

MINUTE ITEM  
This Calendar Item No. C03  
was approved as Minute Item  
No. C03 by the State Lands  
Commission by a vote of 3  
to 0 at its 9-22-90  
meeting.

CALENDAR ITEM

A 7  
S 1

**C 0 3**

PRC 7420  
PRC 7421

08/22/90  
W 24458  
W 24507  
PRC 3019  
PRC 5120  
PRC 6383  
PRC 7416  
Garibay

APPROVE RECREATIONAL PIER PERMITS

APPLICANT: AS LISTED ON EXHIBIT "A" ATTACHED

TERMS: Initial period: Five years beginning  
August 22, 1990.

CONSIDERATION: No monetary consideration pursuant to  
Section 6503.5, P.R.C.

APPLICANT STATUS:  
Applicants are littoral landowners as defined  
in Section 6503.5, P.R.C.

PREREQUISITE CONDITIONS, FEES, AND EXPENSES:  
Filing fee, processing costs, and environmental  
fees have been received.

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

AB 884: N/A.

OTHER PERTINENT INFORMATION:

- 1 Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15025), the staff has prepared Proposed Negative Declarations, as identified in Exhibit "A". Such Proposed Negative Declarations were prepared and circulated for public review pursuant to the provisions of CEQA.

The Applicant on Exhibit "A", Item "D", proposes the addition of one buoy to a multiple-use area which contains one authorized pier and three authorized buoys. A Negative Declaration No. 499, SCH 90020092, for the retention of the three existing unauthorized mooring buoys, was prepared, circulated, and adopted by the State Lands Commission on March 27, 1990. No adverse comments were received on the Proposed Negative Declaration. The addition of this fourth buoy to this existing multiple-use area will not have a significant effect on the environment, and the environmental discussion and conclusion reached in Negative Declaration No. 499 is applicable to this buoy proposal.

Based upon the Initial Studies, the Proposed Negative Declarations, and the comments received in response thereto, there is no substantial evidence that the project will have a significant effect on the environment. (14 Cal. Code Regs. 15074(b))

2. These activities involve 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 projects as proposed are consistent with the lands' use classification.

3. In order to determine the other potential trust uses in the area of the proposed projects, the staff contacted representatives of the following agencies: Tahoe Regional Planning Agency, Department of Fish and Game, County of Placer, County of El Dorado, and the Tahoe Conservancy. None of these agencies expressed a concern that the proposed projects 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. Prior to the issuance of these permits, staff will conduct an inspection of the sites to review the relation of the permitted facilities to other trust uses.
4. 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.
5. All applicants at Lake Tahoe have been or will be, notified that the public has a right to pass along the shorezone and the permittee must provide a reasonable means for public passage along the shorezone occupied by the permitted structure.
6. If any structure hereby 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 this lease will be automatically terminated, effective upon notice by the State and the site shall be cleared pursuant to the terms thereof. If the location, size, or number of any structure hereby authorized is to be

altered, pursuant to order of the Tahoe Regional Planning Agency, Lessee shall request the consent of State to make such alteration.

7. Regarding Item F, PRC 7416, the issuance of this permit supersedes any prior authorization by the State Lands Commission at this location.

APPROVALS OBTAINED:

El Dorado County, Placer County, and Tahoe Regional Planning Association.

FURTHER APPROVALS REQUIRED:

None.

EXHIBITS:

- A. Applicant List.
- B. Location Map.
- C. Negative Declarations.
- D. Comments and Response to Negative Declarations.

IT IS RECOMMENDED THAT THE COMMISSION:

