

**CALENDAR ITEM  
C12**

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S 3

06/23/11  
WP 8212.9  
C. Hudson

**RECREATIONAL PIER LEASE**

**APPLICANT:**

Sidney J. Hendricks

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

Sovereign land in the Petaluma River, adjacent to 6614 Lakeville Road, near the city of Petaluma, Sonoma County.

**AUTHORIZED USE:**

Continued use and maintenance of an existing walkway, ramp, 17 pilings, and an uncovered floating boat dock previously authorized and an existing boat lift not previously authorized as shown on the attached Exhibit A.

**LEASE TERM:**

10 years, beginning November 1, 2010.

**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 uplands adjoining the lease premises
2. On September 19, 2000, the Commission authorized a Recreational Pier Lease with Sidney J. Hendricks. That lease expired on October 31, 2010. The Applicant is now applying for a new Recreational Pier Lease.
3. A short time after the Commission approved the prior lease in 2000, the Applicant installed a boat lift. The boat lift was not previously authorized by the Commission. However, staff has confirmed with the U.S. Army Corps of Engineers and the San Francisco Bay Conservation and

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Development Commission that no permits were needed for the additional improvement.

4. Applicant qualifies for a Recreational Pier Lease because the Applicant is a natural person who owns the littoral land that is improved with a single-family dwelling.
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 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 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.

**EXHIBIT:**

- A. Site Map and Location

**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).

**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.

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**AUTHORIZATION:**

Authorize issuance of a 10-year Recreational Pier Lease to Sidney J. Hendricks, beginning November 1, 2010, for the continued use and maintenance of an existing walkway, ramp, 17 pilings, and an uncovered floating boat dock previously authorized and an existing boat lift not previously authorized 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.