

MINUTE ITEM
This Calendar Item No. C07
was approved as Minute Item
No. C07 by the State Lands
Commission by a vote of 2
to 0 at its 9-27-90
meeting.

CALENDAR ITEM

A 7
S 1

C 0 7

09/27/90
PRC 4853
J. Ludlow

RECREATIONAL PIER PERMIT

APPLICANTS: Linda Catron, Susan Hillstrom,
and Byron Hillstrom
3020 Washington Street
San Francisco, California 94115

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

LAND USE: Reconstruction, relocation, a 15-foot extension
of an existing multi-use pier, and the
retention of two mooring buoys.

TERMS OF PROPOSED PERMIT:

. Initial period: Five years beginning
September 27, 1990.

CONSIDERATION: Rent-free pursuant to Section 6503.5 of the
P.R.C.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS:
Applicant is owner of upland.

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CALENDAR ITEM NO. C 07 (CONT'D)

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: 11/28/90.

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 a Proposed Negative Declaration identified as EIR ND 525, State Clearinghouse No. 90020845. Such Proposed Negative Declaration was prepared and circulated for public review pursuant to the provisions of CEQA.

Based upon the Initial Study, the Proposed Negative Declaration, 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. 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.
3. The Department of Fish and Game has determined that the shorezone at this location is unsuitable habitat for Tahoe Yellow Cress (*Rorippa*) and has issued, pursuant to consultation under the California Endangered Species Act (CESA), a letter of "no jeopardy" for the proposed project.

CALENDAR ITEM NO 007 (CONT'D)

4. The issuance of this permit supersedes any prior authorization by the State Lands Commission at this location.
5. This property was physically inspected by staff for purposes of evaluating the impact of the proposed activity on the public trust.
6. 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 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.
7. 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.
8. 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 is 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

CALENDAR ITEM NO. C 07 (CONT'D)

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

9. The Applicants have 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, El Dorado County, Department of Fish and Game, and Lahontan Regional Water Quality Control Board

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers.

EXHIBITS:

