

MINUTE ITEM

This Calendar Item No. 006
was approved as Minute Item
No. 06 by the State Lands
Commission by a vote of 3
to 0 at its 5/5/92
meeting.

CALENDAR ITEM

A 7
S 1

006

05/05/92
PRC 3996
Gordon

GENERAL PERMIT - RECREATIONAL USE

PERMITTEE:

Prunetree
P. O. Box 5879
San Jose, California 95150

AREA, TYPE LAND AND LOCATION:

A 0.093-acre area of submerged land located in Carnelian Bay, Lake Tahoe, near Dollar Point, Placer County.

LAND USE:

Maintenance of an existing pier and unauthorized mooring buoy utilized for recreational boating.

TERMS OF PROPOSED PERMIT:

Initial period:
Five (5) years beginning March 19, 1990.

Public liability insurance:
Combined single limit coverage of \$500,000.

Special:

1. The permit is conditioned on Permittee's conformance with the Tahoe Regional Planning Agency's Shorezone Ordinance.
2. The permit prohibits any residential use of the facilities.
3. The permit conforms to the Lyon/Fogerty decision.

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4. The permit is conditioned on the right of public access along the shorezone lakeward of the ordinary high water line.

5. The permit is conditioned on Permittee's retention of the public trust area and the Rorippa habitat area in its natural condition.

CONSIDERATION:

\$677.42 per annum.

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS:

Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fee has been received.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

B. Cal. Code Regs.: Title 3, Div. 3; Title 14, Div. 6.

AB 884:

10/25/92

OTHER PERTINENT INFORMATION:

1. This is an application to replace applicant's permit for a pier which expired March 18, 1990, and to authorize applicant's existing mooring buoy.

2. As to the pier, 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 Ca.. Code Regs. 15300, and 2 Cal. Code Regs. 2905.

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3. As to the mooring buoy, 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 585, State Clearinghouse No. 92032084. 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))

4. In order to determine the potential trust uses in the area of this activity, staff contacted representatives of the following agencies: Tahoe Regional Planning Agency, Department of Fish and Game, County of Placer, and the Tahoe Conservancy. None of these agencies expressed a concern that this activity 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.

Staff has completed a physical inspection of the site prior to the Commission's consideration of this recommendation.

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 activity is consistent with its use classification.

APPROVALS OBTAINED:

Tahoe Regional Planning Agency, United States Army Corps of Engineers, California Department of Fish and Game, Lahontan Regional Water Quality Control Board, and County of Placer.

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FURTHER APPROVALS REQUIRED:

None.

EXHIBITS:

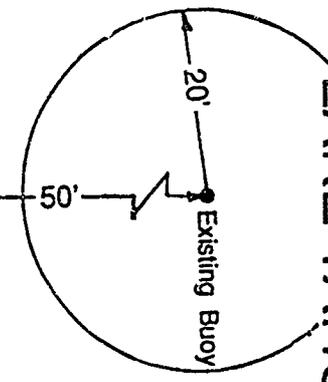
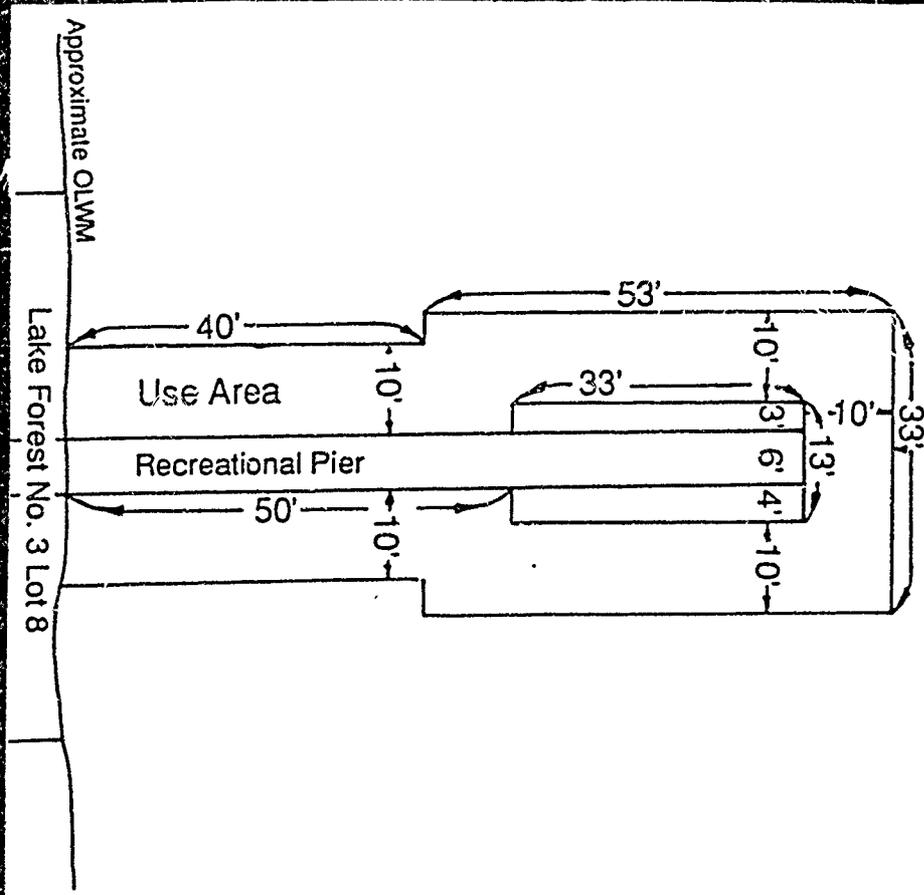
- A. Land Description
- B. Location Map
- C. Local Government Comment
- D. Proposed Negative Declaration No. 585

IT IS RECOMMENDED THAT THE COMMISSION:

1. AS TO THE PIER, 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, 2 CAL. CODE REGS. 2905(a)(2).
2. AS TO THE MOORING BUOY, CERTIFY THAT A NEGATIVE DECLARATION, EIR ND 585, STATE CLEARINGHOUSE NO. 92032084, WAS PREPARED FOR THIS PROJECT PURSUANT TO THE PROVISIONS OF THE CEQA AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
3. DETERMINE THAT THE PROJECT, AS APPROVED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZE ISSUANCE TO PRUNETREE OF A FIVE-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING MARCH 19, 1990; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$677.42; AND WITH PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$500,000; FOR MAINTENANCE OF AN EXISTING PIER AND MOORING BUOY UTILIZED FOR RECREATIONAL BOATING ON THE LAND DELINEATED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

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LAKE TAHOE



REVISED SEPTEMBER 25, 1990 BY LLB. Scale 1"=20'



