

**CALENDAR ITEM
C16**

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S 1

10/01/02
W 25807
B. Dugal

RECREATIONAL PIER LEASE

APPLICANT:

Robert Buccola

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Lake Tahoe, located in South Lake Tahoe, El Dorado County.

AUTHORIZED USE:

The construction, use and maintenance of a pier and a low level boatlift.

LEASE TERM:

Ten years, beginning October 1, 2002.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance in the amount of no less than \$300,000.

OTHER PERTINENT INFORMATION:

1. A pier, which was constructed in 1969, is located adjacent to the Applicant's littoral property. The existing pier does not extend onto lands under the jurisdiction of the Commission. However, due to natural hazards that exist around the pier which either limit or prohibit access to the pier by boat, the Applicant is proposing to extend the existing pier. Because the proposed pier extension will extend onto lands under the jurisdiction of the Commission, the Applicant has submitted an application to the Commission for the construction, use and maintenance of a pier and a low level boatlift.

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2. Applicant qualifies for a Recreational Pier Lease because the Applicant is a natural person who has improved the littoral lands with, and uses the uplands for, a single-family dwelling.
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 3 , New Construction of Small Structures; Title 2, California Code of Regulations, section 2905 (c)(1).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 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.

APPROVALS OBTAINED:

Tahoe Regional Planning Agency
California Department of Fish and Game

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers

EXHIBIT:

- A. Site/Location Map

PERMIT STREAMLINING ACT DEADLINE:

November 8, 2002

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT

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PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (c)(1).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO ROBERT BUCCOLA OF A TEN-YEAR RECREATIONAL PIER LEASE, BEGINNING OCTOBER 1, 2002, FOR THE CONSTRUCTION, USE AND MAINTENANCE OF A PIER AND LOW LEVEL BOATLIFT ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; NO MONETARY CONSIDERATION PURSUANT TO PUBLIC RESOURCES CODE SECTION 6503.5; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN \$300,000.