

**CALENDAR ITEM
C51**

A 11

06/29/15

S 3

PRC 4763.1
G. Asimakopoulos

GENERAL LEASE – RECREATIONAL USE

APPLICANT:

Raymond F. Brant and Ann L. Brant, Trustees of the Raymond F. and Ann L. Brant Trust Dated December 22, 1992

AREA, LAND TYPE, AND LOCATION:

Sovereign land located in Sacramento River, adjacent to 17400 Grand Island Road, on Long Island, near Walnut Grove, Sacramento County.

AUTHORIZED USE:

Continued use and maintenance of an existing floating boat dock, walkway, covered pier, and ramp previously authorized by the Commission, and a boat hoist not previously authorized by the Commission.

LEASE TERM:

10 years, beginning March 18, 2015.

CONSIDERATION:

\$125 per year, with an annual Consumer Price Index adjustment.

SPECIFIC LEASE PROVISIONS:

Liability insurance in an amount no less than \$1,000,000 per occurrence.

OTHER PERTINENT INFORMATION:

1. Applicant owns the upland adjoining the lease premises.
2. On April 26, 2005, the Commission authorized a 10-year Recreational Pier Lease with Raymond F. Brant and Ann L. Brant. That lease expired on March 17, 2015.
3. On December 29, 1992, the upland parcel was transferred to Raymond F. Brant and Ann L. Brant, Trustees of the Raymond F. and Ann L. Brant Trust dated December 22, 1992. Sometime after April 26, 2005, a boat hoist was added to the dock, but was never authorized by the Commission. These existing facilities do not interfere with the public's current public trust needs and therefore, staff recommends authorization

CALENDAR ITEM NO. **C51** (CONT'D)

of these facilities. The Applicant is now applying for a General Lease – Recreational Use.

4. The staff recommends that the Commission find that this activity is exempt from the requirements of the California Environmental Quality Act (CEQA) as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

Authority: Public Resources Code section 21084 and California Code of Regulations, Title 14, section 15300 and California Code of Regulations, Title 2, section 2905.

5. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370 et seq., but such activity will not affect those significant lands. 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.

EXHIBITS:

- A. Land Description
- B. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the activity is exempt from the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15061 as a categorically exempt project, Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (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 section 6370 et seq.

AUTHORIZATION:

Authorize issuance of a General Lease – Recreational Use to Raymond F. Brant and Ann L. Brant, Trustees of the Raymond F. and Ann L. Brant Trust Dated December 22, 1992, beginning March 18, 2015, for a term of 10 years, for the continued use and maintenance of an existing floating

CALENDAR ITEM NO. **C51** (CONT'D)

boat dock, walkway, covered pier, and ramp previously authorized by the Commission, and a boat hoist not previously authorized by the Commission, as described in Exhibit A and shown on Exhibit B (for reference purposes only) attached and by this reference made a part hereof; consideration for the floating boat dock, walkway, covered pier, ramp, and boat hoist: \$125 per year, with an annual Consumer Price Index adjustment; and liability insurance in an amount no less than \$1,000,000 per occurrence.

EXHIBIT A

PRC 4763.1

LAND DESCRIPTION

A parcel of tide and submerged land situate in the bed of the Sacramento River on Long Island, lying adjacent to Swamp and Overflowed Land Survey 957, patented October 4, 1871, County of Sacramento, State of California and more particularly described as follows:

All those lands underlying an existing covered pier, floating boat dock, ramp and walkway lying adjacent to that parcel, as described in Trust Transfer Deed, recorded December 29, 1992 in Book 921229 at Page 0961 in Official Records of said County.

TOGETHER WITH any applicable Impact Area(s).

