

MINUTE ITEM
This Calendar Item No. C108
was approved as Minute Item
No. 108 by the State Lands
Commission by a vote of 3
to 0 at its 11/15/94
meeting.

CALENDAR ITEM

C108

A 3
S 1

11/15/94
W 25027
Young
PRC 7805

RECREATIONAL PIER PERMIT

APPLICANT:

Roy A. and Gretchen Boatwright
P.O. Box 8875
Truckee, California 96162

LOCATION:

Submerged land in Donner Lake, Nevada County.

LAND USE:

Construction and maintenance of a pier to be utilized for recreational boating.

TERM:

Initial period: Ten years.

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 the upland.

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; Div. 13.
- B. Cal Code Regs.: Title 3, Div. 3; Title 14, Div. 6.

AB 884:

12/30/94

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

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CALENDAR ITEM NO. C108 (CONT'D)

Declaration identified as ND 661, State Clearinghouse No. 94092027. Such Proposed Negative Declaration was prepared and circulated for public review pursuant to the provisions of CEQA.

Based upon 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)).

3. 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 process, it is the staff's opinion that the project, as proposed, is consistent with their use classification.
4. The permit is conditioned on the public's right of access along the shorezone below the high water line (Elevation 5935.80 feet) pursuant to the holding in State v. Superior Court (Fogerty), 2 Cal. 3d. 240 (9181), and provides that the Permittee must provide a reasonable means for public passage along the shorezone, including, but not limited to, the area occupied by the authorized improvement.

APPROVALS OBTAINED:

United States Army Corps of Engineers, California Department of Fish and Game, Town of Truckee.

FURTHER APPROVALS REQUIRED:

Lahontan Regional Water Quality Control Board, State Lands Commission.

EXHIBITS:

- A. Land Description and Location Map
- B. Proposed Negative Declaration State Clearinghouse #94092027/Mitigation Monitoring Program

IT IS RECOMMENDED THAT THE COMMISSION:

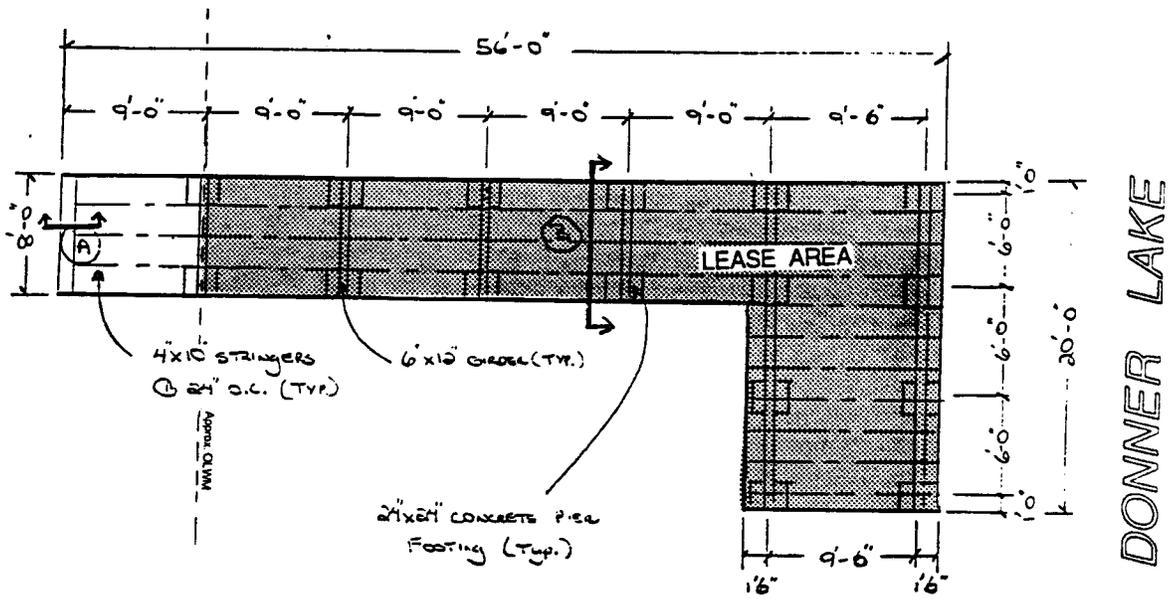
1. CERTIFY THAT A NEGATIVE DECLARATION ND 661, STATE CLEARINGHOUSE NO. 94092027 WAS PREPARED FOR THIS PROJECT PURSUANT TO THE PROVISIONS OF THE CEQA AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.

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CALENDAR ITEM NO. C108 (CONT'D)

2. ADOPT THE NEGATIVE DECLARATION AND THE MITIGATION MONITORING PROGRAM CONTAINED THEREIN AND DETERMINE THAT THE PROJECT, AS APPROVED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
3. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
5. AUTHORIZE THE ISSUANCE OF A TEN YEAR PERMIT BEGINNING NOVEMBER 15, 1994, TO ROY A. AND GRETCHEN P. BOATWRIGHT FOR THE CONSTRUCTION AND MAINTENANCE OF A PIER FOR RECREATIONAL USE AS SHOWN AND LOCATED ON THE LAND AS DELINEATED ON THE ATTACHED EXHIBIT "A" AND BY REFERENCE MADE A PART HEREOF.

