

MINUTE ITEM

This Calendar Item No. 14
was approved as Minute Item
No. 14 by the State Lands
Commission by a vote of 3
0 at its 10/26/89
meeting.

CALENDAR ITEM

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14

10/26/89
PRC 7335
J. Ludlow

APPROVAL OF A RECREATIONAL PIER PERMIT

APPLICANT: Dale W. Hanson and Margery J. Hanson
P. O. Box 33
Homewood, California 95718

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

LAND USE: New decking on an existing pier and retention
of one existing mooring buoy.

TERMS OF PROPOSED PERMIT:
Initial period: Five-years beginning
October 26, 1989.
Consideration: Rent-free pursuant to
Section 6503.5 of the P.R.C.

APPLICANT STATUS:
Applicant is owner of upland 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.

CALENDAR ITEM NO. 14 (CONT'D)

AB 884: 03/27/90.

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 (decking), 2 Cal. Code Regs 2905(a)(2), and Class 3, New Construction (buoy), 2 Cal. Code Regs 2905(c)(3).

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

2. The proposed decking will occupy only a seven-foot portion of the pier. The rest of the existing deck is not in need of repair.
3. Materials will be neither stored nor placed nor will 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.
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: 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, fishing, boating, walking along the beach, and views of the lake.

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5. This property was physically inspected by staff for purposes of evaluating the impact on the public trust.
6. 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.
7. 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.
8. All permits issued at Lake Tahoe include special language in which the permittee/lessee agrees to protect and replace or restore, if required, the habitat of *Rorippa subumbellata*, commonly called the Tahoe Yellow Cress, a State-listed endangered plant species.
9. The Applicant has been notified that the public has a right to pass along the shoreline and the permittee must provide a reasonable means for public passage along the shorezone area occupied by the permitted structure.

APPROVALS OBTAINED:

Placer County, Tahoe Regional Planning Agency
Qualified Exemption, California Department of
Fish and Game, and Lahontan Regional Water
Quality Control Board.

CALENDAR ITEM NO. 14 (CONT'D)

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers.

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 1, EXISTING FACILITIES, (DECKING) 2 CAL. CODE REGS. 2905(a)(2) AND CLASS 3, NEW CONSTRUCTION (BUOY), 2 CAL. CODE REGS. 2905 (c)(3).

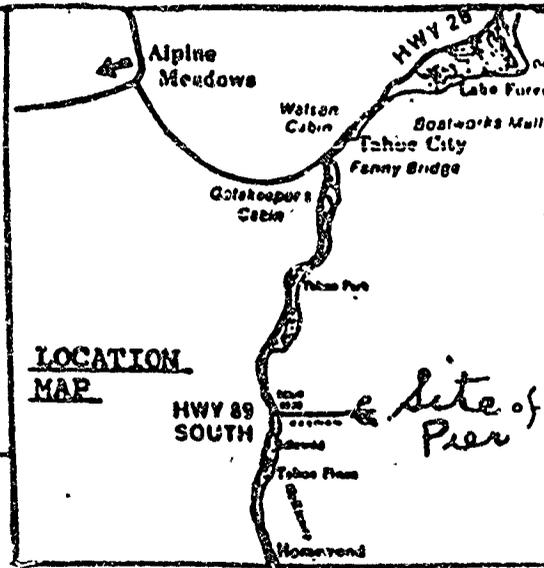
AUTHORITY: P.R.C. 21084, 14 CAL CODE REGS. 15300 AND 2 CAL CODE REGS. 2905.

