

MINUTE ITEM

This Calendar Item No. C11 was approved as Minute Item No. 11 by the California State Lands Commission by a vote of 9 to 0 at its 2/27/98 meeting.

**CALENDAR ITEM
C11**

A 4
S 1

02/27/98
PRC 3905.1
G. Cooper

GENERAL LEASE - RECREATIONAL USE

LESSEES:

James Hetfield
C/o Gregg R. Lien, Esq.
850 North Lake Boulevard Suite 19
Tahoe City, California 96145

Wiedemann Ranch, Inc.
2303 Norris Canyon Road
San Ramon, California 94583

AREA, LAND TYPE, AND LOCATION:

0.12 acres, more or less, of sovereign lands in Lake Tahoe, near Tahoe Pines, Placer County.

AUTHORIZED USE:

Continued use and maintenance of existing pier, boat lift, and two mooring buoys as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning February 1, 1998.

CONSIDERATION:

\$186 per year, with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance in the amount of no less than \$1,000,000.

Other:

This lease is conditioned on Lessee's obtaining authorization from the Tahoe Regional Planning Agency (TRPA) for the mooring buoys within two years from the effective date of the authorization of the buoys by the Commission.

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OTHER PERTINENT INFORMATION:

1. Applicants own or have easements to cross the uplands adjoining the lease premises.
2. This lease is for "joint use" of a pier by the adjacent landowners. Applicant Hetfield holds a 2/3 interest and Wiedemann Ranch Inc. holds a 1/3 interest.
2. 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.

3. 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:

Tahoe Regional Planning Agency (Pier and Boat lift)

FURTHER APPROVALS REQUIRED:

Tahoe Regional Planning Agency (buoys only), United States Army, Corps of Engineers.

EXHIBITS:

A. Site and Location Map.

PERMIT STREAMLINING ACT DEADLINE:

N/A

CALENDAR ITEM NO. C11 (CONT'D)

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:

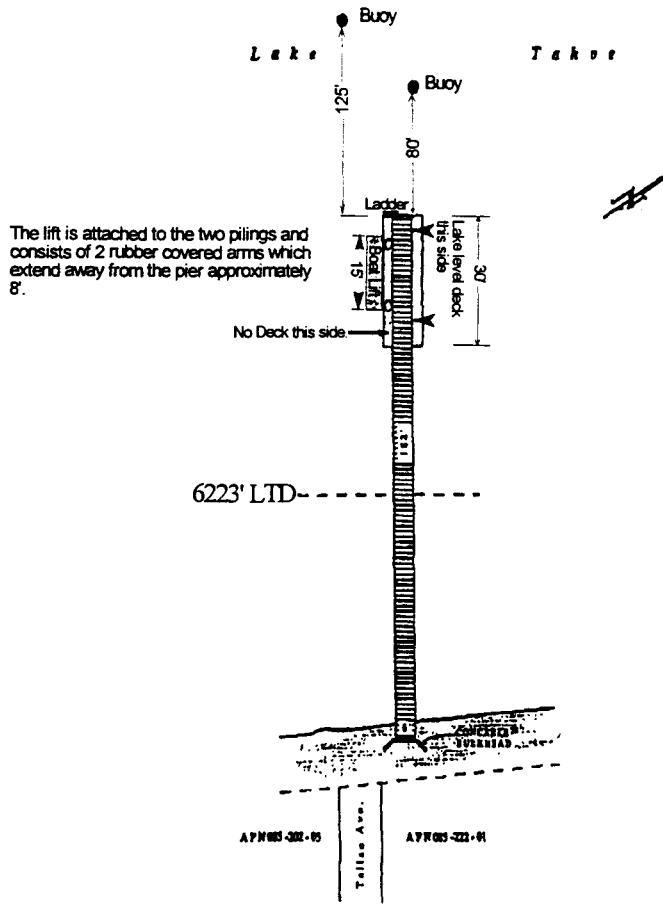
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO JAMES HETFIELD AND WIEDEMANN RANCH, INC. OF A GENERAL LEASE - RECREATIONAL USE, BEGINNING FEBRUARY 1, 1998, FOR A TERM OF TEN YEARS, FOR CONTINUED USE AND MAINTENANCE OF A PIER, BOAT LIFT AND TWO MOORING BUOYS ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION: \$186 PER YEAR; WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; INSURANCE: LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$1,000,000.

NO SCALE

SITE MAP



3915 Bellevue Ave.

NO SCALE

LOCATION MAP

Lake Tahoe

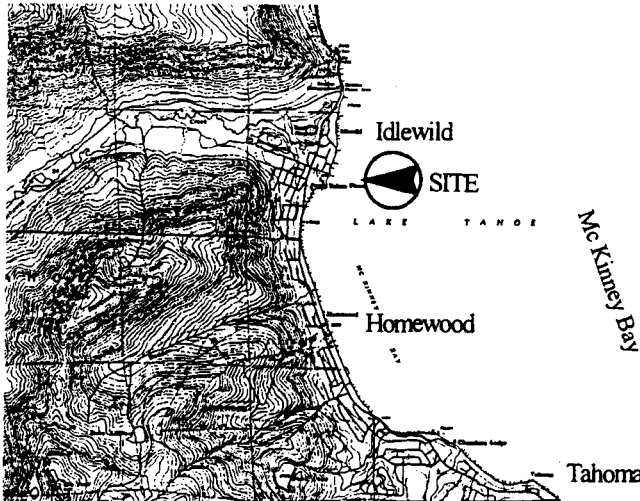
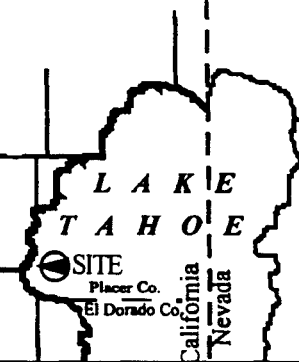


Exhibit A
 PRC 3905
 APN 085-222-001
 Lake Tahoe
 PLACER COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, 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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