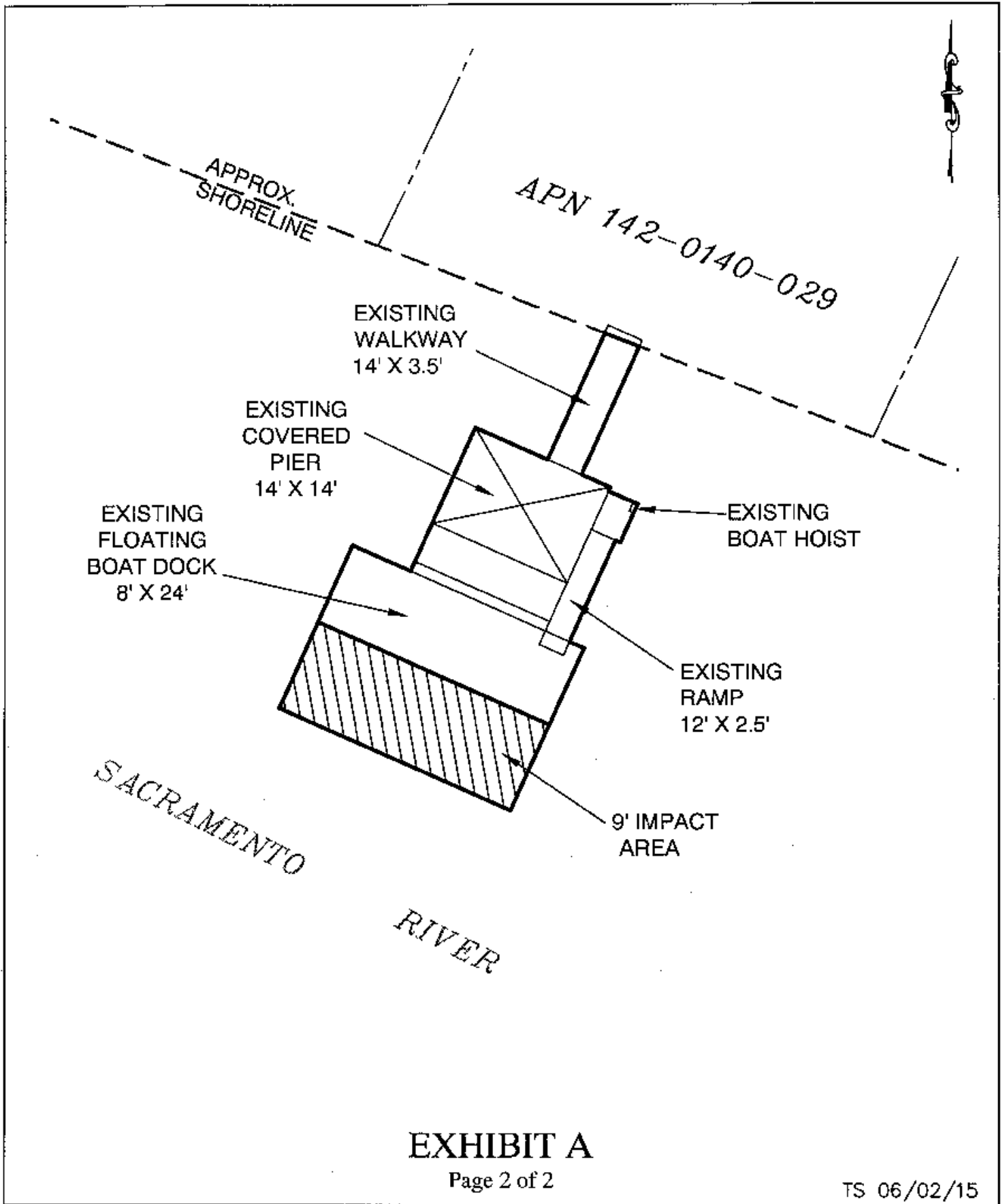
EXCEPTING THEREFROM any portion lying landward of the MHTL of the right bank of said river as per Sacramento Superior Court Case No. 78345 and shown on "Record of Survey of Compromise Title Settlement Agreement, Boundary Line Agreement No. 241 at Long Island, Vicinity of Isleton in Projected Section 27, T4N, R3E, MDM" and filed in Book 38 of Surveys at page 40 Records of said County.

Accompanying plat is hereby made part of this description.

