

**CALENDAR ITEM
C36**

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S 3

04/26/13
PRC 3365.1
N. Lavoie

GENERAL LEASE – RECREATIONAL USE

APPLICANTS:

Patrick T. Beckley and Lynn Marie Beckley, Trustees of the Beckley Family Trust

AREA, LAND TYPE, AND LOCATION:

Sovereign land in Georgiana Slough, adjacent to 409 West Willow Tree Lane, near the city of Isleton, Sacramento County.

AUTHORIZED USE:

Continued use and maintenance of an existing uncovered floating single-berth boat dock, four pilings, ramp, and walkway.

LEASE TERM:

10 years, beginning September 5, 2012.

CONSIDERATION:

\$137 per year, with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

SPECIFIC LEASE PROVISIONS:

Liability insurance with coverage of no less than \$1,000,000.

OTHER PERTINENT INFORMATION:

1. Applicants own the upland adjoining the lease premises.
2. On September 17, 2001, the Commission authorized a 10-year Recreational Pier Lease to Patrick Beckley, Trustee of the Patrick Beckley Trust. That lease expired on March 24, 2011. On September 5, 2012, the upland property was transferred to Patrick T. Beckley and Lynn Marie Beckley, Trustees of the Beckley Family Trust. The Applicants are now applying for a new General Lease – Recreational Use.
3. The staff recommends that the Commission find that this activity is exempt from the requirements of the California Environmental Quality Act (CEQA)

CALENDAR ITEM NO. **C36** (CONT'D)

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.

4. 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 California Code of Regulations, Title 2, section 2954 is not applicable.

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).

AUTHORIZATION:

Authorize issuance of a General Lease – Recreational Use to Patrick T. Beckley and Lynn Marie Beckley, Trustees of the Beckley Family Trust, beginning September 5, 2012, for a term of 10 years, for the continued use and maintenance of an existing uncovered floating single-berth boat dock, four pilings, ramp, and walkway as described in Exhibit A and shown on Exhibit B (for reference purposes only) attached and by this reference made a part hereof; annual rent in the amount of \$137 per year, with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease; liability insurance in the amount of no less than \$1,000,000.

EXHIBIT A

PRC 3365.1

LAND DESCRIPTION

A parcel of tide and submerged land situate on the right bank of the Georgiana Slough, lying adjacent to Swamp and Overflow Survey 943, patented April 14, 1873, County of Sacramento, State of California, and more particularly described as follows:

All those lands underlying an existing uncovered floating single-berth boat dock, ramp, and walkway adjacent to that parcel as described in that Quit Claim Deed recorded July 8, 1994 as Document 1994-0559, of Official Records of said County.

TOGETHER WITH a 10 foot impact area.

EXCEPTING THEREFROM any portion lying landward of the Ordinary High Water Mark of the left bank of the Georgiana Slough.

Accompanying plat is hereby made a part of this description.

END OF DESCRIPTION

Prepared February 27, 2013 by the California State Lands Commission Boundary Unit.



