

MINUTE ITEM

This Calendar Item No. C22 was approved as Minute Item No. 22 by the State Lands Commission by a vote of 3 to 0 at its 9-26-79 meeting.

CALENDAR ITEM

C22.	PRC 3775	WP 3775	9/79	WP 4146	PRC 4146
	PRC 4266	WP 4266		WP 4357	PRC 4357
	PRC 4523	WP 4523		WP 4694	PRC 4694
	PRC 5730	W 21319		W 21352	PRC 5731
	PRC 5729	W 21519		WP 5245	PRC 5245
	PRC 4053	WP 4053		Omand	

TERMINATE TWO NON-COMMERCIAL LEASES AND AUTHORIZE ISSUANCE OF ELEVEN RECREATIONAL PIER PERMITS

APPLICANTS: As listed on Exhibit "A" attached.

TERMS: Initial period: 10 years.

Renewal options: None.

Filing fee: \$25 (all).

Processing fees: \$45 (all).

CONSIDERATION: None (Section 6503, P.R.C.).

PREREQUISITE TERMS:

Applicants are littoral landowners as defined in Section 6503, P.R.C.

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. EIRs are not required in that the existing facilities are in an acceptable state of repair. The proposed boat mooring buoys are exempt under Class 3, 2 Cal. Adm. Code 2907; small boat mooring buoys not used for commercial purposes.

Authority: Cal. Adm. Code, Title 2, Div. 3, Art. 10, Section 2907, Class 1 & 3.

2. The individual projects are situated on State land identified as possessing significant environmental values pursuant

A 3, 7, 9, 10, 73

S 1, 2, 3, 7, 36

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to P.R.C. 6370.1, and are classified in use categories, Classes B or C, which authorizes Limited or Multiple Use. Staff review indicates that there will be no significant effect on identified environmental values.

3. Lake Tahoe Application: The Commission at its meeting on November 27, 1978 suspended all leasing for new construction at Lake Tahoe, except for mooring buoys in designated areas. This action was taken pending completion of an EIR which addresses the cumulative impact of continued construction of piers in Lake Tahoe. At its meeting on August 23, 1979 the Commission elected to continue its new construction moratorium until December 31, 1979. Each of the applications herein are for existing piers and/or boat mooring buoys not located in fish spawning areas and therefore are not subject to the new construction moratorium.
4. Permits covering structures in Lake Tahoe will include a condition subsequent that if any structure authorized is found to be in nonconformance with the California Tahoe Regional Planning Agency's Shorezone ordinance and if any alterations, repairs, or removal required pursuant to said ordinance are not accomplished within the designated time period, then the permit will be automatically terminated, effective upon notice by the State and the site shall be cleared pursuant to the terms thereof.

Original leases PRC 4694 and PRC 4053 now qualify for rent-free status under PRC 6503.5. The new Recreational Pier Permits shall supersede the original Non-Commercial Lease documents.

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5. Recreational piers in Huntington Harbour have been found to pose no significant adverse environmental effects (cumulative EIR by City). The area has been found capable of accommodating the development.

A cumulative EIR for Huntington Harbour was approved by the State Lands Commission at its March 25, 1976 meeting. The impact of the specific projects were included in this cumulative report.

The proposed pier in Huntington Harbour is consistent with the requirements of Article 6.5, 2 Cal. Adm. Code., because the location and impacts of this pier were considered in the above-referenced EIR in a manner which is encouraged in the Coastal Act.

- EXHIBITS:
- A. Applicants; area; location; land use and status; and classification.
 - B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT EIRS HAVE NOT BEEN PREPARED FOR THESE ACTIVITIES EXCEPT AT HUNTINGTON HARBOUR, AS SUCH REPORTS ARE 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 PERMITS WILL HAVE NO EFFECT ON THE SIGNIFICANT ENVIRONMENTAL VALUES IDENTIFIED PURSUANT TO SECTION 6370.1 OF THE P.R.C.
3. DETERMINE THAT THE PROPOSED DOCK IN HUNTINGTON HARBOUR HAS BEEN DISCUSSED IN A CUMULATIVE EIR AND FOUND NOT TO HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT; AND IS CONSISTENT WITH THE REQUIREMENTS OF ARTICLE 6.5, OF TITLE 2, OF THE CAL. ADM. CODE AS THIS TYPE OF DEVELOPMENT IS PROVIDED FOR IN THE COASTAL ACT, AS DETAILED IN SECTION 2503, OF TITLE 2 OF THE CAL. ADM. CODE AND SECTION 30105 OF THE P.R.C.