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PIER FOR:
 ROY & GINGER BOATWRIGHT
 13220 SO SACRE DR.
 DONNER LAKE

APN 17-400-12
 DONNER TERRACE UNIT 1

No Scale



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 DATE: 3/3/93

LOCATION MAP

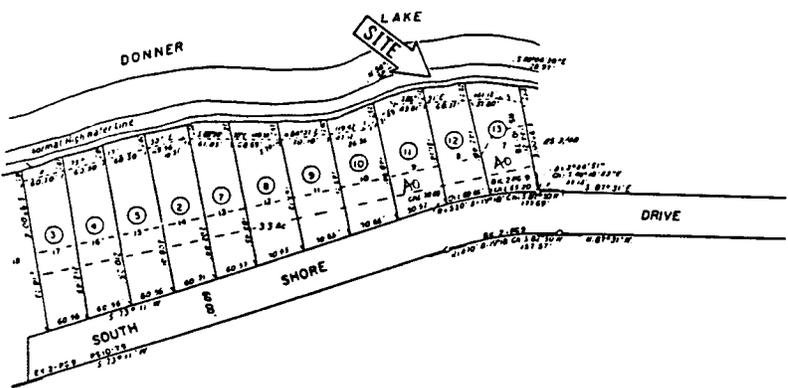


EXHIBIT "A"
 W 25027
 Recreational
 Pier Permit
 DONNER LAKE
 PLACER COUNTY
 Sheet 1 of 2 Sheets



NO SCALE

This Exhibit is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

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STATE LANDS COMMISSION

LEO T. McCARTHY, *Lieutenant Governor*
GRAY DAVIS, *Controller*
RUSSELL S. GOULD, *Director of Finance*

EXECUTIVE OFFICE
1807 - 13th Street
Sacramento, CA 95814-7187
ROBERT C. HIGHT
Executive Officer

September 15, 1994

File: W 25027
ND 661
SCH No. 94092027

**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 October 15, 1994.

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



JUDY BROWN
Division of Environmental
Planning and Management

Attachment

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STATE LANDS COMMISSION

LEO T. McCARTHY, *Lieutenant Governor*
GRAY DAVIS, *Controller*
RUSSELL S. GOULD, *Director of Finance*

EXECUTIVE OFFICE
1807 - 13th Street
Sacramento, CA 95814-7187
ROBERT C. HIGHT
Executive Officer

PROPOSED NEGATIVE DECLARATION

File Ref.: W 25027
ND 661
SCH No. 94092027

Project Title: Boatwright Recreational Pier
Project Proponent: Roy and Gretchen Boatwright
Project Location: Donner Lake, APN: 17-400-12, 14936 South Shore Drive, Truckee, Nevada County
Project Description: Proposed construction of an 8' x 56' recreational pier with a 9' x 20' pierhead. A rubber-tired backhoe will excavate a total of 4 cubic yards of material for each of 16 concrete footings. Material will be evenly distributed on the lake bed under the proposed pier decking area. Work will be performed during low lake levels as conditioned by the Department of Fish and Game Streambed Alteration Agreement, attached. No vegetation is proposed to be disturbed.
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.

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ENVIRONMENTAL IMPACT ASSESSMENT CHECKLIST - PART II
Form 13.20 (7/82)

File Ref.: W 25027

I. BACKGROUND INFORMATION

A. Applicant:

Roy and Gretchen Boatwright
PO Box 8875
Truckee CA 96162

B. Checklist Date: 08 / 02 / 94

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

D. Purpose: To construct an "L" shaped private recreational pier 8' x 56' with a 9' x 20' pierhead.

E. Location: Donner Lake. APN: 17 - 400 - 12. 14936 South Shore Drive. Truckee, Nevada County

F. Description: A rubber-tired backhoe will excavate a total of 4 cy of material for each of 16 concrete footings. Material will be evenly distributed under the proposed pier decking area. Work will be performed on the dry lake bed during low lake levels.

G. Persons Contacted:
Nancy Haley - US Army Corps of Engineers - Sacramento District
Chris Stetler - Lahontan Regional Water Quality Control Board
Ron Perrault, Warden - Department of Fish and Game - Region II

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?	—	—	X
2. Disruptions, displacements, compaction, or overcovering of the soil?	—	X	—
3. Change in topography or ground surface relief features?	—	—	X
4. The destruction, covering, or modification of any unique geologic or physical features?	—	—	X
5. Any increase in wind or water erosion of soils, either on or off the site?	—	—	X
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?	—	—	X
7. Exposure of all people or property to geologic hazards such as earthquakes, landslides, mudslides, ground failure, or similar hazards?	—	—	X

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

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	Yes	Maybe	No
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?	—	X	—
2. Possible interference with emergency response plan or an emergency evacuation plan?	—	—	X
K. Population. Will the proposal result in:			
1. The alteration, distribution, density, or growth rate of the human population of the area?	—	—	X
L. Housing. Will the proposal result in:			
1. Affecting existing housing, or create a demand for additional housing?	—	—	X
M. Transportation/Circulation. Will the proposal result in:			
1. Generation of substantial additional vehicular movement?	—	—	X
2. Affecting existing parking facilities, or create a demand for new parking?	—	—	X
3. Substantial impact upon existing transportation systems?	—	—	X
4. Alterations to present patterns of circulation or movement of people and/or goods?	—	—	X
5. Alterations to waterborne, rail, or air traffic?	—	—	X
6. Increase in traffic hazards to motor vehicles, bicyclists, or pedestrians?	—	—	X
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?	—	—	X
2. Police protection?	—	—	X
3. Schools?	—	—	X
4. Parks and other recreational facilities?	—	—	X
5. Maintenance of public facilities, including roads?	—	—	X
6. Other governmental services?	—	—	X
O. Energy. Will the proposal result in:			
1. Use of substantial amounts of fuel or energy?	—	—	X
2. Substantial increase in demand upon existing sources of energy, or require the development of new sources?	—	—	X
P. Utilities. Will the proposal result in a need for new systems, or substantial alterations to the following utilities:			
1. Power or natural gas?	—	—	X
2. Communication systems?	—	—	X
3. Water?	—	—	X
4. Sewer or septic tanks?	—	—	X
5. Storm water drainage?	—	—	X
6. Solid waste and disposal?	—	—	X
Q. Human Health. Will the proposal result in:			
1. Creation of any health hazard or potential health hazard (excluding mental health)?	—	—	X
2. Exposure of people to potential health hazards?	—	—	X
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?	—	—	X