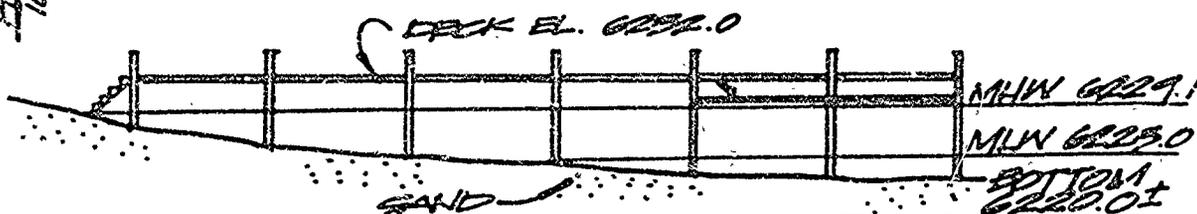
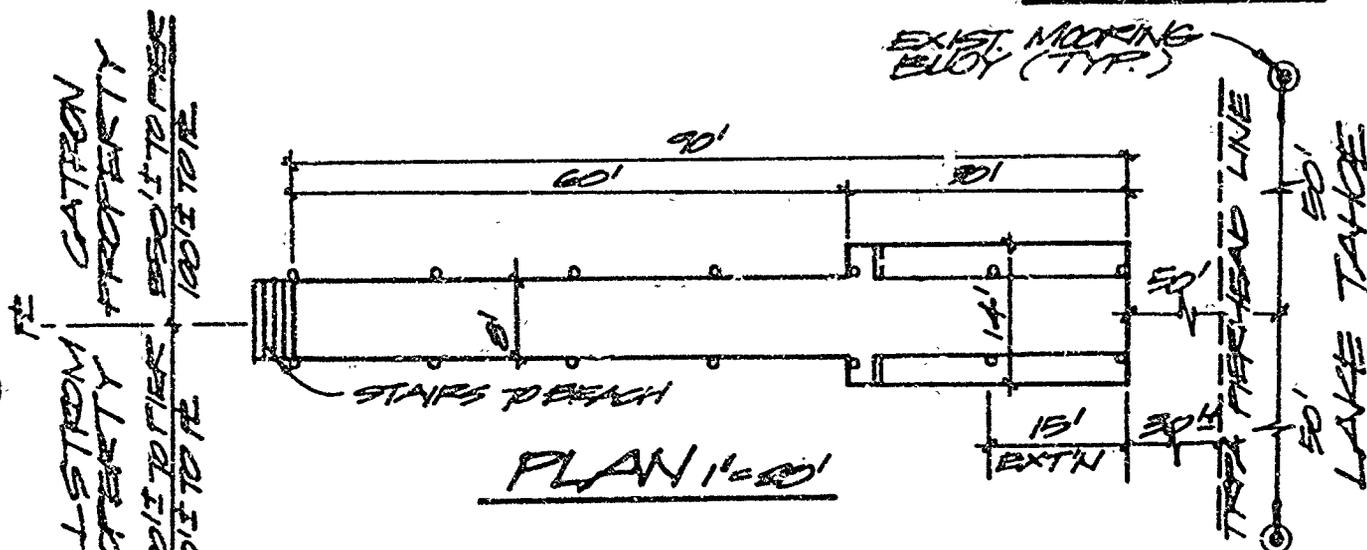
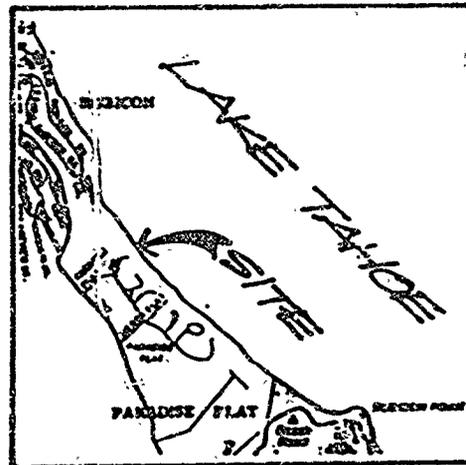
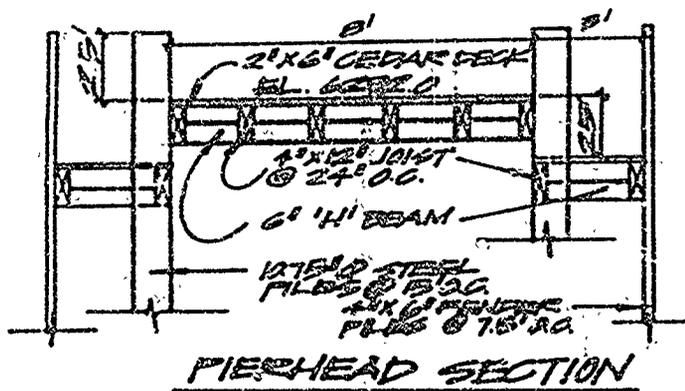
- A. Land Description.
- B. Location Map.
- C. El Dorado County Letter of Approval.
- D. Negative Declaration
- E. Fish and Game Letter of No Jeopardy.

IT IS RECOMMENDED THAT THE COMMISSION:

1. CERTIFY THAT A NEGATIVE DECLARATION, EIR ND 525, STATE CLEARINGHOUSE NO. 90020845, WAS PREPARED FOR THIS PROJECT PURSUANT TO THE PROVISIONS OF THE CEQA AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
2. DETERMINE THAT THE PROJECT, AS APPROVED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
3. FIND THAT THE ISSUANCE OF THIS PERMIT SUPERSEDES ANY PRIOR AUTHORIZATION BY THE STATE LANDS COMMISSION AT THIS LOCATION.
4. AUTHORIZE ISSUANCE TO LINDA CATRON, SUSAN HILLSTROM, AND BRYAN HILLSTROM OF A FIVE-YEAR RECREATIONAL PIER PERMIT, BEGINNING SEPTEMBER 27, 1990 FOR THE RECONSTRUCTION, RELOCATION, A FIFTEEN-FOOT EXTENSION OF AN EXISTING MULTI-USE PIER, AND THE RETENTION OF TWO MOORING BUOYS ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED, AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"
LAND DESCRIPTION

