

**CALENDAR ITEM
C41**

A 4,3
S 1

08/22/08
PRC 8321.1
B. Terry

REVISION OF RENT

LESSEES:

Frederick G. Rose and Barbara Ryan Rose, Trustees of the Frederick G. Rose and Barbara Ryan Rose Revocable Living Trust, dated June 16/97

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Donner Lake, adjacent to 14578 South Shore Drive, near Truckee, Nevada County.

AUTHORIZED USE:

Continued use and maintenance of an existing pier and boat house with a sundeck.

LEASE TERM:

Ten years, beginning August 4, 2003.

CONSIDERATION:

This lease provides that Lessor may modify the rent periodically during the lease term. Pursuant to this provision, staff has conducted a review of the rent under this lease, and recommends that the rent be revised from \$86 per year to \$314 per year, effective August 4, 2008.

OTHER PERTINENT INFORMATION:

On December 9, 2004, the Commission authorized a General Lease – Recreational Use with Frederick G. Rose and Barbara Ryan Rose, Trustees of the Frederick G. Rose and Barbara Ryan Rose Revocable Living Trust, dated June 16/97, for the continued use and maintenance of an existing pier, and boathouse with a sundeck. The Lessees are natural persons who have improved the littoral land with and use the upland for a single family dwelling. However, sundeck does not qualify for rent-free status because it is not used for the docking or mooring of boats.

EXHIBIT:

A. Site and Location Map

CALENDAR ITEM NO. **C41** (CONT'D)

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

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.

AUTHORIZATION:

APPROVE THE REVISION OF RENT FOR LEASE NO. PRC 8321.1 FROM \$86 PER YEAR TO \$314 PER YEAR, EFFECTIVE AUGUST 4, 2008.