MINUTE ITEM
This Calendar Item No. C08
was approved as Minute Item
No. C08 by the State Lands
Commission by a vote of 3
to 0 at its 8-22-90
meeting.

CALENDAR ITEM

A 7

S 1

C 0 8

08/22/90
PRC 6937
J. Ludlow

APPROVAL OF A RECREATIONAL PIER PERMIT

APPLICANT: John P. Geyer and Delores H. Geyer,
Co-Trustees
2513 Biltmore Drive
Alamo, California 94507

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

LAND USE: Retention, use and maintenance of a low level boatlift on an existing authorized pier.

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

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.

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AB 884: 01/12/91.

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 Small Structures, 14 Cal. Code Regs 15303(e).

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

2. In January, 1986, the Commission approved the reconstruction of the existing pier at the site. The boatlift, which was installed while the pier was being rebuilt, was not authorized within the Tahoe Regional Planning Agency's permit. The applicant has subsequently received a permit for the boatlift from T.R.P.A.

3. This property was physically inspected by staff for purposes of evaluating the impact of the proposed activity on the public trust.

4. The issuance of this permit supersedes any prior authorization by the State Lands Commission at this location.

5. 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.

6. 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.

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7. 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 permit 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 the State to make such alteration.

8. 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:
Tahoe Regional Planning Agency, Placer County Letter of Approval.

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 3, (NEW CONSTRUCTION), 14 CAL. CODE REGS. 15303(e).

2. AUTHORIZE ISSUANCE TO JOHN P. GEYER AND DELORES H. GEYER, CO-TRUSTEES, OF A FIVE-YEAR RECREATIONAL PERMIT, BEGINNING AUGUST 22, 1990, FOR THE RETENTION, USE, AND MAINTENANCE OF AN EXISTING PIER WITH BOATLIFT ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

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CALENDAR ITEM NO. C 68 CONT'D

3. FIND THAT THE ISSUANCE OF THIS PERMIT SUPERSEDES ANY PRIOR AUTHORIZATION BY THE STATE LANDS COMMISSION FOR A PIER AT THIS LOCATION.

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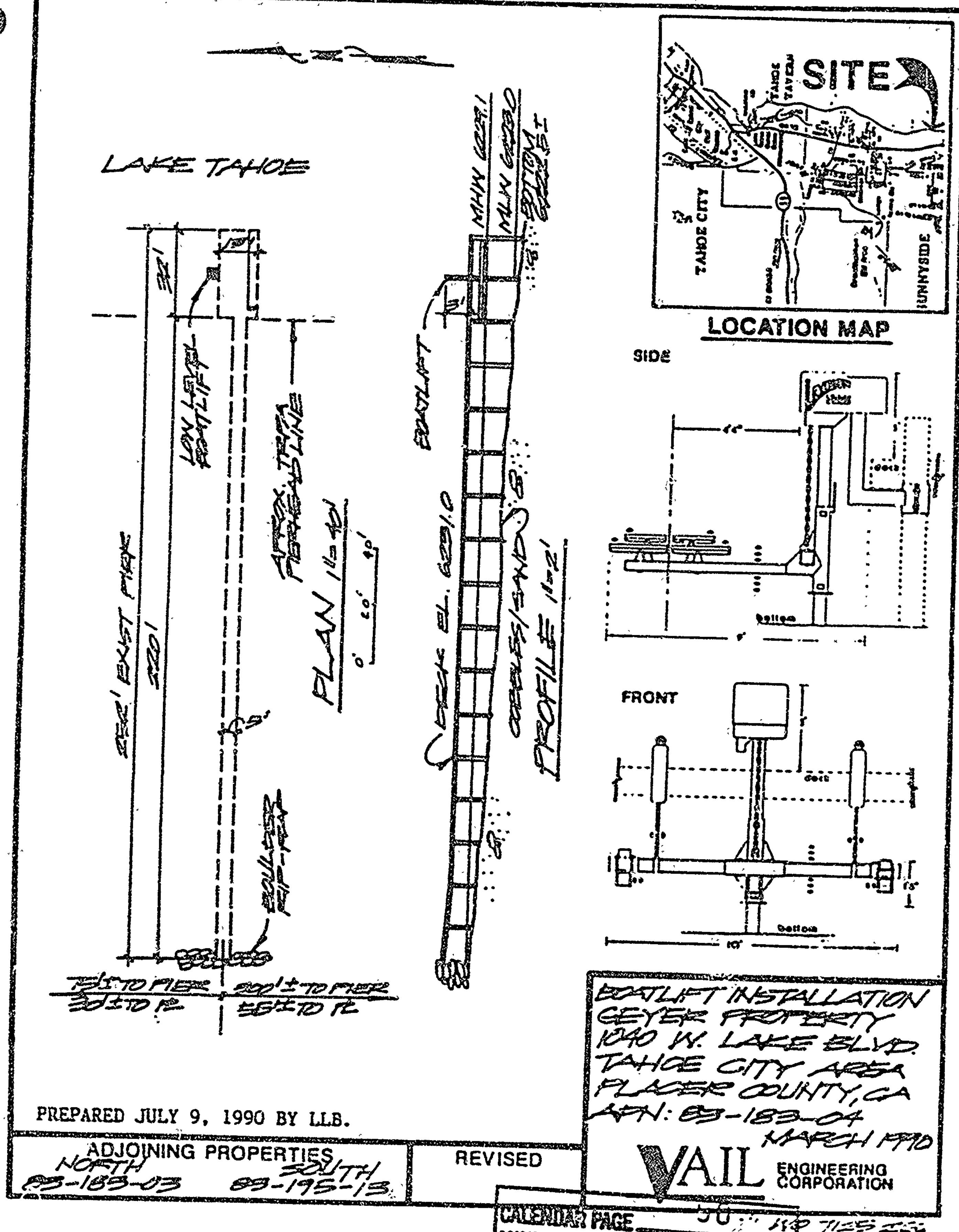
EXHIBIT "A"

LAND DESCRIPTION

PRC 6937



PREPARED JULY 9, 1990 BY LLB.

