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 7/10/89
meeting.

CALENDAR ITEM

38

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07/10/89
PRC 4869
J. Ludlow

APPROVAL OF A RECREATIONAL PIER PERMIT

APPLICANT: Warren E. Spieker, Jr. and
Carol S. Spieker, Trustees
2180 Sand Hill Road,
Menlo Park, California 94025

AREA, TYPE LAND AND LOCATION:
A submerged parcel of land located at Rubicon Bay, Lake Tahoe, El Dorado County.

LAND USE: A forty-five foot extension to an existing pier and relocate existing boatlift.

TERMS OF PROPOSED PERMIT:
Initial period: Five-years beginning July 10, 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: 09/05/89.

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 1, Existing Facilities, 2 Cal. Code Regs 2905(a)(2).

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

2. The State Lands Commission approved the applicant's pier repair and modification, including a new boatlift, by Commission action on March 2, 1989, Minute Item 2. The proposed project will involve a forty-five foot extension to the existing pier, and relocation of the boatlift.

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, as proposed, is consistent with its use classification.

4. In order to determine the other potential trust uses in the area of the proposed project, the staff contacted representatives of the following agencies: Tahoe Regional Planning Agency, Department of Fish and Game, County of El Dorado, 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.

5. Materials will be neither stored or placed, nor any activity associated with construction be conducted, above the low water line on the subject property. This will prevent any disturbance to what may be considered a Tahoe Yellow Cress (Rorippa) habitat.

6. 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, Lahontan Regional Water Quality Control Board, California Department of Fish and Game, El Dorado County, and United States Army Corps of Engineers (GP 16-05).

FURTHER APPROVALS REQUIRED:

None.

EXHIBITS:

A. Land Description.
B. Location Map.
C. El Dorado County Letter of Approval.

IT IS RECOMMENDED THAT THE COMMISSION:

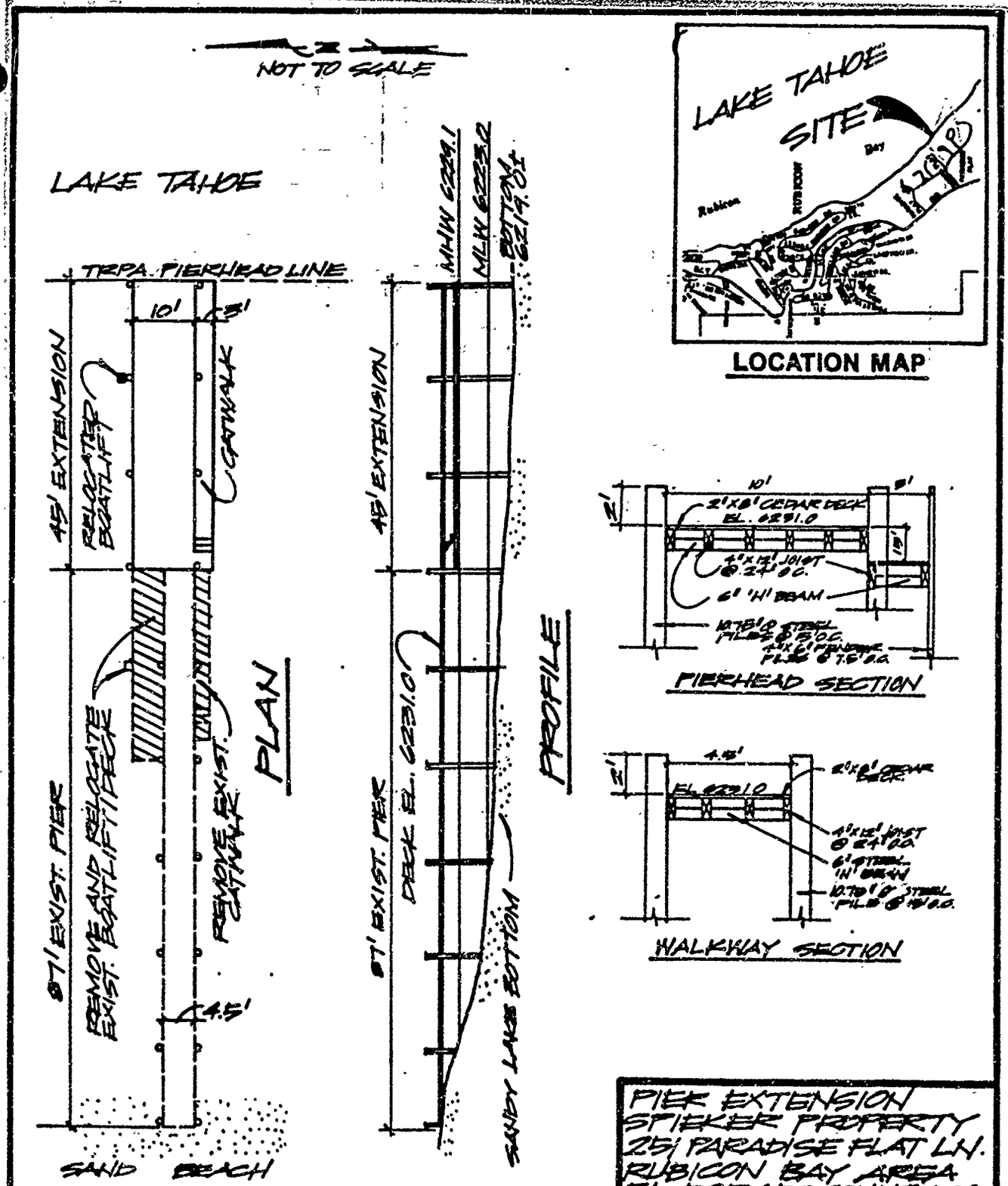
1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1(a)(2), (EXISTING FACILITIES), 14 CAL. CODE REGS. 15300, AND 2 CAL. CODE REGS. 2905 1(a)(2).