EXHIBIT "A" ·
 LAND DESCRIPTION
 PRUNETREE
 APN 92-110-034
 PRC 3996.1
 LAKE TAHOE
 PLACER COUNTY



No Scale

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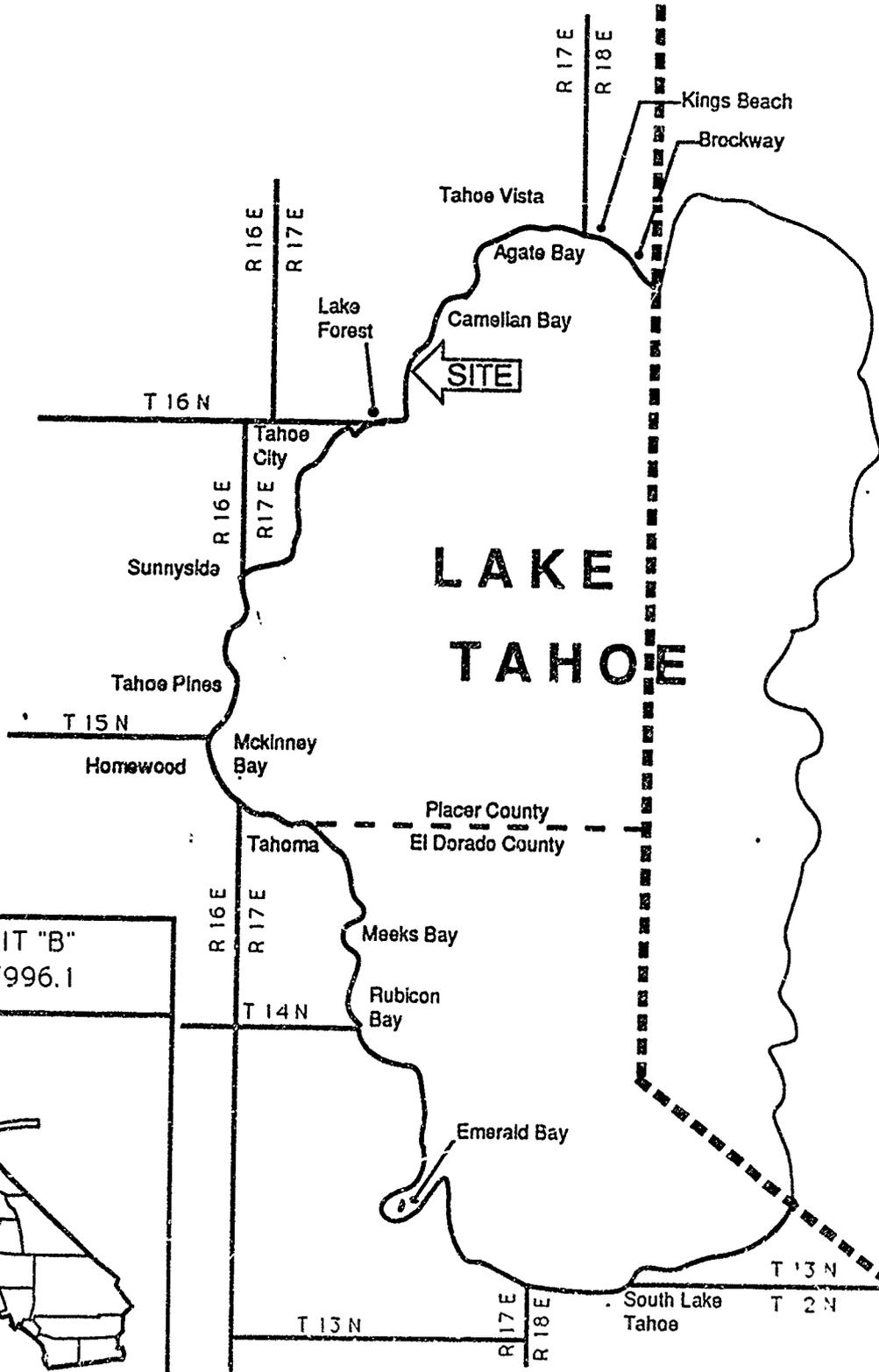


EXHIBIT "C"

Date: 9/23/91

File Ref: PRC 3996.1

State Lands Commission
Attn: Gerald D. Gordon
1807 - 13th Street
Sacramento, California 95814

Greetings:

Subject: One Existing Pier and One Existing Mooring Buoy in Carnelian Bay,
Lake Tahoe, near Dollar Point

Name: Prunetree
Address: Attn: James S. Melehan
P. O. Box 5879
San Jose, California 95150

Assessor's Parcel No. 092-110-34

The County of Placer has received notice of the above-referenced activity in Lake Tahoe and has no objection to said facilities/project or to the issuance of a permit or lease by the State Lands Commission for such use of sovereign lands.

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

County of Placer
Department of Public Works
Jack Warren, Director

Jan Christian
JAN CHRISTIAN

92991

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STATE LANDS COMMISSION

LEO T. McCARTHY, *Lieutenant Governor*
GRAY DAVIS, *Controller*
THOMAS W. HAYES, *Director of Finance*

EXECUTIVE OFFICE
1807 - 13th Street
Sacramento, CA 95811

CHARLES WARREN
Executive Officer

EXHIBIT "D"

March 25, 1992
File: PRC 3996
ND 585

**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 April 25, 1992.

Should you have any questions or need additional information, please call the undersigned at (916) 322-7826.