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S. Recreation. Will the proposal result in:

- 1. An impact upon the quality or quantity of existing recreational opportunities? Yes Maybe No

T. Cultural Resources

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

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? Yes Maybe No
- 2. Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals? Yes Maybe No
- 3. Does the project have impacts which are individually limited, but cumulatively considerable? Yes Maybe No
- 4. Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly? Yes Maybe No

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: 9 / 8 / 94

Judy Brown
 For the State Lands Commission
 Judy Brown

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ATTACHMENTS

- A Plan Drawing and Location Map
- B Plan Profile
- C Site Plan - Setbacks
- D Nearest Shoreline Structures
- E California Department of Fish and Game
Streambed Alteration Agreement II-112-93

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Project Description

The proposed project involves construction of an 8' x 56' recreational pier with a 9' x 20' pierhead. The pier will be positioned on the shoreline utilizing a 14' and 26' setback from adjoining property lines (refer to Proposed Dock Site Plan, Attachment C).

The pier will be constructed of wood material. 16- 24" x 24" concrete footings will be constructed by excavating a total of 4 cubic yards of material. A plastic barrier will be used to protect lake waters from green concrete. The pier footings will be dug with a rubber-tired back hoe. The back hoe will not enter lake waters or operate on wet ground conditions.

Access to the site will be obtained from a nearby vacant parcel. The material removed for the pier footings will be spread roughly under with the backhoe under the proposed pier and smoothed by hand with a rake. Material removed for bulkhead footing is to be placed behind bulkhead with cobble riprap ends. There are no large rocks to be removed. The project is anticipated to take three weeks to complete.

Environmental Setting

The proposed project is located on the south shore of Donner Lake. The proposed project site contains a gravel/rock (10" - 24" dia.) shoreline which slopes moderately from high water. A short distance above high water are stairs which lead to an existing residence. The residence is constructed on a fairly steep slope.

There are some large diameter fir and pine trees and small shrubs close to the high water bank. No trees or shrubs will be disturbed.

The surrounding area is composed of residential housing, some with recreational piers. The lots in this vicinity are steep in nature and are long and narrow.

The distance of the applicant's shoreline property is approximately 60' in width.

The applicant has obtained a California Department of Fish and Game Streambed Alteration Agreement II-112-93, attached, for the proposed project.

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INITIAL STUDY - ENVIRONMENTAL IMPACTS
DISCUSSION OF ENVIRONMENTAL EVALUATION
BOATWRIGHT PIER CONSTRUCTION
APN 17-400-12, DONNER LAKE, NEVADA COUNTY

A. Earth

1. Unstable earth, change in geologic substructure.

This project involves construction of an 8' x 56' recreational pier with a 9' x 20' pierhead. The pier footings will be set in 24" x 24" concrete. Total excavation for all pier footings will be 4 cubic yards. No significant impacts have been identified.

2. Compaction, Overcovering of the Soil

The proposed pier pilings will be set in 24" x 24" concrete which will cover and compact the soil where they rest on the bed of Donner Lake. A total of 4 cubic yards of material excavated for the concrete footings will be redistributed evenly under the proposed pier to conform to the natural lakebed contours. No significant impacts have been identified.

3. Topography

This project would not involve grading. A minor amount of material excavated for the pier footings will be redistributed on the lakebed under the proposed pier. There will be no impact to the existing topography out of the lakebed at the project site.

4. Unique Features

The proposed pier is an open piling design. A total of 4 cubic yards will be excavated from the lakebed substrate for the placement of 16 piling which will be set in contained concrete footings.

5. Erosion

The project is located within Donner Lake. There would be no increase in wind or water erosion of soils on the project site for this pier construction. The project will be constructed in accordance with the attached California Department of Fish and Game Streambed Alteration Agreement. Motorized equipment will not operate within Lake waters or during inclement weather.

6. Siltation

The proposed project would be constructed on the dry lake bed during low water levels. Construction work in the lakebed during wet conditions is controlled by the California Department of Fish and Game. A rise in water level may cause minor siltation after the project is completed. Some minor prevailing currents may exist during normal lake levels but the accrual of silts would be minimal.

7. Geologic hazards

Impacts to the lakebed substrate are minor as described in #4., above. The depths of excavation would be shallow and would not induce seismic instabilities or ground failures. No significant impacts have been identified.

B. Air

1. Emissions

The pier would be constructed with hand tools and rubber-tired mechanical equipment as controlled by the California Department of Fish and Game. Construction crew would arrive to the project site via existing roads. Some emissions would result from the arrival and departure of construction vehicles to the upland residence and during the excavation and distribution of material for the pier footings. This impact would be small and temporary, lasting during the construction of the pier. Once the pier is constructed, emissions may be generated from the use of fuel-powered boats near the pier. These emissions would be dispersed by prevailing winds.

2. Odors

The construction activity may create some odors from crew vehicles arriving to and leaving the upland residence, as well as the small rubber-tired backhoe which will dig the 24" x 24" holes for the concrete footings. The residence is located on a steep slope. Odors from such use would be minimized by the elevation and distance from the source to the project site. Use of the pier may create some odors as fuel-powered boats arrive and leave the pier site. Prevailing winds would quickly disperse any minor odor experienced. This impact would be minimal.

C. Water

1. Currents

The proposed pier is an open piling design. The design would not create any significant impacts on currents or water movements.

