This Calendar Item No. _C02_ was approved as
Minute Item No. _02_ by the California State Lands
Commission by a vote of _3_ to _✓_ at its _6-26-06_
meeting.

CALENDAR ITEM
C02

A   4

S   1

06/26/06
PRC 7148
R. Barham

RECREATIONAL PIER LEASE

APPLICANTS:
Robert D. Bennett and Norma J. Bennett

AREA, LAND TYPE, AND LOCATION:
Sovereign lands in Lake Tahoe, near Meeks Bay, El Dorado County.

AUTHORIZED USE:
Continued use and maintenance of an existing pier, boat lift and two mooring
buoys as shown on Exhibit A.

LEASE TERM:
Ten years, beginning May 1, 2006.

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:
This lease is conditioned on the Applicants obtaining authorization from
the Tahoe Regional Planning Agency (TRPA) for the mooring buoy within
two years after the adoption of the Lake Tahoe Shorezone Amendments-
Draft Environmental Impact Statement (EIS) and approval of the
ordinances based on the EIS.

OTHER PERTINENT INFORMATION:
1.   Applicants own the upland property adjoining the lease premises.

2.   On August 21, 1996, the Commission authorized a Recreational Pier
Lease with Robert D. Bennett and Norma J. Bennett and Mark A. Fordyce
and Kirsten Z. Fordyce. That lease expired on April 30, 2006. The upland

-1-

property ownership has since transferred to the Applicants. Applicants qualify for a Recreational Pier Lease because they are natural persons who have improved the littoral land with, and use the upland for, a single-family dwelling. Applicants are now applying for a new Recreational Pier Lease for the pier, boat lift, and two mooring buoys.

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 (a)(2).

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

APPROVAL REQUIRED:
Buoys: Tahoe Regional Planning Agency

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).

-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 ROBERT D. BENNETT AND NORMA J.
BENNETT, OF A TEN-YEAR RECREATIONAL PIER LEASE,
BEGINNING MAY 1, 2006, FOR THE CONTINUED USE AND
MAINTENANCE OF AN EXISTING PIER, BOAT LIFT, AND TWO
MOORING BUOYS AS SHOWN ON EXHIBIT A ATTACHED AND BY
THIS REFERENCE MADE A PART HEREOF; NO MONETARY
CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE
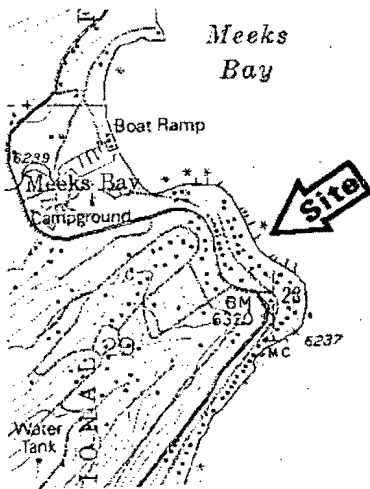SECTION 6503.5; LIABILITY INSURANCE IN THE AMOUNT OF NO
LESS THAN $300,000.
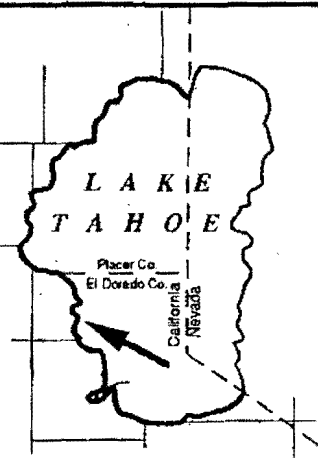
LAKE TAHOE
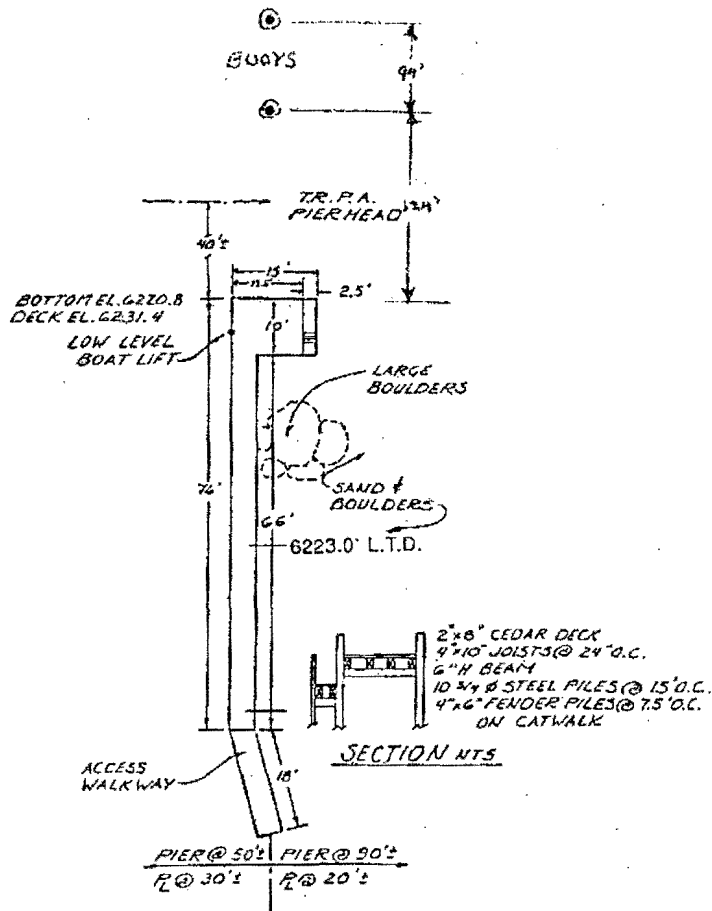
8257 Meeks Bay Ave.

NO SCALE

LOCATION MAP

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.

EXHIBIT "A"

PRC 7148.9

APN 16 - 051 - 14

Lake Tahoe

EL DORADO COUNTY

Lake Tahoe

NO SCALE