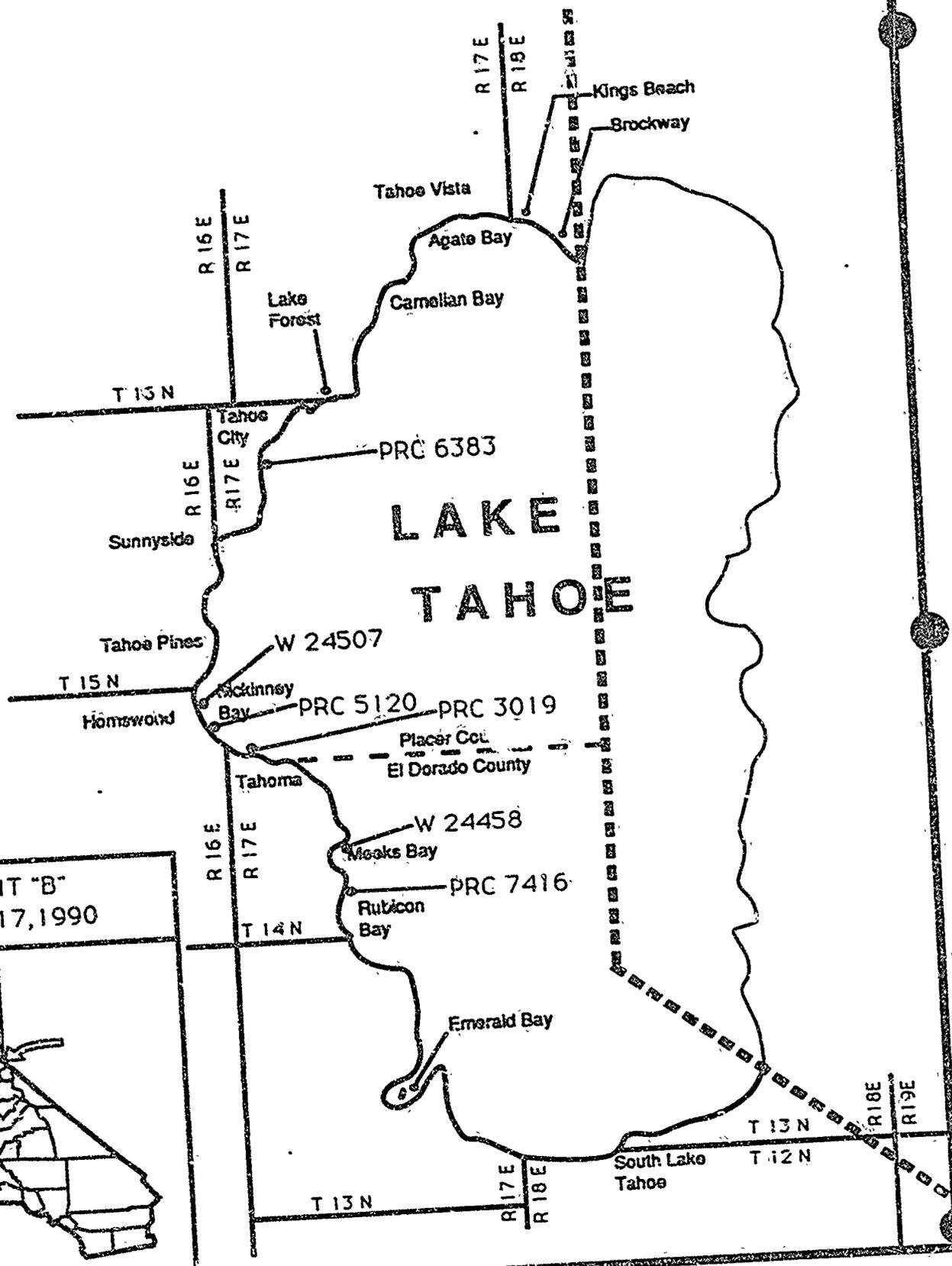
1. CERTIFY THAT NEGATIVE DECLARATIONS, AS IDENTIFIED IN EXHIBIT "A", WERE PREPARED FOR THESE PROJECTS PURSUANT TO THE PROVISIONS OF THE CEQA AND THAT THE COMMISSION HAS REVIEWED, CONSIDERED, AND ADOPTED THE INFORMATION CONTAINED THEREIN.
2. DETERMINE THAT THE PROJECTS, AS APPROVED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
3. AUTHORIZE THE ISSUANCE OF FIVE-YEAR RECREATIONAL PIER PERMITS TO THE APPLICANTS LISTED IN EXHIBIT "A" BEGINNING AUGUST 22, 1990, FOR THE RETENTION OF EXISTING BUOYS/STRUCTURES ON THE LANDS DESCRIBED ON EXHIBIT "B" ATTACHED AND BY REFERENCE MADE A PART HEREOF

EXHIBIT "A"

RECREATIONAL PIER PERMITS FOR CALENDAR OF AUGUST 22, 1990

ITEM	W. O. NO.	APPLICANT	LOCATION	LAND USE & STATUS	PROPERTY DESCRIPTION	U.P.L.A.N.D. NO.	SCH. NO.
A	W 24458	Joseph McClelland, Jr. and Donald E. Jann Doherty 800 Mendocino Avenue Santa Rosa, CA 95401	Lake Tahoe, El Dorado County	Two (2) mooring buoys	All that portion of the N1/2 of the fractional SE1/4 of Section 20, Township 14N, Range 17E	519	90020708
B	W 24507	Hiriam F. Rogers 70 Currey Avenue Sausalito, CA 94965	Lake Tahoe, Placer County	One (1) mooring buoy	North 1/2 of Lot 80, Lakeside Tract	515	90020690
C	PRC 3019	Fred and Annette Gellert 93 West Shore Road Belvedere, CA 94520	Lake Tahoe, Placer County	Existing pier, boatlift, and three (3) mooring buoys	Fractional Section 7, Township 14N, Range 17E	517	90020676
D	PRC 5120	Cyrus A. Johnson, et al 483 Crocker Road Sacramento, CA 95864	Lake Tahoe, Placer County	Existing multi-use pier and four (4) mooring buoys	Lots 80 and 81, Lakeside Tract	499	90020092
E	PRC 6383	Ellen S. Lifshutz 2960 Piedmont Avenue Berkeley, CA 94705	Lake Tahoe, Placer County	Existing pier and one (1) mooring buoy	Fractional Section 7, Township 15N, Range 17E	520	90020724
F	PRC 7416	Richard & Mary Solari 527 St. Andrews Drive Aptos, CA 95003	Lake Tahoe, El Dorado County	Existing pier and boatlift, and two (2) mooring buoys	Lot 29, Meeks Bay Vista South	516	90020675