2. Runoff

The proposed pier would be located within the body of Donner Lake. It would not affect existing surface water drainage patterns.

3. Flood Waters

The proposed pier would be located within the body of Donner Lake. No stream inlets are located nearby. This project would not affect flood waters from stream flows.

4. Surface Water

The proposed pier would be constructed during low water levels. This project would not significantly affect the surface water volume of Donner Lake.

5. Turbidity

Turbidity will be controlled through applicant's adherence to the attached Streambed Alteration Agreement issued by the California Department of Fish and Game. This modification would minimize any potential impacts and would be monitored by the staff of the California Department of Fish and Game.

6. Ground Water Flows

The pier pilings would be set at a relatively shallow depth, thus having no potential for significantly affecting ground water flows.

7. Ground Water Quantity

The proposed pier pilings would be set at relatively shallow depths and would not contain water acquisition facilities. It would not affect ground water supplies.

8. Water Supplies

See #7., above.

9. Flooding

The pier would be placed within the body of Donner Lake. The cumulative volume of pier pilings would not induce flooding. The proposed facility would not interfere with water movements to induce flooding. The shore area is moderately sloping; however, the upland terrain where the residence is located is steeply inclined.

10. Thermal Springs

There are no known thermal springs within the vicinity of this project. There would be no impact upon any thermal springs.

D. Plant Life

1. Species Diversity

Introduction of the structure could furnish a new substrate for sessile aquatic plants on a seasonal basis or when water is present. This impact would be minimal as this site is dominated by a cobble substrate and can presently furnish seasonal habitat for sessile aquatic plants.

No vegetation is proposed to be disturbed for the placement of this pier. No significant impacts are anticipated.

2. Endangered Species

No unique, rare or endangered species of plants have been identified for the Donner Lake shore area; therefore, there would be no impacts to known endangered species.

3. Introduction of Plants

No landscaping is proposed which would introduce new plants to the project site. No impacts are anticipated.

4. Agricultural Crops

The proposed project would be located within the body of Donner Lake. No agriculture or aquaculture are carried out in this area. There would be no impact.

E. Animal Life

1. Species Diversity

The proposed pier pilings and concrete footings could affect access to the lake bottom by burrowing organisms. Considering the size of Donner Lake and area being covered, this is not considered a significant impact. The construction activity would occur on the dry lake bed as indicated by the California Department of Fish and Game Streambed Alteration Agreement when water levels within the lake are at their lowest. This would minimize impacts to fisheries. No significant impacts are anticipated.

2. Rare Species

No known rare species of animals are present in the shore area of Donner Lake; therefore, no significant impacts are anticipated.

3. New Species

No new animal species are proposed as part of this project. No impacts have been identified.

4. Habitat Deterioration

The project site contains small to medium size cobbles. The construction activity involving disturbance to the lake bed would be conducted when lake water elevations are at their lowest. Other than minor excavation for placement of the pier pilings, the lake bed environment would not be disturbed. No significant impacts have been identified.

F. Noise

1. Increases

The construction of the proposed pier would involve a period of moderate noise levels. Noise from work crew vehicles arriving and leaving the upland residence to obtain access to the project site would occur at the beginning and ending of each work day. Noise experienced from pier construction would include excavation for footings (rubber-tired backhoe), sawing and hammering for pier support and decking placement. These would be temporary moderate increases in noise levels no greater than residential development within the vicinity. No significant impacts have been identified.

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2. Severe Noise

No severe noise occurrences are anticipated from the construction and placement of the proposed pier.

G. Light and Glare

1. The proposed project would be constructed during normal daylight hours. No lighting for the construction activity nor lighting for operation and use of the pier is proposed. No reflection or glare would be created from the proposed finished surfaces. No impacts are anticipated.

H. Land Use

1. The land use designations for Donner Lake are primarily residential with some commercial and open space zoning areas. The proposed project site is located in an area zoned residential use and is consistent with that land use classification.

I. Natural Resources

1. Increase in Use

The proposed pier construction and use would not consume natural resources. No impacts are anticipated.

2. Depletion of any Nonrenewable Resources

A minor amount of fuel would be used to power the construction vehicles used to access the project. The project does not propose directly to consume any nonrenewable resources. No significant impacts are identified.

J. Risk of Upset

1. Risk of Explosion

The proposed operation of a backhoe in the lakebed could contaminate the soil from a leakage of oil products; however, mechanical equipment will be cleaned and maintained prior to use. Explosion of fuel could occur during operation of motorized boats at the proposed pier site. This possibility would be remote. The proposed construction of the project would not include the use or storage of hazardous substances on site. No significant impacts are anticipated.

2. Emergency Response Plan

The proposed project is located within the body of Donner Lake. The placement and length of the proposed pier would not interfere with any known emergency response plan.

K. Population

1. The proposed project would not include residential development or commercial facilities which would affect the alteration or distribution, density or growth rate of the population of the area.

L. Housing

1. A single-family dwelling exists on the upland littoral parcel. Housing in this vicinity is controlled by the Town of Truckee. This project would not create a demand for additional housing.

M. Transportation/Circulation

1. Vehicular Movement

A minor amount of traffic may be experienced as construction vehicles arrive and depart the upland residence to gain access to the project site. The residence is located on the south shore of Donner Lake. Existing roads would be used to access the residence. The rubber-tired backhoe would access the pier site via a nearby vacant lot. The project is intended for private recreational use of the applicant. No significant impacts are anticipated.

2. Parking

An existing single-family dwelling has been constructed on the upland littoral parcel which accommodates parking for the use of this facility.

3. Transportation Systems

The proposed project is located in a residential area with improved roadways. This project would not create new impacts on existing or future transportation systems for this area.

