

This Calendar Item No. C03 was approved as Minute Item No. 03 by the California State Lands Commission by a vote of 3 to 0 at its 4-26-05 meeting.

**CALENDAR ITEM
C03**

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04/26/05
PRC 4142 WP 4142.9
R. Barham

RECREATIONAL PIER LEASE

APPLICANT:

Bernard John Atkinson and Carol Sue Atkinson, as Trustees of the Atkinson Family Trust, U/T/D Dated April 2, 1991.

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Lake Tahoe, near Carnelian Bay, Placer County.

AUTHORIZED USE:

Continued use and maintenance of an existing pier and boathouse as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning November 29, 2004.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance in the amount of no less than \$300,000.

OTHER PERTINENT INFORMATION:

1. Applicant owns the upland property adjoining the lease premises.
2. On July 6, 1995, the Commission authorized a Recreational Pier Lease with Bernard J. Atkinson and Carol S. Atkinson. That lease expired on November 28, 2004. The property ownership has since transferred to Bernard John Atkinson and Carol Sue Atkinson, as Trustees of the Atkinson Family Trust U/T/D Dated April 2, 1991. Applicants are now applying for a new recreational pier lease. Applicants qualify for a Recreational Pier Lease because they are natural persons who have

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improved the littoral land with, and use the upland for, a single-family dwelling.

3. 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.

4. 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.

EXHIBIT:

- A. Location and Site Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

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:

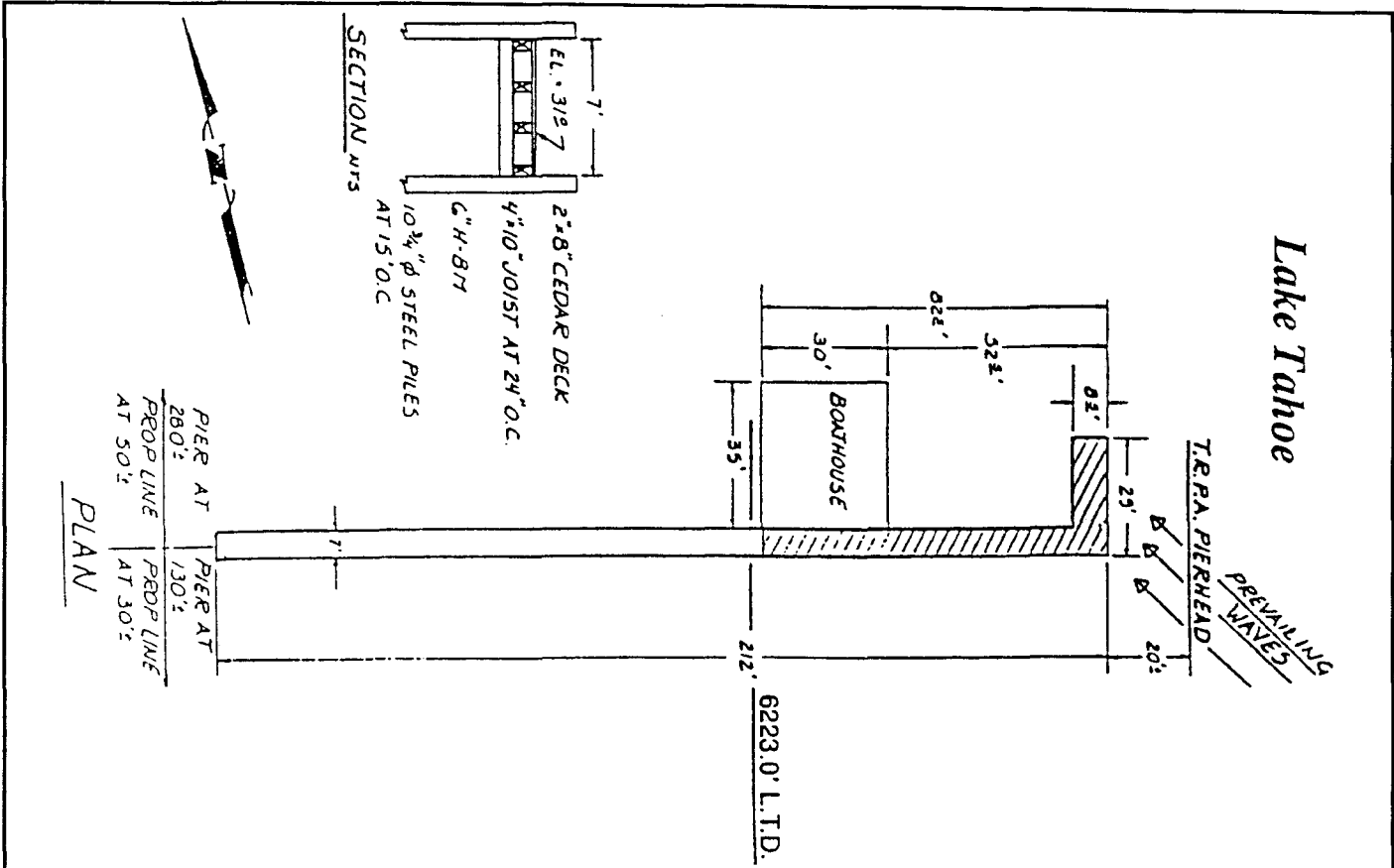
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE

CALENDAR ITEM NO. C03 (CONT'D)

LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370,
ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO BERNARD JOHN ATKINSON AND
CAROL SUE ATKINSON, AS TRUSTEES OF THE ATKINSON
FAMILY TRUST, U/D/T DATED APRIL 2, 1991, OF A
RECREATIONAL PIER LEASE, BEGINNING
NOVEMBER 29, 2004, FOR A TERM OF TEN YEARS, FOR THE
CONTINUED USE AND MAINTENANCE OF AN EXISTING PIER
AND BOATHOUSE ON THE LAND SHOWN ON EXHIBIT A
ATTACHED AND BY THIS REFERENCE MADE A PART
HEREOF; NO MONETARY CONSIDERATION PURSUANT TO
PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY
INSURANCE WITH COMBINED SINGLE LIMIT COVERAGE OF
\$300,000.



4870 North Lake Blvd.

NO SCALE

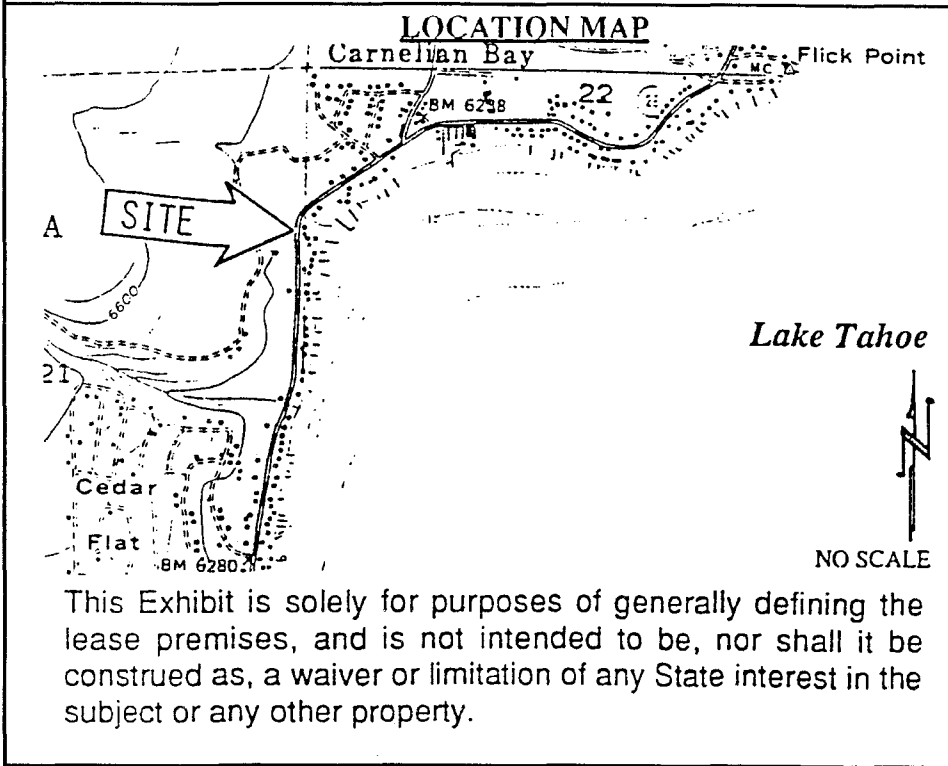


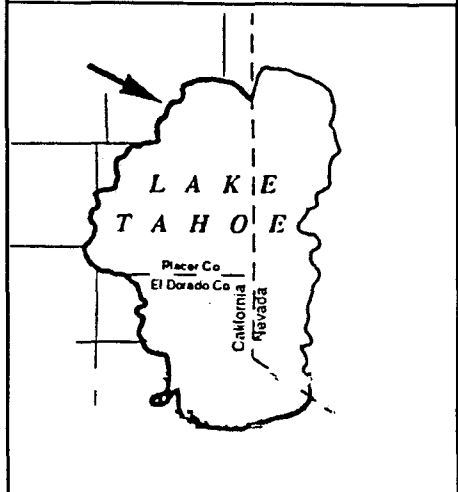
EXHIBIT "A"

PRC 4142

APN 115 - 060 - 004

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.

RWB 3/05