DOUG MILLER
Division of Environmental
Planning and Management

Attachment

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STATE LANDS COMMISSION

LEO T. McCARTHY, *Lieutenant Governor*
GRAY DAVIS, *Controller*
THOMAS W. HAYES, *Director of Finance*

EXECUTIVE OFFICE
1807 - 13th Street
Sacramento, CA 95814

CHARLES WARREN
Executive Officer

PROPOSED NEGATIVE DECLARATION

File: PRC 3996
ND 585
SCH No. 92032084

Project Title: Prunetree Retention of One Existing Mooring Buoy
Proponent: James S. Melehan
Project Location: Lake Forest Unit #8, Lot 3, Lake Tahoe, APN 92-110-034,
Placer County
Project Description: Authorization for retention of one existing mooring buoy.
Contact Person: Doug Miller Telephone: 916/322-7826

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:

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

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



ENVIRONMENTAL IMPACT ASSESSMENT CHECKLIST -- PART II

Form 13.20 (7/82)

File Ref. PRC 3996.9

I. BACKGROUND INFORMATION

A. Applicant: Prunetree
P.O. Box 5879
San Jose, California 95150

B. Checklist Date: 3 / 23 / 92

C. Contact Person: Douglas R. Miller, Jr.
Telephone: (916) 322-7826

D. Purpose: Authorize retention of existing buoy

E. Location: Lake Forest Unit No. 3 Lot 8 in Section 28 T16N. R17E. MDB&M
Lake Tahoe, Placer County at Carnelian Bay, Lake Tahoe near Dollar Point.

F. Description: Authorize retention of an existing mooring buoy

G. Persons Contacted: Yvonne Robles, Secretary to President of the Prunetree
Coleen Shade - Tahoe Regional Planning Agency

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"/>

APPROVED: 103
DATE: 10/3

- | | Yes | Maybe | No |
|---|--------------------------|--------------------------|-------------------------------------|
| B. Air. 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"/> |
| 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? | <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"/> |
| 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)? | <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"/> |
| 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)? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" 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 type="checkbox"/> | <input checked="" type="checkbox"/> |
| F. Noise. 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"/> |
| G. Light and Glare. Will the proposal result in: | | | |
| 1 The production of new light or glare? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| H. Land Use. 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"/> |
| I. Natural Resources. 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"/> |

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- 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 type="checkbox"/> | <input checked="" 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 type="checkbox"/> | <input checked="" 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 checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|-------------------------------------|

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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: 3 / 23 / 92

Doug Miller
For the State Lands Commission

Doug Miller
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PROJECT DESCRIPTIONPROJECT NARRATIVE

This project proposes authorization to amend PRC 3996 to retain use of an existing buoy. PRC 3996 currently authorizes use of an existing private recreational pier. The property is described as Lake Forest Unit No. 3, Lot 8 in Section 28, T16N, R17E, M.D.B.&M., Lake Tahoe, Placer County, A.P.N. 92-110-034. The property and project site are located at Carnelian Bay, Lake Tahoe near Dollar Point.

A private authorized recreational pier exists at the applicant's upland property with an existing unauthorized mooring buoy located about 50 feet toward the lake from the end of the pier (see Exhibit "A"). A concrete anchor is attached to a one inch chain with its upper end affixed to the floating mooring buoy which has been in use since 1972.

DESCRIPTION OF ENVIRONMENTAL SETTING

The project site is submerged, but the lake bottom extends shoreward to a low sloping beach which terminates at a steep slope. The steep slope is actually the side of the mountain sloping down and abruptly terminating at the beach. The beach is comprised of large boulders, rocks and cobble extending lakeward. The steep upland was terraced to support the garage and duplex. Trees have been planted in the open areas on the steep slope between the residential duplex and the shore. The upland vegetation is primarily a pine forest with manzanita and grass in the openings. The slope is so steep that stairs have been constructed to access the pier from the duplex.

