

**MINUTE ITEM**

This Calendar Item No. 40  
was approved as Minute Item  
No. 40 by the State Lands  
Commission by a vote of 3  
to 0 at its 2/6/89  
meeting.

**CALENDAR ITEM**

A 7  
S 1

40

02/06/89  
W 24083 PRC 7278  
J. Ludlow

**APPROVAL OF RECREATIONAL PIER PERMIT**

APPLICANT: Thomas J. Elston and  
Janice I. Elston, Trustees  
14355 Quito Road  
Saratoga, California 95070

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

LAND USE: Construction and maintenance of a recreational  
pier.

TERMS OF PROPOSED PERMIT:  
Initial period: Ten years beginning  
February 6, 1989.

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. Code Regs: Title 2, Div. 3; Title 14,  
Div. 6.

AB 884: 02/11/89.

(ADDED 02/03/89)

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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 3, New Construction of a Small Structure.  
  
Authority: P.R.C. 21084, 14 Cal. Code Regs 15300, and 2 Cal. Code Regs 2905(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 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. During the site inspection conducted by staff, it was discovered that the pier has been constructed, without benefit of and prior to issuance of a State Lands Permit.
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.

(ADDED 02/03/89)

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0.379

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:

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 3, NEW CONSTRUCTION OF SMALL STRUCTURE, 2 CAL. CODE REGS 2905(c)(1).
2. AUTHORIZE ISSUANCE TO THOMAS J. ELSTON AND JANICE I. ELSTON, TRUSTEES, OF A TEN-YEAR RECREATIONAL PIER PERMIT BEGINNING FEBRUARY 6, 1989, FOR THE CONSTRUCTION, USE, AND MAINTENANCE OF ONE RECREATIONAL PIER, ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

(ADDED 02/03/89)

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Prepared by Judy Ludlow

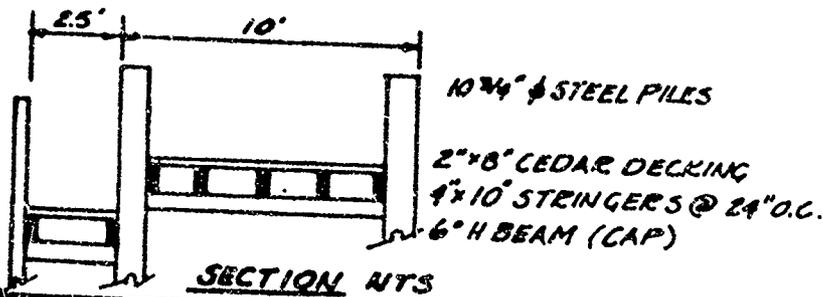
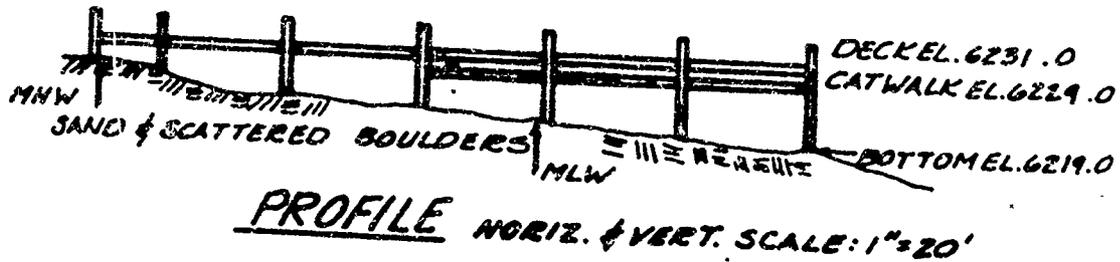
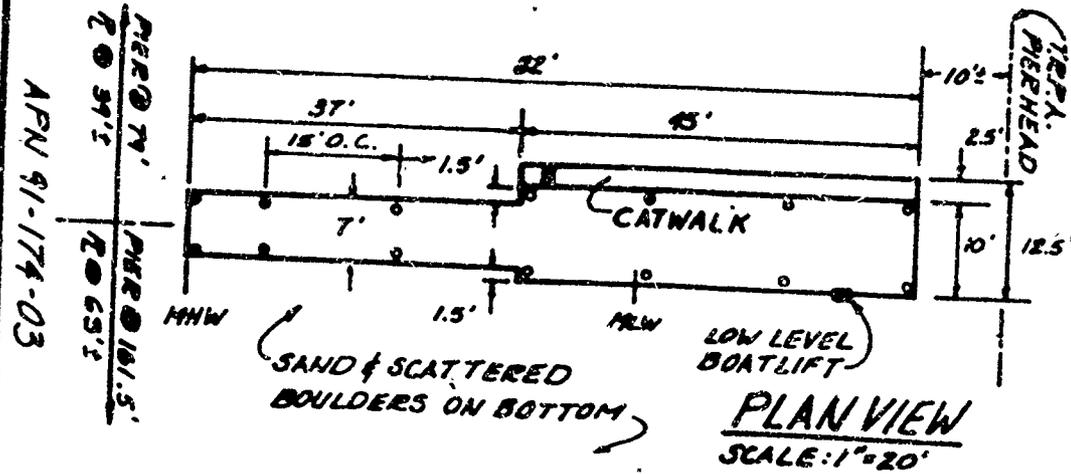
11/11/88