END OF DESCRIPTION

Prepared 06/02/15 by the California State Lands Commission Boundary Unit





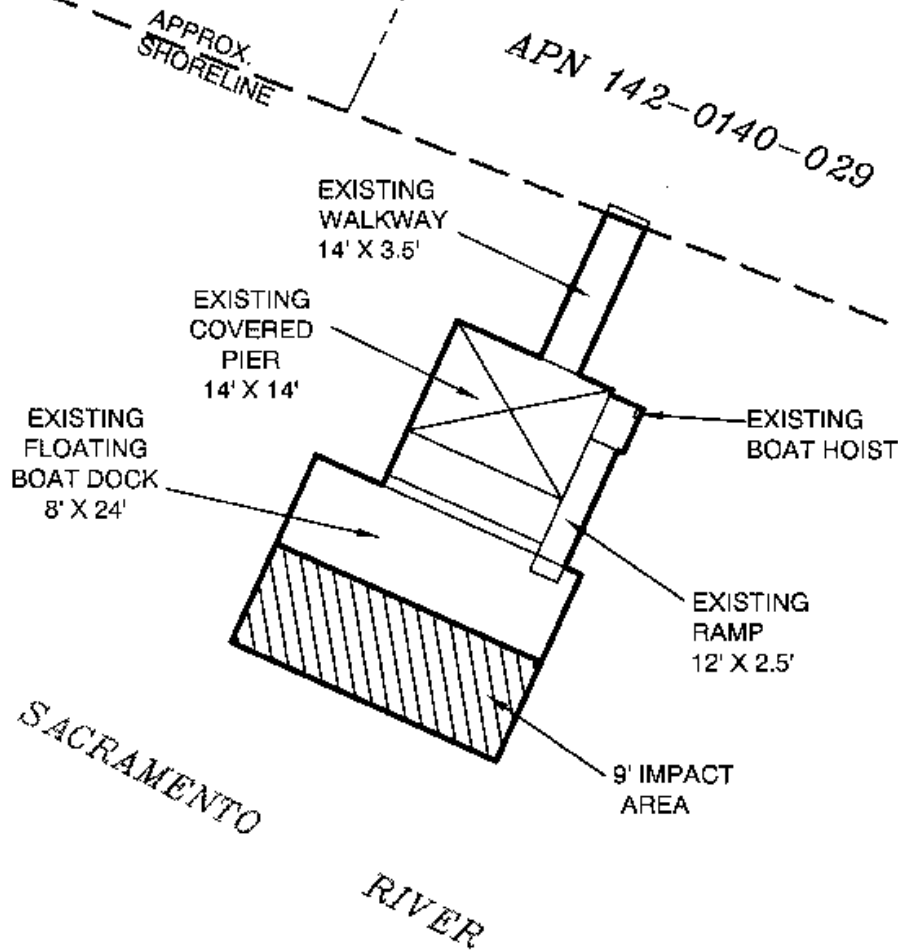
LAND DESCRIPTION PLAT
 PRC 4763.1, BRANT TRUST
 SACRAMENTO COUNTY

CALIFORNIA STATE
 LANDS COMMISSION



NO SCALE

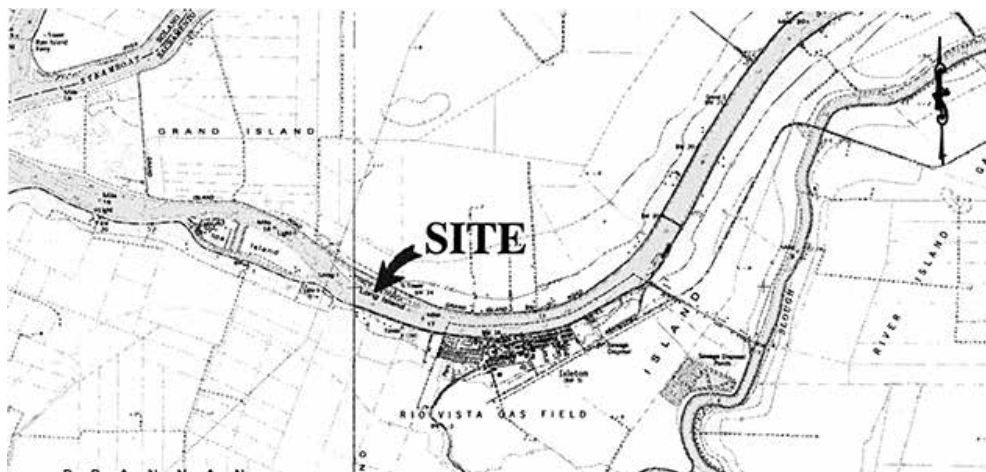
SITE



17400 GRAND ISLAND ROAD, WALNUT GROVE

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit B

PRC 4763.1
 BRANT TRUST
 APN 142-0140-029
 GENERAL LEASE-
 RECREATIONAL USE
 SACRAMENTO 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.