

MINUTE ITEM:  
This Calendar Item No. C9  
was approved as Minute Item  
No. 9 by the State Lands  
Commission by a vote of 2  
to 0 at its 3-2-88  
meeting.

CALENDAR ITEM

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C09

03/02/88  
WF 1710 PRC 1710  
Gordon

ASSIGNMENT OF GENERAL PERMIT - RECREATIONAL USE

ASSIGNOR: Tahoe Marina Development, Inc.  
c/o Jeri Coppa, Trustee  
United States Bankruptcy Court  
300 Booth Street  
Reno, Nevada 89501

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

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

LAND USE: Maintenance of one pier and one 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, for property  
damage.

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

(CALENDAR ITEM NO. 09 CONT'D)

TERMS OF AMENDED PERMIT:

Initial period: 15 years beginning  
October 12, 1977.

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/Forgerly decision.
  2. All other terms and conditions of the permit remained in full force and effect.

CONSIDERATION: As to the pier: \$339.75 per annum.

As to the buoy: \$53 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.

(CALENDAR ITEM NO. C 09 CONT'D)

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.

OTHER PERTINENT INFORMATION:

1. This transaction is occasioned by the conveyance of Assignor's interest in the littoral real property through a Trustee's Deed Upon Sale 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 known as Asparagus Cove. 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.

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.

(CALENDAR ITEM NO. 009 CONT'D)

2. APPROVE, EFFECTIVE NOVEMBER 9, 1987, THE ASSIGNMENT OF GENERAL PERMIT - RECREATIONAL USE, PRC 1710, COVERING MAINTENANCE OF ONE PIER AND ONE BUOY UTILIZED FOR MULTIPLE - USE NONCOMMERCIAL BOATING, FROM TAHOE MARINA DEVELOPMENT, INC. TO JOHN RUFUS McMANUS.