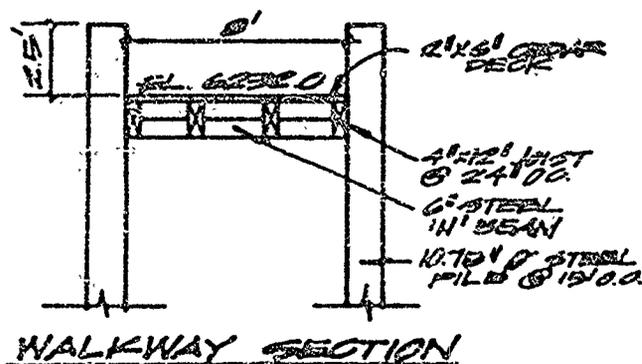
PRC 4853



Prepared June 1, 1990
by Judy Ludlow

California State 105
Planning Code 2475

NOTE:
RELOCATION OF EXIST. PIER
TO BE APPROX. 5' SOUTH TO
COMMON PROPERTY LINE.



PIER RELOCATION
AND EXTENSION
CATRON/HILLSTROM
PARADISE FLAT AREA
EL. DORADO COUNTY, CA
SPN: 017-021-201, 211
DECEMBER 1989

ADJOINING PROPERTIES
NORTH 017-021-19
SOUTH 017-021-21

REVISED
4/97

RAYMOND VAIL AND ASSOCIATES
SACRAMENTO • ASTORIA • SALT LAKE CITY • WYOMING • P.O. BOX 111111 • SALT LAKE CITY, UT 84111

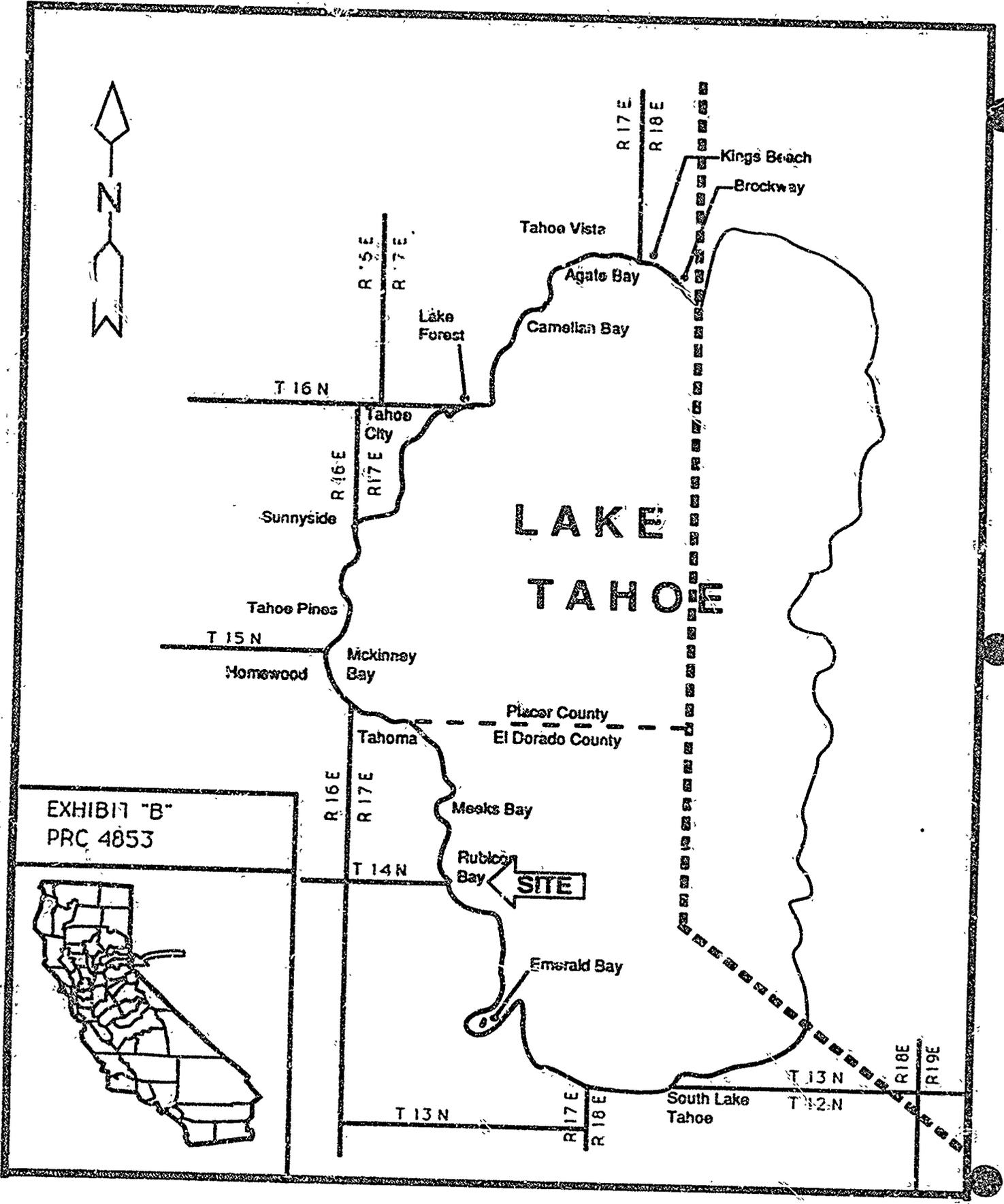


EXHIBIT "B"
PRC 4853

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EXHIBIT "C"

RVA - TAHOE

MAR 27 1985

RECEIVED

Date 2-16-89

File Ref: PRG-4853.9

Ms. Judy Ludlow
California State Lands Commission
1907 13th Street
Sacramento, California 95816

Subject: Building Permit for Pier (Pier reconstruction and relocation
and retention of two mooring buoys)

Name: Linda Catron, Susan and Bryan Hillstrom

Address: 3020 Washington Street

San Francisco, California 94115

Tahoe Address: Unknown

County Assessor's Parcel No. 017-021-20 and 21

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)445-7134

Sincerely,

El Dorado County
Building Division



JOHN S. WALKER
Building Inspector III

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

66311

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STATE LANDS COMMISSION

LEO 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

August 24, 1990
File Ref: WP 4853
SCH. NO. 90020845

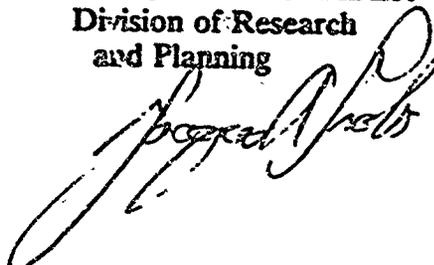
**NOTICE OF PUBLIC REVIEW
OF AN
AMENDED NEGATIVE DECLARATION
(Section 15073 CCR)**

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 September 23, 1990.

Should you have any questions or need additional information, please call the undersigned at (916) 323-7209.

JACQUES A. GRABER
