

**CALENDAR ITEM
C01**

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05/05/08
WP 7303.9
M. Clark

RECREATIONAL PIER LEASE

APPLICANTS:

Stephen J. Reinl and Wendi M. Reinl, Trustees of the Stephen J. Reinl and Wendi M. Reinl Revocable Trust dated 9/13/2005

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Sacramento River, adjacent to 943 Piedmont Drive, city of Sacramento, Sacramento County.

AUTHORIZED USE:

Continued use and maintenance of an uncovered floating boat dock and ramp as shown on Exhibit A.

LEASE TERM:

Ten years, beginning April 30, 2008.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Liability insurance in the amount of no less than \$500,000.

OTHER PERTINENT INFORMATION:

1. Applicants own the upland adjoining the lease premises.
2. On April 13, 1999, the Commission authorized a Recreational Pier Lease to Stephen J. Reinl and Wendi M. Reinl. That lease expired on April 29, 2008. The upland property has since been deeded to Stephen J. Reinl and Wendi M. Reinl, Trustees of the Stephen J. Reinl and Wendi M. Reinl Revocable Trust dated 9/13/2005. Applicants are now applying for a new Recreational Pier Lease.

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3. Applicants qualify for a Recreational Pier Lease because the Applicants are natural persons who own the littoral land that is improved with a single-family dwelling.
4. The Applicants have permission from the Reclamation Board to use the premises that the Reclamation Board has improved with bank protection authorized under Lease No. PRC 7203.9. The Applicants must maintain this permission during the lease term.
5. 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.

6. 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).

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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 OF A TEN-YEAR RECREATIONAL PIER LEASE TO STEPHEN J. REINL AND WENDI M. REINL, TRUSTEES OF THE STEPHEN J. REINL AND WENDI M. REINL REVOCABLE TRUST DATED 9/13/2005, BEGINNING APRIL 30, 2008, FOR THE CONTINUED USE AND MAINTENANCE OF AN EXISTING UNCOVERED FLOATING BOAT DOCK AND 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; AND LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$500,000.