

MINUTE ITEM

This Calendar Item No. C9
was adopted on 5-31-78 at its 9
meeting.

CALENDAR ITEM

C9.

5/78
W 21633
Vaughn
P.R.C. 5489

GENERAL PERMIT
RECREATIONAL USE

APPLICANT: Leo H. and Marilyn B. Winters
22831 Margarita Drive
Woodland Hills, California 91368

AREA, TYPE LAND AND LOCATION: Approximately 0.05 acre parcel (2400 square foot) of submerged land in Lake Tahoe, Placer County.

LAND USE: Proposed pier and 1 buoy.

TERMS OF PROPOSED PERMIT:
Initial period: 10 years from May 1, 1978.

Public liability insurance: \$100,000 combined single limit coverage for bodily injury and property damage.

CONSIDERATION: \$80 per annum with the State reserving the right to fix a different rental on each fifth anniversary of the permit.

BASIS FOR CONSIDERATION: \$80 fixed rental for this type of permit. (\$50 for pier and \$30 for buoy).

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

Filing fee and first year's rent have 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. This project is exempt from the EIR/

A 3
S 1

CALENDAR ITEM NO. C9. (CONTD)

Negative Declaration requirements of CEQA because it involves construction of a minor facility under 3,000 square feet.

Authority: 2 Cal. Adm. Code, Art. 10, Section 2907, 3(A) and 3(C).

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.

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.

3. Applicant does not qualify for Recreational Pier Permit pursuant to P.R.C. Section 6503 in that upland is unimproved.

APPROVALS OBTAINED:

United States Corps of Engineers, TRPA,
County of Placer.

EXHIBITS:

- A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 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 LEO H. AND MARILIN B. WINTERS OF A 10-YEAR GENERAL PERMIT-RECREATIONAL USE FROM MAY 1, 1978, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$80; WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT;

CALENDAR ITEM NO. C9. (CONTD)

PROVISION OF PUBLIC LIABILITY INSURANCE IN AMOUNT OF \$100,000 COMBINED SINGLE LIMIT FOR BODILY INJURY AND PROPERTY DAMAGE FOR A PROPOSED PIER AND 1 BUOY ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W. 21633

Two parcels of land in Lake Tahoe, Placer County, California, situated in Section 28, T16N, R17E, M.D.M., said parcels are described as follows:

Parcel 1. Pier

All that land lying immediately beneath a pier, TOGETHER WITH a necessary use area extending 10 feet from the extremities of said pier, said pier being adjacent to that land described in that Grant Deed recorded October 9, 1984 in Vol. 1036 at Page 389, Official Records of Placer County.

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

Parcel 2. Buoy

A circular parcel of land 40 feet in diameter, situated 30 feet easterly of the easterly end of the abovementioned pier.

END OF DESCRIPTION

Prepared *Frank J. Casper* Checked *[Signature]*
Reviewed *A. H. Kummer* Date *2/17/78*