Division of Research
and Planning



JB:ma
Attachment

STATE LANDS COMMISSION

NOT. McCARTHY, Lieutenant Governor
GRAY DAVIS, Counselor
JESSE R. HUFF, Director of Finance

GEORGE DEUKMEJIAN, Governor

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

PROPOSED NEGATIVE DECLARATION

EIR ND: 525

File Ref.: WP 4853

SCH. NO.:

Project Title: **C A T R O N / H I L L S T R O M P I E R**
RECONSTRUCTION/EXTENSION

Project Proponent: **Linda Catron**

Project Location: **Lake Tahoe, Paradise Flat, El Dorado County, adjacent to**
APN: 017-021-20, 21

Project Description: **Reconstruction and extension of an existing multi-use pier.**

Contact Person: **Jacques Graber Telephone: (916) 323-7209**

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)

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STATE LANDS COMMISSION

ENVIRONMENTAL IMPACT ASSESSMENT CHECKLIST - PART II

Form 13.20 (7/82)

File Ref.: PRC 4853

I. BACKGROUND INFORMATION

- A. Applicant: Linda Catron
999 Green Street #2603
San Francisco, CA 94133
- B. Checklist Date: 08 / 23 / 90
- C. Contact Person: Jacques Graber
Telephone: (916) 323-7209
- D. Purpose: Recreational use
- E. Location: Lake Tahoe, Paradise Flat
- F. Description: Reconstruction and extension of an existing multi-use pier, and retention of two existing mooring buoys.
- G. Persons Contacted: _____

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

- A. Earth. Will the proposal result in:
- | | Yes | Maybe | N |
|--|--------------------------|--------------------------|-------------------------------------|
| 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"/> |

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2490

B. *Air*. Will the proposal result in:

Yes Maybe No

- 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 numbers 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?

