

**CALENDAR ITEM  
C08**

A 3,4

10/22/09

W 26351

S 1

N. Lee

**RECREATIONAL PIER LEASE**

**APPLICANTS:**

Scott A. Dondelinger, Roxanne L. Dondelinger, John Bayne and Vicki Bayne

**AREA, LAND TYPE, AND LOCATION:**

Sovereign lands in Donner Lake, adjacent to 14084 Southshore Drive, near Truckee, Nevada County.

**AUTHORIZED USE:**

Construction, use, and maintenance of a pier as shown on the attached Exhibit A.

**LEASE TERM:**

Ten years, beginning October 22, 2009.

**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 \$500,000.

Other:

The public will be allowed to pass and re-pass around the landward end of the pier to provide continuous shoreline access to the Public Trust Easement below the high water line at elevation 5,935.8 feet, NGVD (1929) of Donner Lake.

**OTHER PERTINENT INFORMATION:**

1. Applicants own the upland property adjoining the lease premises.
2. Applicants have applied for a Recreational Pier Lease to construct a 54-foot long L-shaped pier with steel pilings and composite decking. Construction will be performed using hand tools with no heavy equipment.

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3. 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.
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 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.

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.

**APPROVALS REQUIRED:**

Town of Truckee  
California Department of Fish and Game  
Lahontan Regional Water Quality Control Board  
U.S. Army Corps of Engineers

**EXHIBIT:**

- A. Site and Location Map

**PERMIT STREAMLINING ACT DEADLINE:**

December 22, 2009

**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

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STRUCTURES; TITLE 2, CALIFORNIA CODE OF REGULATIONS,  
SECTION 2905 (c)(1)

**SIGNIFICANT LANDS INVENTORY FINDING:**

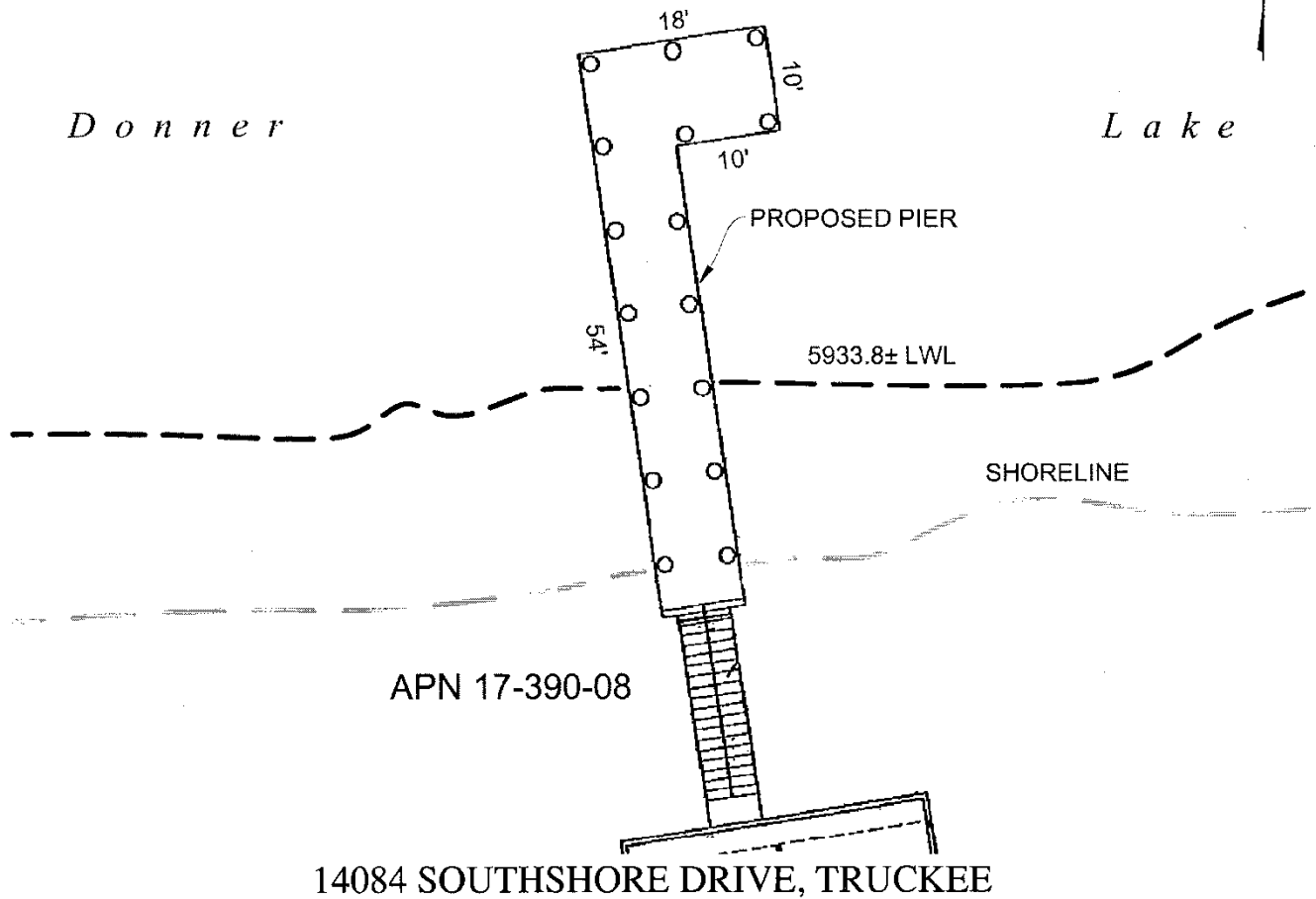
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE  
CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE  
LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370,  
ET SEQ.

