

MINUTE ITEM

This Calendar Item No. C18
was approved as Minute Item
No. 18 by the State Lands
Commission by a vote of 3
to 0 at its 1/31/85
meeting.

CALENDAR ITEM

C18

01/31/85
WP 1710 ERC 1710
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ASSIGNMENT OF GENERAL PERMIT - RECREATIONAL USE

ASSIGNOR: John Rufus McManus
P. O. Box F
Truckee, California 95734

ASSIGNEE: Tahoe Marina Development, Inc.
567 West 4th Street
Reno, Nevada 89503

AREA, TYPE LAND AND LOCATION:
An 0.052-acre parcel and an 0.029-acre circular
parcel, all submerged land in Lake Tahoe at
Carnelian Bay, Placer County.

LAND USE: Maintenance of one existing pier and one
existing mooring buoy utilized for multiple-use
noncommercial boating.

TERMS OF ORIGINAL PERMIT:

Initial period: 15 years beginning
October 12, 1977.

Public liability insurance: \$500,000 per
occurrence for bodily injury
and \$50,000.

Consideration: \$231 per annum for the pier
only; five-year rent review.

TERMS OF AMENDED PERMIT:

Initial period: 15 years beginning
October 12, 1977.

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Public liability insurance: Combined single limit coverage of \$1,000,000 per occurrence for bodily injury and property damage.

- Special:
1. The amendment authorized one existing mooring buoy, increased the area of use, increased the public liability insurance coverage, conditioned the permit on permittee's conformance with the Shorezone Ordinances of California Tahoe Regional Planning Agency and Tahoe Regional Planning Agency and conformed the permit to the Lyon/Fogerty decision.
 2. All other terms and conditions of the permit remained in full force and effect.

CONSIDERATION: As to the pier: \$202.68 per annum.

As to the buoy: \$50 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 processing costs 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.

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OTHER PERTINENT INFORMATION:

1. This transaction is occasioned by the conveyance of Assignor's interest in the littoral real property to Assignee. The subject facilities are utilized to accommodate applicant's tenants and guests. The upland is occupied by a total of six residential units located in two two-story apartment buildings. In addition to upland use, the pier is also available for general public use.
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 because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: P.R.C. 21065 and 14 Cal. Adm. Code 15378.

3. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. but will not affect those significant lands.
4. The Commission at its meeting on November 27, 1976, 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 of piers in Lake Tahoe. This activity is not subject to the Commission's suspension of leasing activities for new construction.

APPROVALS OBTAINED:

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 Placer.

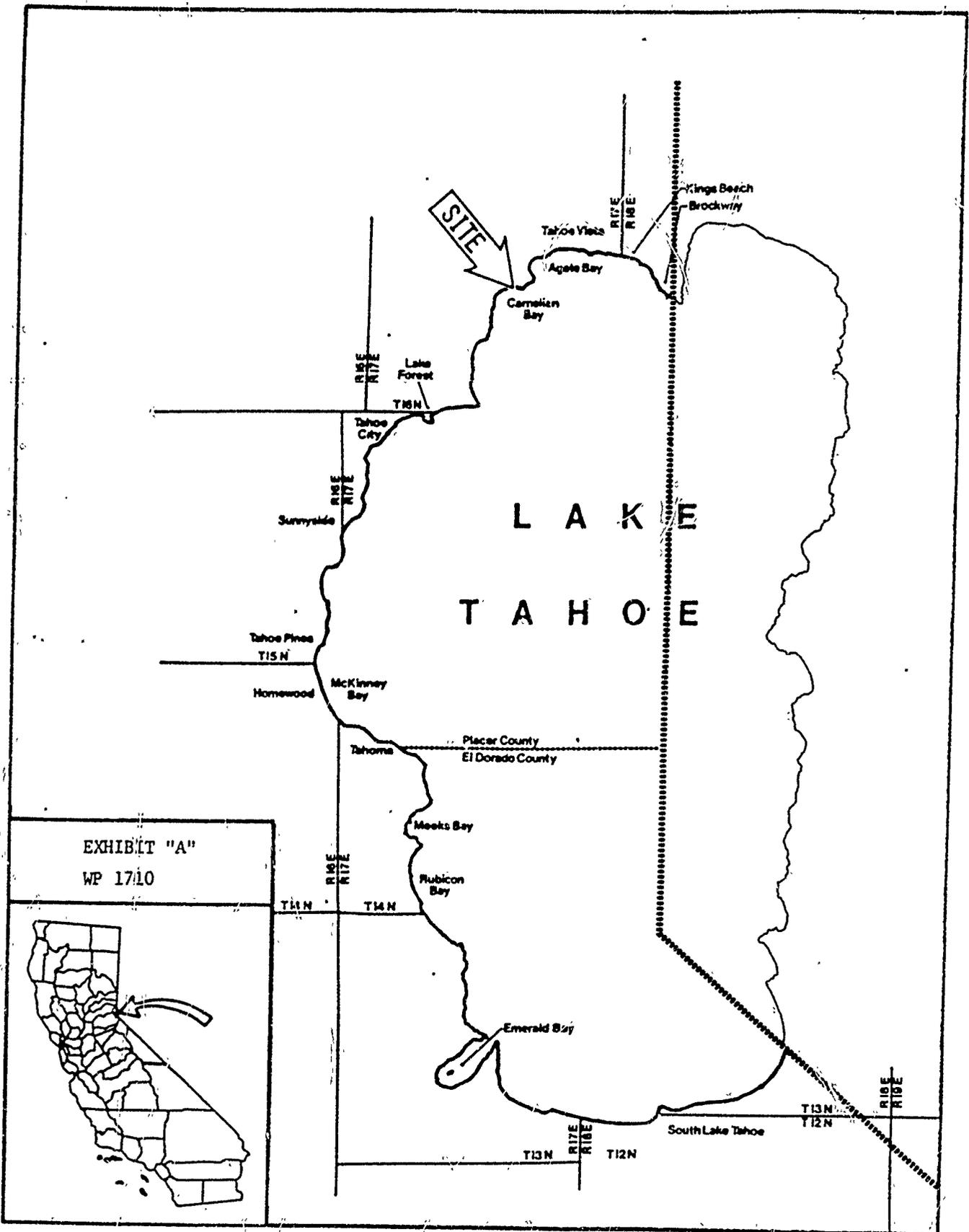
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FURTHER APPROVALS REQUIRED:
None.

EXHIBIT: A. 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 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. ADM. CODE 15378.
2. FIND THAT THIS ACTIVITY WILL INVOLVE LANDS IDENTIFIED AS POSSESSING SIGNIFICANT ENVIRONMENTAL VALUES PURSUANT TO P.R.C. 6370, ET SEQ., BUT THAT SUCH ACTIVITY WILL HAVE NO DIRECT OR INDIRECT EFFECT ON SUCH LANDS.
3. APPROVE, EFFECTIVE JANUARY 31, 1985, THE ASSIGNMENT OF GENERAL PERMIT - RECREATIONAL USE, PRC 1710.1, COVERING MAINTENANCE OF ONE PIER AND ONE BUOY UTILIZED FOR MULTIPLE - USE NONCOMMERCIAL BOATING, FROM JOHN RUFUS MCMANUS TO TAHOE MARINA DEVELOPMENT, INC.



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