111
2481

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?
2. Possible interference with emergency response plan or an emergency evacuation plan?

Yes Maybe No

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<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"/>
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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"/>
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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?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<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?
2. Police protection?
3. Schools?
4. Parks and other recreational facilities?
5. Maintenance of public facilities, including roads?
6. Other governmental services?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<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?
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"/>
<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?
2. Communication systems?
3. Water?
4. Sewer or septic tanks?
5. Storm water drainage?
6. Solid waste and disposal?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<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)?
2. Exposure of people to potential health hazards?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<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 type="checkbox"/>	<input checked="" type="checkbox"/>
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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 checked="" type="checkbox"/>
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MINUTE PAGE 2492

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?
- 2. Will the proposal result in adverse physical or aesthetic effects to a prehistoric or historic building, structure, or object?
- 3. Does the proposal have the potential to cause a physical change which would affect unique ethnic cultural values?
- 4. Will the proposal restrict existing religious or sacred uses within the potential impact area?

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?
- 2. Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals?
- 3. Does the project have impacts which are individually limited, but cumulatively considerable?
- 4. Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?

III. DISCUSSION OF ENVIRONMENTAL EVALUATION (See Comments Attached)

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: 08 / 24 / 90

Jacques Graber
 For the State Lands Commission **JACQUES GRABER**
 2493
 Form 11.20 (7/82)

III. DISCUSSION OF ENVIRONMENTAL EVALUATION
WP 4853 - Catron/Hillstrom

C. Water

5. The project involves the removal of 14 existing wood pilings and subsequent replacement with steel pilings. Extraction of the old pilings may generate turbid conditions. If extraction of existing pilings is too difficult, they will be cut off flush with the bottom surface with the stubs of the original pilings left in place. Driving in the new pilings can also create turbidity.

Caissons or sleeves are required to be placed around the existing pilings or new pilings to reduce turbidity during these operations. TRPA permit conditions require the use of a turbidity screen around the entire project during construction.

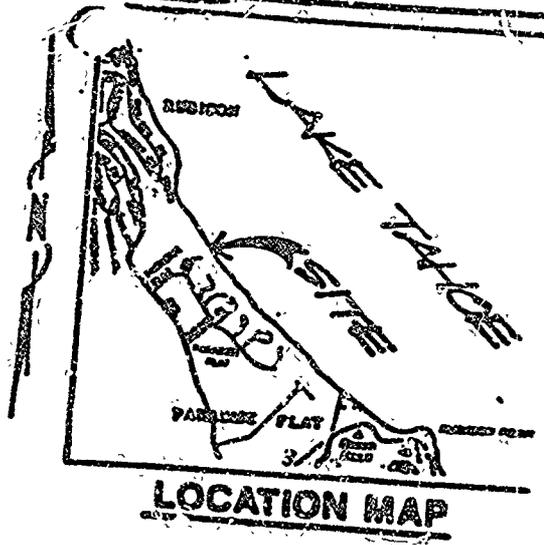
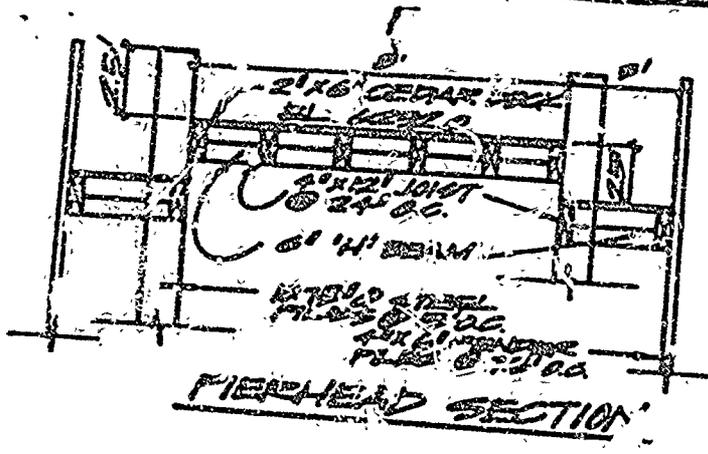
D. Plant Life

2. The shoreline of Lake Tahoe is known habitat for Rorippa subumbellata Coll., listed by California as an endangered plant species. The reconstruction of the existing pier will disturb the shoreline above elevation 6223'.