CALENDAR PAGE 17  
MINUTE PAGE 1769



CALENDAR PAGE 18  
MINUTE PAGE 1770

## STATE LANDS COMMISSION

EDOT. McCARTHY, Lieutenant Governor  
GRAY DAVIS, Controller  
JESSE H. HUFF, Director of Finance

EXECUTIVE OFFICE  
1807 - 13th Street  
Sacramento, CA 95814  
CHARLES WARREN  
Executive Officer

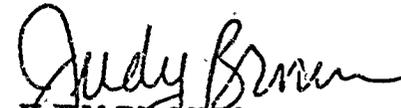
July 16, 1990  
File Ref: W 24458  
SCH. NO. 90020708

NOTICE OF PUBLIC REVIEW  
OF A  
PROPOSED NEGATIVE DECLARATION  
(Section 15073 CCR)

A Negative Declaration has been prepared pursuant to the requirements of the California Environmental Quality Act (Section 21000 et seq., Public Resources Code), the State CEQA Guidelines (Section 15000 et seq., Title 14, California Code Regulations), and the State Lands Commission regulations (Section 2901 et seq., Title 2, California Code Regulations), for a project currently being processed by the staff of the State Lands Commission.

The document is attached for your review. Comments should be addressed to the State Lands Commission office shown above, with attention to the undersigned. All comments must be received by August 15, 1990.

Should you have any questions or need additional information, please call the undersigned at (916) 324-4715.

  
JUDY BROWN  
Division of Research  
and Planning

JB:ma  
Attachment

CALENDAR PAGE	19
MINUTE PAGE	1771

## STATE LANDS COMMISSION

LEO T. MCCARTHY, Lieutenant Governor  
GRAY DAVIS, Controller  
JESSE R. RUFF, Director of Finance

EXECUTIVE OFFICE  
1807 - 17th Street  
Sacramento, CA 95811  
CHARLES WARREN,  
Executive Officer

PROPOSED NEGATIVE DECLARATION

EIR NO: 519

File Ref: W 24458

SCH. NO.: 90020708

Project Title: Joseph McClelland, Jr. Buoys

Project Proponent: Joseph McClelland, Jr. and Donald & Jann Doherty

Project Location: Lake Tahoe, Meeks Bay, El Dorado County, adjacent to APN:  
016-300-461

Project Description: Authorize two existing mooring buoys anchored on the bed of  
Lake Tahoe.

Contact Person: Judy Brown Telephone: (916) 324-4715

This document is prepared pursuant to the requirements of the California Environmental Quality Act (Section 21000 et seq., Public Resources Code), the State CEQA Guidelines (Section 15000 et seq., Title 14, California Code Regulations), and the State Lands Commission regulations (Section 2901 et seq., Title 2, California Code Regulations).

Based upon the attached Initial Study, it has been found that:

that project will not have a significant effect on the environment.

mitigation measures included in the project will avoid potentially significant effects.

FORM 13.17 (4/90)

CALENDAR PAGE	20
MINUTE PAGE	1772

ENVIRONMENTAL IMPACT ASSESSMENT CHECKLIST - PART II

Form 13.20 (7/82)

File Ref.: W 24458

I. BACKGROUND INFORMATION

A. Applicant: Joseph McClelland, Jr.; Donald & Jann Doherty  
800 Mendocino Ave.  
--Santa Rosa, CA 95401

B. Checklist Date: 07 / 12 / 90

C. Contact Person: Judy Brown  
 Telephone: ( 916 ) 324-4715

D. Purpose: Authorize two existing mooring buoys.

E. Location: Lake Tahoe, Meeks Bay, adjacent to APN: 016-300-461  
El Dorado County.

F. Description: Two existing mooring buoys anchored on the bed of Lake Tahoe.

G. Persons Contacted: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

II. ENVIRONMENTAL IMPACTS. (Explain all "yes" and "maybe" answers)

A. Earth. Will the proposal result in:

- |  | Yes                      | Maybe                    | No                                  |
|--|--------------------------|--------------------------|-------------------------------------|
| 1. Unstable earth conditions or changes in geologic substructures? .....   | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Disruptions, displacements, compaction, or overcovering of the soil? .....  | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Change in topography or ground surface relief features? .....   | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. The destruction, covering, or modification of any unique geologic or physical features? .....   | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 5. Any increase in wind or water erosion of soils, either on or off the site? .....  | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 6. Changes in deposition or erosion of beach sands, or changes in siltation, deposition or erosion which may modify the channel of a river or stream or the bed of the ocean or any bay, inlet, or lake? ..... | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 7. Exposure of all people or property to geologic hazards such as earthquakes, landslides, mudslides, ground failure, or similar hazards? .....  | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

CALENDAR PAGE 21  
 MINUTE PAGE 1-973

B. Air. Will the proposal result in:

- 1. Substantial air emissions or deterioration of ambient air quality?
- 2. The creation of objectionable odors?
- 3. Alteration of air movement, moisture or temperature, or any change in climate, either locally or regionally?

