

CALENDAR ITEM

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6/23/11

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WP 3686.9

R. Boggiano

RECREATIONAL PIER LEASE

APPLICANT:

Adam Farrow

AREA, LAND TYPE, AND LOCATION:

Sovereign land in the Calaveras River, adjacent to 4423 Yacht Harbor Drive, in the city of Stockton, San Joaquin County.

AUTHORIZED USE:

Continued use and maintenance of an existing boathouse, covered main boat dock, side boat dock, floating ramp support, ramp, 14 pilings, and walkway as shown on Exhibit A.

LEASE TERM:

10 years, beginning October 26, 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. Applicant owns the upland property adjoining the lease premises.
2. On April 13, 1999, the Commission authorized a 10-year Recreational Pier Lease to Adam Farrow and Karen Farrow. That lease expired on October 25, 2008. Ownership of the upland property has since transferred to Adam Farrow. The Applicant is now applying for a new Recreational Pier Lease.
3. Applicant qualifies for a Recreational Pier Lease because Applicant is a natural person who owns the littoral land that is improved with a single-family dwelling.

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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 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 which have NOT been identified as possessing significant environmental values pursuant to Public Resources Code section 6370, et seq. However, the Commission has declared that all lands are "significant" by nature of their public ownership (as opposed to "environmentally significant"). Since such declaration of significance is not based upon the requirements and criteria of Public Resources Code section 6370, et seq., use classifications for such lands have not been designated. Therefore, the finding of the project's consistency with the use classification as required by Title 2, California Code of Regulations, section 2954 is not applicable.

EXHIBITS:

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

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the activity is exempt from the requirements of 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).

AUTHORIZATION:

Authorize issuance of a 10-year Recreational Pier Lease to Adam Farrow beginning October 26, 2008, for the continued use and maintenance of an existing boathouse, covered main boat dock, side boat dock, floating ramp support, ramp, 14 pilings, and walkway as shown on Exhibit A attached and by this reference made a part hereof; no monetary consideration

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pursuant to Public Resources Code section 6503.5; and liability insurance in the amount of no less than \$500,000.