

MINUTE ITEM

This Calendar Item No. C19
was approved as Minute Item
No. 19 by the State Lands
Commission by a vote of 2
to 0 at its 9/27/78
meeting.

CALENDAR ITEM

C19.

GENERAL PERMIT
RECREATIONAL USE

9/78
WP 3257
Gordon
PRC 3257

APPLICANT: Robert H. Norris, Barbara B. Norris,
P. O. Box 5090
Incline Village, Nevada 89450

James Fazarri and Jane Fazarri
c/o 21129 Foothill Boulevard
Hayward, California 94541

AREA, TYPE LAND AND LOCATION:

A 0.169 acre parcel of submerged lands
in Lake Tahoe at Carnelian Bay, Placer
County.

LAND USE:

Maintenance of 1 existing pier with 3 boat
berths and a sundeck for recreational boating.

TERMS OF PROPOSED PERMIT:

Initial period: 10 years from July 1,
1976.

Public liability insurance: \$400,000 per
occurrence for bodily
injury and \$100,000 for
property damage, or combined
single limit coverage
of \$500,000.

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.

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

CONSIDERATION: \$591.69 from July 1, 1976 through June 30, 1979; and \$130 per annum thereafter.

BASIS FOR CONSIDERATION:

2 Cal. Adm. Code 2005.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is owner of upland.

Filing fee has been received.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 & 2.

B. Cal. Adm. Code: Title 2, Div. 3.

OTHER PERTINENT INFORMATION:

1. The consideration set forth herein is based on the current general permit fee schedule as approved by the Commission and made effective March 1, 1977. In the interest of settling the amount of rents due prior to March 1, 1977 and bringing long term existing facilities under permit, staff has negotiated, and recommends approval of settlement of rents from July 1, 1976 to present using the current fee schedule.
2. An EIR is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907, Class 1(B), 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 P.R.C. 6370.1, and is classified in a use category, Class B, which authorizes Limited Use.

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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.

APPROVALS REQUIRED AND OBTAINED:

This facility is subject to the jurisdiction of the Tahoe Regional Planning Agency, United States 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.

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 P.R.C.
3. AUTHORIZE ISSUANCE TO ROBERT H. NORRIS, BARBARA B. NORRIS, JAMES FAZARRI AND JANE FAZARRI OF A 10-YEAR GENERAL PERMIT - RECREATIONAL USE FROM JULY 1, 1976; IN CONSIDERATION OF RENT IN THE AMOUNT OF \$591.69 FROM JULY 1, 1976 THROUGH JUNE 30, 1979 AND \$130 PER ANNUM THEREAFTER; WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT AND WITH PROVISION OF PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$400,000 PER OCCURRENCE FOR BODILY INJURY AND \$100,000 FOR PROPERTY DAMAGE, OR COMBINED SINGLE LIMIT COVERAGE OF \$500,000; FOR MAINTENANCE OF 1 EXISTING PIER WITH 3 BOAT BERTHS AND A SUNDECK ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

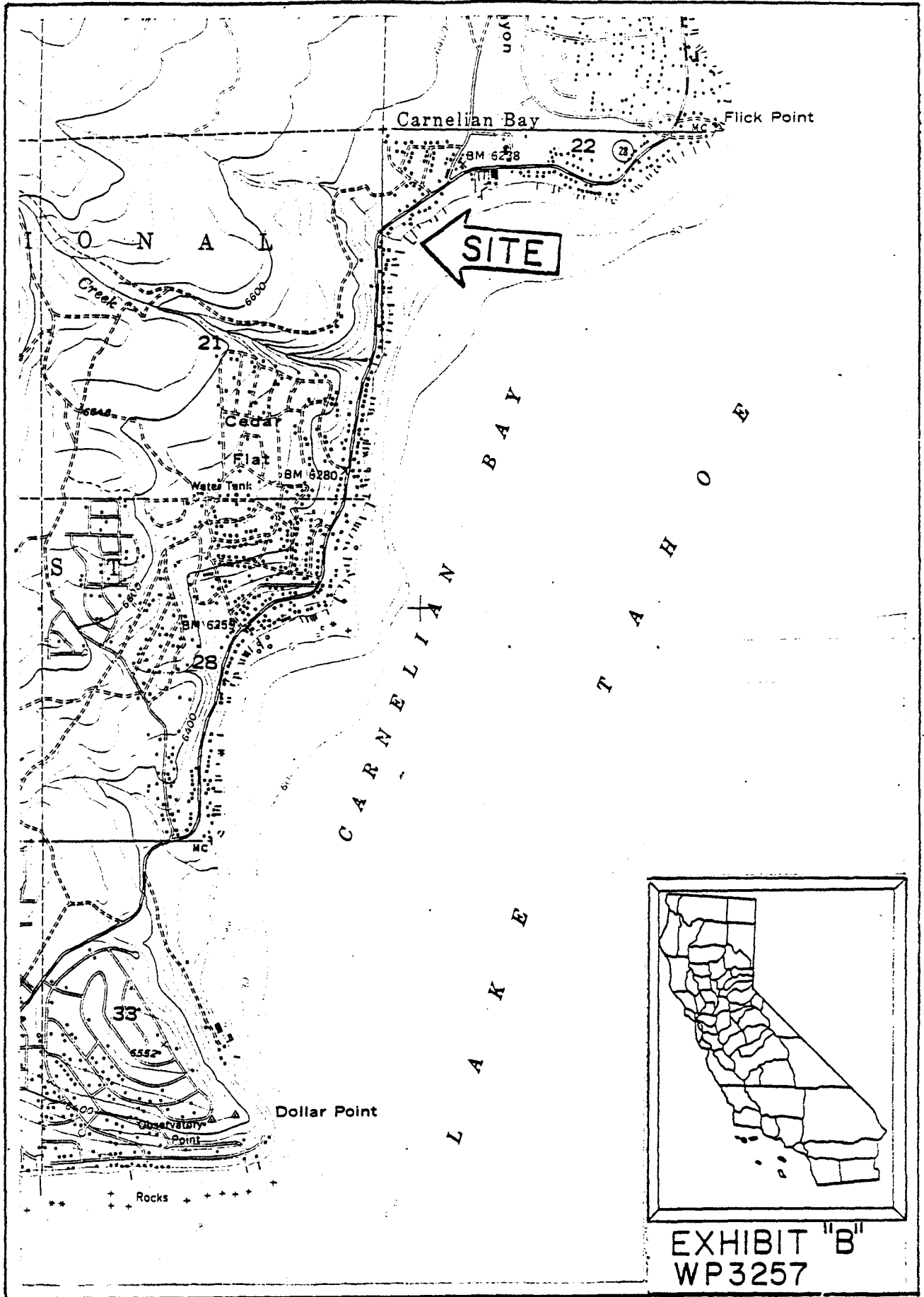


EXHIBIT "B"
WP3257