C. Water. Will the proposal result in:

- 1. Changes in the currents, or the course or direction of water movements, in either marine or fresh waters?
- 2. Changes in absorption rates, drainage patterns, or the rate and amount of surface water runoff?
- 3. Alterations to the course or flow of flood waters?
- 4. Change in the amount of surface water in any water body?
- 5. Discharge into surface waters, or in any alteration of surface water quality, including but not limited to temperature, dissolved oxygen or turbidity?
- 6. Alteration of the direction or rate of flow of ground waters?
- 7. Change in the quantity of ground waters, either through direct additions or withdrawals, or through interception of an aquifer by cuts or excavations?
- 8. Substantial reduction in the amount of water otherwise available for public water supplies?
- 9. Exposure of people or property to water-related hazards such as flooding or tidal waves?
- 10. Significant changes in the temperature, flow or chemical content of surface thermal springs?

D. Plant Life. Will the proposal result in:

- 1. Change in the diversity of species, or number of any species of plants (including trees, shrubs, grass, crops, and aquatic plants)?
- 2. Reduction of the number of any unique, rare or endangered species of plants?
- 3. Introduction of new species of plants into an area, or in a barrier to the normal replenishment of existing species?
- 4. Reduction in acreage of any agricultural crop?

E. Animal Life. Will the proposal result in:

- 1. Change in the diversity of species, or numbers of any species of animals (birds, land animals including reptiles, fish and shellfish, benthic organisms, or insects)?
- 2. Reduction of the numbers of any unique, rare or endangered species of animals?
- 3. Introduction of new species of animals into an area, or result in a barrier to the migration or movement of animals?
- 4. Deterioration to existing fish or wildlife habitat?

F. Noise. Will the proposal result in:

- 1. Increase in existing noise levels?
- 2. Exposure of people to severe noise levels?

G. Light and Glare. Will the proposal result in:

- 1. The production of new light or glare?

H. Land Use. Will the proposal result in:

- 1. A substantial alteration of the present or planned land use of an area?

I. Natural Resources. Will the proposal result in:

- 1. Increase in the rate of use of any natural resources?
- 2. Substantial depletion of any nonrenewable resources?

- J. Risk of Upset.** Does the proposal result in:
- |   | Yes                      | Maybe                    | No                                  |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. A risk of an explosion or the release of hazardous substances (including, but not limited to, oil, pesticides, chemicals, or radiation) in the event of an accident or upset conditions? ..... | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Possible interference with emergency response plan or an emergency evacuation plan? .....  | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- K. Population.** Will the proposal result in:
- |   |                          |                          |                                     |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. The alteration, distribution, density, or growth rate of the human population of the area? ..... | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|---|--------------------------|--------------------------|-------------------------------------|
- L. Housing.** Will the proposal result in:
- |   |                          |                          |                                     |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. Affecting existing housing, or create a demand for additional housing? ..... | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|---|--------------------------|--------------------------|-------------------------------------|
- M. Transportation/Circulation.** Will the proposal result in:
- |   |                          |                                     |                                     |
|---|--------------------------|-------------------------------------|-------------------------------------|
| 1. Generation of substantial additional vehicular movement? .....                           | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 2. Affecting existing parking facilities, or create a demand for new parking? .....         | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 3. Substantial impact upon existing transportation systems? .....                           | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 4. Alterations to present patterns of circulation or movement of people and/or goods? ..... | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 5. Alterations to waterborne, rail, or air traffic? .....                                   | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| 6. Increase in traffic hazards to motor vehicles, bicyclists, or pedestrians? .....         | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
- N. Public Services.** Will the proposal have an effect upon, or result in a need for new or altered governmental services in any of the following areas:
- |   |                          |                          |                                     |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. Fire protection? .....                                   | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Police protection? .....                                 | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Schools? .....   | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. Parks and other recreational facilities? .....           | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 5. Maintenance of public facilities, including roads? ..... | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 6. Other governmental services? .....                       | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- O. Energy.** Will the proposal result in:
- |   |                          |                          |                                     |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. Use of substantial amounts of fuel or energy? .....  | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Substantial increase in demand upon existing sources of energy, or require the development of new sources? ..... | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- P. Utilities.** Will the proposal result in a need for new systems, or substantial alterations to the following utilities:
- |                                    |                          |                          |                                     |
|------------------------------------|--------------------------|--------------------------|-------------------------------------|
| 1. Power or natural gas? .....     | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Communication systems? .....    | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Water? .....                    | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. Sewer or septic tanks? .....    | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 5. Storm water drainage? .....     | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 6. Solid waste and disposal? ..... | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- Q. Human Health.** Will the proposal result in:
- |  |                          |                          |                                     |
|--|--------------------------|--------------------------|-------------------------------------|
| 1. Creation of any health hazard or potential health hazard (excluding mental health)? ..... | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Exposure of people to potential health hazards? .....                                     | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- R. Aesthetics.** Will the proposal result in:
- |  |                          |                                     |                          |
|--|--------------------------|-------------------------------------|--------------------------|
| 1. The obstruction of any scenic vista or view open to the public, or will the proposal result in the creation of an aesthetically offensive site open to public view? ..... | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
|--|--------------------------|-------------------------------------|--------------------------|
- S. Recreation.** Will the proposal result in:
- |   |                          |                          |                          |
|---|--------------------------|--------------------------|--------------------------|
| 1. An impact upon the quality or quantity of existing recreational opportunities? ..... | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
|---|--------------------------|--------------------------|--------------------------|