4. Circulation

The proposed pier would be located on the south shore of Donner Lake. Attachment "C" shows the site plan with identified setbacks within the water influence area immediately adjacent to the upland property. Neither adjacent properties contain pier structures in the shore area. This project would not appear to obstruct adjacent uses of the waterway. No significant impacts are anticipated.

5. Traffic

The proposed pier is placed in relatively shallow water and would not extend a significant distance in length into the waterway. Recreational piers constructed in the shore of Donner Lake are restricted from extending a significant distance into the lake due to the natural contour of the lake. No significant impacts have been identified.

6. Traffic Hazards

This project would not include development which would affect existing roadways, bike lanes, or pedestrian walkways. No impacts are anticipated.

N. Public Services

1. Fire

This project would not increase the existing need for fire protective services for this area.

2. Police

This project would not increase the existing need for police protective services for this area.

3. Schools

This proposed recreational pier would not create a demand for new schools.

4. Parks and Recreation

The project is located in a residential area and would have no impact on existing public parks and recreation facilities at Donner Lake.

5. Public facilities

The proposed project is for private recreational use of the applicant and would not create a demand for other public necessities.

6. Other governmental services

The proposed project would accommodate private recreational boating in Donner Lake as water levels permit. The Nevada County Sheriff services this lake by patrol boat.

0. Energy

1. Use of Fuel or Energy

Minor amounts of fuel would be used by construction crew vehicles accessing and departing from the project site. Any power tool usage to construct this project would be obtained from the existing upland residence. No significant impacts have been identified.

2. Substantial increase in demand upon existing sources of energy

As mentioned in 0.1., above, minor amounts of fuel will be used during the construction of this project. Once the project is completed operation of the recreational pier would not require, nor make any demands on, existing sources of energy. No significant impacts have been identified.

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P. Utilities

1. Power or natural gas.

As stated in O., above, small amounts of power may be used to construct the recreational pier. Natural gas is not proposed for use to construction or operate the recreational pier. No significant impacts have been identified.

2. Communication systems.

Communication systems have been considered for the construction of the existing upland residence. No new communication systems are needed for the construction or operation of this project. No significant impacts have been identified.

3. Water.

This project does not propose to consume water during the construction or operation of this project. No significant impacts have been identified.

4. Sewer or septic tanks.

Sewage facilities have been considered for the construction of the existing upland residence. No new facilities are proposed or needed for consideration of this project. No significant impacts have been identified.

5. Storm water drainage.

The proposed project is located within the body of Donner Lake. It would not have an impact upon existing storm water drainage. No impacts have been identified.

6. Solid waste and disposal.

No new facilities are proposed. Existing facilities exist for the existing upland residence. No impacts have been identified.

Q. Human Health

1. Creation of health hazard

Concrete pier footings will be used to support the recreational pier on the lake bed. No wet concrete is allowed to enter lake waters per the California Department of Fish and Game Streambed Alteration Agreement, see attachment.

2. Exposure of people to health hazards

Construction of the recreational pier would occur during low lake levels to avoid and/or minimize impacts to the lake bed and lake waters.

R. Aesthetics

This project is proposed in an immediate shoreline area where no other pier structures exist. Adjacent landowners are being sent this proposal for their comment. This proposal does not appear to present an offensive aesthetic impact to the environment of Donner Lake, which is primarily zoned for residential/recreational uses. No significant impacts have been identified.

S. Recreation

1. Impact on quality or quantity of recreational opportunities.

The proposed project would enhance private recreational use of Donner Lake for this littoral property owner. The distance of the shoreline frontage is approximately 60'. The proposed structure will extend 45' into the waterway from the ordinary low water mark, with a 9'6" x 20' pierhead. As shown on Attachment "C" Proposed Dock Plan, the applicant will maintain a 14' and 26' setback from each property line. The nearest waterward structures are located 106' to the west and 150' to the east. According to the Nevada County Sheriff's office, boating speed must be maintained at 5 mph within 200 feet from all docking facilities. No significant impacts have been identified.

T. Cultural Resources

1.-4.

There are no known recorded prehistoric or historic archaeological sites, buildings, structures, objects or sacred uses located at the proposed project site; therefore, there would be no impact.

U. Mandatory Findings of Significance

1. Degrade the quality of the environment

This proposed project would not degrade the quality of the environment as previously discussed in environmental issue areas above.

2. Achieve short-term to the disadvantage of long-term environmental goals?

The proposed project would not achieve short-term to the disadvantage of long-term environmental goals. The waters of Donner Lake are artificially drawn down each year between a time in September until March, leaving many recreational structures and the bed of Donner Lake exposed. Residential structures have been reviewed and approved by the upland planning authority. It is primarily the approval of upland development, and not the construction of small recreational structures, which perpetuate artificial influences impacting Donner Lake. No significant impacts have been identified from this proposed project.