The pier extends from the base of the mountain to the lake. There is no sand zone existing on the applicant's property. The majority of the rocks range in size from about 3 to 10 inches in diameter and two foot diameter boulders are not uncommon. There are smaller rocks stones and coarse sands between the larger rocks. The beach is not used for recreation.

The vegetation consists of a pine forest with conifers extending down to the shore. A two storied residential duplex is located in the center of the upland lot. Small clumps of grasses and weeds found near the shore have become established between the rocks because of the continuous low water created by the drought. The lake bottom at the project site consists of rocks and cobbles much the same as the beach.

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DISCUSSION OF ENVIRONMENTAL EVALUATION ASSESSMENT
PRUNETREE RECREATIONAL MOORING BUOY

PRC 3996

A. Earth

1. No. The project involves authorizing an existing mooring buoy placed lakeward of the applicant's pier. The buoy is anchored by a concrete block resting on the lakebed, and will not create any geological instabilities.
2. No. The existing buoy is anchored to a concrete block approximately two feet in diameter resting on the lake bed. The anchor covers approximately three square feet of lake bottom substrate. There will be no overcovering or impacts to upland soils.
3. No. The existing buoy will not create any changes in subsurface relief. The mooring buoy anchor rest on the rock strewn lake bottom substrate. This is a minimal impact.
4. No. The geology in the project area consists of glacial and alluvial deposits. The lake bed at the site is essentially flat, covered with rocks, and lacks unique features. The existing buoy anchor resting on the lake bed substrate will not affect any unique features.
5. No. The existing buoy anchor resting on the rocky lake bottom will not cause any erosion or significant disturbance to the lake bed bottom profiles.
6. No. The buoy anchor resting on the rock strewn lake bed substrate will not cause any erosion or significant disturbance to lake bottom profiles.
7. No. The existing buoy anchor sitting on the lake bottom will not expose people to geological hazards such as seismic instabilities or ground failures. No impacts are anticipated.

B. Air

1. No. The authorization of this existing buoy will not affect the air quality.
2. No. The authorization of this existing buoy will not create objectionable odors.
3. No. The authorization of this existing buoy will not

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create any major changes in air movements, temperature, or climate, nor create any abnormal weather conditions.

C. Water

1. No. The existing buoy anchor is of a static nature and will not create any changes in water currents or movements.
2. No. The existing buoy will not affect absorption rates, drainage patterns, etc.
3. No. The existing buoy will not create any new effects upon flood waters.
4. No. The existing buoy will not affect the surface water volume of Lake Tahoe.
5. No. The existing buoy will not change the water quality.
6. No. The geology of the project area is composed of glacial and alluvial deposits. The existing buoy anchor rests on the lake bottom and will not affect ground water flows.
7. No. There will not be any changes to ground water quantity caused by the existing buoy.
8. No. The existing buoy will have no effect on public water supplies. This project has nothing to do with water supplies.
9. No. The existing buoy will not expose people or property to water-related hazards such as tidal waves or induce flooding.
10. No. There are no thermal springs in the vicinity; therefore, the buoy will not affect any thermal springs.

D. Plant Life

1. No. The buoy anchor has more exposed surface area for sessile aquatic plants to colonize than the lake bottom surface it occupies. The impact to aquatic sessile plants will be beneficial. There will be no impact to the upland plants.
2. No. There are no rare or endangered species reported on the upland property, the shore, nor in the area of the existing buoy.
3. No. The existing buoy will not introduce new species to

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the area nor bar existing species from becoming established.

4. No. The existing buoy will not reduce the acreage of agricultural crops. There are no agriculture or aquaculture activities in this area; therefore, there will be no impact.

E. Animal Life

1. No. The existing buoy will not create any new effect on aquatic animal life because of its existence. The buoy is located in the fish spawning area identified on the TRPA map. The buoy will not impact the spawning season. It is possible that the three square feet of surface area occupied by the buoy anchor could exclude certain aquatic animals from the use of that area, but this is a minimal impact considering the size of the lake bed.
2. No. There have not been any rare or endangered aquatic animals reported within the project or upland area.
3. No. The existing buoy will not introduce any new species to the area nor create a new barrier to aquatic animals.
4. No. The existing buoy will not change the existing habitat.