CALENDAR PAGE	23
MINUTE PAGE	175

T. *Cultural Resources.*

- |   | Yes                      | Maybe                    | No                                  |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. Will the proposal result in the alteration of or the destruction of a prehistoric or historic archeological site?              | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Will the proposal result in adverse physical or aesthetic effects to a prehistoric or historic building, structure, or object? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Does the proposal have the potential to cause a physical change which would affect unique ethnic cultural values?              | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. Will the proposal restrict existing religious or sacred uses within the potential impact area?                                 | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

U. *Mandatory Findings of Significance.*

- |  |                          |                          |                                     |
|--|--------------------------|--------------------------|-------------------------------------|
| 1. Does the project have the potential to degrade the quality of the environment, reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals?   | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Does the project have impacts which are individually limited, but cumulatively considerable?  | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?  | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

III. DISCUSSION OF ENVIRONMENTAL EVALUATION *(See Comments Attached)*

See Attached Discussion.

IV. PRELIMINARY DETERMINATION

On the basis of this initial evaluation:

- I find the proposed project COULD NOT have a significant effect on the environment, and a NEGATIVE DECLARATION will be prepared.
- I find that although the proposed project could have a significant effect on the environment, there will NOT be a significant effect in this case because the mitigation measures described on an attached sheet have been added to the project. A NEGATIVE DECLARATION will be prepared.
- I find the proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required.

Date: 07 / 13 / 90

*Judy Brown*  
 For the State Lands Commission  
 JUDY BROWN  
 24  
 CALENDAR PAGE  
 MINUTE PAGE 1776  
 Form 13.20 (7/85)

III. DISCUSSION OF ENVIRONMENTAL EVALUATION  
Attachment to Environmental Impact Assessment Checklist - Part II  
W 24458

- E1. Lake Tahoe adjacent to APN: 016-300-461, is designated a fish feeding/habitat restoration area on the Tahoe Regional Planning Agency fish habitat maps. Retention of two buoys at this location will not substantially alter the lake bottom and thus will not adversely affect the feeding habitat.
- M5. The applicants presently maintain two unauthorized buoys at this location. The buoys are located approximately 350 feet and 300 feet from the low water elevation 6223', spaced approximately 100 feet apart. The northernmost buoy is located directly waterward of the applicant's northern property line. The closest waterward structure to the north is a pier located approximately 200 feet from the northernmost buoy. The closest waterward structure to the southernmost buoy is a pier located approximately 300 feet to the south.