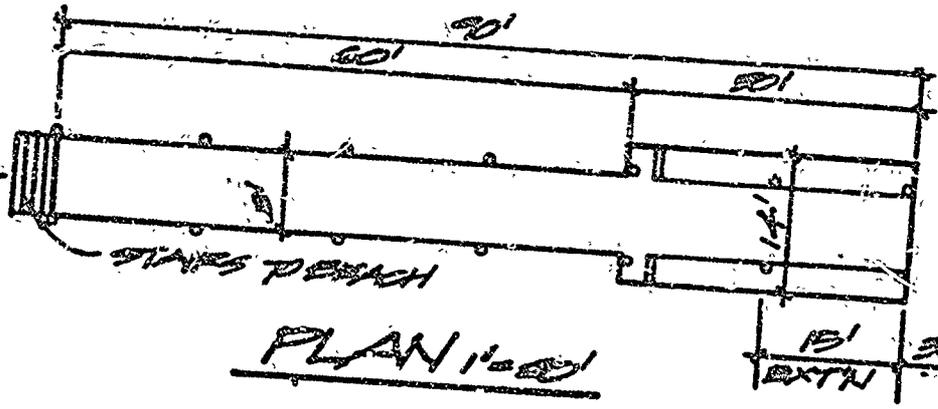
The California Department of Fish and Game has issued an informal "no jeopardy" opinion dated August 16, 1990 (attached). This opinion states that no Rorippa plants were found on the parcel and that the habitat is not suitable for the species.

F. Noise

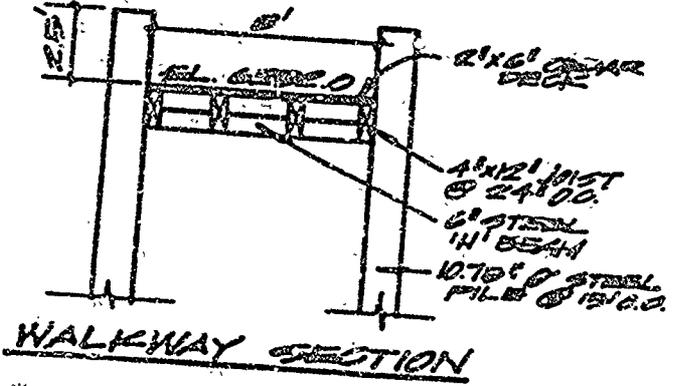
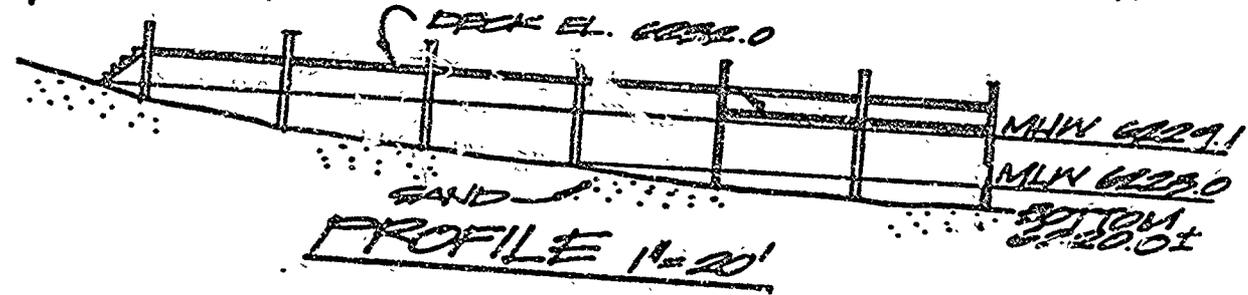
1. Noise levels may increase during the demolition and construction phases. The pile extraction and driving in new pilings will create the greatest noise impacts. Construction noise during building of the deck will continue until complete. These noise impacts will be temporary and occur only during normal working hours.
2. There may be some brief episodes of severe noise levels in the work site vicinity. The severe noise levels are usually very brief in duration, occurring during normal working hours.