F. Noise

1. No. The existing buoy will not increase existing noise levels.
2. No. The existing buoy will not affect noise levels, nor subject people to severe noise levels.

G. Light and Glare

1. No. The existing mooring buoy has no light and will not result in creating new light or glare.

H. Land Use

1. No. The existing buoy will not alter the present or planned use of the area. The existing buoy services a private residence and not the general public. There are presently buoys and piers on adjacent properties. There is a pier and mooring buoys about 100 feet to the north of the Prunetree pier, and there is a pier and mooring buoys about 160 feet to the south of the Prunetree pier.

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This one existing buoy will not substantially alter the land use in the area.

I. Natural Resources

1. No. The continued seasonal recreational use of this private buoy at Prunetree will not create any new effects upon the use rate of any natural resource.
2. No. The Prunetree occupant's seasonal use of their private recreational pier and buoy will not create any changes which could deplete any nonrenewable resource.

J. Risk of Upset

1. No. The proposed project involves authorization of an existing mooring buoy. The risk of an explosion is unlikely, but could occur if there was a collision of recreational vessels and their fuel ignited.
2. No. The seasonal use of the Prunetree occupant's existing private recreational pier and existing buoy will not create any new interface with any emergency response or evacuation plan.

K. Population

1. No. The seasonal use of the existing Prunetree occupant's recreational pier and existing buoy will not alter the population in the lake basin.

L. Housing

1. No. Neither the existing private recreational pier nor the existing buoy will create a demand for additional housing.

M. Transportation/Circulation

1. No. This is a private residence and the authorization of the existing buoy will not create any additional use by the Prunetree residents or the general public. There are no facilities being added to attract more people. The use of this private residence will not be changed by this project nor will there be any substantial increase in land vehicle or boat movement created by this project.
2. No. See #1 above.
3. No. See #1 above.

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- 4. No. See #1 above.
- 5. No. See #1 above.
- 6. No. See #1 above.

N. Public Services

- 1. No. This is a private residence and the authorization of the existing buoy will not create any additional use or increase of use by the general public. This project will not create any new demands on government agencies and services such as fire, police protection, parks and recreation, road maintenance, etc.
- 2. No. See #1 above.
- 3. No. See #1 above.
- 4. No. See #1 above.
- 5. No. See #1 above.
- 6. No. See #1 above.

O. Energy

- 1. No. The authorization of this existing buoy will not have any affect on substantial increases or demands for fuel or energy consumption in the Lake Tahoe Basin.
- 2. No. See #1 above.

P. Utilities

- 1. No. The authorization of this existing buoy will not create any new demands which would significantly affect the current uses of power, communications, water, septic tanks, storm water drainage, or solid waste disposal.
- 2. No. See #1 above.
- 3. No. See #1 above.
- 4. No. See #1 above.
- 5. No. See #1 above.
- 6. No. See #1 above.

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Q. Human Health

1. No. Authorization of this existing buoy will not create any new health hazards to humans.
2. No. Authorization of this existing buoy will not expose people to any new potential health hazards.

R. Aesthetics

1. No. Prunetree's authorized recreational pier and the existing buoy will not be a distraction from the aesthetics of this residential recreational area consisting of homes, piers, buoys and boats.

S. Recreation

1. No. The authorization of this existing private mooring buoy will have no effect on public recreation in the area.

T. Cultural Resources

1. No. Authorization of this existing private mooring buoy will not change anything physically. There are no known or identified cultural, ethnic, religious, or sacred uses pertinent to this project location; therefore, no impacts have been identified.
2. No. See No.# 1 above.
3. No. See No.# 1 above.
4. No. See No.# 1 above.

U. Mandatory Findings of Significance

1. No. Authorization of the existing mooring buoy will not create any new significant environmental or cultural effects.
2. No. Authorization of the existing mooring buoy will not create any new long term significant changes.
3. No. Authorization of the existing mooring buoy will add to the cumulative impact of the number of buoys; however, since the buoy is existing, this will not constitute a new significant cumulative environmental impact.
4. No. Authorization of the private existing mooring buoy will not create any new environmental effects which could

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.. create a significant adverse effect on human beings.