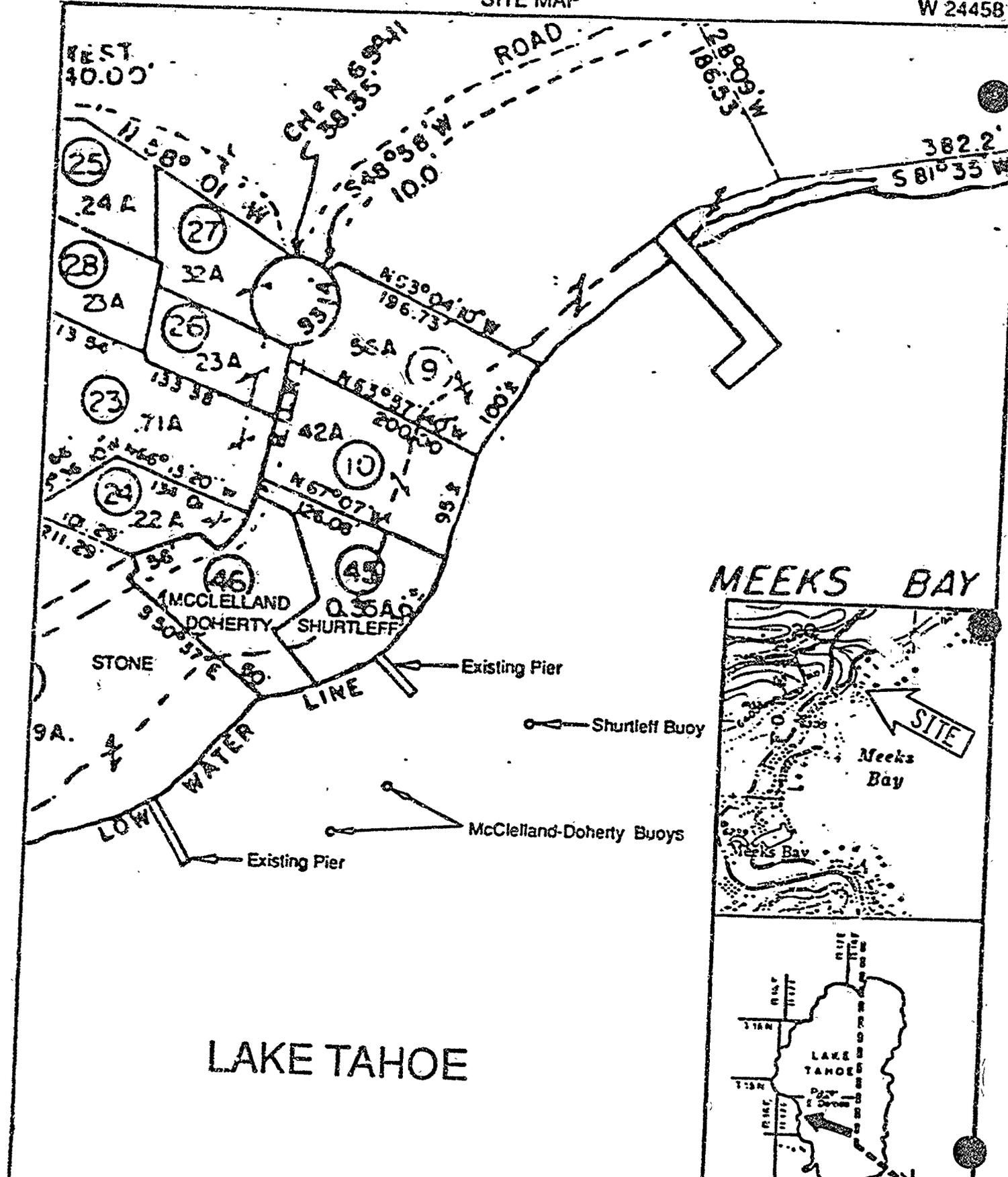
The buoys are located adjacent to private upland ownership and when boats are secured to them, they will limit public access by boat to the shore area at this location, and will continue to restrict use of the shore area available to topline trolling.

- R1. Buoys do not present a significant visual obstruction. However, as reported in The Cumulative Impacts of Shorezone Development at Lake Tahoe, by Phillips, Brandt, Reddick, McDonald, and Grefe, dated February 1978, pp. 4-79, public responses to visual aspects of shorezone development considered a grouping of seven boats closely spaced to be a "visual dislike". Therefore, this proposal does not constitute a significant visual effect.
- S1. The quality and quantity of recreation will change for the owner of these buoys, who will benefit in more convenience, and perhaps more frequent recreational use of Lake Tahoe. Recreational quality will not substantially change for topline trollers.

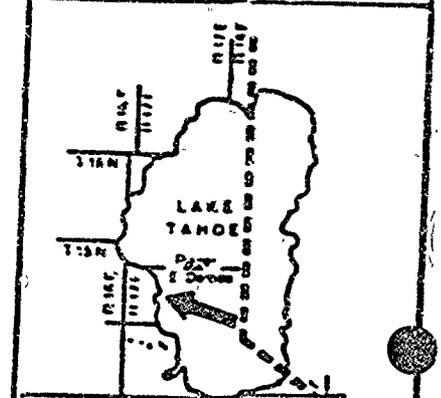
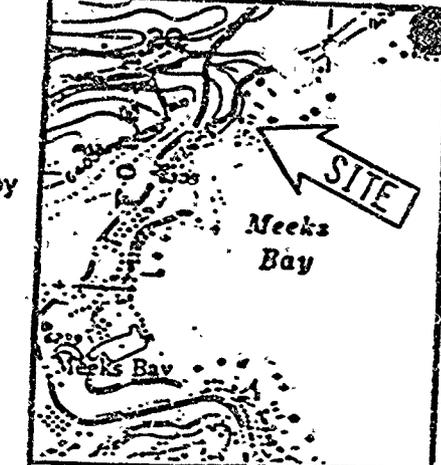
EXHIBIT "A"

SITE MAP

W 24458



MEEKS BAY



LAKE TAHOE

PREPARED JULY 16, 1990 BY LLB.

