MINUTE ITEM

This Calendar Item No. C7 was approved as Minute Item No. 7 by the State Lands Commission by a vote of 2 to 0 at its 1/25/79 meeting.

CALENDAR ITEM

C7.

1/79
W 8685
Gordon
PRC 4268

GENERAL PERMIT
RECREATIONAL USE

APPLICANT: Tahoe Meadows
c/o Edward B. Roessler
68 College Park
Davis, California 95616

AREA, TYPE LAND AND LOCATION:
A 0.053 acre parcel, a 0.041 acre parcel and a 0.562 acre parcel, composing an aggregate area of 0.656 acre, all on submerged lands in Lake Tahoe at South Lake Tahoe, El Dorado County.

LAND USE: Maintenance of 2 existing piers and 1 swim area utilized for multiple-use recreational boating and swimming.

TERMS OF PROPOSED PERMIT:

Initial period: 15 years from April 11, 1978.

Public liability insurance: $600,000 per occurrence for bodily injury and $100,000 for property damage, or combined single limit coverage of $700,000.

Special:

1. The permit is conditioned on permittee's conformance with the Tahoe Regional Planning Agency's Shorezone Ordinance.

2. The permit is entered into by all parties without prejudice to their respective claims of boundary.

CONSIDERATION: Swim area: $380 per annum; Piers: The public use and benefit, pursuant to P.R.C. 6503, with the State reserving the right to fix a different rental on each fifth anniversary of the permit.

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BASIS FOR CONSIDERATION:
2 Cal. Adm. Code 2005.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is owner of upland.

Filing fee has been received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 & 2.

B. Cal. Adm. Code: Title 2, Div. 3.

OTHER PERTINENT INFORMATION:
1. The subject facilities are utilized by members of Tahoe Meadows, a nonprofit corporation formed to promote social activities among its members.

2. An EIR is not required This transaction is within the purview of 2 Cal. Adm. Code 2907, Class 1(B), which exempts an existing structure or facility that is in an acceptable state of repair and there is no evidence of record to show injury to adjacent property, shoreline erosion, or other types of environmental degradation.

3. This project is situated on State land identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category, Class B, which authorizes Limited Use.

   Staff review indicates that there will be no significant effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.

APPROVALS REQUIRED AND OBTAINED:
This facility is subject to the jurisdiction of the Tahoe Regional Planning Agency, United States Army Corps of Engineers, California Department of Fish and Game,

Lahontan Regional Water Quality Control Board, and the County of El Dorado. The proposed permit is conditioned on the approval of all agencies having jurisdiction.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.

2. FIND THAT GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE P.R.C.

3. AUTHORIZE ISSUANCE TO TAHOE MEADOWS OF A 15-YEAR GENERAL PERMIT - RECREATIONAL USE FROM APRIL 11, 1978; IN CONSIDERATION OF $380 PER ANNUM FOR A SWIM AREA AND PURSUANT TO P.R.C. 6503, THE PUBLIC USE AND BENEFIT FOR 2 PIERS; WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; AND WITH PROVISION OF PUBLIC LIABILITY IN AMOUNTS OF $600,000 PER OCCURRENCE FOR BODILY INJURY AND $100,000 FOR PROPERTY DAMAGE, OR COMBINED SINGLE LIMIT COVERAGE OF $700,000; FOR MAINTENANCE OF 2 EXISTING PIERS AND 1 SWIM AREA UTILIZED FOR MULTIPLE-USE RECREATIONAL BOATING AND SWIMMING ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

W 8685

Two parcels of submerged land in the State owned bed of Lake Tahoe, El Dorado County, California.

PARCEL 1 -- Pier

Said parcel being a strip of land immediately beneath and extending ten (10) feet on all sides of an existing pier, said parcel further being described as being adjacent to Lot 1, Block Q, Lakeshore Manor Subdivision.

EXCEPTING THEREFROM that portion lying landward of the ordinary high water mark.

PARCEL 2 -- Pier and Swim Area

Said parcel being a strip of land immediately beneath and extending ten (10) feet on all sides of an existing pier, TOGETHER WITH a 100 foot wide strip, for swimming, that extends 165 feet northwesterly of the waterward end of said pier, said parcel further being described as being adjacent to Lot 1, Block P, Lakeshore Manor Subdivision.

