

MINUTE ITEM

This Calendar Item No. C7
was presented at the Board
No. 1 of the State Lands
Commission by a vote of 3
to 0 at its 10/27/77
meeting.

CALENDAR ITEM

C7.

10/77
N 406
Gordon
PRC 5402

GENERAL PERMIT
RECREATIONAL USE

APPLICANT: The Lanai, Inc.
4070 El Camino Real
San Mateo, California 94402

AREA, TYPE LAND AND LOCATION:
An 0.058 acre parcel and two 0.029 acre
circular parcels, each 40 feet in diameter,
all on submerged lands in Lake Tahoe at
Carnelian Bay, Placer County.

LAND USE: Maintenance of 1 existing pier and 2 existing
buoys, respectively, for recreational boating.

TERMS OF PROPOSED PERMIT:

Initial Period: 15 years from December
1, 1968.

Public liability insurance: \$450,000 per
occurrence for bodily
injury and \$50,000
for property damage.

Special: 1. The permit is conditioned
on permittee's conformance
with the Tahoe Regional
Planning Agency's Shorezone
Ordinance.

2. The permit is conditioned
on the County of Placer's
authorization and consent
of any of the subject
facilities found to be
on or adjacent to County
lands.

3. The permit is entered
into by all parties without
prejudice to their respective
claims of boundary.

3

S 1

CALENDAR ITEM NO. C7. (CONTD)

CONSIDERATION: \$1,504.51 from December 1, 1968 through November 30, 1977; and \$110 per annum thereafter with the State reserving the right to fix a different rental on each fifth anniversary of the lease.

BASIS FOR CONSIDERATION:

2. Cal. Adm. Code 2006

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is the owner of the upland.

Filing fee has been received.

APPROVALS REQUIRED AND OBTAINED:

These facilities are subject to the jurisdiction of the Tahoe Regional Planning Agency, U. S. Army, Corps of Engineers, California Department of Fish and Game, Lahontan Regional Water Quality Control Board, and the County of Placer. The proposed permit is conditioned on the approval of all agencies having jurisdiction.

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. 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.
2. 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.

CALENDAR ITEM NO. C7. (CONTD)

Staff has coordinated this project with those agencies and organizations who nominated the site as containing significant environmental values. They have found this project to be compatible with their nomination.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN 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 WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE PUBLIC RESOURCES CODE.
3. AUTHORIZE ISSUANCE TO THE LANAI, INC. OF A 15-YEAR GENERAL PERMIT - RECREATIONAL USE FROM DECEMBER 1, 1968, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$1,504.51 FROM DECEMBER 1, 1968 THROUGH NOVEMBER 30, 1977; AND \$110 THEREAFTER; WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; AND WITH PROVISION OF PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$450,000 PER OCCURENCE FOR BODILY INJURY AND \$50,000 FOR PROPERTY DAMAGE, FOR MAINTENANCE OF 1 EXISTING PIER AND 2 EXISTING BUOYS ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

N 406

Three parcels of submerged land in the state owned bed of Lake Tahoe, Placer County, California, lying southeasterly of fractional Section 22, T 16 N, R 17 E, M.D.M., more particularly described as follows:

PARCEL 1 - PIER

That parcel of submerged land lying immediately beneath and extending 10 feet from all sides of an existing pier located southeasterly of and adjacent to Lot 1 of Block C as said lot and block are shown on plat of Carnelian Bay on Lake Tahoe filed for record in Book C of Maps, page 14, Placer County Records.

PARCEL 2 AND 3

Two circular parcels of submerged land each being 40 feet in diameter, the center of Parcel 2 bears S 07° 33' 10" E, 227 feet and the center of Parcel 3 bears S 48° 24' 40" E, 198 feet, respectively from the intersection of the northwesterly line of Bay Street with the southwesterly line of Center Street as said streets are shown on Record of Survey filed in Book 5 of Surveys, page 131, Placer County Records.

EXCEPTING THEREFROM any portion of parcels 1, 2 and 3 lying landward of the ordinary high water mark of Lake Tahoe.

END OF DESCRIPTION

Prepared *[Signature]* Checked *R.L. Blake*
Reviewed *[Signature]* Date *7/6/76*
218