

MINUTE ITEM
This Calendar Item No. 28
was approved as Minute Item
No. 28 by the State Lands
Commission by a vote of 2
to 0 at its 9/14/88
meeting.

CALENDAR ITEM

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28

09/14/88
WP 6024 PRC 6024
J. Ludlow

APPROVAL OF RECREATIONAL PIER PERMIT

APPLICANT: Kenneth R. Wood
P.O. Box 9848
South Lake Tahoe, California 95731

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

LAND USE: Construction and maintenance of a pier and the
continued use and maintenance of two mooring
buoys.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years beginning September 14,
1988.

CONSIDERATION: Rent-free pursuant to Section 6503.5 of the
P.R.C.

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: 12/12/88.

(Non-substantive revision 4/27/89)

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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 categorically exempt project. The project is exempt under Class 1, Existing Facility (buoys), and Class 3, New Construction of a Small Structure (boatdock).

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 Cal. Adm. Code 2905(a)(2) and (c)(1).

2. In order to determine the other potential trust uses in the area of the proposed project, the staff contacted representatives of the following agencies: TRPA, Department of Fish and Game, County of El Dorado, Tahoe Conservancy and the City of South Lake Tahoe. None of these agencies expressed a concern that the proposed project would have a significant effect on trust uses in the area. The agencies did not identify any trust needs which were not being met by existing facilities in the area. Identified trust uses in this area would include swimming, boating, walking along the beach, and views of the lake.

Within a quarter mile of the site of the proposed project is a public beach (El Dorado Beach) on one side and Truckee Marsh on the other side. These two sites provide public access to the Shore of the lake for view, boating, swimming, environmental protection and other public open space uses. The impact that the proposed project will have is on access along the shore is not significant in that there are numerous other existing piers between it and either of the two public areas. The proposed pier will not have a significant impact on boating along the shore for the same reason.

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3. Staff has determined that the proposed project is not located in an area identified as prime fish habitat, fish spawning area, or a habitat restoration area, identified by the Tahoe Regional Planning Agency and the Department of Fish and Game.
4. 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.
5. All 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.

APPROVALS OBTAINED:

Tahoe Regional Planning Agency
United States Army Corps of Engineers

FURTHER APPROVALS REQUIRED:

Fish and Game.

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 CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITY

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(BUOYS) AND CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURE,
2 CAL. ADM. CODE 2905(a)(2) AND 2305 (c)(1).

