

**CALENDAR ITEM
C42**

A 4

09/20/13

S 3

W 24498

J. Sampson

GENERAL LEASE – RECREATIONAL USE

APPLICANTS:

Gerald R. Rose and Deborah K. Rose, Co-Trustees of the Rose Family Trust, dated April 9, 2008.

AREA, LAND TYPE, AND LOCATION:

Sovereign land in the Sacramento River, adjacent to 42424 Front Street, Knights Landing, Yolo County.

AUTHORIZED USE:

Use and maintenance of an existing floating boat dock, cables, and gangway not previously authorized by the Commission.

LEASE TERM:

10 years, beginning September 20, 2013.

CONSIDERATION:

\$306 per year, with the State reserving the right to fix a different rent periodically during the lease term, as provided for in the lease.

SPECIFIC LEASE PROVISIONS:

Liability insurance in an amount no less than \$1,000,000 per occurrence.

OTHER PERTINENT INFORMATION:

1. Applicants own the upland adjoining the lease premises.
2. The Applicants' floating boat dock, cables, and gangway have been in the Sacramento River for many years but have not been previously authorized by the Commission. The prior upland owners built the dock in approximately 1990 without Commission authorization. Permits were obtained from the U.S. Army Corps of Engineers and the State Reclamation Board (now known as the Central Valley Flood Protection Board). The Applicants are now applying for a General Lease – Recreational Use.

CALENDAR ITEM NO. **C42** (CONT'D)

3. The staff recommends that the Commission find that this activity is exempt from the requirements of the California Environmental Quality Act (CEQA) as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

Authority: Public Resources Code section 21084 and California Code of Regulations, Title 14, section 15300 and California Code of Regulations, Title 2, section 2905.

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370 et seq., but such activity will not affect those significant lands. 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.

EXHIBITS:

- A. Land Description
- B. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the activity is exempt from the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15061 as a categorically exempt project, Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (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 the Public Resources Code section 6370.

AUTHORIZATION:

Authorize issuance of a General Lease – Recreational Use to Gerald R. Rose and Deborah K. Rose, Co-Trustees of the Rose Family Trust, dated April 9, 2008, beginning September 20, 2013, for a term of 10 years, for the use and maintenance of an existing floating boat dock, cables, and gangway not previously authorized by the Commission as described in Exhibit A and as shown on Exhibit B (for reference purposes only)

CALENDAR ITEM NO. **C42** (CONT'D)

attached and by this reference made a part hereof; annual rent in the amount of \$306 per year, with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease; and liability insurance in the amount of no less than \$1,000,000 per occurrence.

EXHIBIT A

W 24498

LAND DESCRIPTION

A parcel of submerged land situate in the bed of the Sacramento River, lying adjacent to Lot 3 of NE 1/4 of Section 14, Township 11 North, Range 2 East, M.D.B.&M., as shown on Official Government Township Plat approved January 10, 1866, County of Yolo, State of California and more particularly described as follows:

All those lands underlying an existing uncovered floating boat dock, two winches, two pulleys, galvanized cables, gangway and stairway lying adjacent to those parcels described in Quitclaim Deed, recorded April 16, 2008 in Document Number 2008-0011478-00 in Official Records of said County.

TOGETHER WITH a 10' impact area.

EXCEPTING THEREFROM any portion lying landward of the low water mark of the right bank of said river.

Accompanying plat is hereby made part of this description.