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4. TERMINATE EXISTING PERMITS AS APPROVED IN MINUTE ITEM NO. C13, DATED FEBRUARY 26, 1976 (PRC 4694) AND NO. 13 DATED MARCH 25, 1976 (PRC 4053).
5. AUTHORIZE THE ISSUANCE OF 10-YEAR RECREATIONAL PIER PERMITS TO THE APPLICANTS LISTED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

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EXHIBIT "A"

RECREATIONAL PIER PERMITS FOR CALENDAR OF SEPTEMBER 26, 1979.

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W.O. NO.	APPLICANT	LOCATION	LAND USE & STATUS	UPLAND PROPERTY DESCRIPTION	CLASSIFICATION	
					ART. 10	ART. 11
WP 4266	John Erik Jonsson c/o Kenneth Jonsson 233 Wilshire Blvd., Suite 996 Santa Monica, CA 90401	Lake Tahoe El Dorado Co.	2 piers (existing)	Ptn. Lot 1, Sec. 20, T14N, R17E, MDM	1(B)	B
WP 4357	Delbert E. Loewen, et al 2141 Aspen Grove Drive Lodi, CA 95140	Lake Tahoe Placer County	A pier (existing)	Fractional Sec. 7, T14N, R17E, MDM	1(B)	B
WP 4523	Pine Creek Owner's Association 755 So. Eliseo Drive, No. 8 Greenbrae, CA 94904	Corte Madera Canal Marin County	A float & walkway (existing)	Lots 315 & 316, Bon Air Sub- division No. 8	1(B)	C
W 21319	Margaret L. and Eugene M. Pierce P. O. Box 817 Crystal Bay, Nevada 89402	Lake Tahoe Placer County	1 mooring buoy (existing)	Lots 13 & 14, & fractional Lot 15, Lake Forest Subdivi- sion No. 2	1(B)	B
WP 3775	Water's Edge Condominium Unit No. 1 P. O. Box 88 Tahoe, CA 95733	Lake Tahoe El Dorado Co.	5 buoys and 1 pier (existing) 5 buoys (proposed)	Ptn. Lot 1, NW $\frac{1}{4}$ of Sec. 17, T14N, R17E, MDM	1(B) 3(C)	B
WP 4694	Star Harbor Homeowners Association, Inc. P. O. Box 1740 Tahoe City, CA 95730	Lake Tahoe Placer County	A pier, walkway & 15 buoys (existing)	Fractional Sec. 5, T15N, R17E, MDM	1(B)	B
W 21519	Dr. Harvey H. Perman 1264 Commons Drive Sacramento, CA 95825	Lake Tahoe El Dorado Co.	A pier and 1 buoy (existing)	Portion of Lots 5 and 6, Block G, Rubicon Properties	1(B)	B

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EXHIBIT "A"

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W.O. NO.	APPLICANT	LOCATION	LAND USE & STATUS	UPLAND PROPERTY DESCRIPTION	CLASSIFICATION	
					ART. 10	ART. 11
W 21352	Mr. Victor Burton 9045 Haskell Avenue Sepulveda, CA 91343	San Joaquin River Contra Costa Co.	A boat dock & walkway (existing)	Portion of Lot B, Bradford Tract	1(B)	B
WP 4146	Barbara Thieriot c/o Cooper, White and Cooper 44 Montgomery Street San Francisco, CA 94104	Lake Tahoe Placer County	A pier and boatslip (existing)	Lot 10 and fractional Lot 9, Sunnyside Tract No. 2	1(B)	F
WP 4053	McKinney Shores Property Owners Association 4063 Crabtree Court Carmichael, CA 95608	Lake Tahoe Placer County	2 piers & 41 buoys (existing) 24 buoys (Proposed)	Lots A, B and C of McKinney Shores	1(B) 3(C)	B
WP 5245	Mr. John H. Lange et ux 13902 Fiji Way #129 Marina del Rey, CA 90291	Huntington Harbour Orange County	Boat Dock (partially completed)	Lot 43, Tract 9335	3A	C

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