2. AUTHORIZE ISSUANCE TO WARREN E. SPIEKER, JR. AND CAROL S. SPIEKER, TRUSTEES, OF A FIVE-YEAR RECREATIONAL PIER PERMIT, BEGINNING JULY 10, 1989, IN CONSIDERATION OF THE FORTY-FIVE FOOT EXTENSION OF AN EXISTING PIER AND THE RELOCATION OF AN EXISTING BOATLIFT ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

PRC 4869.9



PIER EXTENSION
STIEKER PROPERTY
251 PARADISE FLAT LN.
RUBICON BAY AREA
EL DORADO COUNTY, CA
APN 17-021-151
AUGUST 1988

RAYMOND VAIL AND ASSOCIATES
ENGINEERING • PLANNING • ARCHITECTURE • SURVEYING

ADJOINING PROPERTIES		REVISED
NORTH	SOUTH	
17-021-061	17-021-141	

PREPARED JUNE 9, 1989 BY BIU 1.

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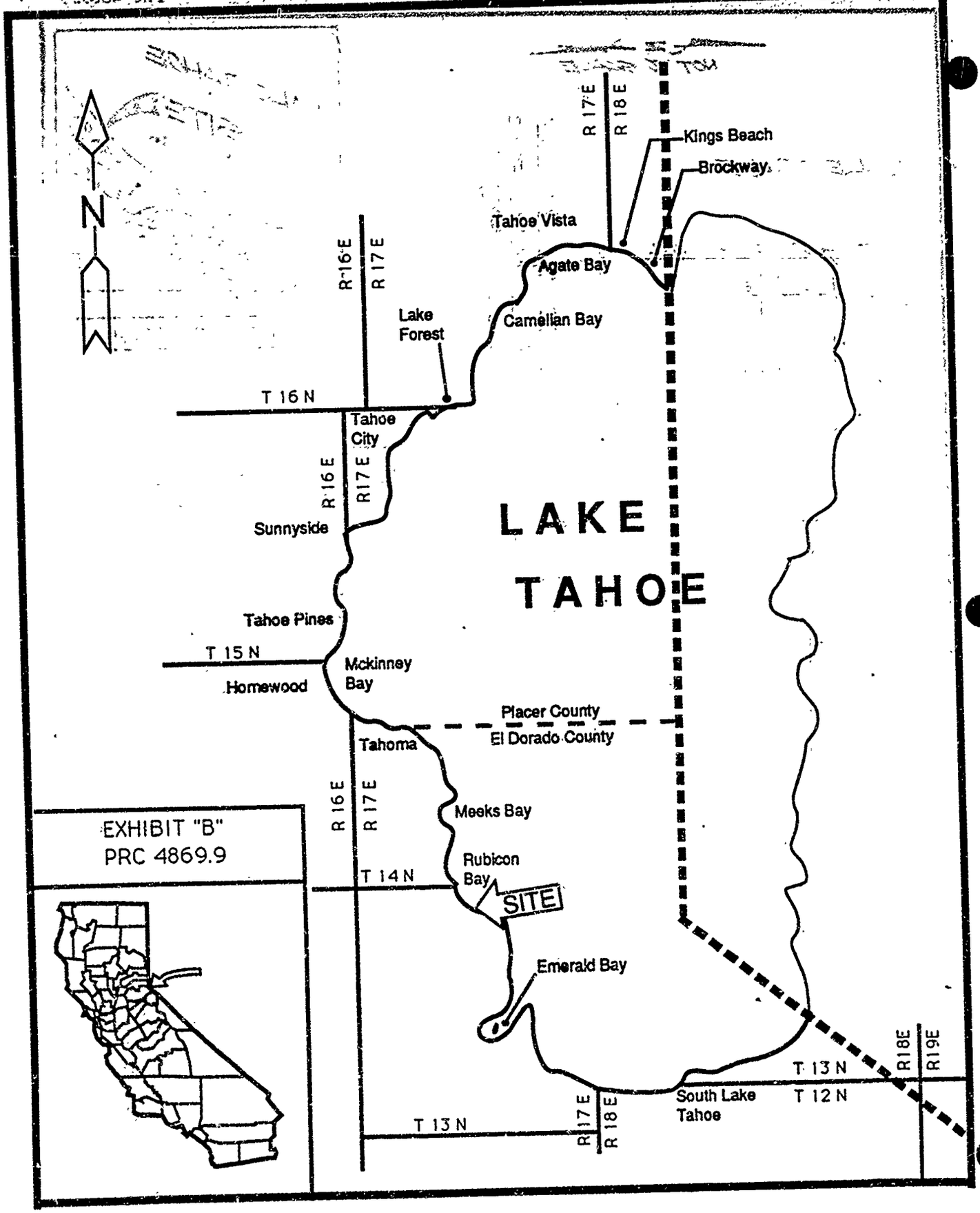

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EXHIBIT "C"

RECEIVED

DEC 27 1989

EL DORADO CO. COMMUNITY DEVELOPMENT DEPT.
SOUTH LAKE TAHOE

Date 1-9-89

File Ref: PRC 4869.9

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

Subject: Building Permit for Pier

Name: Warren and Carol Spieker

Address: 2180 Sand Hill Road, Suite 200
Menlo Park, CA 94025

Tahoe Property Address: 251 Paradise Flat Lane

County Assessor's Parcel No. 17-021-151

Dear Ms. Ludlow:

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

If you have any questions, you may reach me at (916) 573-3145.

Sincerely,

El Dorado County
Building Division

John S. Walker

JOHN S. WALKER
Building Inspector III

cc: Raymond Vail and Associates
Attention: Kevin Agan
P.O. Box 879
Tahoe City, CA 95730

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