No Scale

CALENDAR PAGE	46
MINUTE PAGE	1778

## STATE LANDS COMMISSION

ROBERT T. McCARTHY, Lieutenant Governor  
GRAY DAVIS, Controller  
JESSE R. HUFF, Director of Finance

GEORGE DEUKMEJIAN, Governor

EXECUTIVE OFFICE  
1807 - 13th Street  
Sacramento, CA 95814  
CHARLES WARREN  
Executive Officer

July 11, 1990  
File Ref: W 24507  
SCH. NO.: 90020690

NOTICE OF PUBLIC REVIEW  
OF A  
PROPOSED NEGATIVE DECLARATION  
(Section 15073 CCR)

A Negative Declaration has been prepared pursuant to the requirements of the California Environmental Quality Act (Section 21000 et seq., Public Resources Code), the State CEQA Guidelines (Section 15000 et seq., Title 14, California Code Regulations), and the State Lands Commission regulations (Section 2901 et seq., Title 2, California Code Regulations), for a project currently being processed by the staff of the State Lands Commission.

The document is attached for your review. Comments should be addressed to the State Lands Commission office shown above, with attention to the undersigned. All comments must be received by August 10, 1990.

Should you have any questions or need additional information, please call the undersigned at (916) 322-2795.

*Betty Eubanks*  
BETTY EUBANKS  
Division of Research  
and Planning

BE:ma  
Attachment

CALENDAR PAGE	27
MINUTE PAGE	1779

## STATE LANDS COMMISSION

LEO T. MCCARTHY, *Lieutenant Governor*  
GRAY DAVIS, *Controller*  
JESSE R. HUFF, *Director of Finance*

EXECUTIVE OFFICE  
1807 - 13th Street  
Sacramento, CA 95833  
CHARLES WARREN  
Executive Officer

PROPOSED NEGATIVE DECLARATION

EIR ND: 515

File Ref.: W 24507

SCH. NO.: 90020690

Project Title: Rogers Buoy Application

Project Proponent: Miriam Rogers

Project Location: Lake Tahoe, Placer County, near Homewood, adjacent to 5020 Westlake Blvd., APN 097-122-02 and 097-122-14.

Project Description: Authorization of one existing buoy lakeward of APN 097-122-02 and 097-122-14, McKinney Bay, Lake Tahoe.

Contact Person: Betty Eubanks Telephone: (916) 322-2795

This document is prepared pursuant to the requirements of the California Environmental Quality Act (Section 21000 et seq., Public Resources Code), the State CEQA Guidelines (Section 15000 et seq., Title 14, California Code Regulations), and the State Lands Commission regulations (Section 2901 et seq., Title 2, California Code Regulations).

Based upon the attached Initial Study, it has been found that:

 the project will not have a significant effect on the environment. mitigation measures included in the project will avoid potentially significant effects.

FORM 13.17 (4/90)

FILE PAGE	28
NO.	1780

ENVIRONMENTAL IMPACT ASSESSMENT CHECKLIST - PART II

Form 13.26 (7/82)

File Ref.: W 24507

I. BACKGROUND INFORMATION

A. Applicant: Miriam F. Rogers
70 Currey Avenue
Sausalito, CA 94965
415/332-1881

B. Checklist Date: 06 / 15 / 90

C. Contact Person: Betty Eubanks
Telephone: 916 / 322-2795

D. Purpose: Recreational

E. Location: McKinney Bay, Lake Tahoe, adjacent to APN: 097-122-01 and 097-122-14, Placer County.

F. Description: Authorization of one existing mooring buoy.

G. Persons Contacted:

II. ENVIRONMENTAL IMPACTS. (Explain all "yes" and "maybe" answers)

- A. Earth. Will the proposal result in:
1. Unstable earth conditions or changes in geologic substructures?
2. Disruptions, displacements, compaction, or overcompacting of the soil?
3. Change in topography or ground surface relief features?
4. The destruction, covering, or modification of any unique geologic or physical features?
5. Any increase in wind or water erosion of soils, either on or off the site?
6. Changes in deposition or erosion of beach sands, or changes in siltation, deposition or erosion which may modify the channel of a river or stream or the bed of the ocean or any bay, inlet, or...
7. Exposure of all people or property to geologic hazards such as earthquakes, landslides, mudslides, ground failure, or similar hazards?

