

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 0 at its 05/10/07 meeting.

CALENDAR ITEM

C12

A 67

05/10/07

PRC 3565

WP 3565.9

S 35

K. Foster

RECREATIONAL PIER LEASE

APPLICANT:

Kimberlee M. Krouse, Trustee of the Virginia Baker Personal Residence Trust
Dated February 4, 2005

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Huntington Harbour, Huntington Beach, Orange County.

AUTHORIZED USE:

Continued use and maintenance of an existing boat dock and access ramp.

LEASE TERM:

Ten years, beginning March 1, 2007.

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 uplands adjoining the lease premises.
2. On February 12, 1997, the Commission approved the issuance of a Recreational Pier Lease to Virginia L. Baker for a ten-year term for the continued use and maintenance of an existing boat dock and access ramp, effective as of March 1, 1997. On February 4, 2005, the upland parcel adjoining the lease premises was transferred to Kimberlee M. Krouse, as Trustee of the Virginia Baker Personal Residence Trust. Ms. Krouse is now applying for a new Recreational Pier Lease.

CALENDAR ITEM NO. C12 (CONT'D)

3. Applicant qualifies for a Recreational Pier Lease as the Trustee of a Trust comprised of 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.

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).

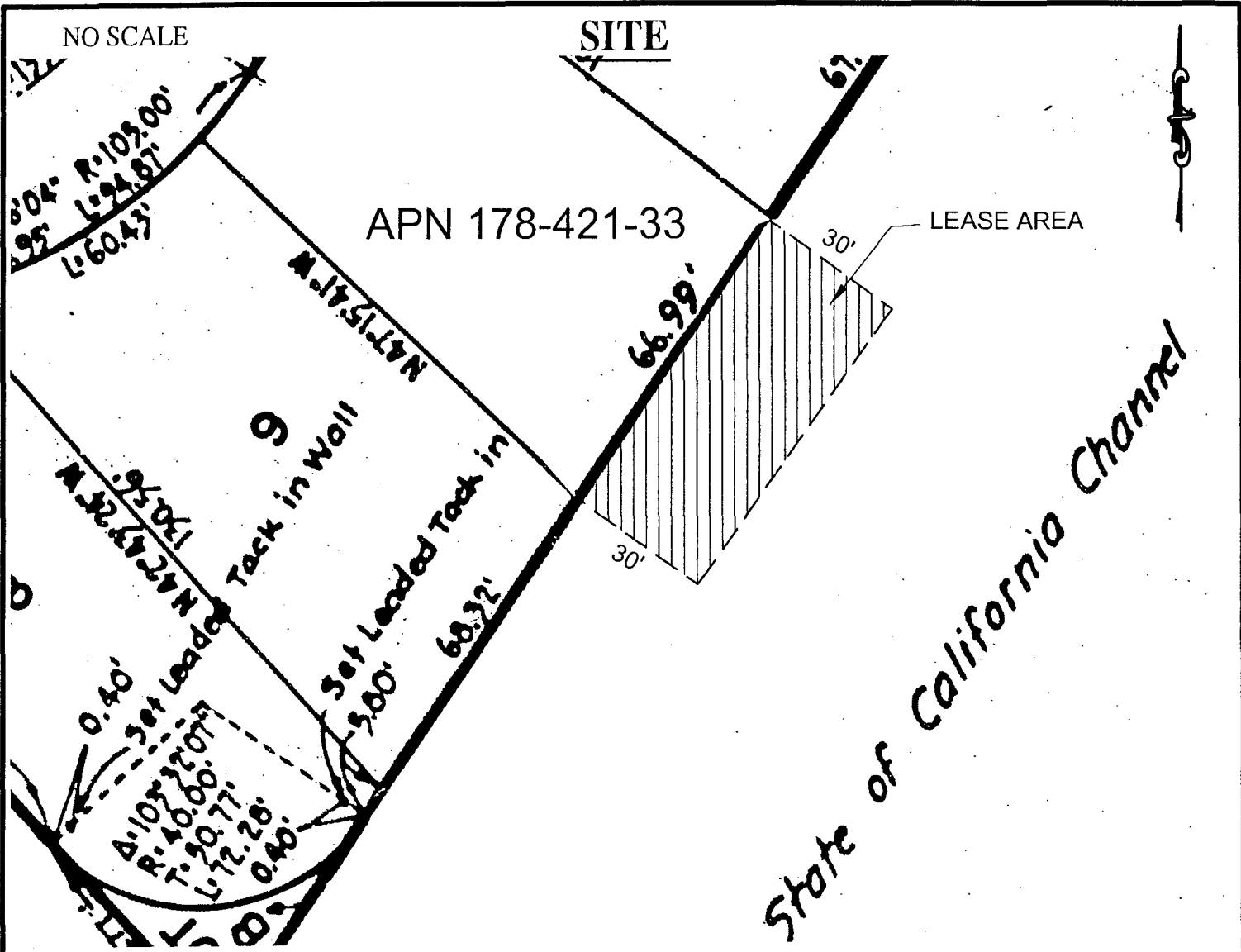
SIGNIFICANT LANDS INVENTORY FINDING:

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.

CALENDAR ITEM NO. C12 (CONT'D)

AUTHORIZATION:

AUTHORIZE ISSUANCE TO KIMBERLEE M. KROUSE, TRUSTEE OF THE VIRGINIA BAKER PERSONAL RESIDENCE TRUST DATED FEBRUARY 5, 2005, OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING MARCH 1, 2007, FOR AN EXISTING BOAT DOCK AND ACCESS RAMP 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.



3282 GILBERT DRIVE, HUNTINGTON BEACH

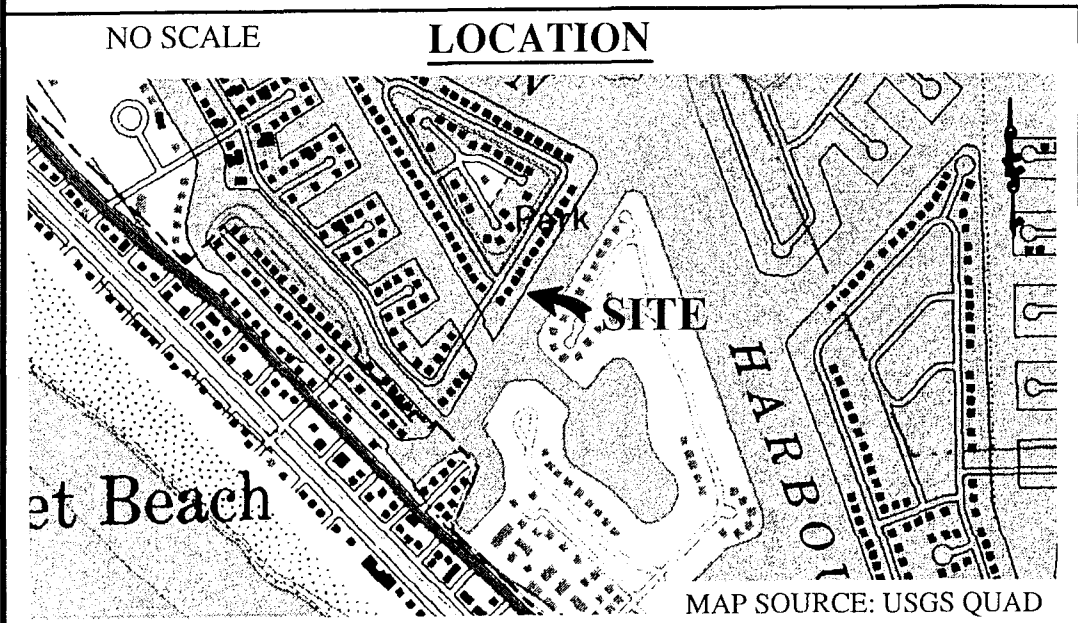


Exhibit A
 BAKER
 PRC 3565
 APN 178-421-33
 RECREATIONAL PIER LEASE
 ORANGE COUNTY



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.