Georgiana Slough

Flow →

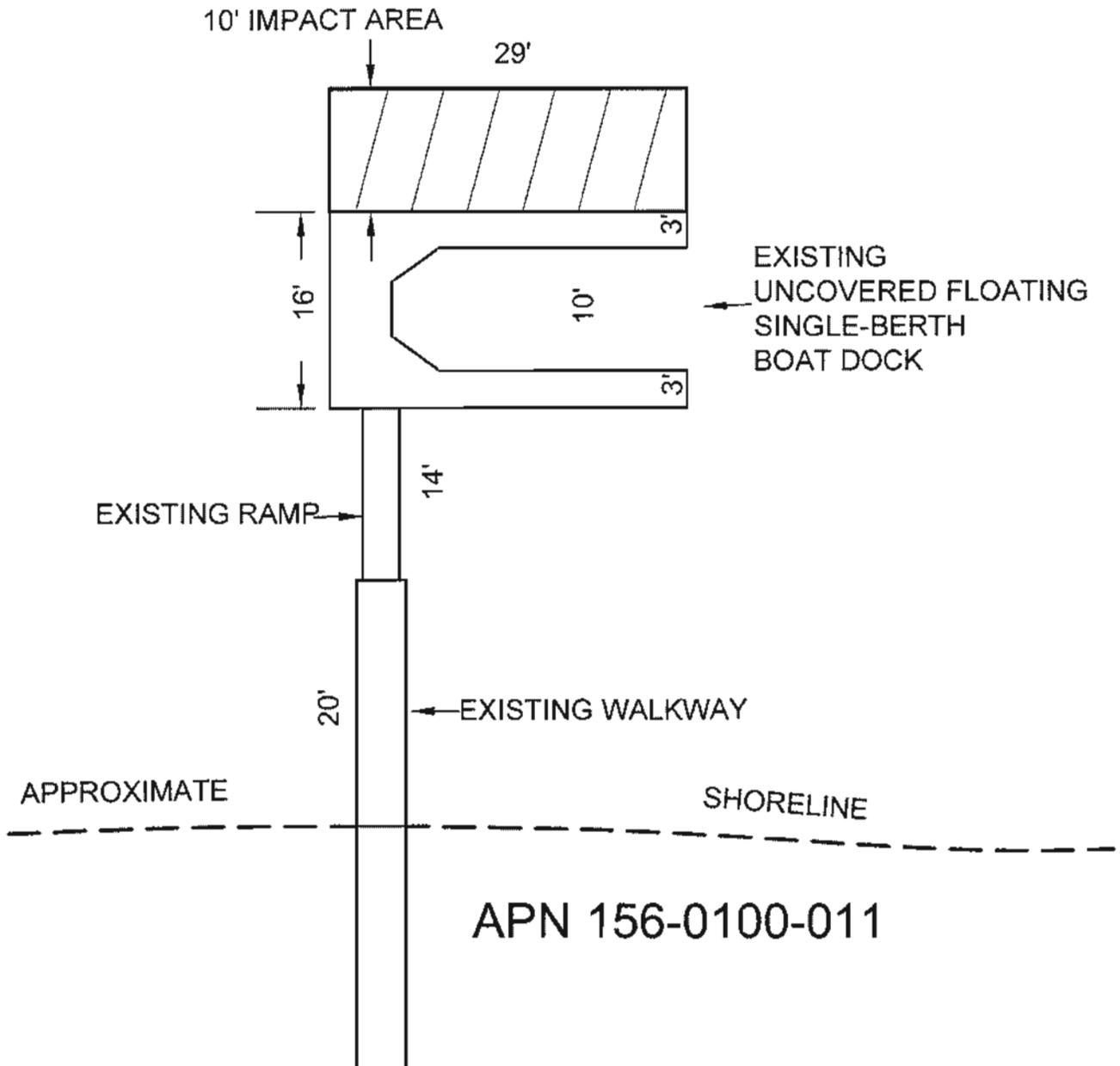


EXHIBIT A

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LAND DESCRIPTION PLAT
PRC 3365.1, BECKLEY FAMILY TRUST
SACRAMENTO COUNTY

