

Title Calendar Item No 44

44 State Lands

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10/28/76

MINUTE ITEM

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44. PREPARATION OF A MASTER ENVIRONMENTAL ASSESSMENT FOR LAKE TAHOE AND THE ESTABLISHMENT OF A TEMPORARY MORATORIUM ON NEW CONSTRUCTION PROJECTS UNTIL SUCH TIME AS THE STUDY HAS BEEN COMPLETED - W 30005.

The attached Calendar Item 44, was withdrawn from the agenda prior to the meeting.

Attachment: Calendar Item 44 (2 Pages)

## CALENDAR ITEM

10/76

WRA

44.

W 30005

PREPARATION OF A MASTER ENVIRONMENTAL ASSESSMENT FOR LAKE TAHOE AND THE ESTABLISHMENT OF A TEMPORARY MORATORIUM ON NEW CONSTRUCTION PROJECTS UNTIL SUCH TIME AS THE STUDY HAS BEEN COMPLETED

In recent meetings with the U.S. Army Corps of Engineers, the Tahoe Regional Planning Agency, the Department of Fish and Game, the State of Nevada, and the California State Lands Division, it was agreed that a study should be undertaken to determine the cumulative impacts from development within Lake Tahoe. This concern arises because the growing number of piers and other recreational facilities may soon exceed the Lake's carrying capacity for these types of structures. The proliferation of these private recreational projects may soon have a significant and detrimental environmental effect because of their cumulative impact and their preclusion of the public's full use and enjoyment of the Lake. Federal and State agencies concerned with protection of Lake Tahoe have agreed to participate in the preparation of an environmental study to assess the Lake's carrying capacity. Further, these various agencies have agreed to share in the cost of preparing this study. Additionally, they feel that it is proper to defer taking action on applications for new projects until the study has been completed and its findings analyzed. The study will point out how development within the lake can be more carefully controlled to avoid further degradation of this unique resource.

No environmental documentation is needed for this project in that it is within the categorical exemption Class 8: Action by Regulatory Agencies for the Protection of the Environment. The study and the temporary moratorium are fully in keeping with the Commission's responsibility for protecting lands with significant environmental values. The State of Nevada has already declared a moratorium on construction activities within Lake Tahoe until the completion of a cumulative impact study.

IT IS RECOMMENDED THAT THE COMMISSION"

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT NEED NOT BE PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085; 14 CAL. ADM. CODE 15100, ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. FIND THAT AN ENVIRONMENTAL ASSESSMENT OF LAKE TAHOE AND A TEMPORARY MORATORIUM ON NEW CONSTRUCTION ACTIVITY IS COMPATIBLE WITH THE REQUIREMENTS OF SECTION 6370, ET SEQ., OF THE PUBLIC RESOURCES CODE.

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3. ESTABLISH A TEMPORARY MORATORIUM ON THE PROCESSING OF APPLICATIONS FOR THE CONSTRUCTION OF NEW PRIVATE RECREATIONAL FACILITIES WITHIN LAKE TAHOE.
4. DIRECT THE STAFF OF THE STATE LANDS DIVISION TO PARTICIPATE FULLY IN THE PREPARATION OF A CUMULATIVE ENVIRONMENTAL ASSESSMENT STUDY.
5. TERMINATE THIS MORATORIUM UPON RECEIPT AND APPROVAL OF THE SUBJECT STUDY.