

MINUTE ITEM

This Calendar Item No. 511
was approved as a Calendar Item
No. 7 by the State Lands
Commission by a vote of 3
to 0 at its 01/26/86
meeting.

CALENDAR ITEM

A 7
S 1

C13

06/26/86
WP 4278 PRC 4278
Gordon

GENERAL PERMIT - RECREATIONAL USE

APPLICANTS: Jack J. Dempsey, John F. Dempsey, Trustee,
Fireside Pines Investors,
Frederick A. Ward, Bruce E. Basting,
Vance J. VanTassell and
Sharyn J. VanTassell
P. O. Box 321
Tahoma, California 95733

AREA, TYPE LAND AND LOCATION:
A 0.022-acre parcel of submerged land, located
in Lake Tahoe, near Tahoma, Placer County.

LAND USE: Maintenance of an existing pier utilized for
recreational purposes.

TERMS OF PROPOSED PERMIT:

Initial period: 15 years beginning May 10,
1986.

Public liability insurance: 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 conforms to
the Lyon/Fogerty decision.

CONSIDERATION: \$147 per annum; with the State reserving the
right to fix a different rental on each fifth
anniversary of the permit.

CALENDAR ITEM NO. C 13 (CONT'D)

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Adm. Code 2003.

APPLICANT STATUS:

Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fee has been received.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884:

09/19/86.

OTHER PERTINENT INFORMATION:

1. This permit replaces applicant's prior permit which expired May 9, 1986.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorical exempt project. The project is exempt under Class 1, Existing Facility, 2 Cal. Adm. Code 2905(a)(2).

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 Cal. Adm. Code 2905.

3. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the activity is consistent with its use classification.

CALENDAR ITEM NO. C 13 (CONT'D)

APPROVALS OBTAINED:

Tahoe Regional Planning Agency, United States Army Corps of Engineers, California Department of Fish and Game, Lahontan Regional Water Quality Control Board and County of Placer.

FURTHER APPROVALS REQUIRED:

None.

EXHIBITS:

- A. Land Description.
- B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 1, EXISTING FACILITY, 2 CAL. ADM. CODE 2905(a)(2).
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
3. AUTHORIZE ISSUANCE TO JACK F. DEMPSEY, JOHN F. DEMPSEY, TRUSTEE, FIRESIDE PINES INVESTORS, FREDERICK A. WARD, BRUCE E. BASTING, VANCE J. VANTASSELL AND SHARYN VANTASSELL OF A 15-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING MAY 10, 1986; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$147, 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 FOR COMBINED SINGLE LIMIT COVERAGE OF \$500,000; FOR MAINTENANCE OF AN EXISTING PIER UTILIZED FOR RECREATIONAL PURPOSES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 4278

A parcel of land in the bed of Lake Tahoe, Placer County, California, said parcel being immediately beneath an existing pier, TOGETHER WITH a necessary use area extending no more than 10 feet from said pier, said pier being adjacent to that land described in EXHIBIT "A" to the Easement Agreement recorded June 2, 1976 in Volume 1730, page 251, Official Records of Placer County.

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

REVISED MAY 21, 1986, BY BOUNDARY SERVICES UNIT, M. L. SHAFER, SUPERVISOR.

CALENDAR PAGE	82
MINUTE PAGE	1539

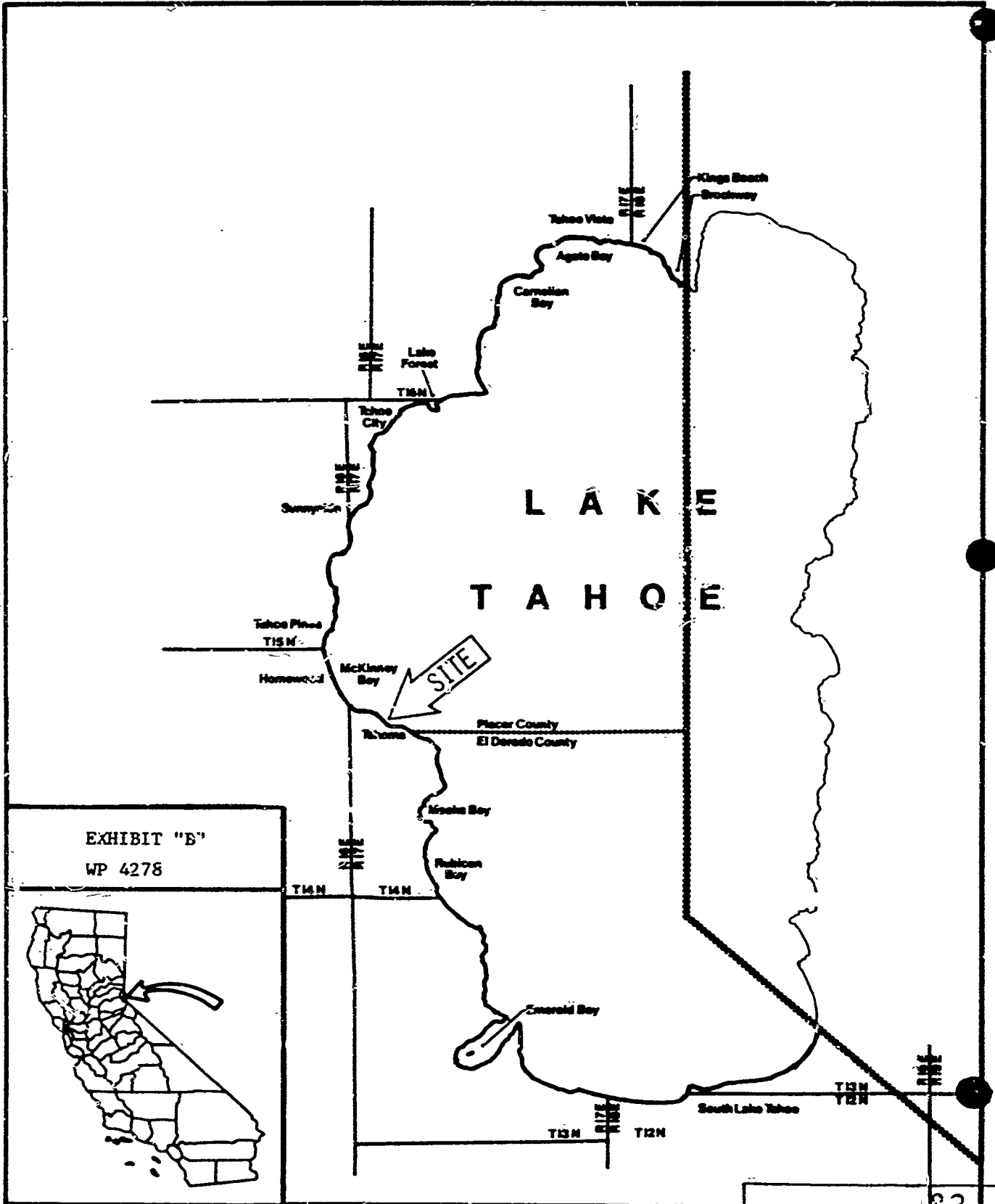


EXHIBIT "B"
WP 4278

