

MINUTE ITEM

This Calendar Item No. 34
was approved as Minute Item
No. 34 by the State Lands
Commission by a vote of 3
to 0 at its 7/10/89
meeting.

CALENDAR ITEM

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07/10/89
WP 4195
Gordon

GENERAL PERMIT - RECREATIONAL USE

APPLICANT: McKinney's Landing, Inc.
P.O. Box 206
Kings Beach, California 95719

AREA, TYPE LAND AND LOCATION:
A 0.089-acre parcel and twenty 0.029-acre
circular parcels, each 40 feet in diameter,
composing 0.577 acre, together totalling 0.666
acre of submerged land located in Lake Tahoe
near Brockway, Placer County.

LAND USE: Maintenance of an existing pier and twenty
existing mooring buoys, respectively, utilized
for noncommercial multiple-use recreational
boating.

TERMS OF PROPOSED PERMIT:

Initial period: Five-years beginning
September 29, 1988.

Public liability insurance: Combined single
limit coverage of \$1,000,000.

Special:

1. The permit is conditioned on permittee's conformance with the Tahoe Regional Planning Agency's Shorezone Ordinance.
2. The permit restricts any residential use of the facilities.
3. The permit requires refuse containers for the

CALENDAR ITEM NO. 34 (CONT'D)

MINUTE ITEM
of this Calendar Item No. 34
as approved as Minute Item
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disposal of vessel-generated trash.

4. The permit conforms to the Lyon/Fogerty decision.

CONSIDERATION: \$381.46 per annum plus P.R.C. 6503.5; with the State reserving the right to fix a different rental on each fifth anniversary of the permit.

BASIS FOR CONSIDERATION: Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS: Applicant is owner of the 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. Code Regs.: Title 2; Div. 3; Title 14, Div. 6.

AB 884: N/A.

OTHER PERTINENT INFORMATION:
1. Applicant is a homeowners association. The subject facilities are utilized by condominium owners, their tenants and guests. Because its membership currently includes 18.182 percent of non-natural persons as members, applicant does not fully meet the criteria of P.R.C. 6503.5 for rent-free status. Therefore, the rental related to boat mooring purposes is the result of a proration according to this percentage. This is an application to replace Applicant's permit which expired September 28, 1988.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project

CALENDAR ITEM NO. (CONT'D)

is exempt under Class 1, Existing Facilities, 2 Cal. Code Regs 2905(a)(2).

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

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:

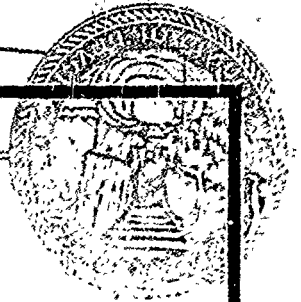
None.

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. Local Government Comment.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THIS ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITY, 2 CAL. CODE REGS. 2905(a)(2).
2. AUTHORIZE ISSUANCE TO MCKINNEY'S LANDING, INC. OF A FIVE-YEAR GENERAL PERMIT - RECREATIONAL USE, BEGINNING SEPTEMBER 29, 1988; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$381.46, PLUS P.R.C. 6503.5; 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 \$1,000,000; FOR MAINTENANCE OF AN EXISTING PIER AND TWENTY EXISTING MOORING BUOYS UTILIZED FOR NONCOMMERCIAL MULTIPLE-USE RECREATIONAL BOATING ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.