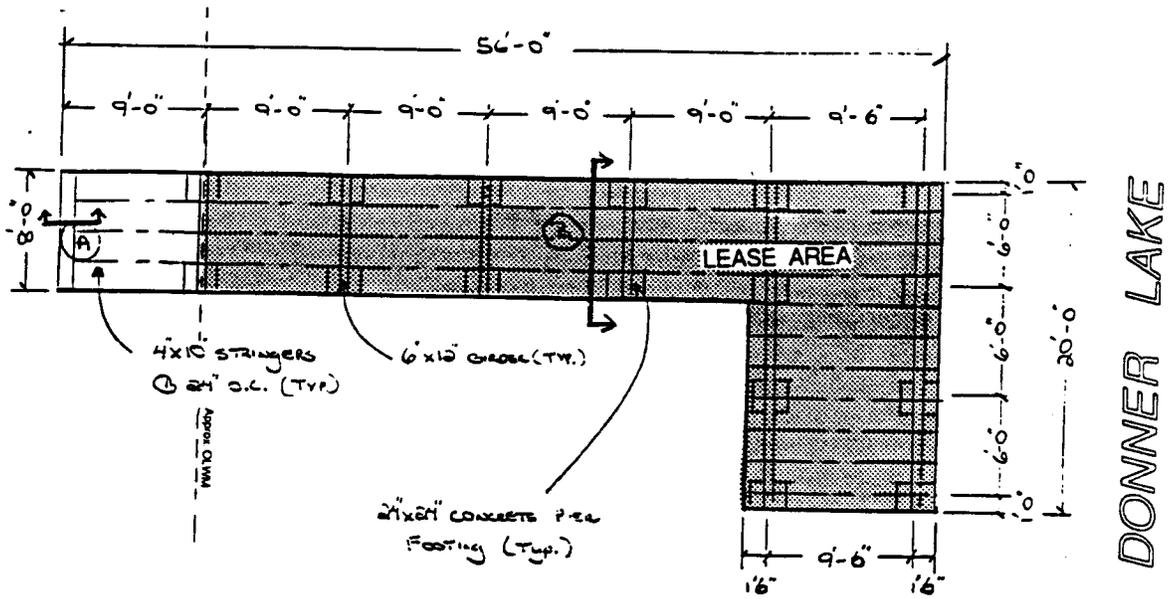
3. Individual Impacts Cumulatively Considerable

The preceding environmental discussion indicates that there would not be significant impacts which would result from this proposed project. There has been no indication from any public agency or other source that the proposed project would have individually limiting but cumulatively considerable impacts.

4. Substantial Adverse Effects on Human Beings

Previous discussion indicates that this project would have no substantial impacts to human beings or the environment.

ATTACHMENT A



PIER FOR:
 Roy + GINIEE Boatwright
 13880 So Encino Dr.
 DONNER LAKE

APN 17-400-12
 DONNER TERRACE UNIT 1

No Scale

Fig 1 of 2
 DATE: 3/3/93

LOCATION MAP

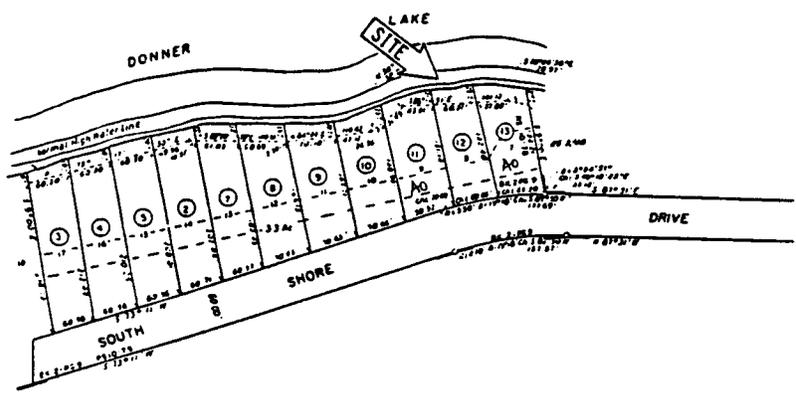


EXHIBIT "A"
 W 25027
 Recreational
 Pier Permit
 DONNER LAKE
 PLACER COUNTY
 Sheet 1 of 2 Sheets



NO SCALE

This Exhibit is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

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ATTACHMENT C

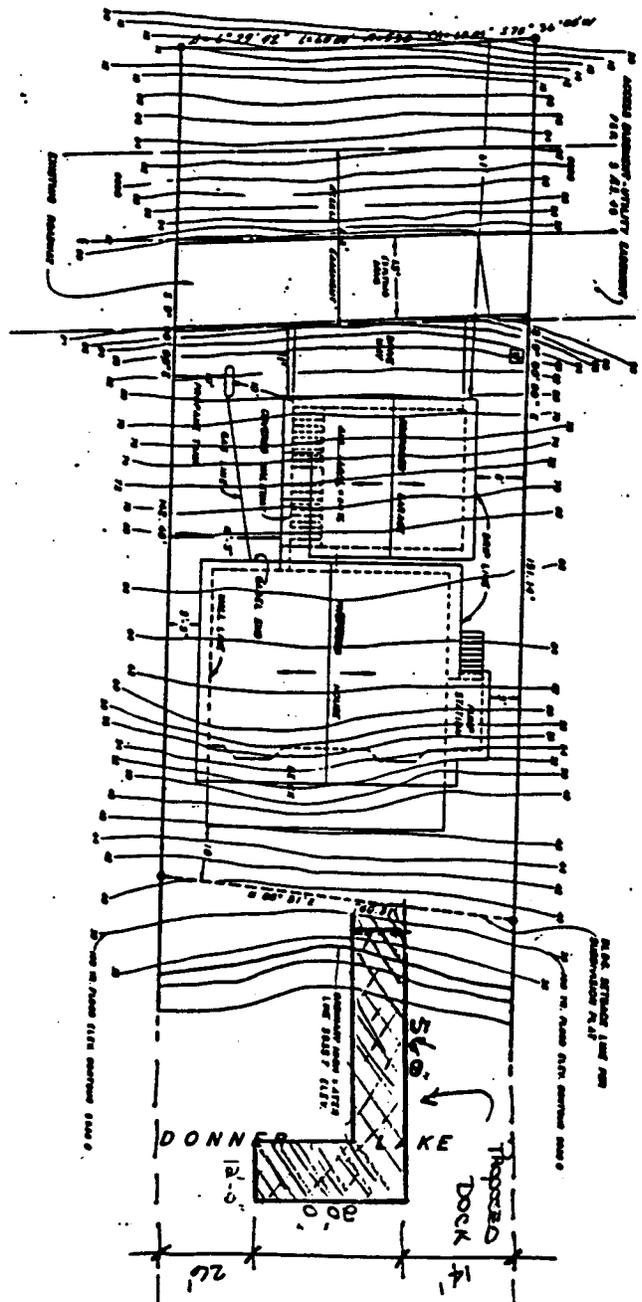
OWNERS: Roy & Gaegele Boatwright
 Box 8875
 Truckee CA 96162