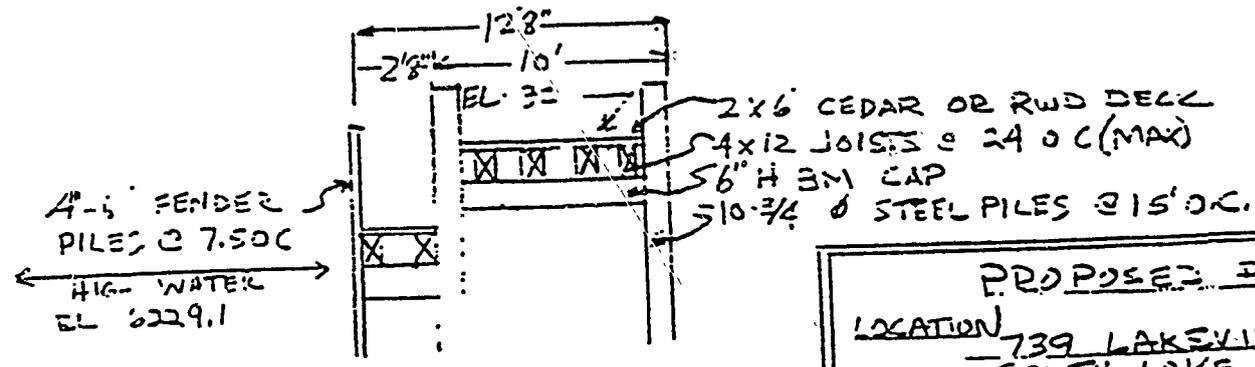
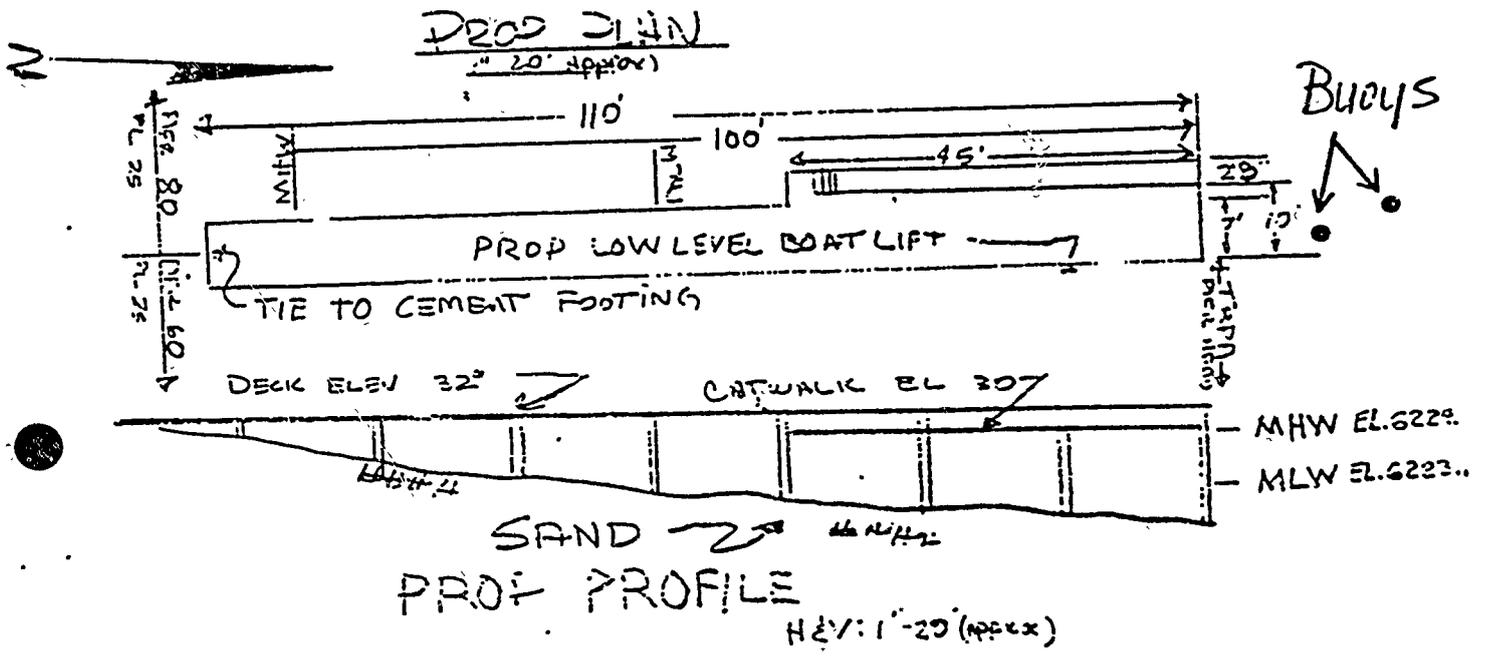
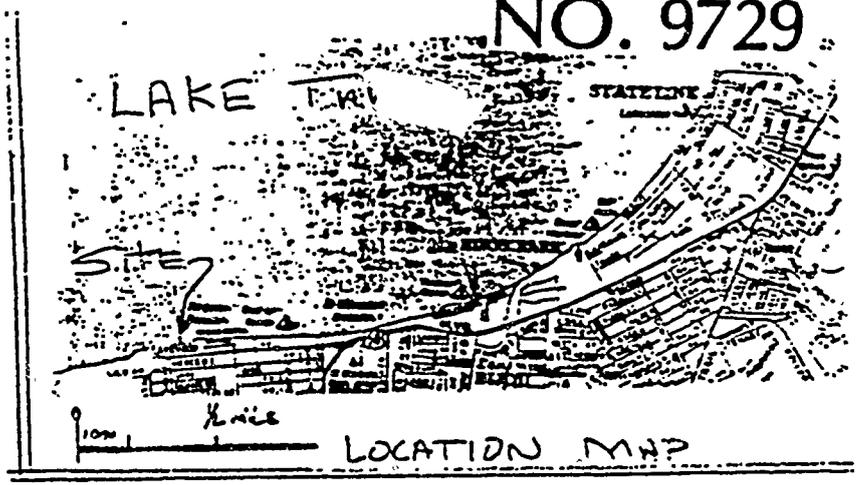
2. AUTHORIZE ISSUANCE TO KENNETH R. WOOD OF A TEN-YEAR
RECREATIONAL PIER PERMIT BEGINNING SEPTEMBER 14, 1988, FOR THE
CONSTRUCTION, USE AND MAINTENANCE OF ONE RECREATIONAL BOAT
DOCK AND TWO MOORING BUOYS ON THE LAND DESCRIBED ON
EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