EXHIBIT "A"

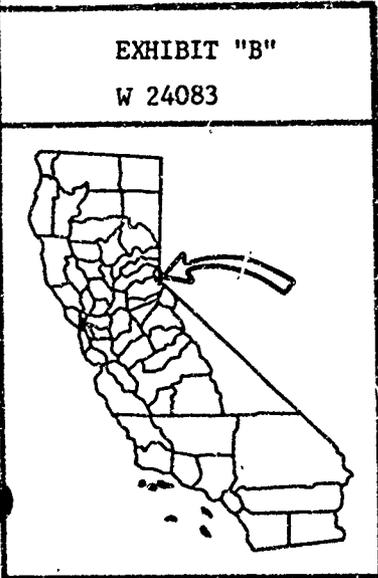
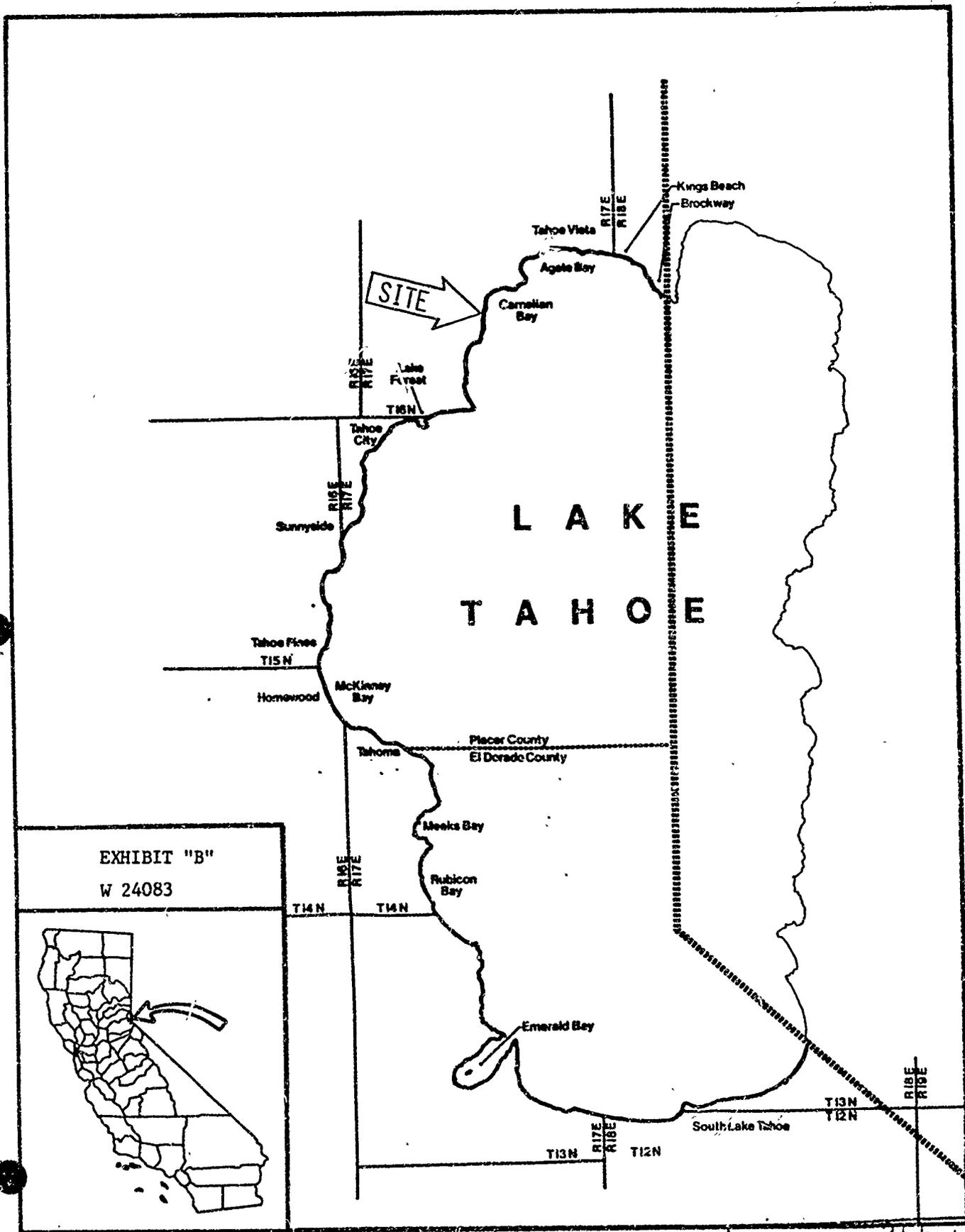
LAND DESCRIPTION