**AUTHORIZATION:**

AUTHORIZE ISSUANCE OF A TEN-YEAR RECREATIONAL PIER  
LEASE TO SCOTT A. DONDELINGER, ROXANNE L. DONDELINGER,  
JOHN BAYNE AND VICKI BAYNE BEGINNING OCTOBER 22, 2009,  
FOR THE CONSTRUCTION, USE, AND MAINTENANCE OF A PIER 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.

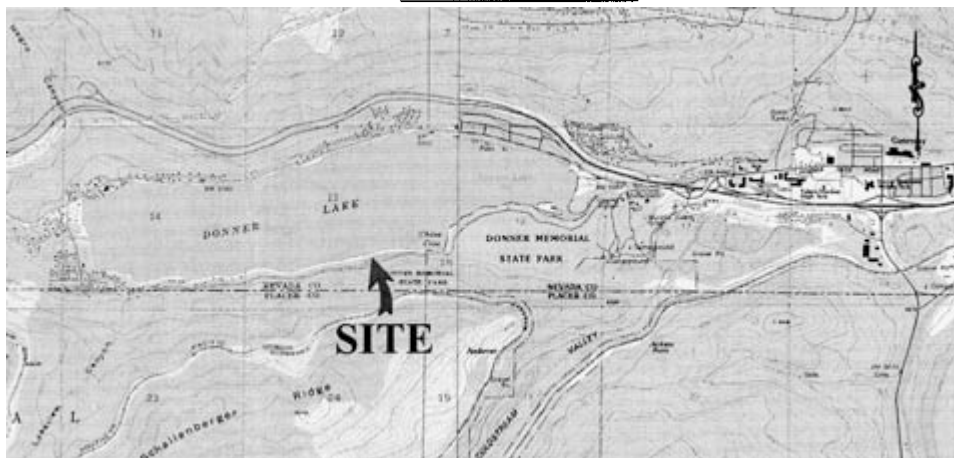
NO SCALE

## SITE



NO SCALE

## LOCATION



MAP SOURCE: USGS QUAD

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.

## **Exhibit A**

W 26351  
DONDELINGER & BAYNE  
APN 17-390-08  
RECREATIONAL PIER LEASE  
NEVADA COUNTY



MJJ 09/09