

MINUTE ITEM

Time of meeting No. C6
to 0 acres 10/24/85
meeting, 7

CALENDAR ITEM

C 0 6

10/24/85
WP 4178 PRC 4178
Gordon

S 1

AMENDMENT OF GENERAL PERMIT -
RECREATIONAL USE, PRC 4178

APPLICANT: Tri-Pacific, Inc.
c/o Robert Mills
404C Maranne
Lafayette, California 94549

AREA, TYPE LAND AND LOCATION:
A 0.039-acre parcel and a 0.029-acre circular
parcel, 40 feet in diameter, all on submerged
land in Lake Tahoe near Tahoma, Placer County.

LAND USE: Reconstruction and maintenance of a pier and
maintenance of an existing mooring buoy
utilized for recreational boating.

TERMS OF ORIGINAL PERMIT:

Initial period: Ten years beginning
November 1, 1983.

Public liability insurance: Combined single
limit coverage of \$100,000.

Consideration: \$160 per annum; five-year
rent review.

Special: 1. The permit is conditioned
on Permittee's conformance
with the California and the
Tahoe Regional Planning
Agencies' Shorezone
Ordinances.

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2. The permit is conditioned on the authorization and consent of County of Placer for any of the subject facilities found to be on or adjacent to its land.

3. The permit conforms to the Lyon/Fogerty decision.

TERMS OF THE PROPOSED AMENDMENT:

Initial period: Ten years beginning November 1, 1983.

Public liability insurance: Combined single limit coverage of \$500,000.

Special:

1. The amendment increases the area of use, annual rental, and liability insurance coverage.

2. The amendment restricts residential use of the facilities.

3. The amendment conditions the permit on Permittee's conformance with the Tahoe Regional Planning Agency's Shorezone Ordinance.

4. All other terms and conditions of the permit remain in full force and effect.

CONSIDERATION: \$203.90 per annum; with the State reserving the right to fix a different rental on each fifth anniversary of the permit.

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Adm. Code 2003.

APPLICANT STATUS:

Applicant is owner of upland.

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PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee has been received.

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884: 01/30/86.

OTHER PERTINENT INFORMATION:

1. Applicant proposes to alter the pier's original shape and design. The activity is not subject to the present moratorium at Lake Tahoe. This is not a new construction project.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorical exempt project. The project is exempt under Class 1, Existing Facility, 14 Cal. Adm. Code 15301(e)(1).

Authority: P.R.C. 21084 and 14 Cal. Adm. Code 15300.

3. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 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:

United States Army Corps of Engineers,
California Department of Fish and Game,
Lahontan Regional Water Quality Control Board,
and County of Placer.

FURTHER APPROVALS REQUIRED:

Tahoe Regional Planning Agency.

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EXHIBITS: A. Land Description.
 B. Location Map

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 1, EXISTING FACILITY, 14 CAL. ADM. CODE 15301(e)(1).
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
3. AUTHORIZE THE AMENDMENT OF GENERAL PERMIT - RECREATIONAL USE, PRC 4178, EFFECTIVE NOVEMBER 1, 1985, TO ALTER THE SHAPE AND DESIGN OF A PIER; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$203.90, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; AND WITH PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$500,000; FOR RECONSTRUCTION AND MAINTENANCE OF A PIER AND MAINTENANCE OF A MOORING BUOY ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

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EXHIBIT "A"

LAND DESCRIPTION

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Two parcels of submerged land in the bed of Lake Tahoe, Placer County, California, said parcels being described as follows:

PARCEL 1 - Pier

All that land lying immediately beneath a pier TOGETHER WITH a necessary use area extending 10 feet from the extremities of said pier, said pier being adjacent to and northerly of the land described in the Grant Deed recorded October 17, 1983 in Book 2632, Page 640, Official Records of Placer County.

EXCEPTING THEREFROM any portion lying landward of the ordinary low water mark of Lake Tahoe.

PARCEL 2 - Buoy

A circular parcel of submerged land 40 feet in diameter, adjacent to and northerly of above described Parcel 1.