NO. 9789

**NOT A PERMIT**



<p><b>ADJOINING PROPERTY</b></p> <p>NORTH : 91-174-02 SOUTH : 91-174-04</p>	<p><b>REV.</b></p>	<p><b>PROP. RECREATIONAL PIER</b></p> <p>4450 NORTH LAKE BLVD. CEDAR FLAT, LAKE TAHOE A.P.N. 91-174-03, PLACER CO. CALIFORNIA</p> <p><b>APPLICATION BY:</b></p> <p>THOMAS &amp; JANICE ELSTON 14355 QUITO ROAD SARATOGA, CALIF. 95070</p>
<p><b>BRISCO ENTERPRISES</b></p> <p>Post Office Box 7468 Tahoe City, California 95730 (916) 583-6882</p> <p>W 24083</p> <p>EXHIBIT "A"</p>		<p>CALENDAR PAGE 255.3</p> <p>SHEET PAGE OF 2 329</p>



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**PLACER COUNTY COMMUNITY DEVELOPMENT DEPARTMENT**

HEIDI TSCHUDIN, Director  
ED JENKINS, Chief Inspector  
FRED YEAGER, Planning Director  
WM. A. SCHULZE II, Supervising Insp.

Administration  
 Building Division  
 Planning Division  
 Tahoe Office

11414 'B' Avenue  
11424 'B' Avenue  
11414 'B' Avenue  
565 W. Lake Blvd.  
P.O. Drawer CC

Auburn, CA 95603  
Auburn, CA 95603  
Auburn, CA 95603  
Tahoe City, CA 95730  
Tahoe City, CA 95730

(916) 823-4646  
(916) 823-4401  
(916) 823-4721  
(916) 581-6200

November 4, 1988

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

Re: Building Permit for Pier  
Mr. & Mrs. Thomas Elston  
4450 North Lake Boulevard, Cedar Flat  
Lake Tahoe

County Assessor's Parcel No. 91-174-03

Dear Ms. Ludlow,

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

If you have any questions, you may reach me at 916/581-6200.

Sincerely,

WILLIAM A. SCHULZE II  
SUPERVISING BUILDING INSPECTOR

cc: Brisco Enterprises  
Attn: Jan Brisco  
P.O. Box 7468  
Tahoe City, CA 95730

NOV 10 PM 1:03

RECEIVED  
STATE LANDS COMMISSION

PLACER COUNTY — "Dedicated to Progress"

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