

MINUTE ITEM

This Calendar Item No. C77 was approved as
Minute Item No. 77 by the California State Lands
Commission by a vote of 3 to 0 at its
2/27/98 meeting.

CALENDAR ITEM

C77

A 3

02/27/98

S 1

PRC 4909.1

B. Young

AMENDMENT OF LEASE

LESSEE:

Tahoe Donner Association
c/o Ms. Verna M. Pooler
11509 Northwoods Boulevard
Truckee, California 96161-6000

AREA, LAND TYPE, AND LOCATION:

0.13 acres, more or less, of sovereign lands in Donner Lake, near Truckee,
Nevada County.

AUTHORIZED USE:

Use and maintenance of one floating dock and a launch ramp, as shown on the
attached Exhibit A.

LEASE TERM:

49 years, beginning May 1, 1974.

CONSIDERATION:

\$1,208 per year; with the State reserving the right to fix a different rent
periodically during the lease term, as provided in the lease.

PROPOSED AMENDMENT:

Amend the lease to include an additional, existing floating dock; modify the lease
area and rent to \$1,208 per year. All other terms and conditions of the lease
shall remain in effect without amendment.

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OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.
2. On June 6, 1974, the Commission approved a Non-Commercial Lease to Dart Resorts, a division of Dart Industries, for a term of 49 years, effective May 1, 1974, covering a floating dock and a launch ramp. On June 24, 1976, the Commission approved the lease assignment from the Dart Resorts to the Tahoe Donner Association. Presently, Lessee wishes to amend the lease by including an additional, existing floating dock.
3. As to the Additional Floating Dock: 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.

4. As to the Boat Dock and Launch Ramp: 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.

5. 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.

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EXHIBIT:

A. Site and Location Map

PERMIT STREAMLINING ACT DEADLINE:

February 23, 1998

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

ADDITIONAL FLOATING DOCK: 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).

BOAT DOCK AND LAUNCH RAMP: 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.

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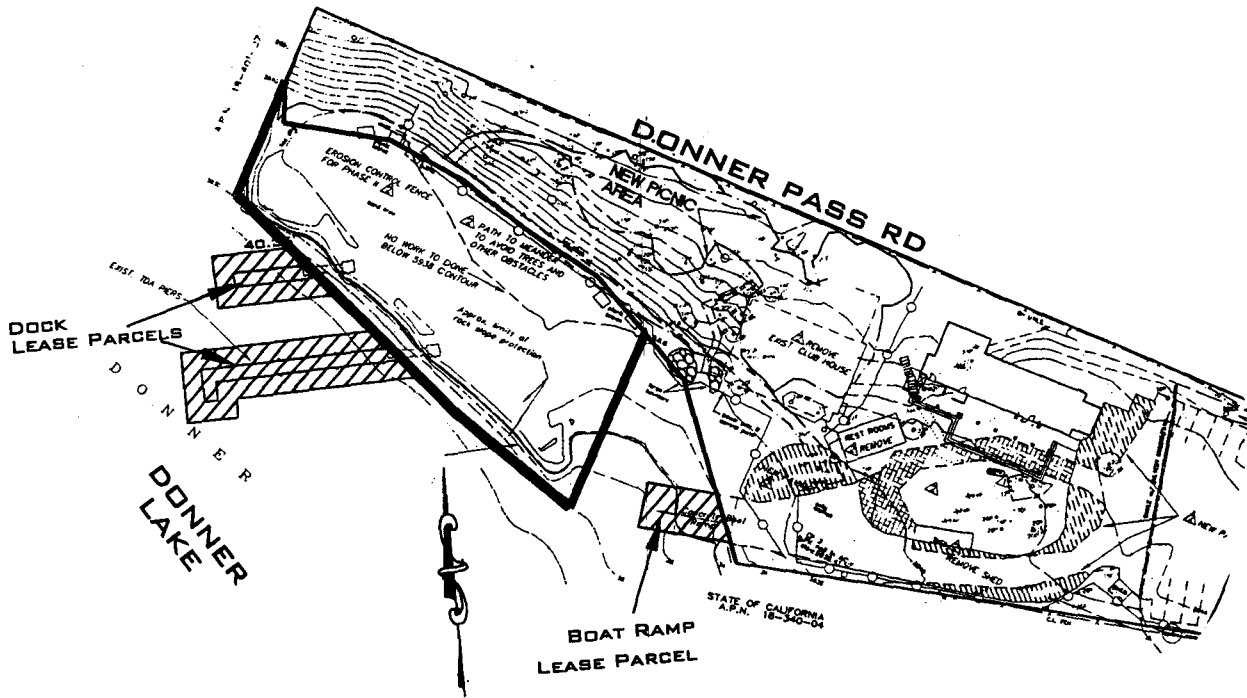
AUTHORIZATION:

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 4909.1, A NON-COMMERCIAL LEASE, OF LANDS SHOWN ON EXHIBIT A, ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, EFFECTIVE FEBRUARY 1, 1998, TO INCLUDE AN ADDITIONAL, EXISTING FLOATING DOCK, FOR A TOTAL OF TWO FLOATING DOCKS AND A LAUNCH RAMP, AND AMEND THE CONSIDERATION TO \$1,208 PER YEAR; WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.

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NO SCALE

SITE MAP



NO SCALE

LOCATION MAP

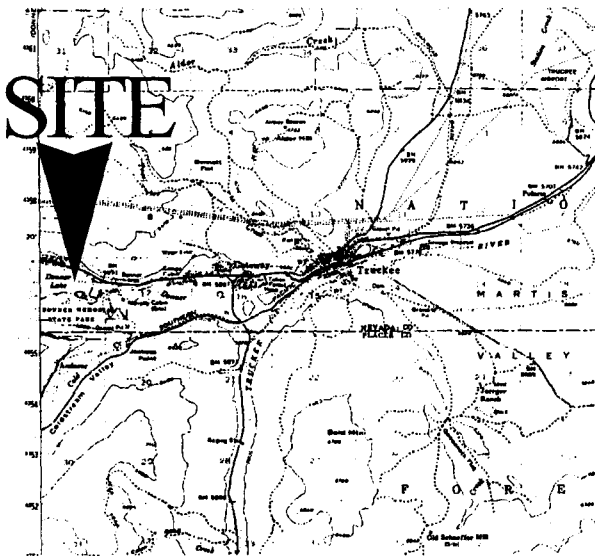


Exhibit A
 PRC 4909.1
 APN 18-340-07&08
 Donner Lake
 NEVADA COUNTY



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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