

MINUTE ITEM
This Calendar Item No. 38
was approved as Minute Item
No. 38 by the State Lands
Commission by a vote of 3
to 0 at its 2/6/89
meeting.

CALENDAR ITEM

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38

02/06/89

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PRC 5632

J. Ludlow

APPROVAL OF A GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Pearson Electronics, Inc.,
a California corporation
285 Josselyn Road
Woodside, California 94062

AREA, TYPE LAND AND LOCATION:
A 0.097-acre parcel of submerged land in Lake
Tahoe at Carnelian Bay, Placer County.

LAND USE: Reconstruction of an existing pier and
boathouse.

TERMS OF PROPOSED PERMIT:
Initial Period: Ten-years beginning May 6, 1988
Consideration: \$843.00 per annum; five-year
rent review.

APPLICANT STATUS:
Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee and first year's annual rental have
been received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
B. Cal. Code Regs.: Title 2, Div. 3;
Title 14, Div. 6.

AB 884: 03/21/89.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 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 2, Replacement or Reconstruction.

Authority: P.R.C. 21084, 14 Cal. Code Regs. 15300, and 2 Cal. Code Regs. 2905(b).
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 Placer, and the Tahoe Conservancy. 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.
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

CALENDAR ITEM NO. 38 (CONT'D)

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, California Department of Fish and Game, and Lahontan Regional Water Quality Waiver.

FURTHER APPROVALS REQUIRED:

None.

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. Placer County Letter of Approval.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 2 REPLACEMENT OR RECONSTRUCTION, 2 CAL. CODE REGS. 2905(b).
2. AUTHORIZE ISSUANCE TO PEARSON ELECTRONICS, INC., A CALIFORNIA CORPORATION, OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE, BEGINNING MAY 6, 1988, FOR THE RECONSTRUCTION, USE, AND MAINTENANCE OF ONE RECREATIONAL PIER AND BOATHOUSE, ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 5632

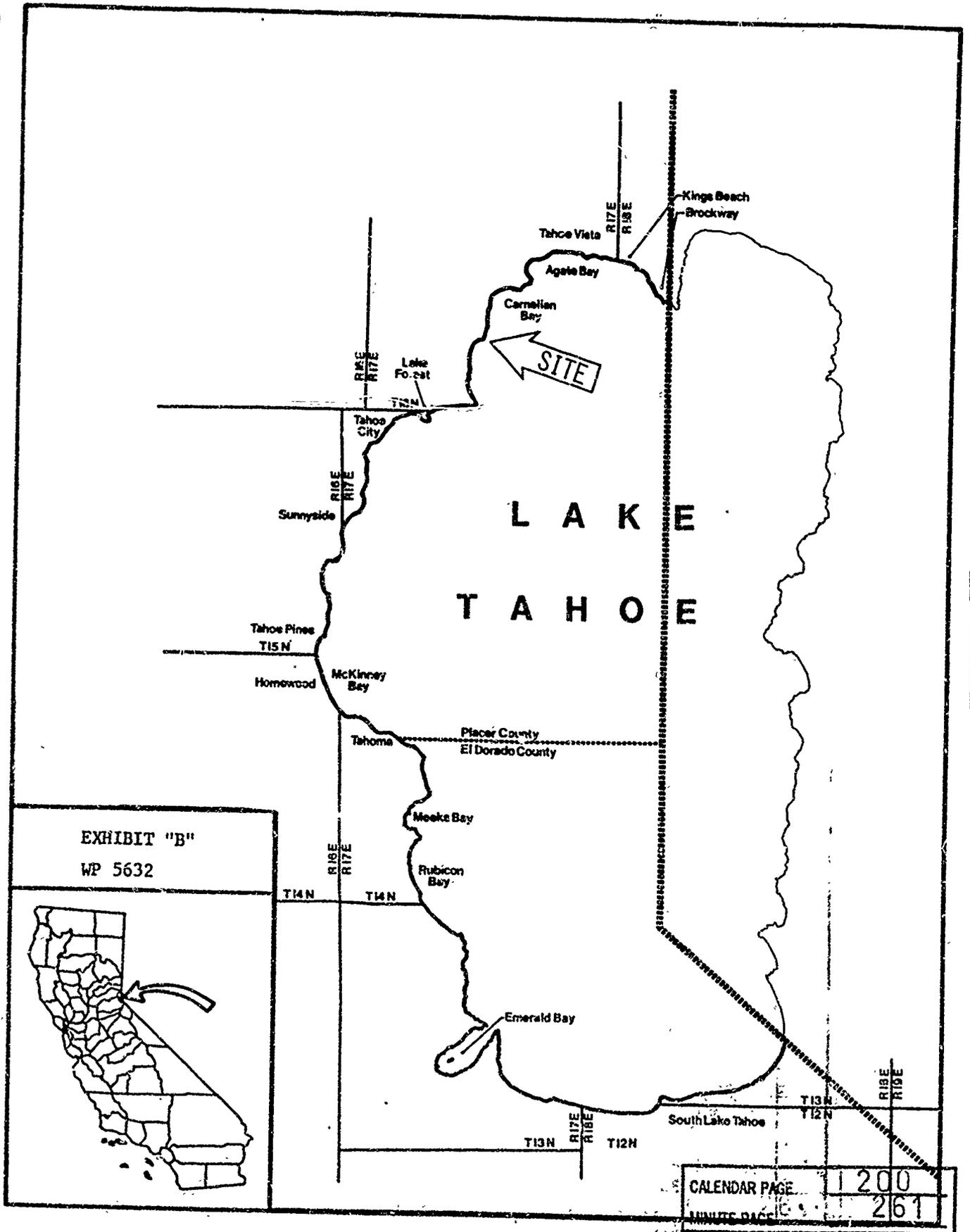
A parcel of submerged land in the bed of Lake Tahoe, Placer County, California, lying immediately beneath a pier and boathouse TOGETHER WITH a necessary use area extending 10 feet from the extremities of said pier and boathouse, said pier and boathouse being adjacent to and waterward of the land described in the Grant Deed to Pearson Electronics, Inc. recorded May 15, 1986, File No. 20582, Official Records of Placer County.

