

MINUTE ITEM
PLC 0.037-acre parcel C16
was approved by the Board of Supervisors
No. 16. The State Lands
Commission by a vote of 2
to 0 at its 8/29/85
meeting.

CALENDAR ITEM

C 16

08/29/85
WP 3637 PRC 3637
Gordon

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GENERAL PERMIT - RECREATIONAL USE

APPLICANTS: Loleta M. Smith, John S. Smith and
Dorothy A. Rayner
211 El Bonita Way
Millbrae, California 94030

AREA, TYPE LAND AND LOCATION:
A 0.037-acre parcel and five circular parcels,
each 0.0288-acre with a diameter of 40 feet,
all composing an aggregate of 0.181-acre of
submerged land, located in Lake Tahoe at
Tahoma, Placer County.

LAND USE: Maintenance of one existing pier and five
existing mooring buoys, respectively, utilized
for noncommercial multiple-use recreational
purposes.

TERMS OF PROPOSED PERMIT:

Initial period: 15 years beginning January 3,
1986.

Public liability insurance: Combined single
limit coverage of \$1,000,000.

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

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.

CALENDAR ITEM NO. C16 (CONT'D)

3. The permit is conditioned on any right or interest of other entities, and voidable if permittee is not the littoral owner.

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

CONSIDERATION: \$393.10 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 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: 12/04/85.

OTHER PERTINENT INFORMATION:

1. This is an application to replace PRC 3637 which expires January 2, 1986. Applicant utilizes the facilities as a part of the operation of a motel on the upland known as Tahoe Cedars Lodge.
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 Facilities, 2 Cal. Adm. Code 2905(a)(2).

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

CALENDAR ITEM NO. C 16 (CONT'D)

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 is consistent with its use classification.

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 County of Placer.

FURTHER APPROVALS REQUIRED:

None.

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. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
3. AUTHORIZE ISSUANCE TO LOLITA M. SMITH, JOHN S. SMITH AND DOROTHY A. RAYNER OF A 15-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING JANUARY 3, 1986; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$393.10, 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 \$1,000,000; FOR MAINTENANCE OF ONE EXISTING PIER AND FIVE EXISTING MOORING BUOYS UTILIZED FOR NONCOMMERCIAL MULTIPLE-USE RECREATIONAL PURPOSES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 3637

Six parcels of submerged land in the State owned bed of Lake Tahoe, Placer County, California, lying adjacent to fractional Section 8, T14N, R17 E, M.D.M., and also lying adjacent to that land described as Parcel One and Parcel Two in deed from Lolita M. Smith to Dorothy A. Raynor, recorded in Volume 1477 at pages 585 and 586, Official Records of Placer County, and more particularly described as follows:

PARCEL 1 - Pier

That land lying immediately beneath and extending 10 feet from all sides of an existing pier, adjacent to the northeasterly line of said land described in deed recorded in Volume 1477 at pages 585 and 586.

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

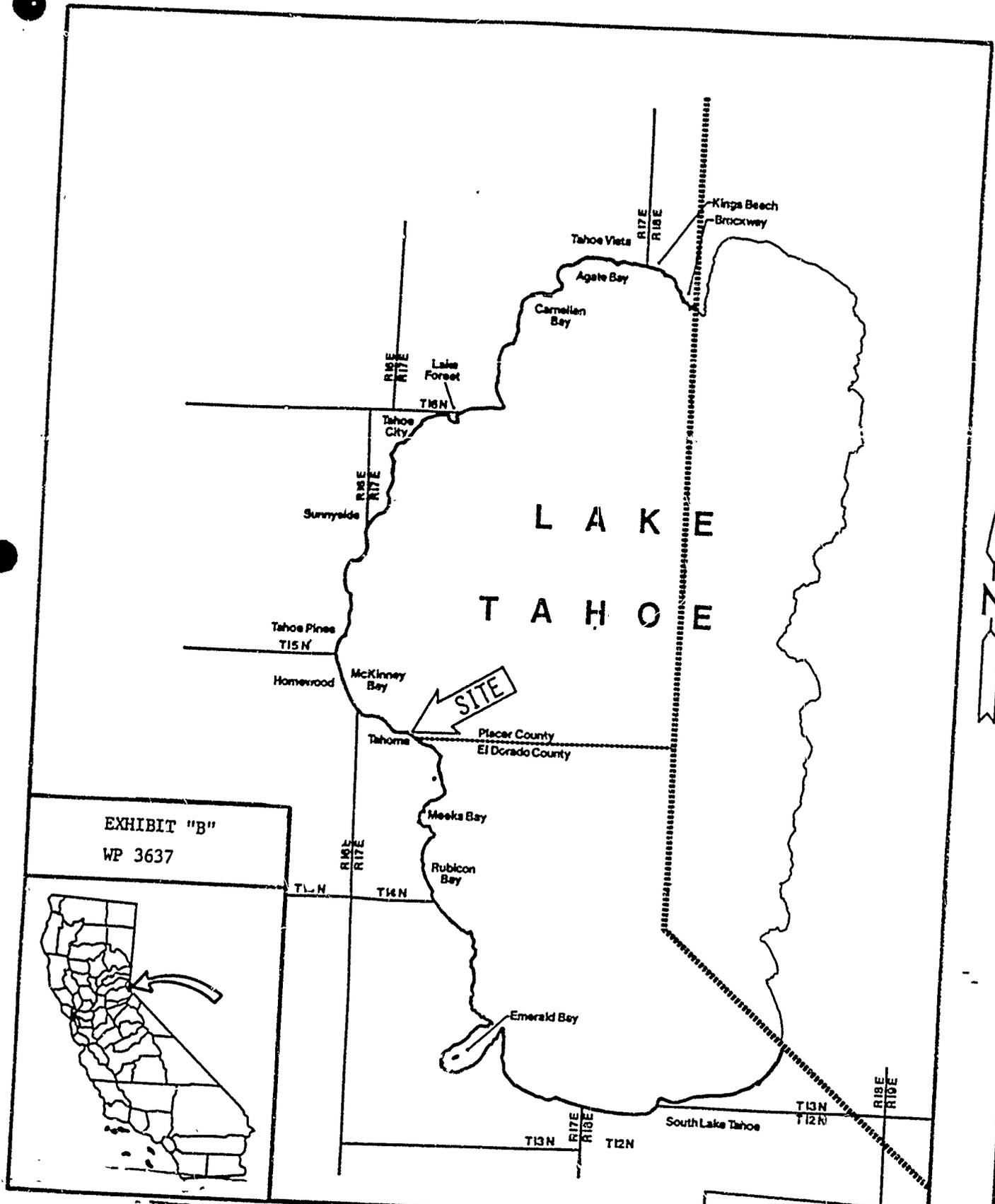
PARCELS 2, 3, 4, 5 and 6 - Buoys (Five distinct parcels; each separately described as follows)

That land within the circumference of a circle having a diameter of 40 feet and lying adjacent to the northeasterly line of said land described in deed recorded in Volume 1477 at pages 585 and 586.

END OF DESCRIPTION

REVIEWED JUNE 14, 1985, BY BOUNDARY SERVICES UNIT, M.L. SHAFER, SUPERVISOR.

CALENDAR PAGE	91
MINUTE PAGE	2372



CALENDAR PAGE 82
MINUTE PAGE 2373