

MINUTE ITEM
This Calendar Item No. C10 was approved as
Minute Item No. 10 by the California State Lands
Commission by a vote of 3 to 0 at its
09/13/07 meeting.

CALENDAR ITEM

C10

A 5, 9

09/13/07

PRC 6180

WP 6180.9

S 6

C. Hudson

**TERMINATION OF RECREATIONAL PIER LEASE AND
ISSUANCE OF NEW RECREATIONAL PIER LEASE**

LESSEE:

Charles Soderquist

APPLICANTS:

Robert Hodge and Darlene Hodge, Co-Trustees of the Robert and Darlene
Hodge Family Trust UTA dated March 27, 2001

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Sacramento River, adjacent to the Garden Highway,
Sacramento County.

AUTHORIZED USE:

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

LEASE TERM:

Ten years, beginning June 27, 2007.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

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

OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.
2. On February 21, 2003, the Commission authorized a Recreational Pier
Lease with Charles Soderquist. That lease will expire on July 21, 2012.
On June 27, 2007, Charles Soderquist deeded the littoral land to Robert
Hodge and Darlene Hodge, Co-Trustees of the Robert and Darlene Hodge

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Family Trust UTA dated March 27, 2001. Applicants are now applying for a new Recreational Pier Lease.

3. Applicants qualify for a rent free Recreational Pier Lease because they are natural persons own the upland that is improved with a single-family dwelling.
4. **Termination of Existing Lease:** Pursuant to the Commission's delegation of authority and the State CEQA guidelines [Title 14, California Code of Regulations, section 15060(c)(3)], the staff has determined that this activity is not subject to the provisions of the CEQA because it is not a "project" as defined by the CEQA and the State CEQA Guidelines.

Authority: Public Resources Code section 21065 and Title 14, California Code of Regulations, sections 15060 (c)(3) and 15378.

5. **Issuance of New Lease:** 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.

6. 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. Site and Location Map

CALENDAR ITEM NO. C10 (CONT'D)

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

TERMINATION OF EXISTING LEASE: FIND THAT THE ACTIVITY IS NOT SUBJECT TO THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15060(c)(3) BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

ISSUANCE OF NEW LEASE: 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:

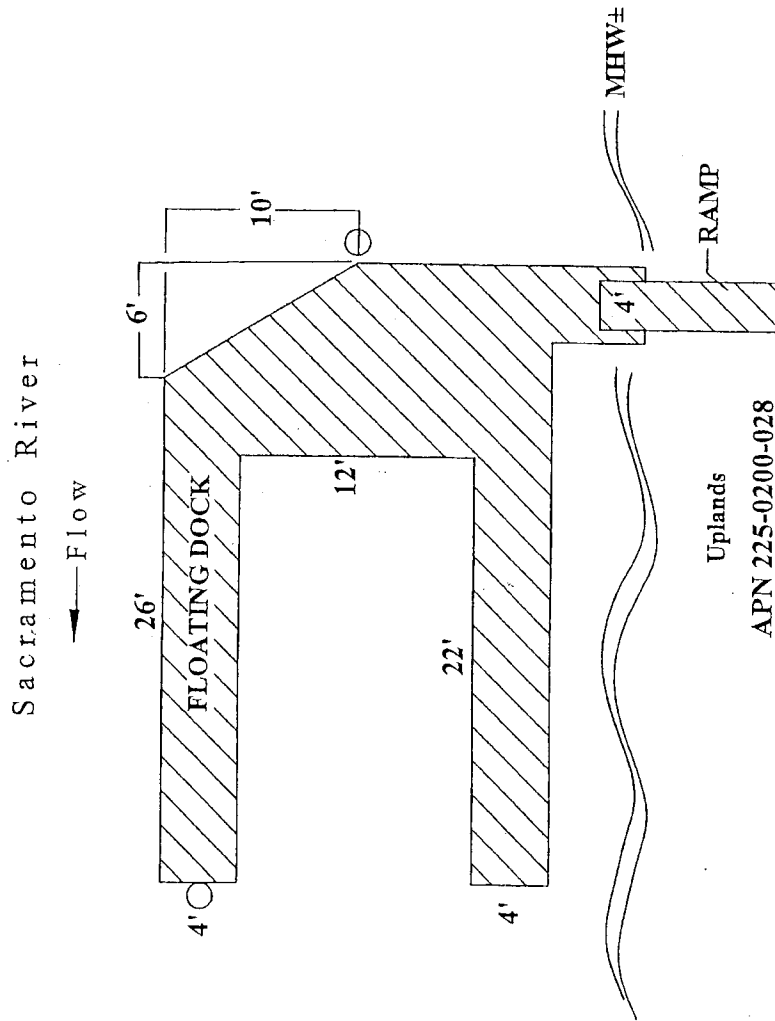
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

1. AUTHORIZE TERMINATION, EFFECTIVE JUNE 26, 2007, OF RECREATIONAL PIER LEASE PRC 6180.9.
2. AUTHORIZE ISSUANCE TO ROBERT HODGE AND DARLENE HODGE CO-TRUSTEES OF THE ROBERT AND DARLENE HODGE FAMILY TRUST UTA DATED MARCH 27, 2001, OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING JUNE 27, 2007, FOR AN UNCOVERED FLOATING BOAT DOCK, TWO 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

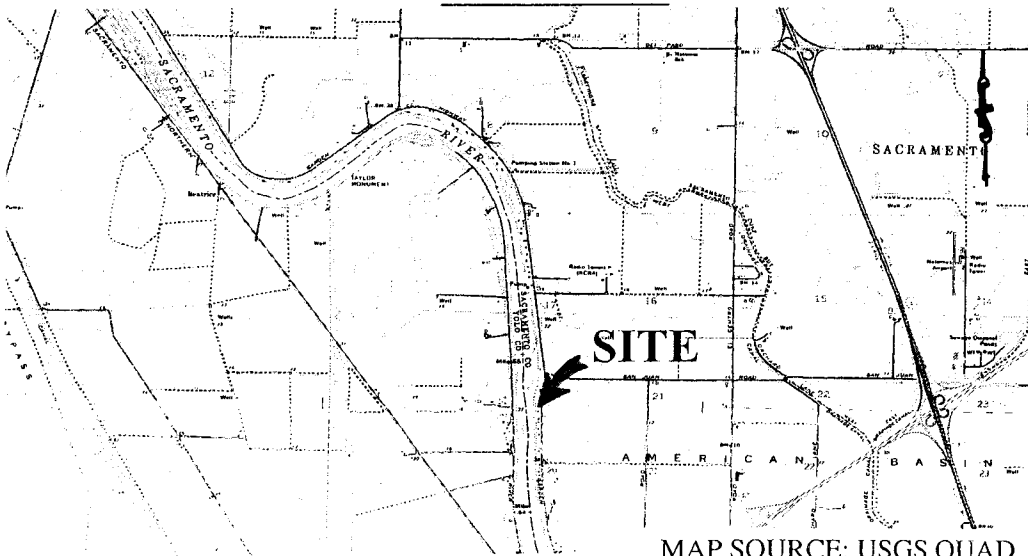
SITE



3121 GARDEN HIGHWAY, SACRAMENTO

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit A

WP 6180.9
 HODGE
 APN 225-0200-028
 RECREATIONAL PIER LEASE
 SACRAMENTO CO.



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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