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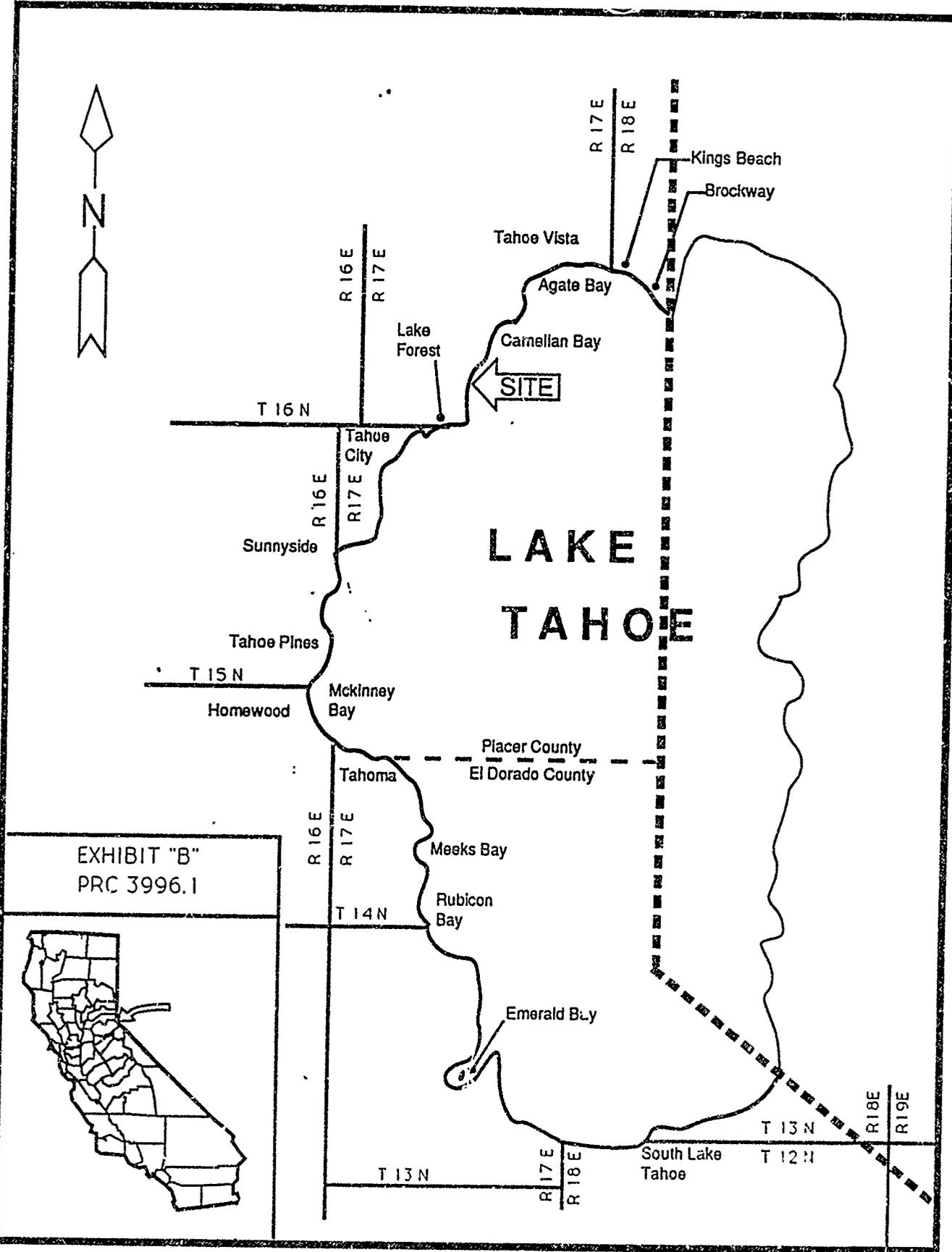


EXHIBIT "B"
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