

MINUTE ITEM

This Calendar Item No. C22 CALENDAR ITEM  
was presented to the Board of Supervisors  
at the meeting held on 11/27/78 C22.  
to 0 of the 3 GENERAL PERMIT  
meeting. RECREATIONAL USE

11/78  
WP 5152  
Gordon  
PRC 5152

APPLICANT: W. Bruce Jenner and Chrystie Jenner  
3542 Malibu Country Drive  
Malibu, California 90265

AREA, TYPE LAND AND LOCATION:  
A 0.76 acre parcel of submerged lands in  
Lake Tahoe at Carnelian Bay, Placer County.

LAND USE: Maintenance of an existing pier for recre-  
ational boating.

TERMS OF PROPOSED PERMIT:  
Initial period: 15 years from January 20,  
1978.

Public liability insurance: \$400,000 per  
occurrence for bodily  
injury and \$50,000 for  
property damage or combined  
single limit coverage  
of \$450,000.

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

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4. Applicant does not qualify for a Recreational Pier Permit (P.R.C. 6503) in that the applicant is not the littoral owner.

CONSIDERATION: \$40 per annum, with the State reserving the right to fix a different rental on each fifth anniversary of the permit.

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. This facility was previously authorized under Use Permit, PRC 5152.1 in consideration of \$100 per annum for a 5-year term beginning September 24, 1973. The permittees under this permit conveyed the subject upland and pier to applicant January 20, 1978. At the end of March, 1978, the permittees advised staff of the transfer of title and chose not to assign, or pay the costs to assign, the Use Permit to applicant.
2. An EIR is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907, Class 1B, 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. Applicant does not qualify for Recreational Pier Permit (P.R.C. 6503) in that the applicant is not the littoral owner.

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4. 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.

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 W. BRUCE JENNER AND CHRYSTIE JENNER OF A 15-YEAR GENERAL PERMIT - RECREATIONAL USE FROM JANUARY 20, 1978; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$40, 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 \$50,000 FOR PROPERTY DAMAGE, OR COMBINED SINGLE LIMIT COVERAGE OF \$450,000; FOR MAINTENANCE OF AN EXISTING PIER UTILIZED FOR RECREATIONAL BOATING ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 5152

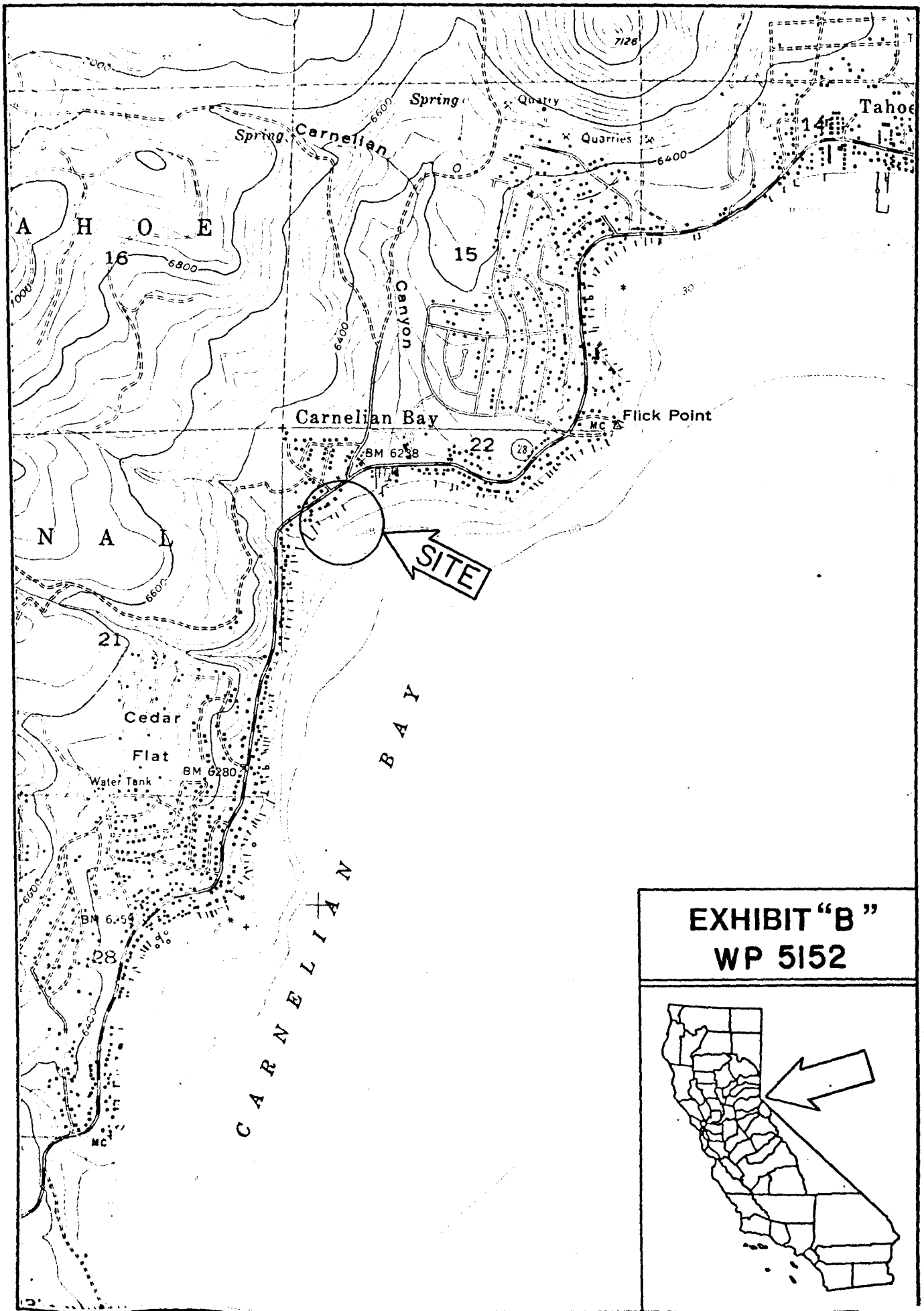
A parcel of submerged land in the bed of Lake Tahoe, Placer County, California, adjacent to Section 22, T16N, R17E, MDM, and more particularly described as follows:

A parcel of land lying immediately beneath an existing pier, 126 feet in length, TOGETHER WITH a necessary use area extending ten feet from the extremities of said pier, said pier being located 15 feet, more or less, northeasterly of the southeasterly extension, to the ordinary high water mark of Lake Tahoe, of the southwesterly line of Lot 4, Block C, as shown on that map entitled, "Carnelian Bay On Lake Tahoe", filed in Book C of Maps, at page 14, in the Office of the Placer County Recorder.

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

END OF DESCRIPTION

Prepared Carlos Nazera Checked Gary A. Weldon  
Reviewed Ryszard Date 8/11/78



**EXHIBIT "B"**  
**WP 5152**

