

MINUTE ITEM

This Calendar Item No. C5
was approved as Minute Item
No. 5 by the State Lands
Commission by a vote of 3
to 0 at its 4/28/77
meeting.

CALENDAR ITEM

C5

4/77
WP 4893
RJV
PRC 4893

GENERAL PERMIT
(RECREATIONAL USE)

APPLICANT: Belle Haven Realty Company
60 W. Forty-First Avenue
San Mateo, California 94403

AREA, TYPE LAND AND LOCATION:
A 3610 square foot parcel of submerged
land in Lake Tahoe, near Tahoe City,
Placer County.

LAND USE: An existing recreational pier.

TERMS OF PROPOSED LEASE:
Initial period: 10 years from June 23, 1977.
Surety bond: \$1,000.

CONSIDERATION: \$30 per annum.

BASIS FOR CONSIDERATION:
\$30 fixed rental for this type of permit.
(Calculated from ordinary low water line)

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is owner of upland.

Filing fee, first year's rent and \$1,000
surety bond has been received.

STATUTORY AND OTHER REFERENCES:

- A. Public Resources Code: Div. 6, Parts 1 & 2.
- B. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, 10 & 11.

OTHER PERTINENT INFORMATION:

1. State's permit specifies that should any structure be found in nonconformance with the Tahoe Regional Planning Agency's Shorezone Ordinance, including needed repairs, alterations, or removal pursuant to said Ordinance, the State's permit will be automatically terminated and also specifies that if any structure is found to be upon or adjacent to land claimed by the County of Placer without their consent and approval, State's permit terminates on notice by State.

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CALENDAR ITEM NO. C5 (CONTD)

2. An Environmental Impact Report is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907(a) which exempts an existing structure or facility that is in an acceptable state of repair and there is no evidence of record to show injury to adjacent property, shoreline erosion, or other types of environmental degradation.
3. This project is situated on State Land identified as possessing significant environmental values pursuant to Public Resources Code 6370.1, and is classified in a use category, Class B which authorizes Limited Use.

Staff review indicates that there will be no significant effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT 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 GRANTING OF THE PERMIT OR LEASE WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE PUBLIC RESOURCES CODE.
3. AUTHORIZE ISSUANCE TO BELLE HAVEN REALTY COMPANY OF A 10-YEAR GENERAL PERMIT (RECREATIONAL USE) FROM JUNE 23, 1977; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$30 WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF A \$1,000 SURETY BOND FOR AN EXISTING RECREATIONAL PIER ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

PRC 4893

A parcel of land in the bed of Lake Tahoe, Placer County, California, adjacent to fractional Section 7, T15N, R37E, N3W, said parcel being immediately beneath and extending 10 feet on all sides of an existing pier, said pier being adjacent to and easterly of the land described in the Grant Deed recorded February 6, 1962, in Book 907, page 644, Placer County Records.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of Lake Tahoe.

END OF DESCRIPTION

Prepared *M.P. [Signature]* Checked *[Signature]*
Reviewed *[Signature]* Date *1/5/77*
xjo