2. AUTHORIZE ISSUANCE TO DALE W. HANSON AND MARGERY J. HANSON, OF A FIVE-YEAR RECREATIONAL PIER PERMIT, BEGINNING OCTOBER 26, 1989; FOR DECKING ON AN EXISTING AUTHORIZED PIER AND THE RETENTION OF AN EXISTING PREVIOUSLY UNAUTHORIZED BUOY, ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"
 LAND DESCRIPTION

PRC 7335.9

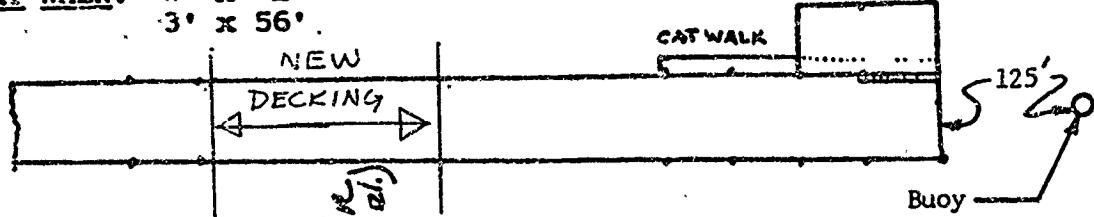
Pier constructed - 1962 - by
 Williamson Engineering Company
 PARCEL # 085-260-33-0-0
 Lot #5 Blackwood Terrace
 4 miles South of Tahoe City
 400feet South of Elizabeth
 Williams Park
 600feet North of Kaspien Park



BOAT HOUSE: W x L x H
 16' x 28' x 7½'

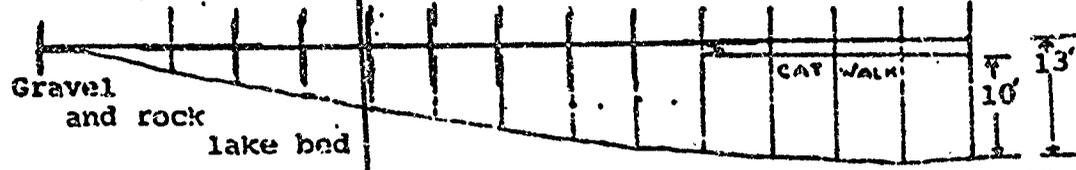
CAT WALK: W x L
 3' x 56'

AERIAL VIEW



PIER: W x L
 7' x 168'

PILINGS: 26 (13 sets)
 14 feet apart



PROFILE VIEW - NOT DRAWN TO SCALE

Description of Activity:
PIER REPAIR
 Replacing a portion of the
 decking on existing pier