EXCEPTING THEREFROM that portion lying landward of the ordinary high water mark.

END OF DESCRIPTION

Prepared John K. Glesing Checked H. H. Kunnecke

Reviewed D. Brittenden Date 4/8/76

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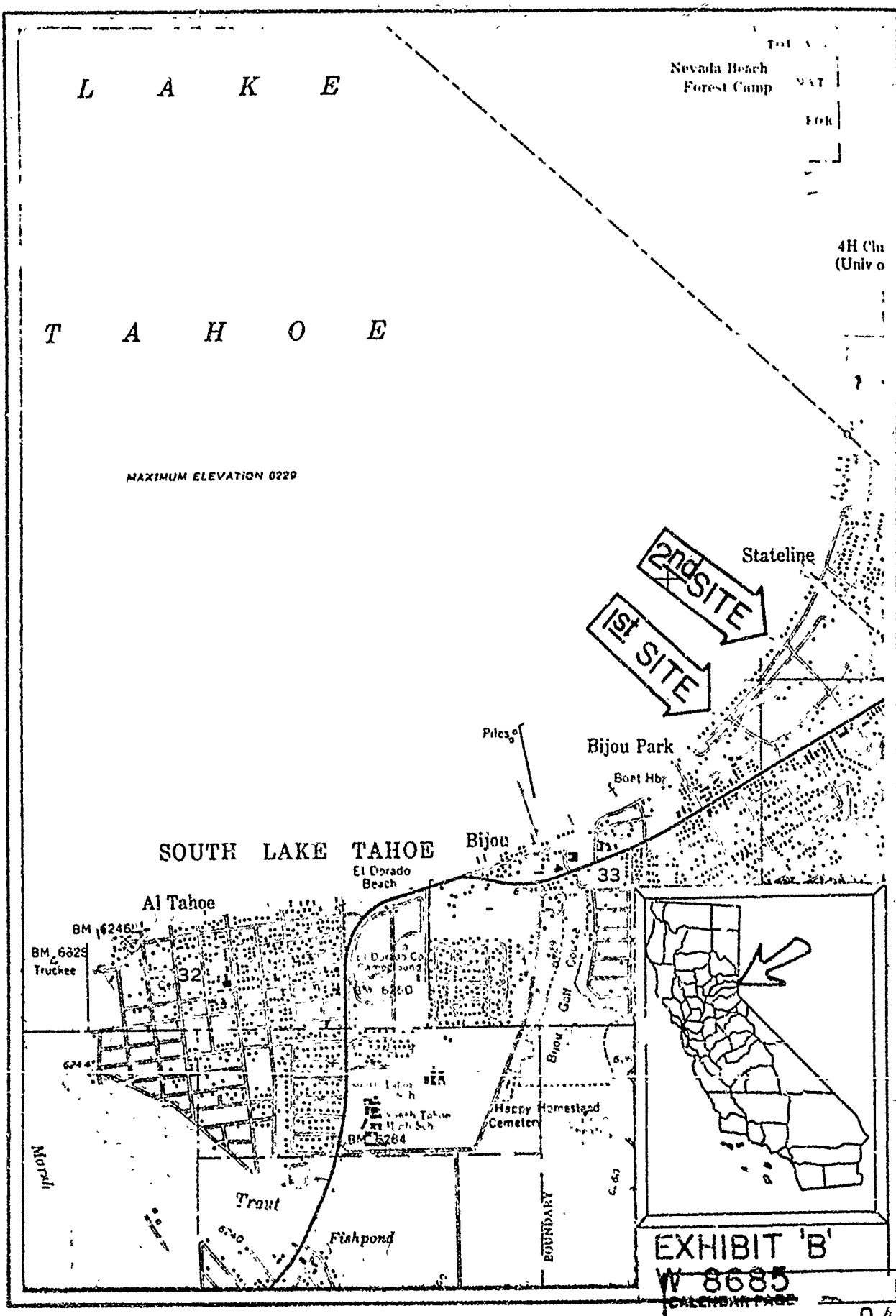

EXHIBIT 'B'

W 8685

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