

**CALENDAR ITEM
C04**

A 34
S 18

03/25/08
W 26117
K. Foster

RECREATIONAL PIER LEASE

APPLICANTS:

Carl W. Tunnell and Betsy Tunnell

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Kings River, near Kingsburg, Tulare County.

AUTHORIZED USE:

Retention, use, and maintenance of an existing 24' by 10' fixed boat dock as shown on Exhibit A.

LEASE TERM:

Ten years, beginning February 25, 2008.

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. Applicants own the uplands adjoining the lease premises.
2. On February 9, 2007, the Applicants applied for a Recreational Pier Lease for an existing 24' by 10' fixed boat dock. Applicants qualify for a Recreational Pier Lease because they are natural persons who own the littoral land that is improved with a single-family dwelling.
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

CALENDAR ITEM NO. **C04** (CONT'D)

the CEQA as a categorically exempt project. The project is exempt under Class 3, New Construction of Small Structures; Title 2, California Code of Regulations, section 2905 (c)(1).

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.

APPROVALS OBTAINED:

Department of Water Resources
State Reclamation Board
Kings River Conservation District

EXHIBIT:

- A. Location and Site 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 3, NEW CONSTRUCTION OF SMALL STRUCTURES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (c)(1).

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. **C04** (CONT'D)

AUTHORIZATION:

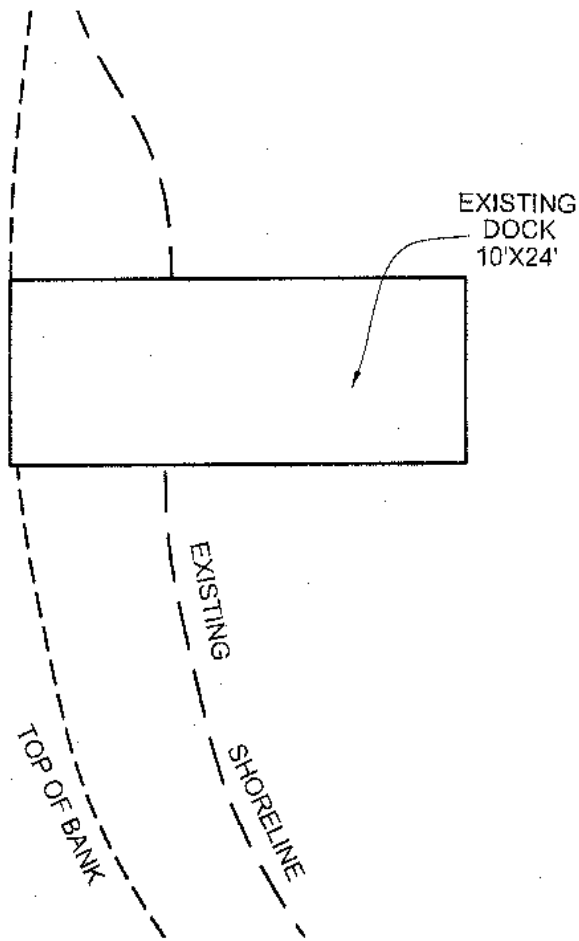
AUTHORIZE ISSUANCE OF A TEN-YEAR RECREATIONAL PIER LEASE, TO CARL W. TUNNELL AND BETSY TUNNELL, BEGINNING FEBRUARY 25, 2008, FOR THE RETENTION, USE, AND MAINTENANCE OF A FIXED BOAT DOCK AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$300,000.

NO SCALE

SITE



APN 028-200-013



38550 ROAD 16, KINGSBURG, TULARE COUNTY

NO SCALE

LOCATION

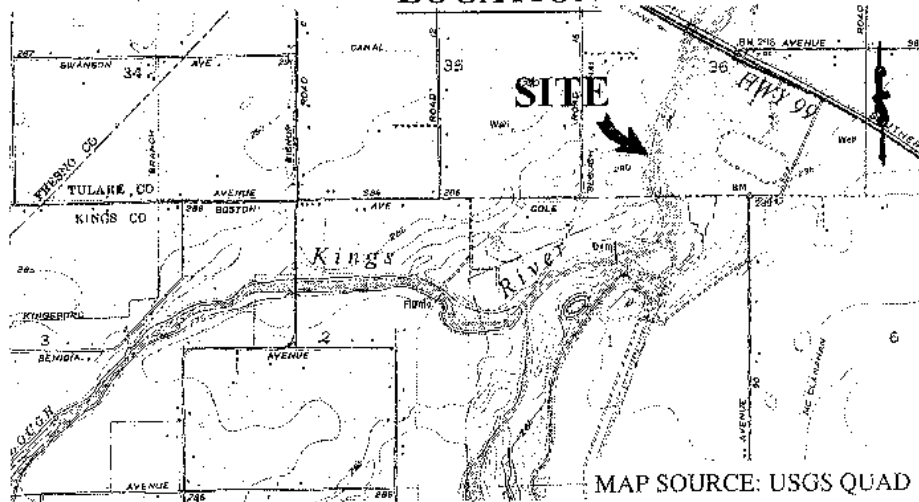


Exhibit A
 W 26117
 TUNNELL
 APN 028-200-013
 RECREATIONAL PIER LEASE
 TULARE CO.



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.