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

END OF DESCRIPTION

REVISED JUNE 8, 1988 BY BIU 1.

CALENDAR PAGE:	199
MINUTE PAGE:	260



CALENDAR PAGE	1200
MINUTE PAGE	261

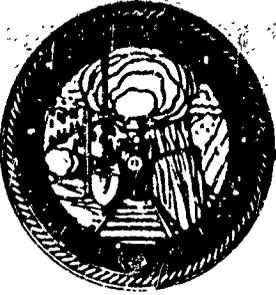


EXHIBIT "C"

PLACER COUNTY

DEPARTMENT OF PUBLIC WORKS

OPERATING DIVISION
Administration
Engineering
Equipment Maintenance
Road Maintenance
Special Districts
Surveying
Transportation

JACK WARREN, Director
JAN WITTER, Assistant Director
LARRY ODDO, Deputy Director
ALAN ROY, Deputy Director

November 17, 1988

Ms. Judy Ludlow
California State Lands Commission
1807 - 13th Street
Sacramento, CA 95814

RE: PLACER COUNTY PUBLIC WORKS NOTIFICATION

Dear Ms. Ludlow:

The County of Placer has received notice of the below referenced projects in Lake Tahoe and has no objection to the pier repair/construction or the issuance of the State Lands Commission's permit.

NAME: Beverly Bone
ADDRESS: 5526 North Lake Blvd.
Agate Bay
COUNTY A.P.N. #116-220-52

NAME: Pat and Paula Pearson
ADDRESS: 4210 North Lake Blvd.
Cedar Flat
COUNTY A.P.N. #92-200-08

NAME: Gail C. High
ADDRESS: 9872 Pilot Circle
Brockway
COUNTY A.P.N. #90-321-19

If you have any questions, you may reach me at 916-823-4511.

COUNTY OF PLACER
DEPARTMENT OF PUBLIC WORKS
JACK WARREN, DIRECTOR


JAMES MCLEOD
ASSISTANT CIVIL ENGINEER

JM:ms