(Non-substantive revision 4/27/89)

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NO. 9729



← LOW WATER → **PROP. SECTION.**
EL 6223.0
NTS

PROPOSED PIER
 LOCATION 739 LAKEVIEW AV.
 SOUTH LAKE TOWNE
 CALIF. 95731 BX. 9842
 APN 26-231-24
 APPLICATION BY
 KENNETH R WOOD
 BX 9842 187
 SD CALIF. LAKE TOWNE 2771
 CADD PAGE 5731

EXHIBIT "A"

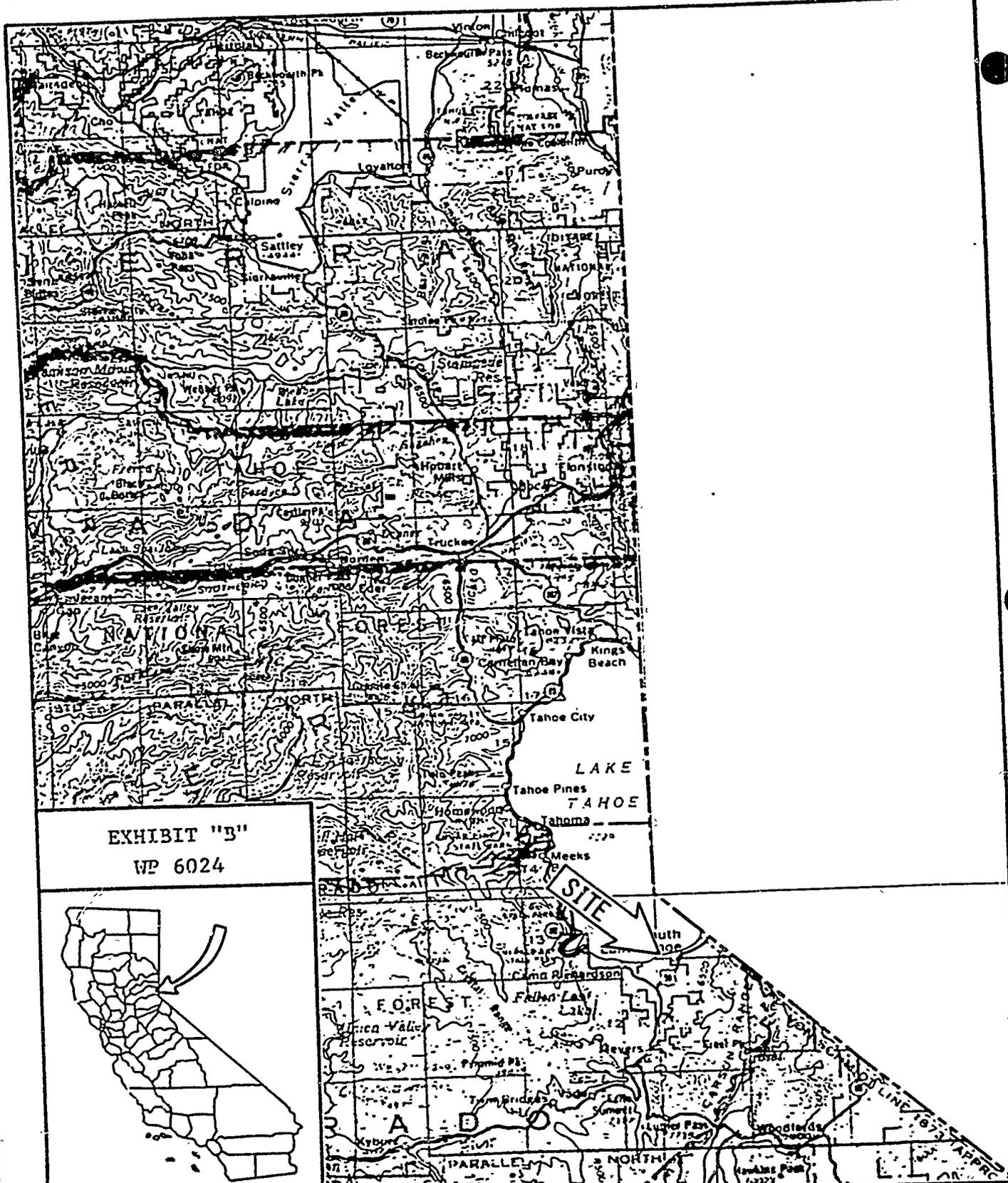


EXHIBIT "B"
WP 6024



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