

MINUTE ITEM
This Calendar Item No. C10 was approved as
Minute Item No. 10 by the California State Lands
Commission by a vote of 3 to 0 at its
05/10/07 meeting.

**CALENDAR ITEM
C10**

A 6
S 3

05/10/07
PRC 7051 WP 7051.9
M. Clark

RECREATIONAL PIER LEASE

APPLICANTS:

Sudha M. Pennathur and Edward P. Messerly

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Napa River, near the city of Napa, Napa County.

AUTHORIZED USE:

Continued use and maintenance of an existing walkway, floating dock with two additional floating dock platforms, two ramps and six pilings as shown on Exhibit A.

LEASE TERM:

Ten years, beginning April 23, 2007.

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. Applicants own the uplands adjoining the lease premises.
2. On December 16, 2002, the Commission authorized a ten-year Recreational Pier Lease beginning April 23, 1997, with Sudha M. Pennathur and Edward P. Messerly. That lease expired on April 22, 2007. Applicants are now applying for a new Recreational Pier Lease. The Applicants qualify for a rent free Recreational Pier Lease because they are natural persons who have improved the littoral land with, and use the upland for, a single-family dwelling.

CALENDAR ITEM NO. C10 (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 SUDHA M. PENNATHUR AND EDWARD P. MESSERLY OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING APRIL 23, 2007, FOR THE CONTINUED USE AND

CALENDAR ITEM NO. C10 (CONT'D)

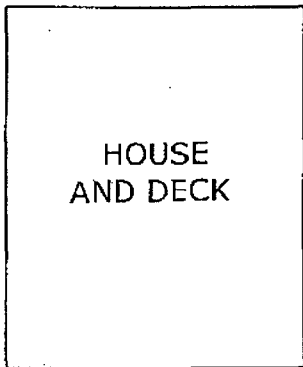
MAINTANANCE OF AN EXISTING WALKWAY, FLOATING DOCK WITH TWO ADDITIONAL FLOATING DOCK PLATFORMS, TWO RAMPS AND SIX PILINGS AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$300,000.

NO SCALE

SITE



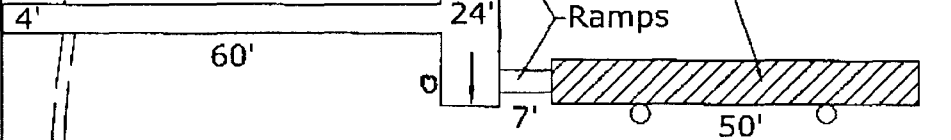
APN 047-350-022



Walkway

River

Napa



1358 MILTON ROAD, NAPA RIVER

NO SCALE

LOCATION

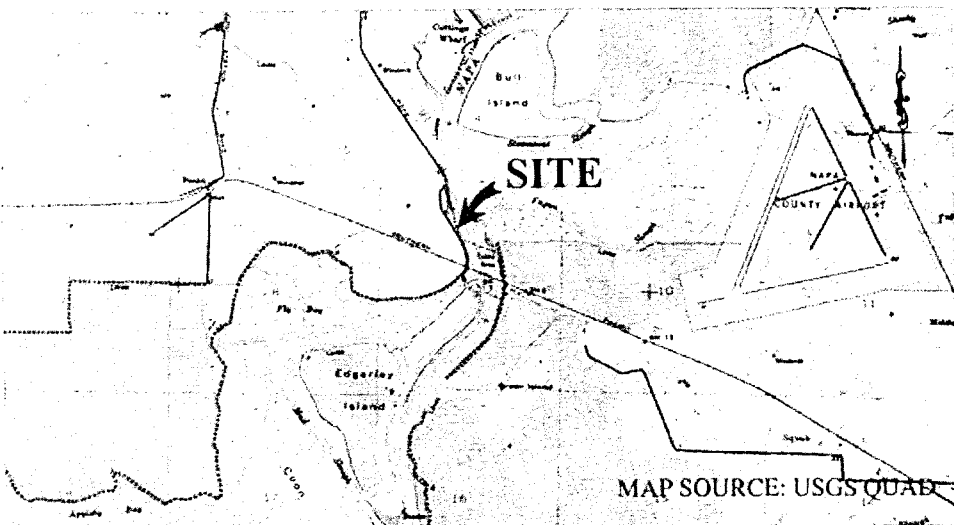


Exhibit A

PRC 7051.9

APN 047-350-022

Edward P. Messerly

Sudha Pennathur

NAPA COUNTY



MJI 09/02

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.

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