END OF DESCRIPTION

REVISED JULY 29, 1985, BY BOUNDARY SERVICES UNIT, M.L. SHAFER, SUPERVISOR.

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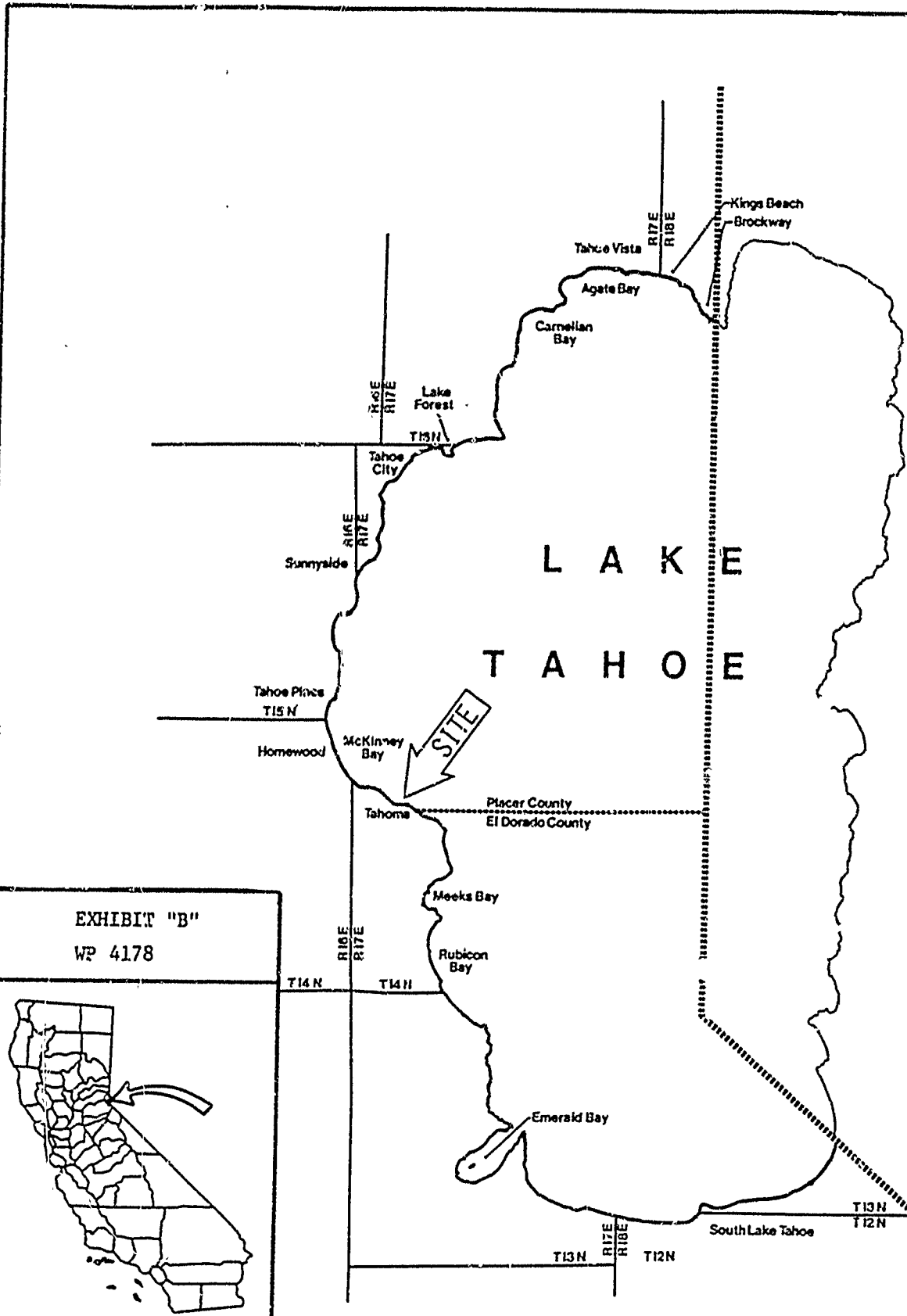


EXHIBIT "B"
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