ADJACENT PROPERTY OWNERS:
 DARRYL SAPIEN
 NICHOLAS PETRANOVICH

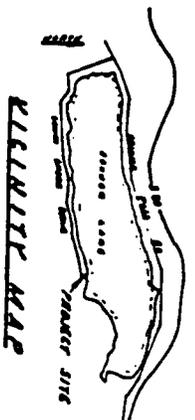
Proposed Dock Plan

SITE PLAN	
APN 17-400-12	
DONNER TERRACE UNIT I	
DONNER LAKE, CALIFORNIA	
PARCEL LOT 8	

DONNER LAKE DRIVE
 (SOUTH SHORE DRIVE)



- USE THESE DIMENSIONS FOR ALL DIMENSIONS UNLESS OTHERWISE NOTED.
1. THESE DIMENSIONS ARE FOR THE PROPOSED DOCK AND SLIP.
 2. THESE DIMENSIONS ARE FOR THE PROPOSED DOCK AND SLIP.
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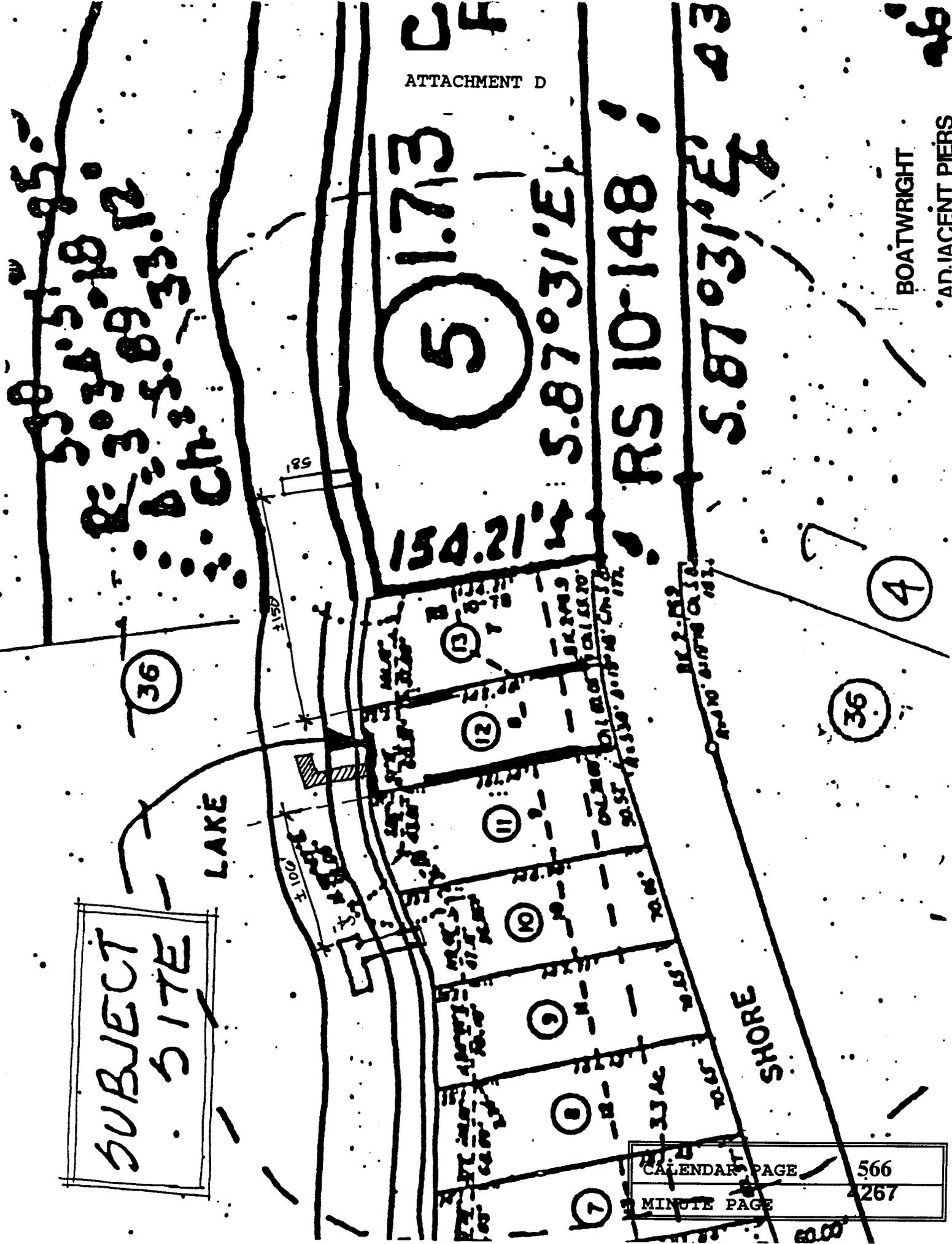
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BOATWRIGHT SITE PLAN
 LOT 8 DONNER TERRACE
 DONNER LAKE, NEVADA COUNTY, CALIFORNIA
 APN 17-400-12

