

MINUTE ITEM
This Calendar Item No. C13 was approved as
Minute Item No. 13 by the California State Lands
Commission by a vote of 3 to 0 at its
8/24/06 meeting.

**CALENDAR ITEM
C13**

A 4
S 1

PRC 3881

08/24/06
WP 3881.9
B. Terry

RECREATIONAL PIER LEASE

APPLICANTS:

Gail R. Jamar, trustee of the Gail R. Jamar 2001 Separate Property Trust dated 7/11/01; and Nancy E. Proano and Robert J. Proano, Trustees of the Proano Family Trust, under declaration of trust dated May 2, 1996

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Lake Tahoe, near South Lake Tahoe, El Dorado County.

AUTHORIZED USE:

Continued use and maintenance of an existing pier and one mooring buoy as shown on Exhibit A.

LEASE TERM:

Ten years, beginning May 1, 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:

This lease is conditioned on the Applicants obtaining authorization from the Tahoe Regional Planning Agency (TRPA) for the mooring buoys 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 adjoining the lease premises.

CALENDAR ITEM NO. C13 (CONT'D)

2. On October 17, 1995, the Commission authorized a Recreational Pier Lease to Gail R. Jamar and Nancy E. Sherman-Proano. That lease has expired and the Applicants are now applying for a new Recreational Pier Lease for an existing pier and one mooring buoy previously authorized by the Commission.
3. 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.
4. 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.

APPROVALS 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

CALENDAR ITEM NO. C13 (CONT'D)

PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA
CODE OF REGULATIONS, SECTION 2905 (a)(2).

SIGNIFICANT LANDS INVENTORY FINDING:

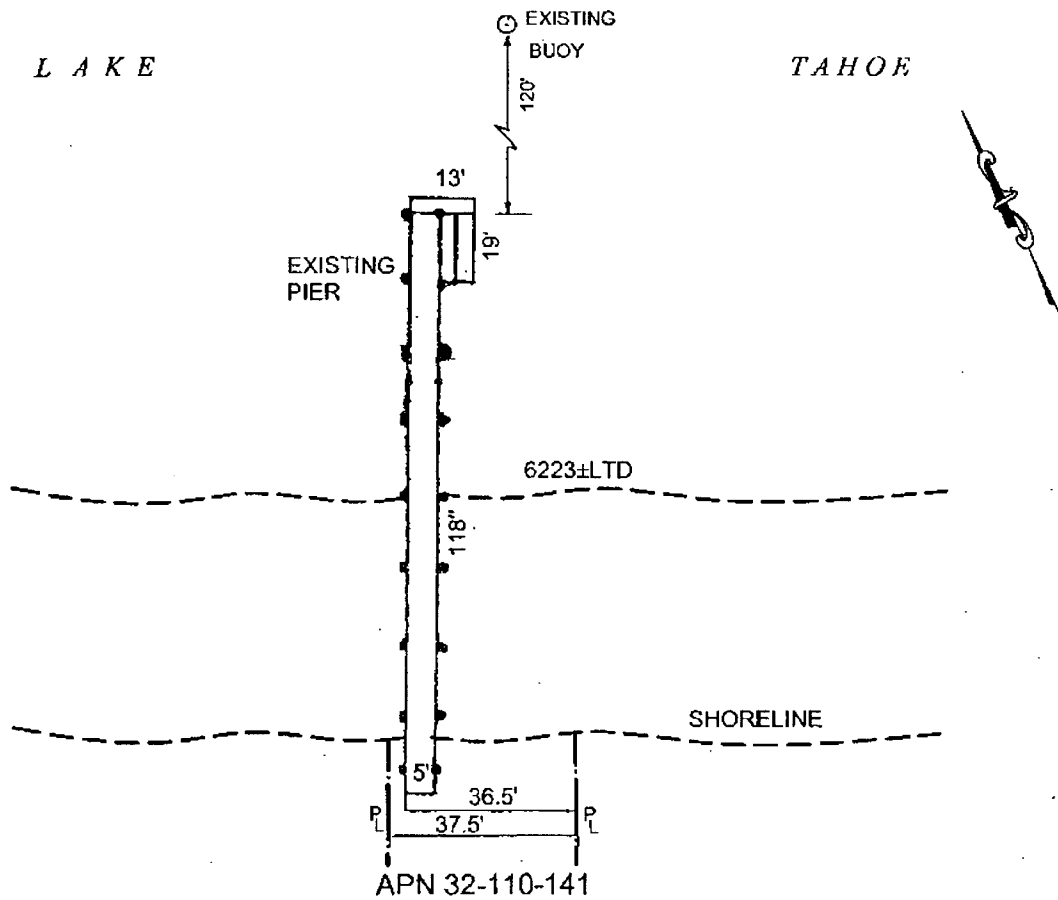
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE
CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE
LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370,
ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO GAIL R. JAMAR, TRUSTEE OF THE
GAIL R. JAMAR 2001 SEPARATE PROPERTY TRUST DATED 7/11/01;
AND NANCY E. PROANO AND ROBERT J. PROANO, TRUSTEES OF
THE PROANO FAMILY TRUST UNDER DECLARATION OF TRUST
DATED MAY 2, 1996, OF A TEN-YEAR RECREATIONAL PIER LEASE,
BEGINNING MAY 1, 2004, FOR THE CONTINUED USE AND
MAINTENANCE OF AN EXISTING PIER AND ONE MOORING BUOY 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.

