

MINUTE ITEM

This Calendar Item No. C2
was approved as Minute Item
No. 2 by the State Lands
Commission by a vote of 3
to 0 at its 1/31/85
meeting.

CALENDAR ITEM

A 7

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C02

01/31/85
WP 3346
PRC 3346
Omand

GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Kelly Properties
235 Laurel Grove Avenue
Kentfield, California 94904

AREA, TYPE LAND AND LOCATION:
A 0.057 parcel of submerged land in Lake Tahoe,
Placer County.

LAND USE: An existing pier and boathouse for private
recreational use.

TERMS OF PERMIT:

Initial period: Ten years beginning
November 21, 1984.

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

CONSIDERATION: \$223 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.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fee and first year's rental have 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: N/A.

CALENDAR ITEM NO. C 0 2 (CONT'D)

OTHER PERTINENT INFORMATION:

1. 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 Facilities, 2 Cal. Adm. Code 2905(a)(2).

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 Cal. Adm. Code 2905.

2. 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.
3. The Commission, at its meeting on November 27, 1978, suspended all leasing for new construction at Lake Tahoe, except for mooring buoys in designated areas. This action was taken pending completion of an EIR which addresses the cumulative impact of continued construction in Lake Tahoe. The subject application is for the continued use of an existing pier and bathhouse and, therefore, is not subject to the Commission's suspension of leasing activities for new construction.
4. Permits covering structures in Lake Tahoe will include a condition subsequent that, if any structure authorized is found to be in nonconformance with the Tahoe Regional Planning Agency's Shorezone ordinance, and if any alterations, repairs, or removal required pursuant to said ordinance are not accomplished within the designated time period, then the permit will be automatically terminated, effective upon notice by the State and the site shall be cleared pursuant to the terms thereof.

CALENDAR ITEM NO 02 (CONT'D)

APPROVALS OBTAINED:

This pier and boathouse have been in existence for many years and no approvals are needed.

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 FACILITIES, 2 CAL. ADM. CODE 2905(a)(2).
2. AUTHORIZE ISSUANCE TO KELLY PROPERTIES OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING NOVEMBER 21, 1984; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$223, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$100,000; FOR THE MAINTENANCE OF AN EXISTING PIER AND BOATHOUSE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 3346

A parcel of submerged land in the bed of Lake Tahoe, Placer County, California, described as follows:

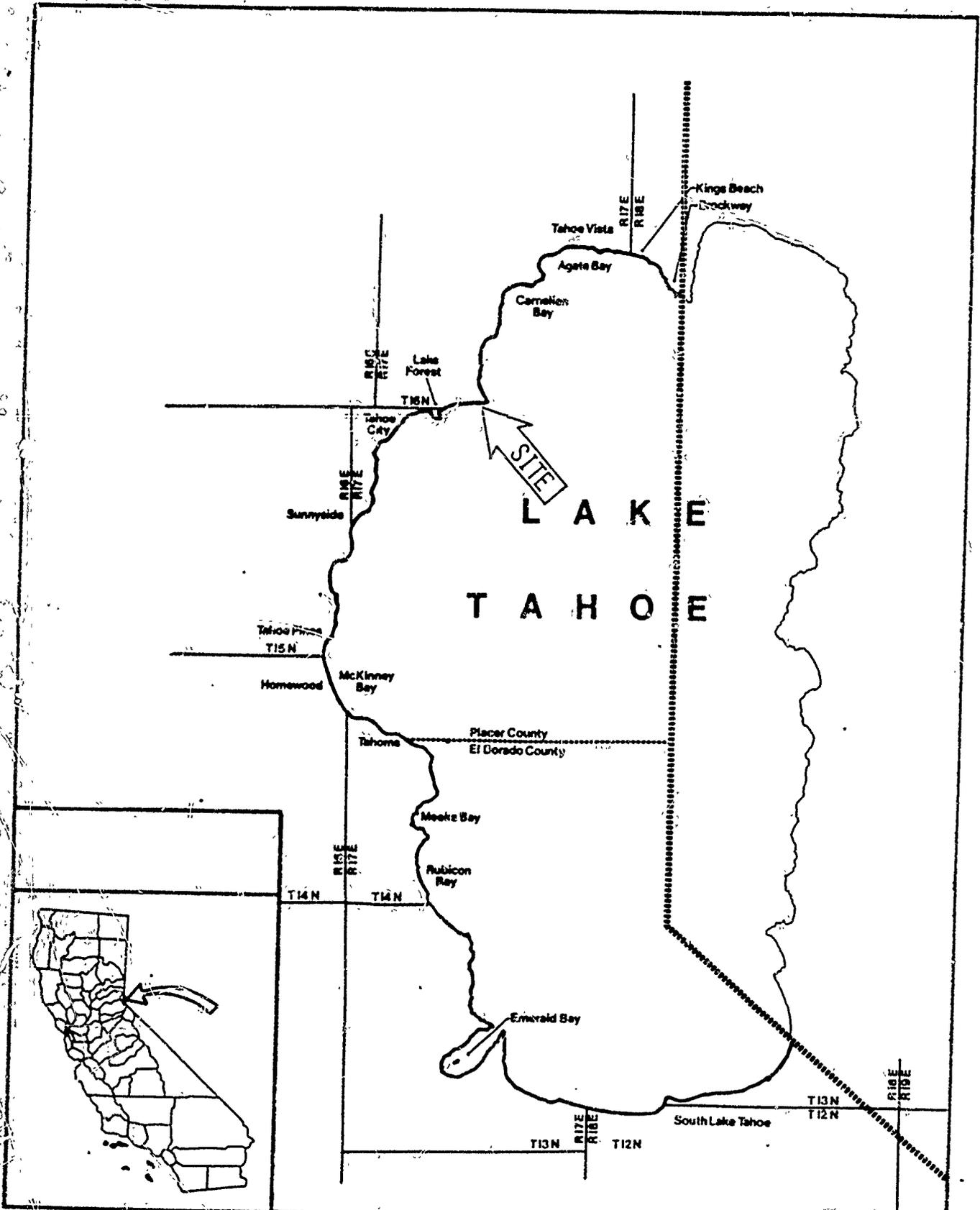
All that land lying immediately beneath a pier and boathouse TOGETHER WITH a necessary use area extending 10 feet from the extremities of said pier and boathouse, said pier and boathouse being adjacent to Lot 55, as shown on the map entitled "Dollar Point Unit No. 1" filed for record April 14, 1960, in Book F of Maps, Page 73, Placer County Records.

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

END OF DESCRIPTION

PREPARED JULY 16, 1984 BY BOUNDARY AND TITLE UNIT

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