DESIGNED BY: **COOMBS ENGINEERING, INC.**
 2000 10TH STREET
 TRUCKEE, CALIFORNIA 96162

DATE: 3-22-92

LEGEND:
 LIGHT GRAY SHADING: PROPOSED DOCK AND SLIP
 DARK GRAY SHADING: EXISTING DOCK AND SLIP
 HATCHED: EXISTING BOAT SLIP



BOATWRIGHT

ADJACENT PIERS

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CALIFORNIA DEPARTMENT OF FISH AND GAME
AGREEMENT REGARDING PROPOSED LAKEBED ALTERATION
NOTIFICATION NO. AMENDED II-1)-93
SPECIAL RECOMMENDATIONS
PAGE 2 OF 3 PAGES

2.(continued) WORK DATES SHALL BE AS FOLLOWS. THE APPLICANT AND HIS CONTRACTOR SHALL WORK ONLY DURING JULY 1, 1993 THRU SEPTEMBER 15, 1993 FOR WORK IN DONNER LAKES WATERS.

(Work not in or affecting the lake environment can be done during the spring and fall providing it meets with other agencies approval. Work in lake waters shall be done during low water periods only between July 1 thru September 15. All area's of work are to be fully stabilized in such a way that the lake is protected from damage of any kind, including errosion.

3. This agreement is not intended as an approval or review of the project or specific project features. The Department of Fish and Game, as appropriate, shall provide independent review and recommendations on projects where local, State, or Federal permits or other environmental review is required.

4. In addition to these recommendations, operator shall comply with any other recommendations by the Department as a result of comments made during the environmental review process. The following Lakebed Alteration Agreement conditions apply only to the time frame and construction methods to be used to minimize disturbance to fish.

5 The Department of Fish and Game and its employees shall retain the right to require immediate shutdown of the construction project for any reason at any time. Especially during the concrete pouring phase of the project.

6. No wood products, soil, silt, sand, rubbish, oil or petroleum products are allowed to enter the any surface waters at Donner Lake. Mechanical equipment will be cleaned and maintained prior to use. All constuction waste products will be removed from the project site and dumped at a legal point of disposal. USE OF WOOD PRESERVATIVES ON WOOD IN CONTACT WITH THE LAKE WATER IS PROHIBITED. NO PRESSURE TREATED WOOD IS ALLOWED IN CONTACT WITH DONNER LAKE'S WATER. Waste shall not cause a pollution or threatened pollution. A boat &/or a tarp &/or water skimmer net will be located under the work areas to prevent debris from falling into the lake during the dock's decking construction.

7. Disturbance of lake bed materials shall be kept to a minimum during construction. Best practicable control technology shall be used to keep suspended earthen materials out of Donner Lake. In addition:

Wet concrete or concrete contaminated water shall not be allowed to enter or contact Donner Lake water. Concrete shall be pumped or poured into leak proof forms. Any standing water within the forms which may be displaced shall be pumped into a tank truck or settling pond outside the 100 year flood plain and disposed of in a legal manner. This standing concrete contaminated water shall not be allowed to overflow, leak, or come into contact with Donner Lake's water.

All liquid debris and turbid (muddy) waters generated by this activity shall not be allowed to enter the Donner Lake. A siltation settling pond shall be required if any turbid water escapes or threatens to escape from the operation. These siltation settling ponds shall be located on high ground. A pump of sufficient capacity shall be used to pump any turbid water into the required siltation settling pond.

This agreement only allows concrete to be poured ~~for footings in dry areas~~ above the current water level of Donner Lake. For ~~MONITORING~~ pending water a alternate method is for pilings to be driven within a caisson or turbidity curtain.

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DEPARTMENT OF FISH AND GAME
AGREEMENT REGARDING PROPOSED LAKEBED ALTERATION
NOTIFICATION NO. AMENDED II-1: 1993
SPECIAL RECOMMENDATIONS
PAGE 3 OF 3 PAGES

8. This Agreement shall become an integral part of any bid contract for this pier construction. The contractor doing the work shall be bound by this agreement and all its requirements. A copy of this agreement shall be given to the contractor, and a copy shall be maintained at the work site. Prior to beginning work the applicant shall obtain the signature of the prime contractor and any sub-contractors on the attached NOTICE AND VERIFICATION form. The signed NOTICE AND VERIFICATION form shall be returned to the Department prior to beginning work on the project.

9. Per number 22 on the back of the first page. Contact DFG-Perrault P.O. Box 8159, Truckee, CA 96162-8159 Tel # (916) 587-6219.

OPERATOR.....
Title.....
Organization.....
Date.....

Dept Rep: *Ronald Perrault*
Fish and Game Warden
Dept of Fish and Game
April 20, 1993

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MONITORING PROGRAM
BOATWRIGHT PIER
DONNER LAKE, NEVADA COUNTY

1. **Impact:** The proposed project could have an impact upon the waters and sediments of Donner Lake during the construction of concrete footings for the proposed pier.

Project Modification:

Motorized equipment will not operate within Lake waters. All equipment will be cleaned and maintained prior to use. All construction waste products will be removed from the project site and disposed at a legal point of disposal. Disturbance to the lake bed will be kept to a minimum. Wet concrete or contaminated water shall not be allowed to enter or contact Donner Lake water. Concrete shall be pumped or poured into leak proof forms. Any standing water within the forms which may be displaced shall be pumped into a tank truck or settling pond outside the 100 year flood plain and disposed of in a legal manner. Applicant would comply with all other provisions of the Streambed Alteration Agreement II-112-93, and other compliance measures in conformance with the Fish and Game Code.

Monitoring:

Staff of the California Department of Fish and Game would monitor the project as proposed to ensure compliance with the Streambed Alteration Agreement II-112-93 and the Fish and Game Code.

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