DEPARTMENT OF PUBLIC WORKS

PLACER COUNTY

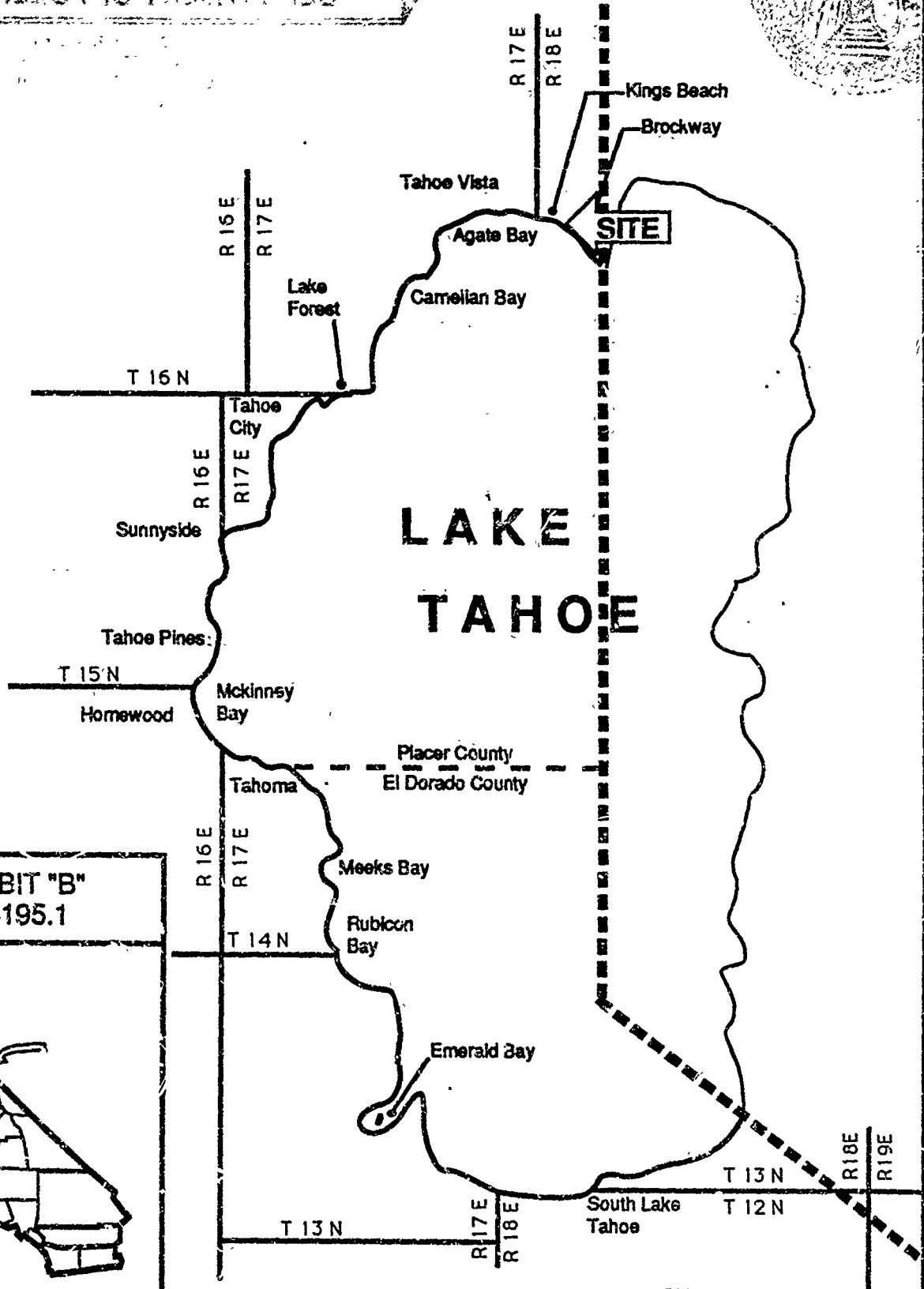
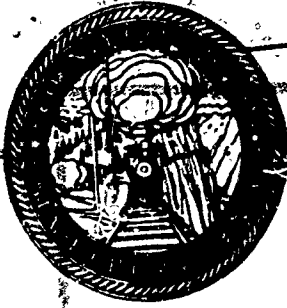


EXHIBIT "B"
WP 4195.1





PLACER COUNTY

DEPARTMENT OF PUBLIC WORKS

JACK WARREN, Director
 JAN WITTER, Assistant Director
 LARRY ODDO, Deputy Director
 ALAN ROY, Deputy Director

OPERATING DIVISION

Administration
 Engineering
 Equipment Maintenance
 Road Maintenance
 Special Districts
 Surveying
 Transportation

March 3, 1989

Gerald D. Gordon
 California State Lands Commission
 1807 - 13th Street
 Sacramento, CA 95814

RE: PIER - SHOREZONE CONSTRUCTION

Dear Mr. Gordon:

The County of Placer has reviewed the below referenced requests for construction activities within the shorezone of Lake Tahoe. We have no objections to the construction activities described in the below applications contingent upon approval by your office.

- | | |
|---|---------|
| 1. McKinney Landing Home Owners Association | WP 4195 |
| 2. Strain Ranch | WP 4091 |
| 3. Lake Tahoe Park Association | WP 3887 |
| 4. Cedar Point Home Owners Association | WP 2859 |
| 5. Antiques and Heirlooms | W 23946 |
| 6. Michael Babcock | W 24201 |
| 7. Tahoe Tavern Property Owners Association | WP 5956 |
| 8. Lyon/Hawkins | WP 5884 |

Should you have any questions or if I can be of further assistance, please call at your convenience.

COUNTY OF PLACER
 DEPARTMENT OF PUBLIC WORKS
 JACK WARREN, DIRECTOR

James A. McLeod
 JAMES A. MCLEOD
 ASSISTANT CIVIL ENGINEER

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