 13, 1980; and Margery J. Hanson, as Trustee of the Family Trust Established Under the Dale W. Hanson and Margery J. Hanson Trust Agreement dated February 13, 1980

AREA, LAND TYPE, AND LOCATION:

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

AUTHORIZED USE:

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

LEASE TERM:

Ten years, beginning September 23, 2007.

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:

The lease contains a provision which requires the Applicant to obtain authorization from the Tahoe Regional Planning Agency (TRPA) for the mooring buoy within two years after the adoption of the Final Environmental Impact Statement (FEIS) for the Lake Tahoe Shorezone Ordinance Amendments and approval of the amended ordinances based on the FEIS.

CALENDAR ITEM NO. C09 (CONT'D)

OTHER PERTINENT INFORMATION:

1. Applicant owns the upland property adjoining the lease premises.
2. On November 7, 1997, the Commission authorized a Recreational Pier Lease with Dale W. Hanson and Margery J. Hanson. That lease will expire September 22, 2007. The property has since transferred to Margery J. Hanson, as Trustee of the Survivor's Trust Established Under the Dale W. Hanson and Margery J. Hanson Trust Agreement dated February 13, 1980, as to an undivided fifty percent (50%) interest; and to Margery J. Hanson, as Trustee of the Family Trust Established Under the Dale W. Hanson and Margery J. Hanson Trust Agreement dated February 13, 1980, as to an undivided fifty percent (50%) interest. Applicant is now applying for a new Recreational Pier Lease for an existing pier and one mooring buoy previously authorized by the Commission.
3. Applicant qualifies for a Recreational Pier Lease because she is a natural person who owns the littoral land that is improved with 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 the 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.

APPROVAL REQUIRED:

Buoy: Tahoe Regional Planning Agency

CALENDAR ITEM NO. C09 (CONT'D)

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 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.

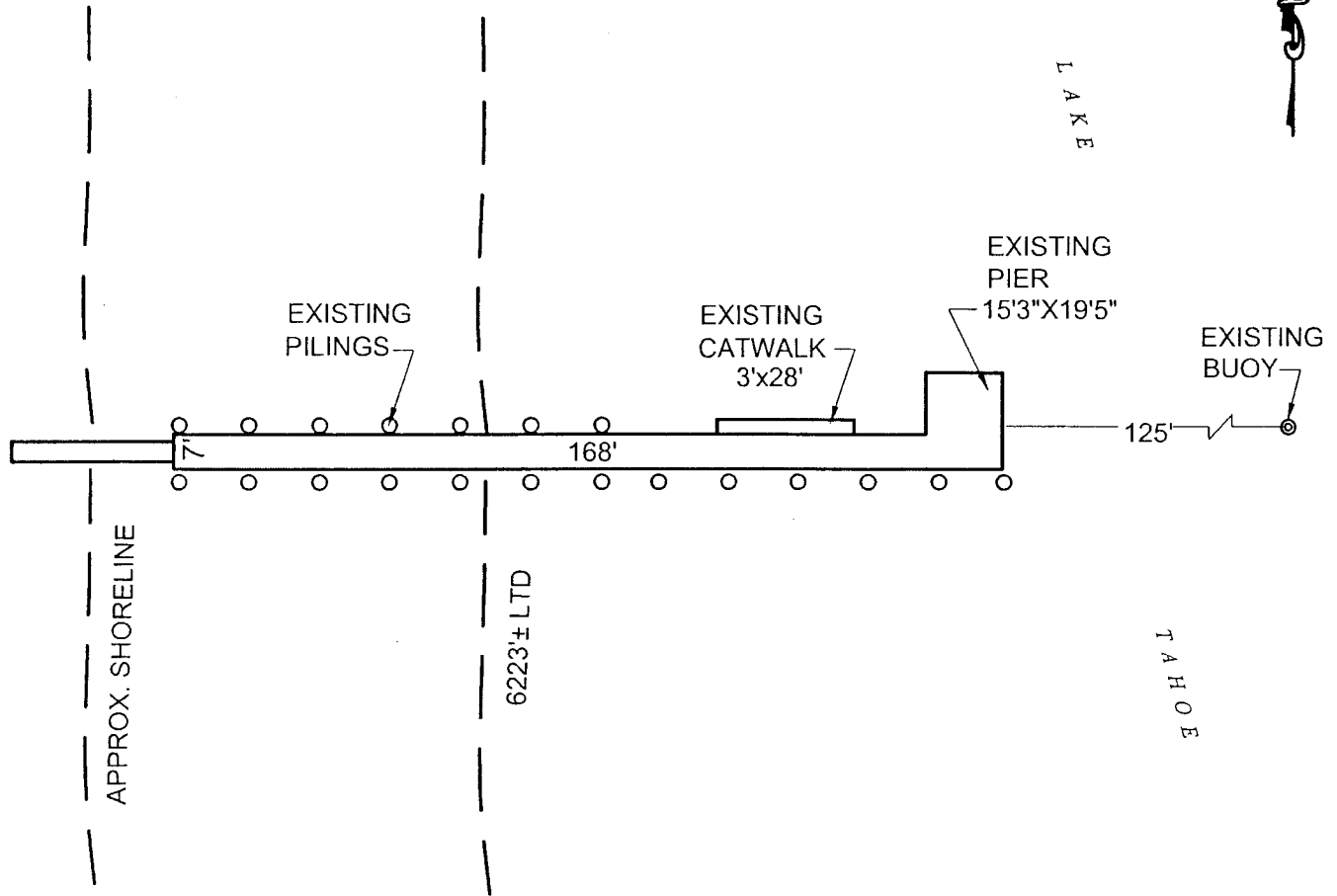
AUTHORIZATION:

AUTHORIZE ISSUANCE TO MARGERY J. HANSON, AS TRUSTEE OF THE SURVIVOR'S TRUST ESTABLISHED UNDER THE DALE W. HANSON AND MARGERY J. HANSON TRUST AGREEMENT DATED FEBRUARY 13, 1980, AND MARGERY J. HANSON, AS TRUSTEE OF THE FAMILY TRUST ESTABLISHED UNDER THE DALE W. HANSON AND MARGERY J. HANSON TRUST AGREEMENT DATED FEBRUARY 13, 1980, OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING SEPTEMBER 23, 2007, FOR THE CONTINUED USE AND MAINTENANCE OF AN EXISTING PIER AND ONE MOORING BUOY 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

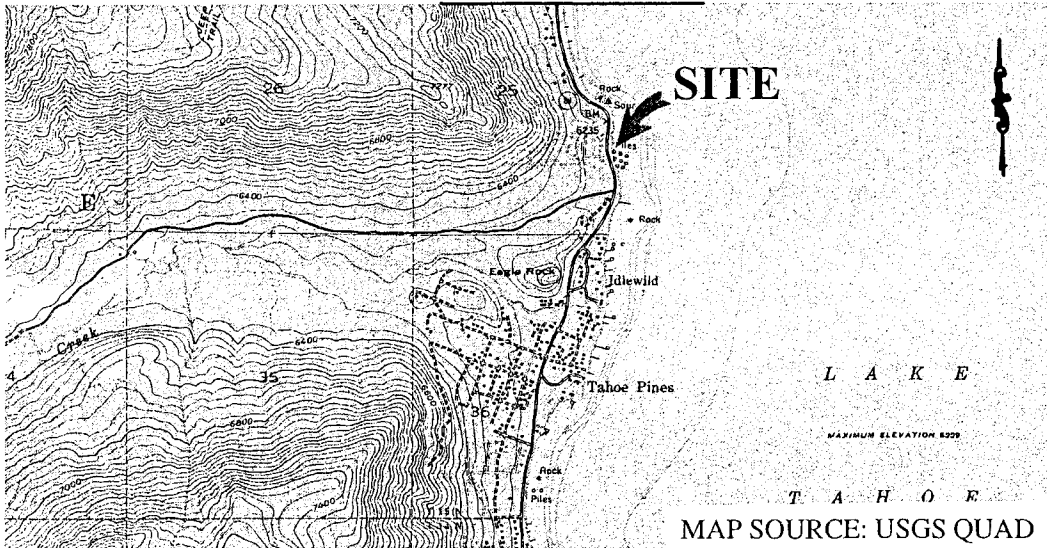
APN 085-260-033



3255 W. LAKE BLVD., NEAR HOMEWOOD

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit A

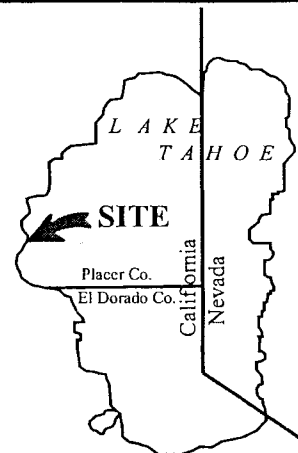
PRC 7335.9

HANSON

APN 085-260-033

RECREATIONAL PIER LEASE

PLACER 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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