

MINUTE ITEM

This Calendar Item No. C12 was approved as Minute Item No. 12 by the California State Lands Commission by a vote of 3 to 1 at its 02-09-06 meeting.

CALENDAR ITEM
C12

A 2
S 4

02/09/06
PRC 6957 WP 6957.9
V. Massey

RECREATIONAL PIER LEASE

APPLICANT:

Doris B. Fagan, Trustee of The Fagan Revocable Trust dated June 7, 2001

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Sacramento River, near the city of Red Bluff, Tehama County.

AUTHORIZED USE:

Continued use and maintenance of an existing uncovered floating boat dock and walkway.

LEASE TERM:

Ten years, beginning March 27, 2006.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

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

OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.
2. On February 27, 1996, the Commission authorized a Recreational Pier Lease with William H. Ritter. The upland property was subsequently transferred to Doris B. Fagan, Trustee of the Fagan Revocable Trust dated June 7, 2001. Doris B. Fagan, Trustee of the Fagan Revocable Trust dated June 7, 2001, is now applying for a new Recreational Pier Lease. The Applicant qualifies for a rent free Recreational Pier Lease because the Applicant is a natural person who has improved the littoral land with, and uses the upland for, a single-family dwelling.

CALENDAR ITEM NO. C12 (CONT'D)

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. Site and Location Map

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:

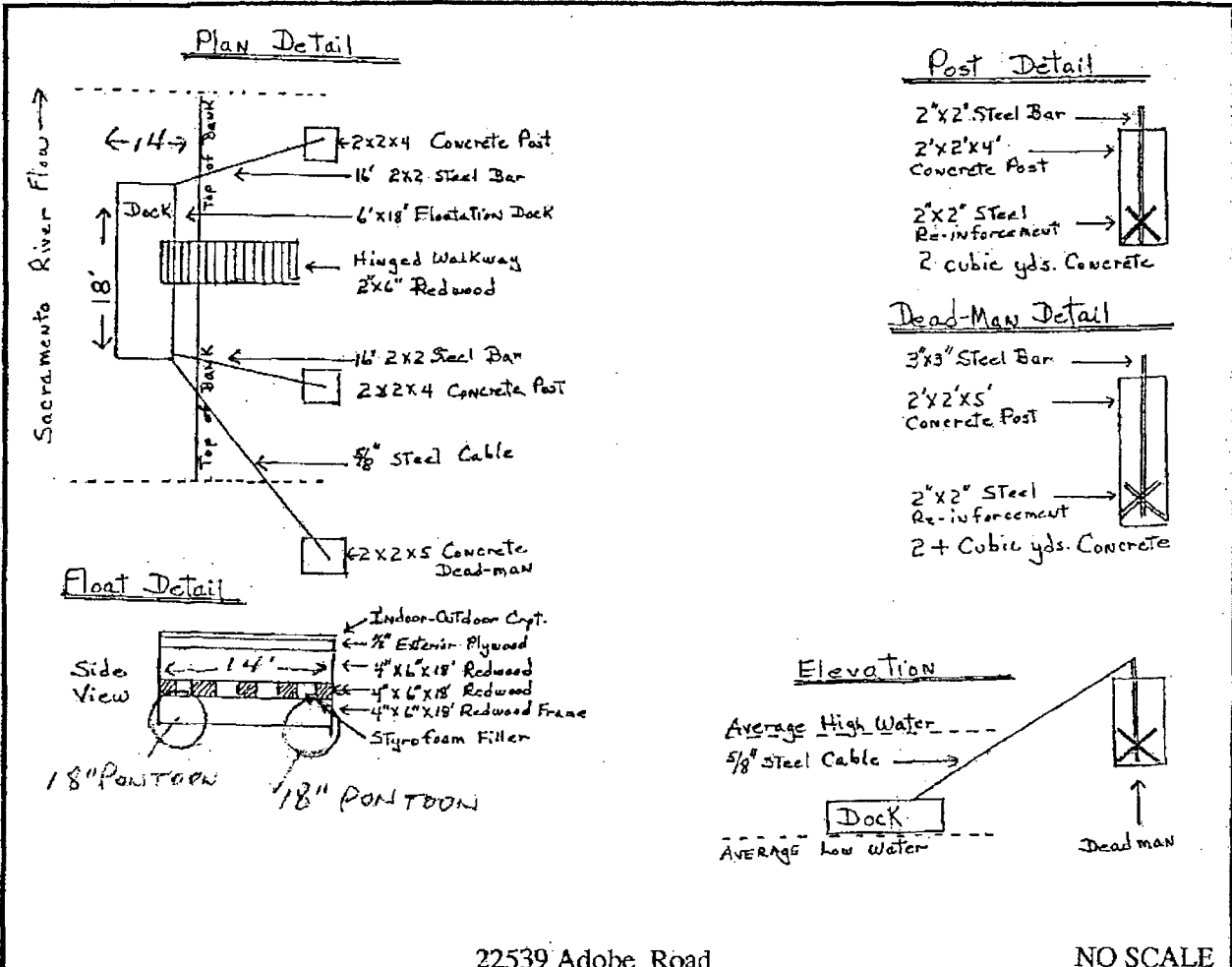
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO DORIS B. FAGAN, TRUSTEE OF THE FAGAN REVOCABLE TRUST DATED JUNE 7, 2001, OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING MARCH 27, 2006, FOR

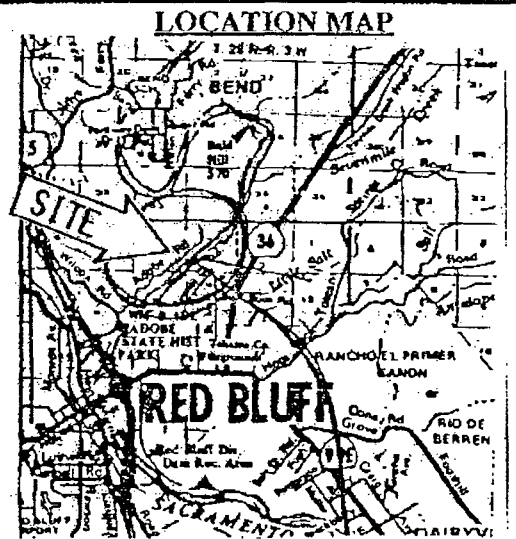
CALENDAR ITEM NO. C12 (CONT'D)

THE CONTINUED USE AND MAINTENANCE OF AN EXISTING UNCOVERED FLOATING BOAT DOCK AND WALKWAY AS REPRESENTED 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 IN THE AMOUNT OF NO LESS THAN \$300,000.



22539 Adobe Road

NO SCALE



NO SCALE

EXHIBIT "A"
 PRC 6957.9
 APN 027 - 270 - 191
 Sacramento River
 TEHAMA 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.

CG 2/96