

MINUTE ITEM

This Calendar Item No. C04 was approved as
Minute Item No. 04 by the California State Lands
Commission by a vote of 2 to 0 at its
10-30-07 meeting.

CALENDAR ITEM

C04

A 8, 15

10/30/07

S 5, 14

W 26230

V. Caldwell

RECREATIONAL PIER LEASE

APPLICANTS:

Larry M. Hamilton and Laura B. Hamilton, Trustees of the Larry and Laura Hamilton Family Trust Dated January 3, 2006

LAND TYPE, AND LOCATION:

Sovereign lands in the Sacramento River, near Walnut Grove, Sacramento County.

AUTHORIZED USE:

Construction, use and maintenance of an uncovered floating boat dock, gangway, and six pilings.

LEASE TERM:

Ten years, beginning October 30, 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. Applicants own the uplands adjoining the lease premises.
2. The Applicants have applied to construct a floating boat dock in the Sacramento River. The proposed dock will be uncovered and will not be served with utilities.
3. The Commission previously authorized the State Reclamation Board to place and maintain bank protection at the location where the Applicants intend to construct the dock. The Applicants have received permission from the State Reclamation Board to construct the dock and the

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Applicants are required to maintain this permission during the term of the lease.

4. In-water construction of the dock will consist of a crane barge that will be used to install the pilings. The dock structure components will either be set into the waterway by the crane barge or floated into place. The gangway will be supported by pilings in the slope and anchored to a concrete landing with stairs.
5. The Applicants qualify for a rent free recreational pier lease because they are natural persons who own the littoral land that is improved with a single-family dwelling.
6. 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.

7. 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 OBTAINED:

National Oceanic and Atmospheric Administration, The State Reclamation Board, California Department of Fish and Game, and Reclamation District No. 554

FURTHER APPROVALS REQUIRED

U.S. Army Corps of Engineers, the U.S. Fish and Wildlife Service, and the California Regional Water Quality Control Board

EXHIBIT:

- A. Site and Location Map

CALENDAR ITEM NO. **C04** (CONT'D)

PERMIT STREAMLINING ACT DEADLINE:

December 29, 2007

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

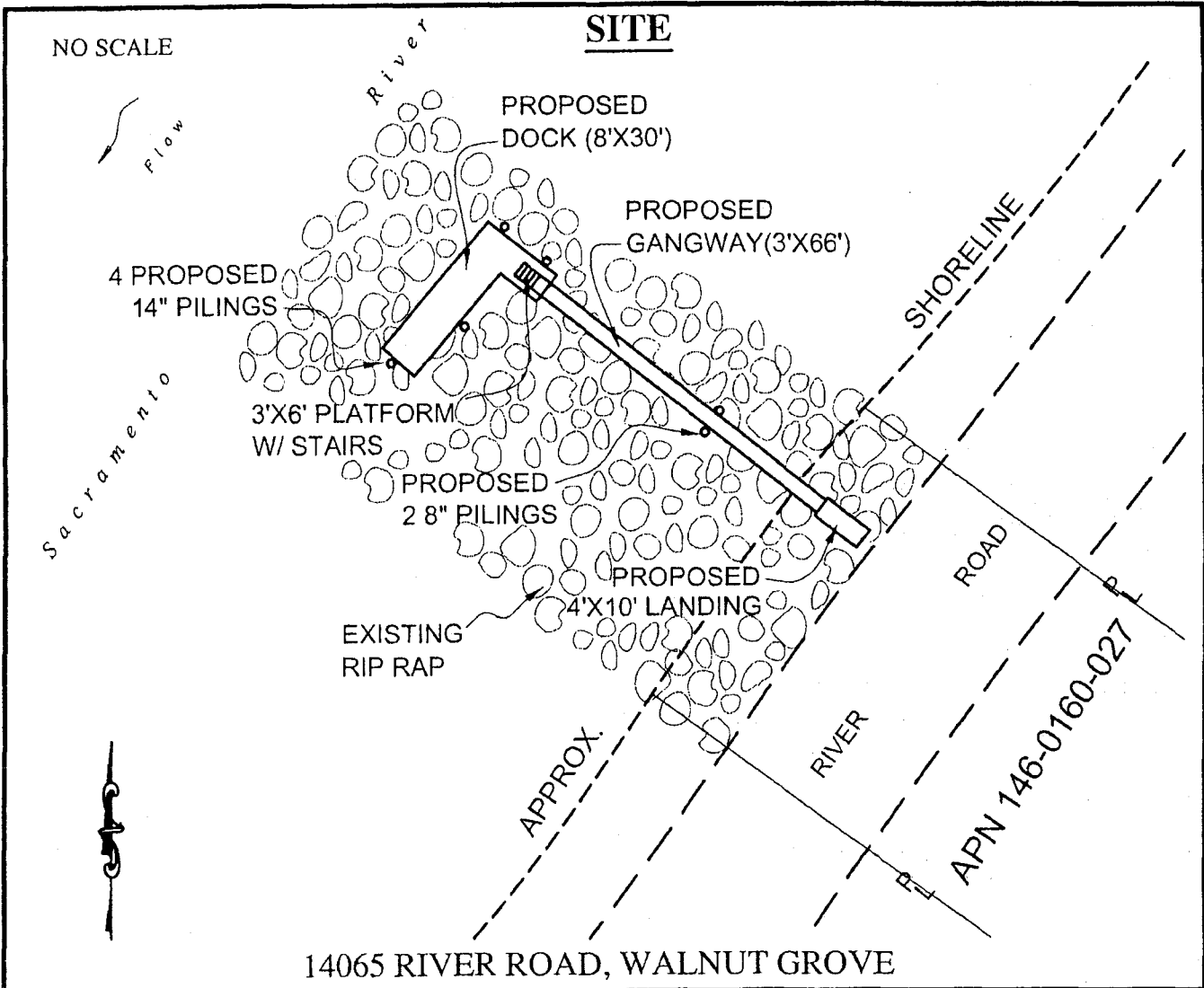
FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (c)(1).