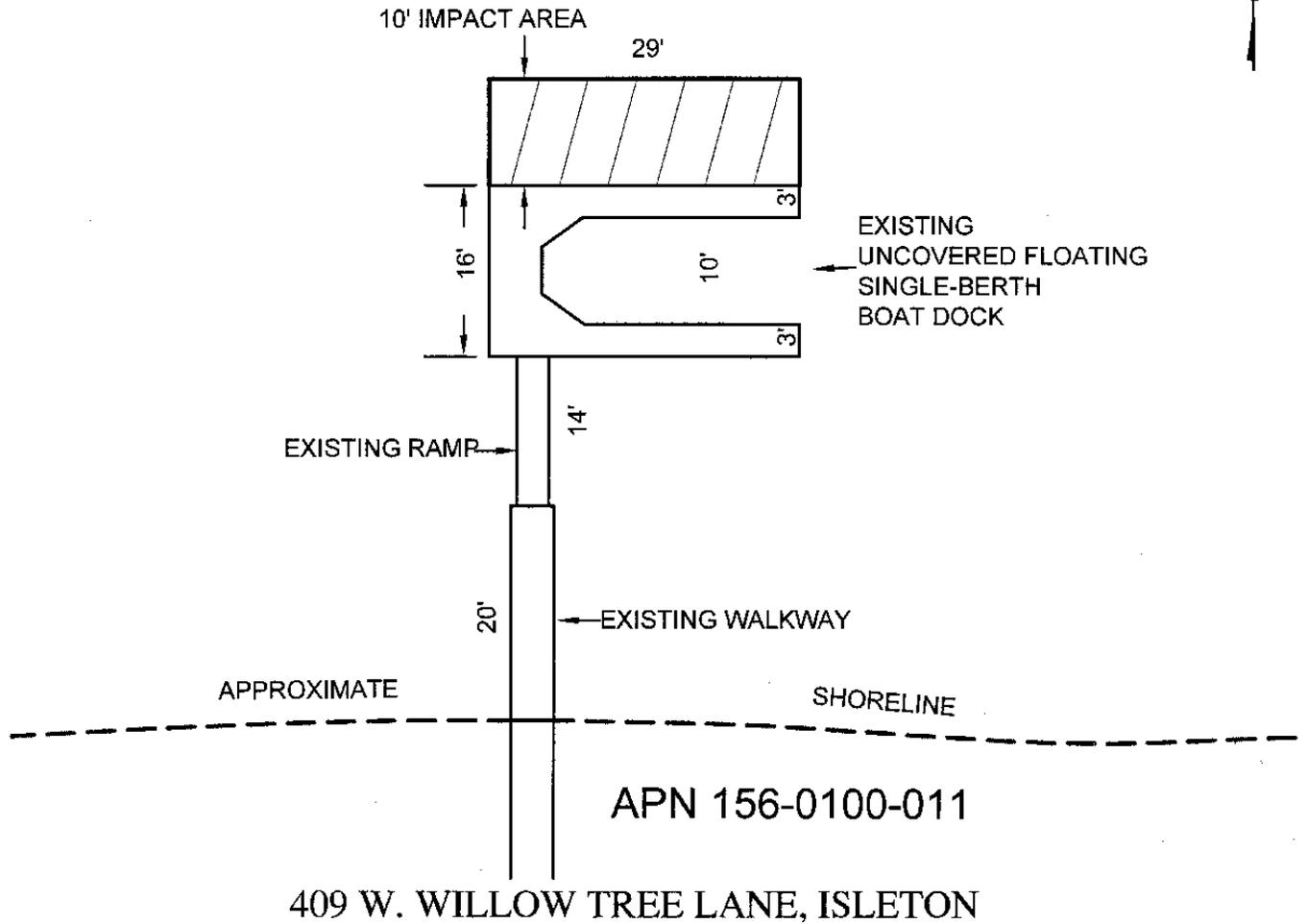
CALIFORNIA STATE
LANDS COMMISSION



NO SCALE

SITE

Georgiana Slough Flow →



NO SCALE

LOCATION

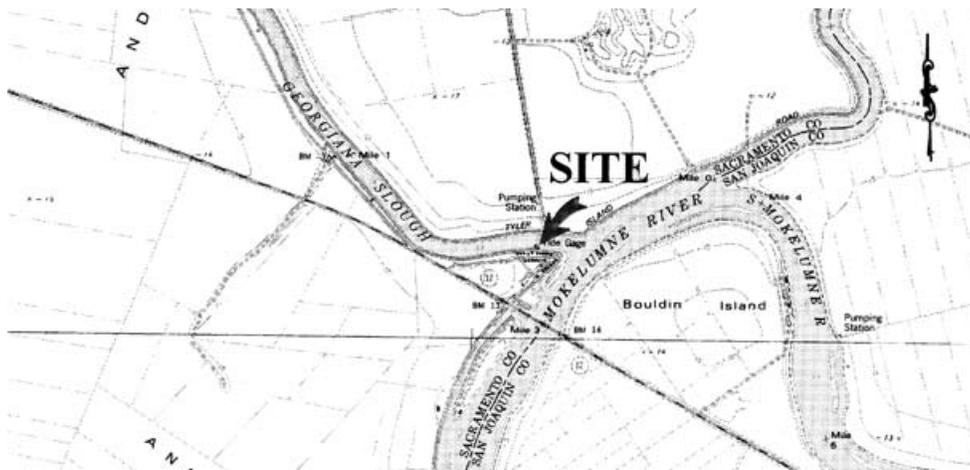


Exhibit B

BECKLEY FAMILY TRUST
 PRC 3365.1
 APN 156-0100-011
 GENERAL LEASE -
 RECREATIONAL USE
 SACRAMENTO COUNTY



MJJ 02/27/13

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.