CALENDAR PAGE 29
MINUTE PAGE 18

- |  | Yes                      | Maybe                               | No                                  |
|--|--------------------------|-------------------------------------|-------------------------------------|
| <b>B. Air.</b> Will the proposal result in:  |                          |                                     |                                     |
| 1. Substantial air emissions or deterioration of ambient air quality?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 2. The creation of objectionable odors?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 3. Alteration of air movement, moisture or temperature, or any change in climate, either locally or regionally?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| <b>C. Water.</b> Will the proposal result in:  |                          |                                     |                                     |
| 1. Changes in the currents, or the course or direction of water movements, in either marine or fresh waters?   | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 2. Changes in absorption rates, drainage patterns, or the rate and amount of surface water runoff?   | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 3. Alterations to the course or flow of flood waters?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 4. Change in the amount of surface water in any water body?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 5. Discharge into surface waters, or in any alteration of surface water quality, including but not limited to temperature, dissolved oxygen or turbidity?                | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 6. Alteration of the direction or rate of flow of ground waters?   | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 7. Change in the quantity of ground waters, either through direct additions or withdrawals, or through interception of an aquifer by cuts or excavations?                | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 8. Substantial reduction in the amount of water otherwise available for public water supplies?   | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 9. Exposure of people or property to water-related hazards such as flooding or tidal waves?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 10. Significant changes in the temperature, flow or chemical content of surface thermal springs?   | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| <b>D. Plant Life.</b> Will the proposal result in:   |                          |                                     |                                     |
| 1. Change in the diversity of species, or number of any species of plants (including trees, shrubs, grass, crops, and aquatic plants)?                                   | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 2. Reduction of the numbers of any unique, rare or endangered species of plants?   | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 3. Introduction of new species of plants into an area, or in a barrier to the normal replenishment of existing species?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 4. Reduction in acreage of any agricultural crop?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| <b>E. Animal Life.</b> Will the proposal result in:  |                          |                                     |                                     |
| 1. Change in the diversity of species, or numbers of any species of animals (birds, land animals including reptiles, fish and shellfish, benthic organisms, or insects)? | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| 2. Reduction of the numbers of any unique, rare or endangered species of animals?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 3. Introduction of new species of animals into an area, or result in a barrier to the migration or movement of animals?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 4. Deterioration to existing fish or wildlife habitat?   | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| <b>F. Noise.</b> Will the proposal result in:  |                          |                                     |                                     |
| 1. Increase in existing noise levels?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 2. Exposure of people to severe noise levels?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| <b>G. Light and Glare.</b> Will the proposal result in:  |                          |                                     |                                     |
| 1. The production of new light or glare?   | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| <b>H. Land Use.</b> Will the proposal result in:   |                          |                                     |                                     |
| 1. A substantial alteration of the present or planned land use of an area?   | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| <b>I. Natural Resources.</b> Will the proposal result in:  |                          |                                     |                                     |
| 1. Increase in the rate of use of any natural resources?   | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| 2. Substantial depletion of any nonrenewable resources?  | <input type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |

- J. Risk of Upset.** Does the proposal result in:
1. A risk of an explosion or the release of hazardous substances (including, but not limited to, oil, pesticides, chemicals, or radiation) in the event of an accident or upset conditions? Yes  Maybe  No
2. Possible interference with emergency response plan or an emergency evacuation (plan)?
- K. Population.** Will the proposal result in:
1. The alteration, distribution, density, or growth rate of the human population of the area?
- L. Housing.** Will the proposal result in:
1. Affecting existing housing, or creates a demand for additional housing?
- M. Transportation/Circulation.** Will the proposal result in:
1. Generation of substantial additional vehicular movement?
2. Affecting existing parking facilities, or create a demand for new parking?
3. Substantial impact upon existing transportation systems?
4. Alterations to present patterns of circulation or movement of people and/or goods?
5. Alterations to waterborne, rail, or air traffic?
6. Increase in traffic hazards to motor vehicles, bicyclists, or pedestrians?
- N. Public Services.** Will the proposal have an effect upon, or result in a need for new or altered governmental services in any of the following areas:
1. Fire protection?
2. Police protection?
3. Schools?
4. Parks and other recreational facilities?
5. Maintenance of public facilities, including roads?
6. Other governmental services?
- O. Energy.** Will the proposal result in:
1. Use of substantial amounts of fuel or energy?
2. Substantial increase in demand upon existing sources of energy, or require the development of new sources?
- P. Utilities.** Will the proposal result in a need for new systems, or substantial alterations to the following utilities:
1. Power or natural gas?
2. Communication systems?
3. Water?
4. Sewer or septic tanks?
5. Storm water drainage?
6. Solid waste and disposal?
- Q. Human Health.** Will the proposal result in:
1. Creation of any health hazard (or potential health hazard (excluding mental health)?
2. Exposure of people to potential health hazards?
- R. Aesthetics.** Will the proposal result in:
1. The obstruction of any scenic vista or view open to the public, or will the proposal result in the creation of an aesthetically offensive site open to public view?
- S. Recreation.** Will the proposal result in:
1. An impact upon the quality or quantity of existing recreational opportunities?

CALENDAR PAGE 31  
 MINUTE PAGE 1783