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 LARRY M. HAMILTON AND LAURA B. HAMILTON, TRUSTEES OF THE LARRY AND LAURA HAMILTON FAMILY TRUST DATED JANUARY 3, 2006, OF A RECREATIONAL PEIR LEASE, BEGINNING OCTOBER 30, 2007, FOR A TERM OF TEN YEARS, FOR THE CONSTRUCTION, USE AND MAINTENANCE OF AN UNCOVERED FLOATING BOAT DOCK, GANGWAY, AND SIX PILINGS, 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.



14065 RIVER ROAD, WALNUT GROVE

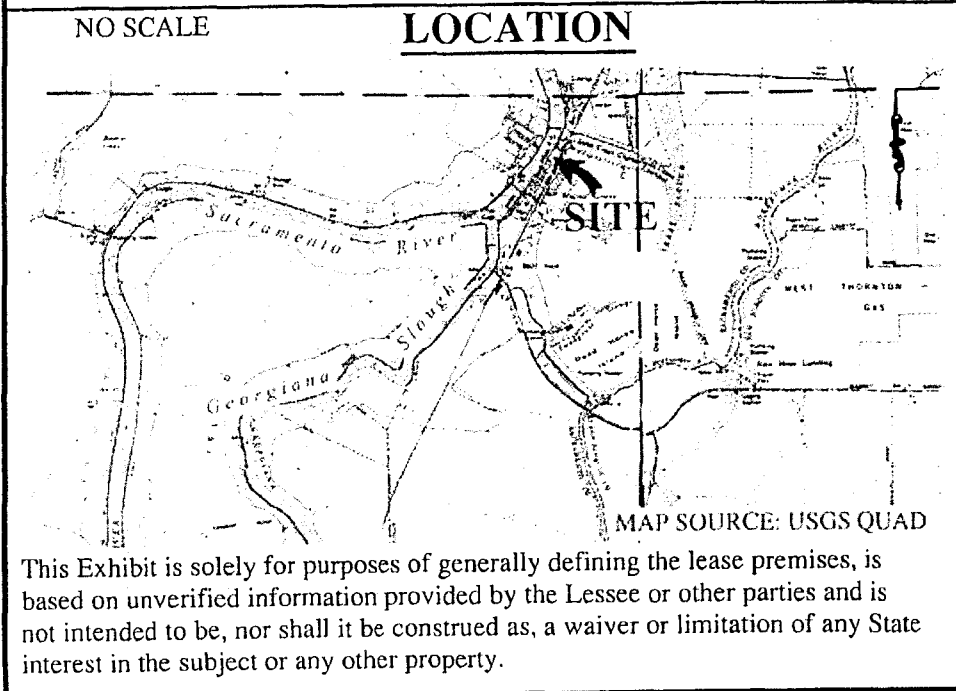


Exhibit A
 W 26230
 HAMILTON
 APN 146-0160-027
 RECREATIONAL & PROTECTIVE
 STRUCTURE USE
 SACRAMENTO COUNTY



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.