NO SCALE

SITE



3061 JAMESON BEACH ROAD, SOUTH LAKE TAHOE

NO SCALE

LOCATION

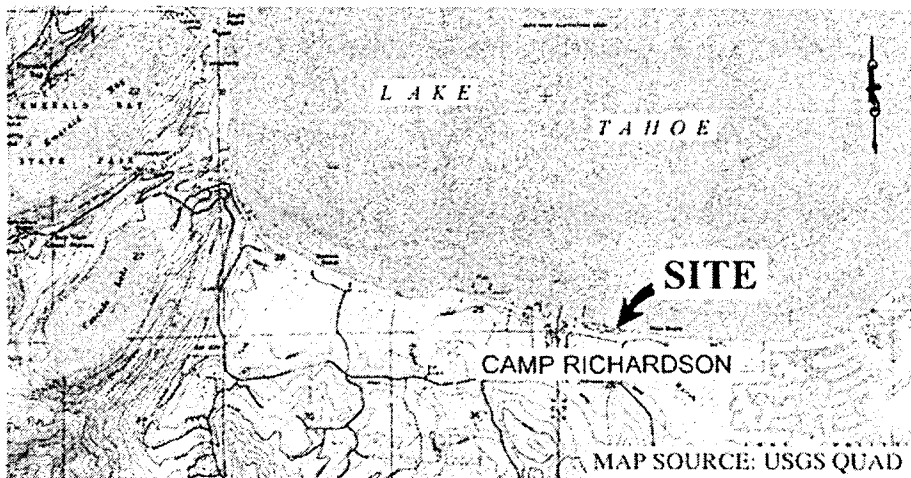
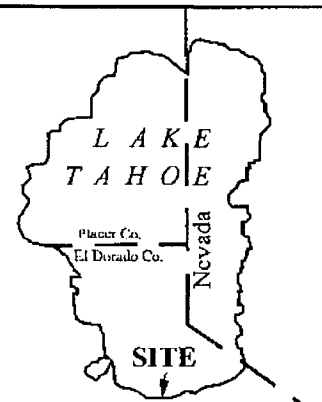


Exhibit A

PRC 3881.9
 JAMAR/PROANO
 APN 32-110-141
 RECREATIONAL PIER LEASE
 EL DORADO COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties 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.

MJI 07/06