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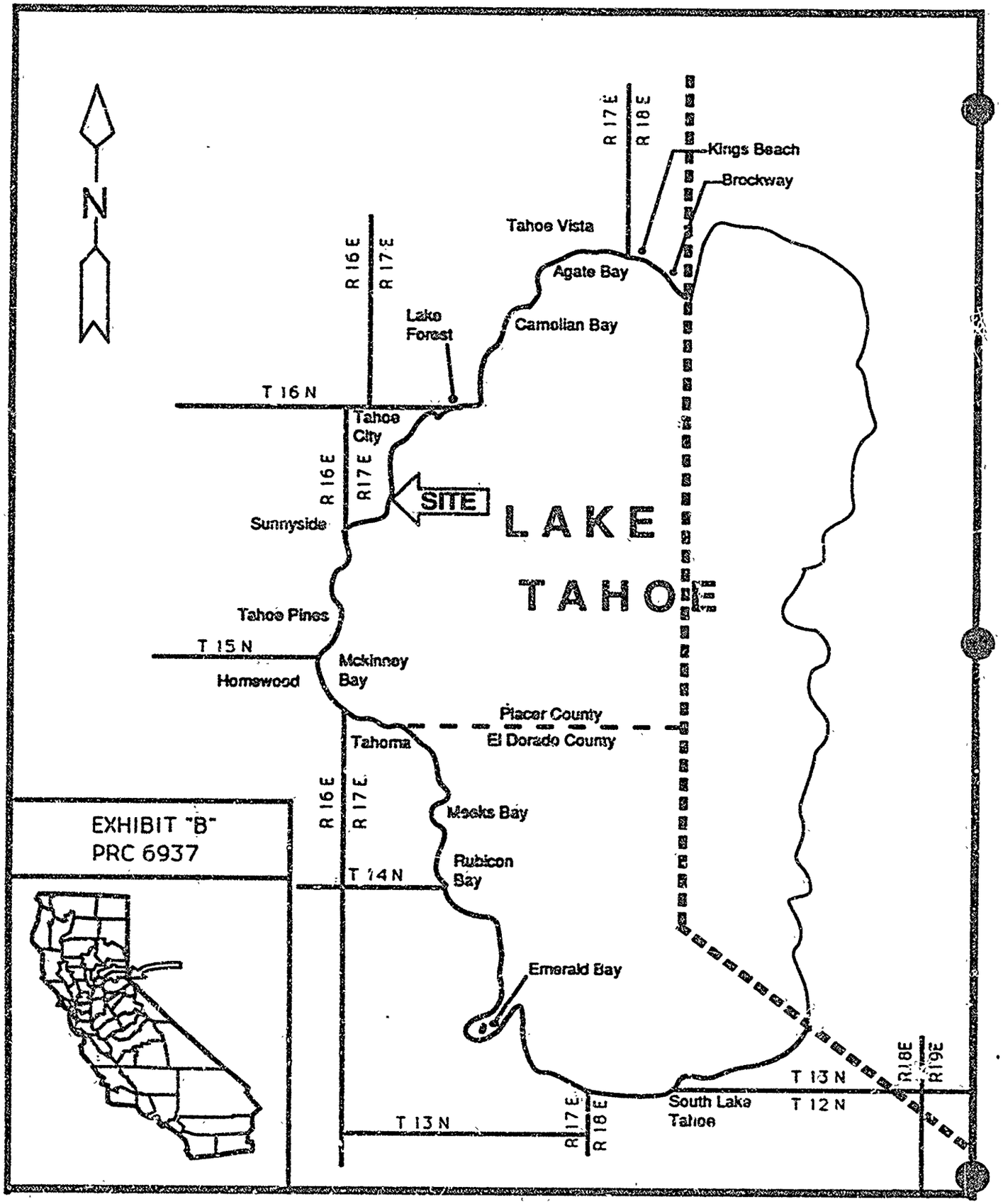

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EXHIBIT "C"
P.R.C. 6937.9

RECEIVED
JUL 31 1990
PLACER COUNTY
DEPT. OF PUBLIC WORKS

Date

File Ref: PRC 6937.9

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

Subject: Building Permit for Pier (After the fact permit for boatlift on an existing permitted pier)

Name: John and Delores H. Geyer

Address 2513 Biltmore Drive

Alamo, CA 94507

Placer County Assessor's Parcel No. 083-183-04

Upland Address: 1040 West Lake Boulevard

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 repair/construction or to the issuance of the State Lands Commission's permit.

If you have any questions, you may reach me at (916) 889-7584

Sincerely,

Jan Christian

JAN CHRISTIAN
Associate Civil Engineer

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