MINUTE ITEM

This Calendar Item No. C13. was approved as Minute Item No. 13 by the State Lands Commission by a vote of 3 to 0 at its 9-26-79 meeting.

CALENDAR ITEM

C13.

GENERAL PERMIT
RECREATIONAL USE

9/79
WP 4305
Anderson

PRC 4305

APPLICANT: John F. and Genette Whisenhunt
1629 13th Avenue
Sacramento, California 95818

AREA, TYPE LAND AND LOCATION:
A 0.0083 acre (360 square feet) parcel of submerged land in Lake Tahoe, Placer County.

LAND USE: Maintenance of an existing pier for recreational use.

TERMS OF PROPOSED PERMIT:

Initial period: 5 years from December 27, 1978.

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

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

BASIS FOR CONSIDERATION:
$30 fixed rental for this type of permit.

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

Filing fee and first year's rental have 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. An EIR is not required. This transaction is within the purview of 2 Cal. Adm.

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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. Maintenance of existing recreational piers is not subject to the Commission's moratorium on leasing at Lake Tahoe.

2. 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.

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 JOHN F. AND GENETTE WHISENHUNT OF A 5-YEAR GENERAL PERMIT - RECREATIONAL USE FROM DECEMBER 27, 1978, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF $30, PROVISION OF PUBLIC LIABILITY INSURANCE IN THE AMOUNT OF $100,000 FOR COMBINED SINGLE LIMIT COVERAGE FOR THE MAINTENANCE OF AN EXISTING PIER FOR RECREATIONAL USE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

WP 4305

A parcel of submerged land in the State owned bed of Lake Tahoe, Placer County, California, said parcel is immediately beneath and extends ten (10) feet on all sides from an existing pier and is adjacent to the following described land:

Lot 9, Block 8, as designated on the Official Map of Cedar Flat Subdivision filed October 14, 1965, in Book "H" of Maps, Page 82, Placer County Recorder's Office.

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

END OF DESCRIPTION

Prepared [signature] Checked [signature]

Reviewed [signature] Date 12/16/75

LICENSED LAND SURVEYOR
DONALD BRITTNACHER
NO. LS 3817
STATE OF CALIFORNIA

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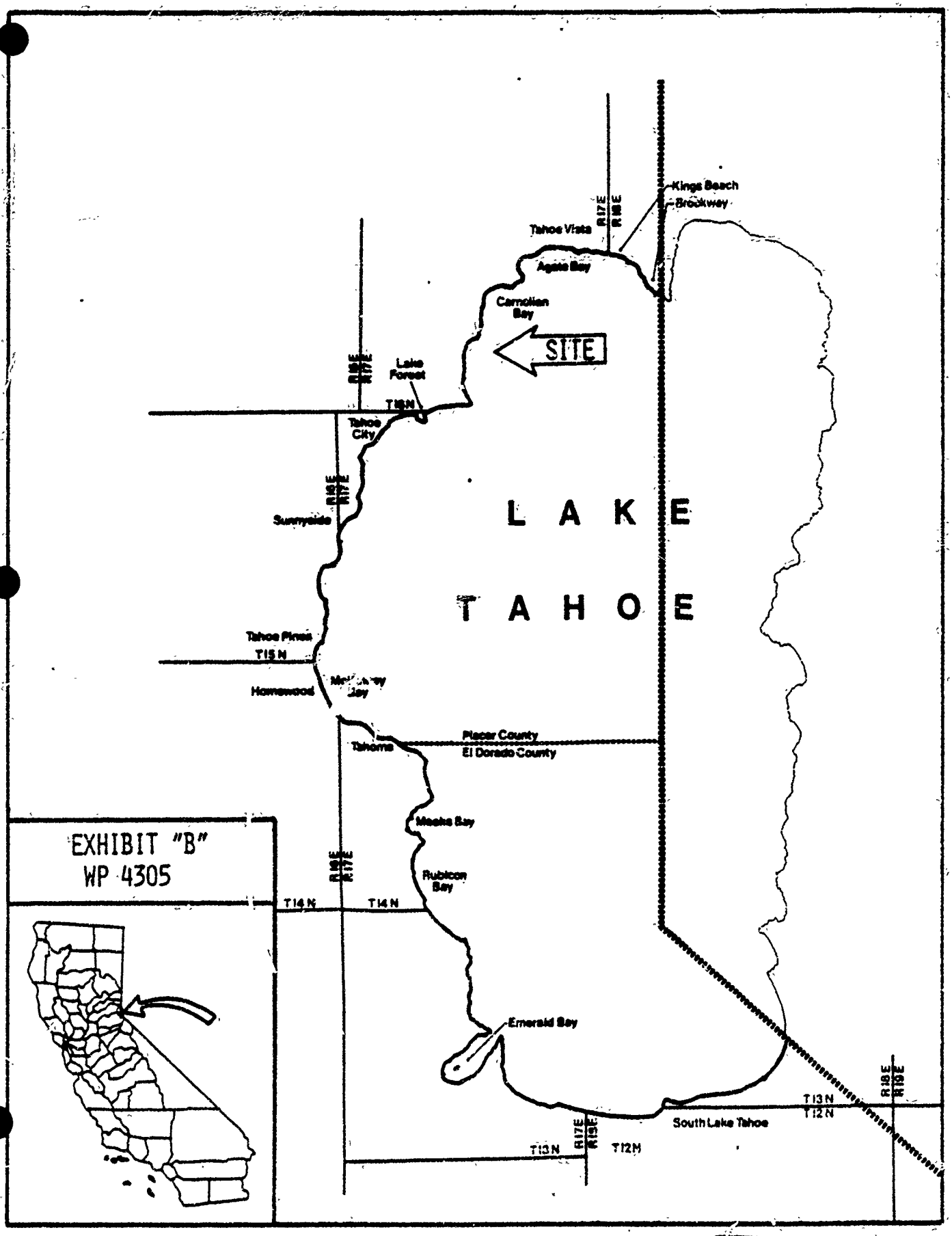

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