

This Calendar Item No. C34 was approved as Minute Item No. 34 by the California State Lands Commission by a vote of 3 to 0 at its 12-09-03 meeting.

**CALENDAR ITEM
C34**

A 3

12/09/03

PRC 4916

WP 4916.9

S 1

B. Young

AMENDMENT OF GENERAL PERMIT – PUBLIC AGENCY USE

LESSEE:

Truckee-Donner Recreation and Park District

AREA, LAND TYPE AND LOCATION:

Sovereign lands in the bed of Donner Lake near Truckee, Nevada County.

EXISTING AUTHORIZED USE:

Maintenance and repair of 37 existing public piers.

LEASE TERM:

49 years, beginning August 1, 1974.

PROPOSED AMENDMENT:

The Authorized Improvements and Section 3 contained in the existing Permit are amended to authorize the replacement of two existing damaged public piers and to authorize further pier replacement with a standard straight pier design as shown on the attached Exhibit A. Lessee will notify Lessor at a minimum of 90 days in advance of any future pier replacement projects, and such projects will be subject to the compliance of all governmental agencies. All other terms and conditions of the Permit shall remain in effect without amendment.

CONSIDERATION:

The public use and benefit; with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance with coverage of no less than \$1,000,000.

CALENDAR ITEM NO. C34 (CONT'D)

OTHER PERTINENT INFORMATION:

1. On June 6, 1974, the Commission authorized the issuance of a General Permit–Public Agency Use to the Lessee for the maintenance and repair of ten public piers. That lease will expire on July 31, 2023. On August 21, 1996, the Commission authorized the First Amendment to the Permit to include a total of 12 public piers. On June 19, 1998, the Commission authorized the Second Amendment to the Permit to include a total of 37 public piers. The Lessee has submitted an application to replace two existing damaged piers and to adopt a standard pier replacement design, the replacement design is six feet wide with a length that will not exceed the footprint of the existing pier to be replaced.
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 2, Replacement or Reconstruction; Title 2, California Code of Regulations, section 2905(b).

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 REQUIRED:

California Department of Fish and Game

EXHIBIT:

- A. Location and Site Map

PERMIT STREAMLINING ACT DEADLINE:

January 7, 2004

CALENDAR ITEM NO. C34 (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 2, REPLACEMENT OR RECONSTRUCTION; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905(b).

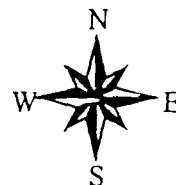
SIGNIFICANT LANDS INVENTORY FINDING:

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:

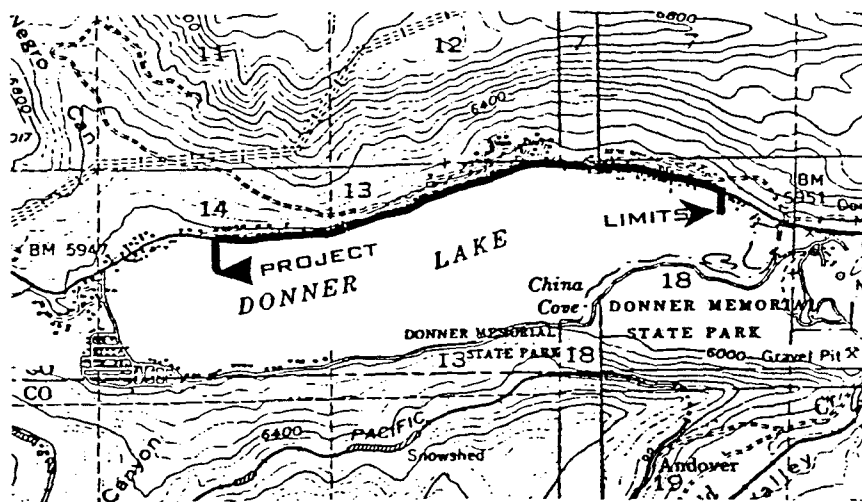
AUTHORIZE THE AMENDMENT OF LEASE PRC 4916.9 GENERAL PERMIT – PUBLIC AGENCY USE, EFFECTIVE NOVEMBER 1, 2003. THE AUTHORIZED IMPROVEMENTS AND SECTION 3 CONTAINED IN THE EXISTING PERMIT ARE AMENDED TO AUTHORIZE THE REPLACEMENT OF TWO EXISTING DAMAGED PUBLIC PIERS AND TO AUTHORIZE FURTHER PIER REPLACEMENT WITH A STANDARD STRAIGHT PIER DESIGN AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF. SECTION 2 IS AMENDED TO REQUIRE LESSEE TO PROVIDE LESSOR WRITTEN NOTIFICATION AT A MINIMUM OF 90 DAYS IN ADVANCE OF ANY FUTURE PIER REPLACEMENT PROJECTS, AND SUCH PROJECTS WILL BE SUBJECT TO THE COMPLIANCE OF ALL GOVERNMENTAL AGENCIES; ALL OTHER TERMS AND CONDITIONS OF THE PERMIT WILL REMAIN IN EFFECT WITHOUT AMENDMENT.

SITE MAP



REPLACEMENT PIER LAYOUT

LOCATION MAP



This exhibit is solely for the purposes of generally defining the lease premises, is based on unverified information provided by lessee or other parties, and is not intended to be, or construed as a waiver or limitation of any state interest in the subject or any other property.

~~CALENDAR PAGE~~

MINUTE PAGE

EXHIBIT A
PRC 4916.9
Truckee-Donner
Recreational and Park Dist.
Donner Lake
NEVADA COUNTY