END OF DESCRIPTION

Prepared 08/09/13 by the California State Lands Commission Boundary Unit



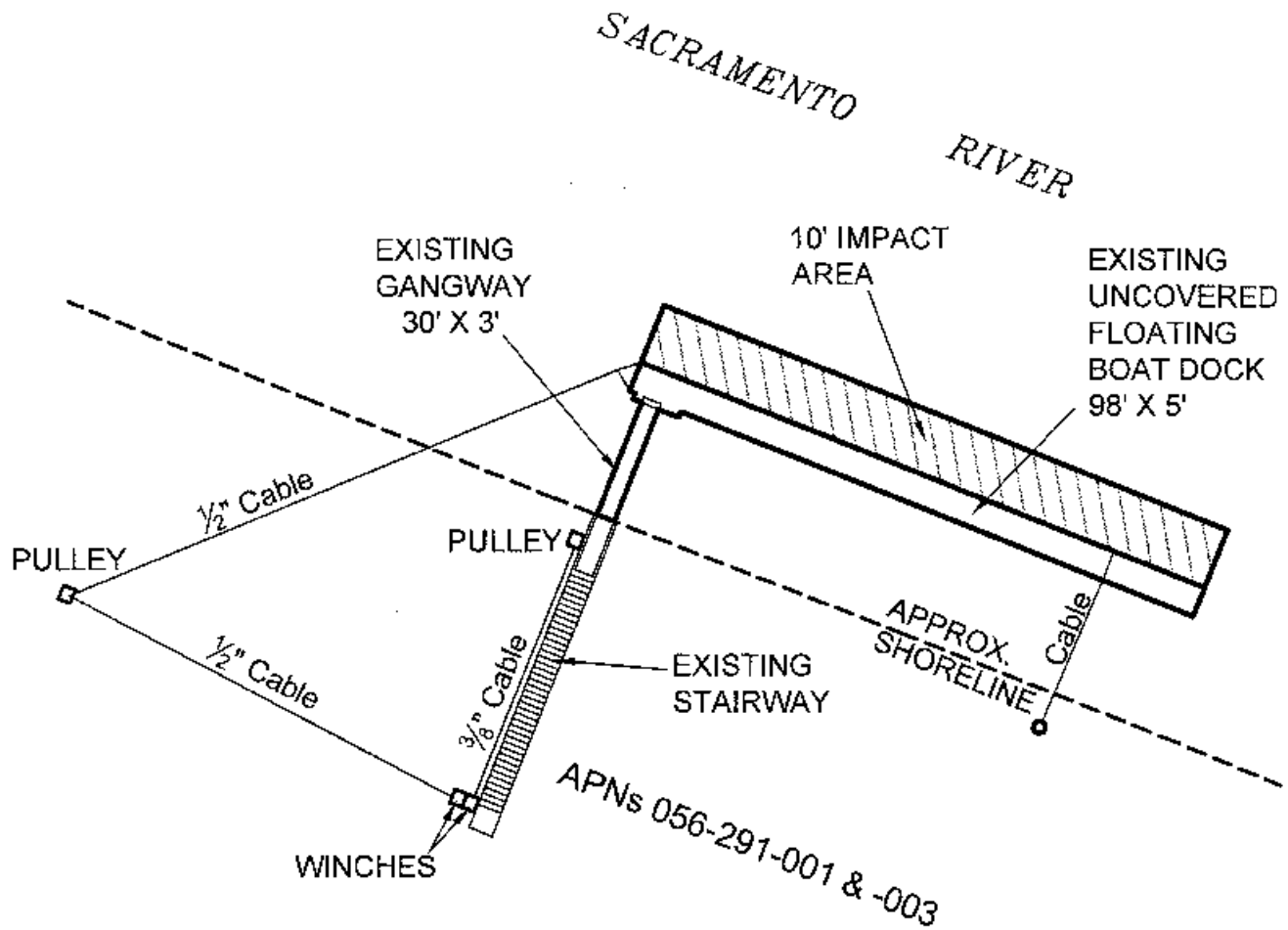


EXHIBIT A

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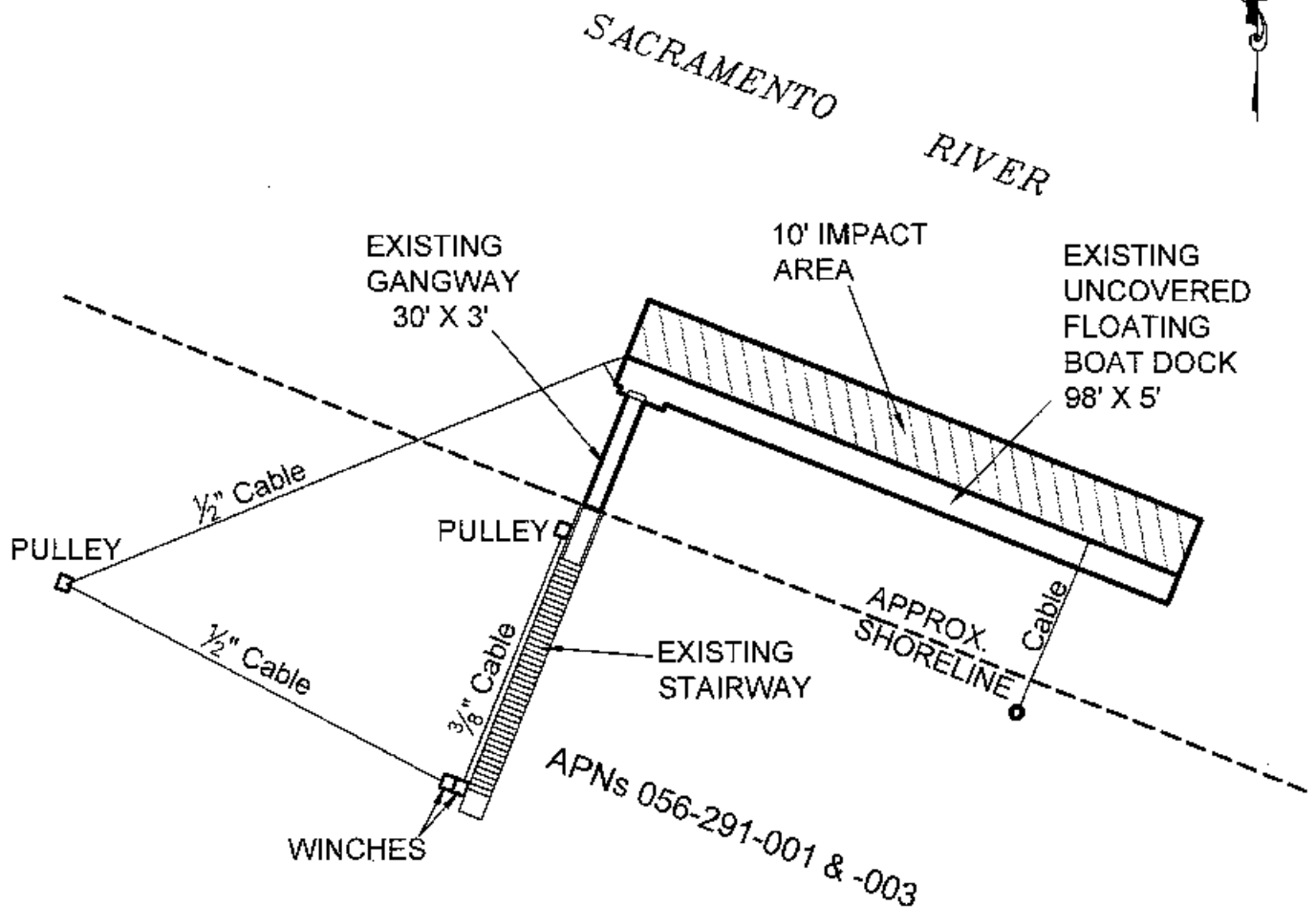
LAND DESCRIPTION PLAT
W 24498, ROSE
YOLO COUNTY

CALIFORNIA STATE
LANDS COMMISSION



NO SCALE

SITE



42424 FRONT STREET, TOWN OF KNIGHTS LANDING

NO SCALE

LOCATION



Exhibit B

W 24498

ROSE

APNs 056-291-001 & 003

GENERAL LEASE -
RECREATIONAL USE
YOLO COUNTY



TS 08/09/13

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.