HILL-STREAM PROPERTY
 GATRON PROPERTY
 100' TO BE
 100' TO BE



LAKE TAHOE
 TRAIL PIERHEAD LINE



NOTE:
 RELOCATION OF EXIST. PILE
 TO BE APPROX. 5' SOUTH OF
 COMMON PROPERTY LINE

PIER RELOCATION/
 RECONSTRUCTION/
 EXTENSION - GATRON
 HILL-STREAM PROPERTY,
 PARADISE FLAT AREA,
 EL DORADO COUNTY, CA
 A-11-017-021-20, 21
 DECEMBER 1989

ADJOINING PROPERTIES
 NORTH 017-021-19
 SOUTH 017-021-04

REVISED
 12/89

RAYMOND VAN LAND ASSOCIATES
 ENGINEERING ARCHITECTURE SURVEYING

NO TREES

Memorandum

To : Mr. Charles Warren, Executive Officer
State Lands Commission
1807 13th Street
Sacramento, CA 95814-9990

Date : August 16, 1990

From : Department of Fish and Game - Region 2

Subject : Informal Consultation for Several Proposed Projects for Tahoe Yellow Cross, Placer County

The Department of Fish and Game (DFG) has reviewed the request from the State Lands Commission for informal consultation pursuant to the California Endangered Species Act to determine if the proposed projects listed below may impact the Tahoe yellow cross (*Rorippa subumbellata*). The Tahoe yellow cross is an endemic State-listed Endangered species and a Federal Candidate species that is found only on granitic sandy beach and sandy cobblestone habitats on the shores of Lake Tahoe. Pier construction and maintenance activities may seriously impact existing populations and habitat for this species.

If potential or existing habitat exists on the project site, the DFG must make a determination of jeopardy until such time as the *Rorippa* habitat management plan has been completed and has identified appropriate mitigation measures which will offset adverse impacts to *Rorippa*.

The DFG reviewed the following projects and has made the subsequent informal determinations under CESA:

<u>Project</u>	<u>Determination</u>
Crabtree Property APN: 98-191-27	No Jeopardy
Hancock Property APN: 017-021-28	No Jeopardy
Harry/Washbir APN: 016-101-141, 531 & 016-142-091	No Jeopardy
Catron/Hillstrom APN: 017-021-201, 211	No Jeopardy
Cedar Point APN: 83-500-13	No Jeopardy

Mr. Charles Warren

-2-

August 16, 1990

Agate Bay Sun Club
APN: 98-210-08

Jeopardy

Kranes
APN: 116-100-02

Jeopardy (until
more information
provided)

If we can be of further assistance, please contact
Ms. Sherry Teresa, Associate Wildlife Biologist, or
Mr. Jerry Mensch, Environmental Services Supervisor, telephone
(916) 355-7030.


James D. Messersmith
Regional Manager

State of California

The Resources Agency

Memorandum

EXHIBIT "E"
PRC 4853

To : Mr. Charles Warren, Executive Officer
State Lands Commission
1807 13th Street
Sacramento, CA 95814-9990

Date : August 16, 1990

From : Department of Fish and Game - Region 2

Subject: Informal Consultation for Several Proposed Projects for Tahoe Yellow Cress, Placer County

The Department of Fish and Game (DFG) has reviewed the request from the State Lands Commission for informal consultation pursuant to the California Endangered Species Act to determine if the proposed projects listed below may impact the Tahoe yellow cress (Rorippa subumbellata). The Tahoe yellow cress is an endemic state-listed Endangered species and a Federal Candidate species that is found only on granitic sandy beach and sandy cobblestone habitats on the shores of Lake Tahoe. Pier construction and maintenance activities may seriously impact existing populations and habitat for this species.

If potential or existing habitat exists on the project site, the DFG must make a determination of jeopardy until such time as the Rorippa habitat management plan has been completed and has identified appropriate mitigation measures which will offset adverse impacts to Rorippa.

The DFG reviewed the following projects and has made the subsequent informal determinations under CESA:

<u>Project</u>	<u>Determination</u>
Crabtree Property APN: 99-191-27	No Jeopardy
Hancock Property APN: 017-021-28	No Jeopardy
Harry/Mashbir APN: 016-101-141, 521 & 016-142-091	No Jeopardy
Catron/Hillstrom APN: 017-021-201, 211	No Jeopardy
Cedar Point APN: 83-300-13	No Jeopardy