PARCEL # 085-260-33-0-0
 Lot #5 Blackwood Terrace

Dale W. & Margery J. Hanson
 P. O. Box 333
 Homewood, CA 95718
 916-525-7418

3255 Westlake Blvd.

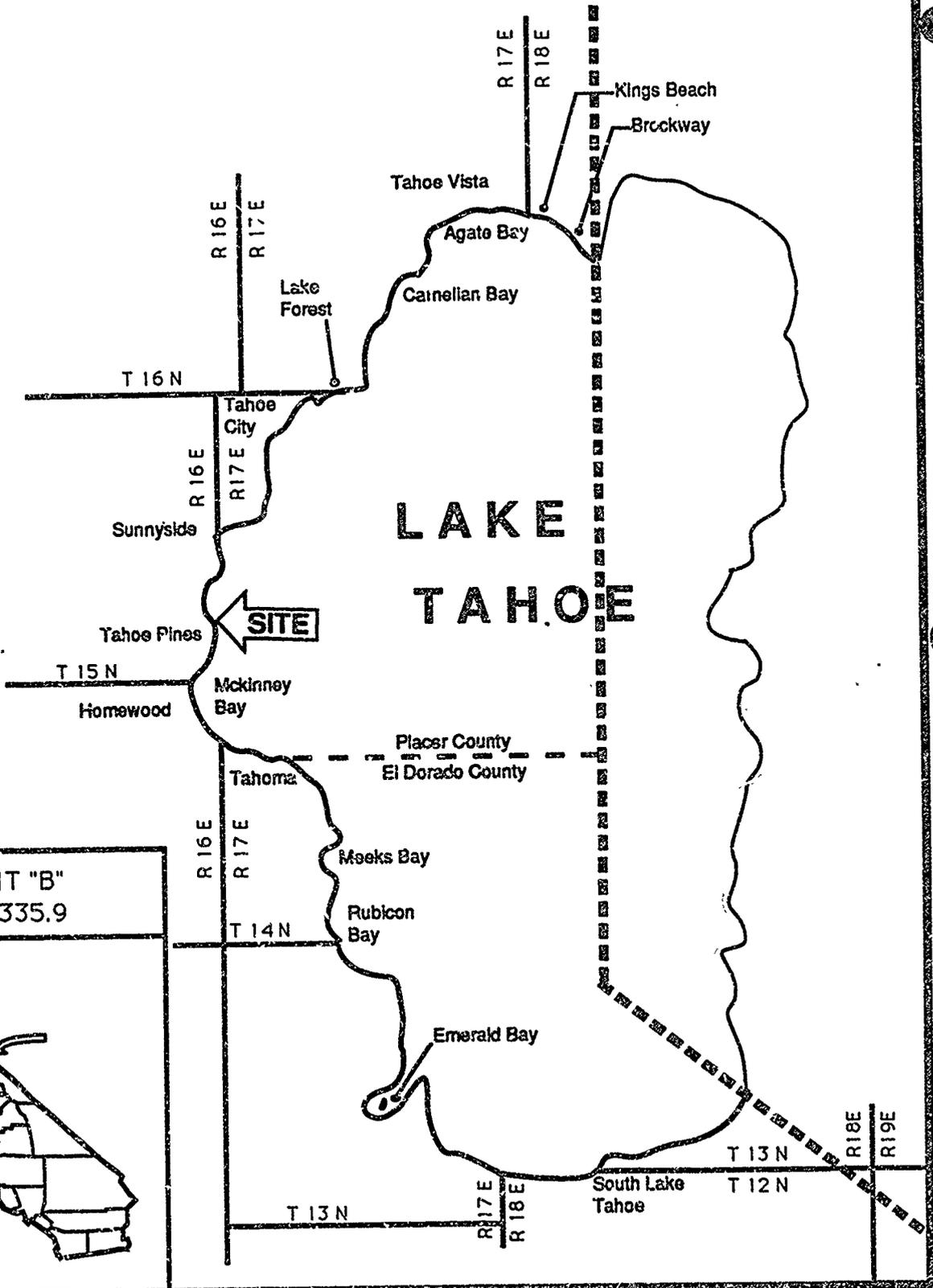


EXHIBIT "B"
PRC 7335.9





PLACER COUNTY

DEPARTMENT OF PUBLIC WORKS

EXHIBIT "C"

PRC 7335.9

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

OPERATING DIVISION

- Administration
- Engineering
- Equipment Maintenance
- Road Maintenance
- Special Districts
- Surveying
- Transportation

January 6, 1989

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

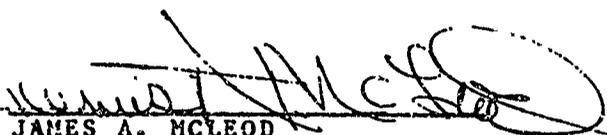
RE: PIER/SHORE ZONE CONSTRUCTION

The County of Placer has reviewed the below referenced requests for construction activities within the shore zone of Lake Tahoe. We have no objection to the construction activities described in these applications contingent upon approval by your office.

- | | | | |
|----|--------------------|----------------|------------|
| 1. | Dale Hanson | APN 85-260-33 | PRC 7335.9 |
| 2. | Joseph Harris | APN 116-220-49 | W24235 |
| 3. | Moana Beach P.O.A. | APN 98-191-11 | W24256 |
| 4. | John Nozart | APN 98-010-03 | PRC625.9 |
| 5. | Reid Dennis | APN 83-162-12 | W20953 |
| 6. | Fred Damavandi | APN 116-080-04 | W24138 |

If you have any questions, please give me a call at your convenience.

COUNTY OF PLACER
DEPARTMENT OF PUBLIC WORKS
JACK WARREN, DIRECTOR


JAMES A. MCLEOD
ASSISTANT CIVIL ENGINEER

JAN:ms