

MINUTE ITEM
This Calendar Item No. C04
was approved as Minute Item
No. 04 by the State Lands
Commission by a vote of 3
to 0 at its 12-12-90
meeting.

CALENDAR ITEM

C 0 4

A 7

S 1

12/12/90
PRC 4056
J. Ludlow

RECREATIONAL PIER PERMIT

APPLICANT: Robert T. Nahas and Eva C. Nahas, Trustees
20630 Patio Drive
Castro Valley, California 94546

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

LAND USE: Reconstruction, use, and maintenance of an
existing pier and installation of a low level
boatlift.

TERMS OF PROPOSED PERMIT:

Initial period: Five years beginning
December 12, 1990.

CONSIDERATION: Rent-free pursuant to Section 6503.5 of the
P.R.C.

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

APPLICANT STATUS:
Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES, AND EXPENSES:
Filing fee and processing costs have been
received.

CALENDAR ITEM NO. C 04 (CONT'D)

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: 02/03/91.

OTHER PERTINENT INFORMATION:

- 1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15025), the staff has prepared a Proposed Negative Declaration identified as EIR ND 488, State Clearinghouse No. 90021043. Such Proposed Negative Declaration was prepared and circulated for public review pursuant to the provisions of CEQA.

Based upon the Initial Study, the Proposed Negative Declaration, and the comments received in response thereto, there is no substantial evidence that the project will have a significant effect on the environment. (14 Cal. Code Regs. 15074(b))

- 2. 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 project, as proposed, is consistent with its use classification.
- 3. Materials will be neither stored nor placed, nor will any activity associated with construction, be constructed above the low water line on the subject property.
- 4. All permits issued at Lake Tahoe include special language in which the permittee/lessee agrees to protect and replace or restore, if required, the habitat of *Rorippa subumbellata*, commonly called the Tahoe Yellow Cress, a State-listed endangered plant species.

CALENDAR ITEM NO. C 04 (CONT'D)

5. The Department of Fish and Game has determined that the shorezone at this location is unsuitable habitat for Tahoe Yellow Cress (*Rorippa*) and has issued, pursuant to the consultation procedures under the California Endangered Species Act (CESA), a letter of "no jeopardy" for the proposed project.
6. The issuance of this permit supercedes any prior authorization by the State Lands Commission at this location.
7. This property was physically inspected by staff for purposes of evaluating the impact of the proposed activity on the public trust.
8. In order to determine the other potential trust uses in the area of the proposed project, the staff contacted representatives of the following agencies: TRPA, Department of Fish and Game, County of Placer, and the Tahoe Conservancy. None of these agencies expressed a concern that the proposed project would have a significant effect on trust uses in the area. The agencies did not identify any trust needs which were not being met by existing facilities in the area. Identified trust uses in this area would include swimming, boating, walking along the beach, and views of the lake.
9. 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 project, as proposed, is consistent with its use classification.
10. If any structure hereby authorized is found to be in nonconformance with the Tahoe Regional Planning Agency's Shorezone ordinance, and if any alterations, repairs, or removal required pursuant to said ordinance are not accomplished within the

CALENDAR ITEM NO. 304 (CONT'D)

designated time period, then this lease is automatically terminated, effective upon notice by the State, and the site shall be cleared pursuant to the terms thereof. If the location, size, or number of any structure hereby authorized is to be altered, pursuant to order of the Tahoe Regional Planning Agency, Lessee shall request the consent of State to make such alteration.

11. The applicants have been notified that the public has a right to pass along the shoreline and the permittee must provide a reasonable means for public passage along the shorezone area occupied by the permitted structure.

APPROVALS OBTAINED:

Tahoe Regional Planning Agency, Department of Fish and Game, Placer County, and Lahontan Regional Water Quality Control Board.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers.

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. Placer County Letter of Approval.
- D. Negative Declaration

IT IS RECOMMENDED THAT THE COMMISSION:

1. CERTIFY THAT A NEGATIVE DECLARATION, EIR ND 488, STATE CLEARINGHOUSE NO. 90021043, WAS PREPARED FOR THIS PROJECT PURSUANT TO THE PROVISIONS OF THE CEQA AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
2. DETERMINE THAT THE PROJECT, AS APPROVED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT
3. FIND THAT THE ISSUANCE OF THIS PERMIT SUPERCEDES ANY PRIOR AUTHORIZATION BY THE STATE LANDS COMMISSION AT THIS LOCATION.

CALENDAR ITEM NO. 004 (CONT'D)

4. AUTHORIZE ISSUANCE TO ROBERT T. NAHAS AND EVA C. NAHAS, TRUSTEES, OF A FIVE-YEAR RECREATIONAL PIER PERMIT, BEGINNING DECEMBER 12, 1990, FOR THE RECONSTRUCTION, USE, AND MAINTENANCE OF AN EXISTING PIER AND INSTALLATION OF A LOW LEVEL BOATLIFT ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED, AND BY REFERENCE MADE A PART HEREOF.

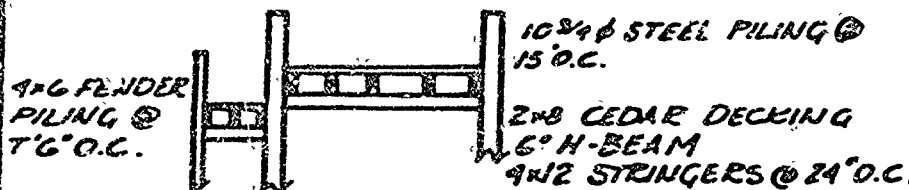
EXHIBIT "A"

LAND DESCRIPTION

PRC 4066

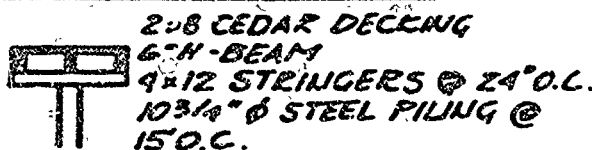
LAND CAPABILITY: JhC/S

SHOREZONE TOLERANCE: 4



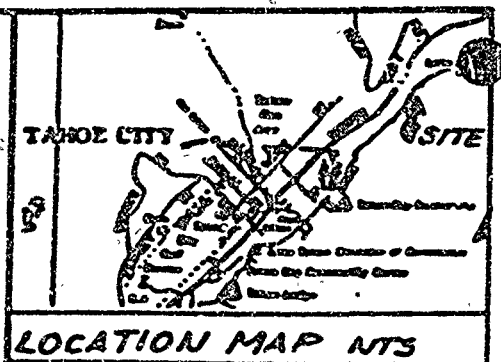
SECTION DOUBLE PILING & CATWALK

NTS

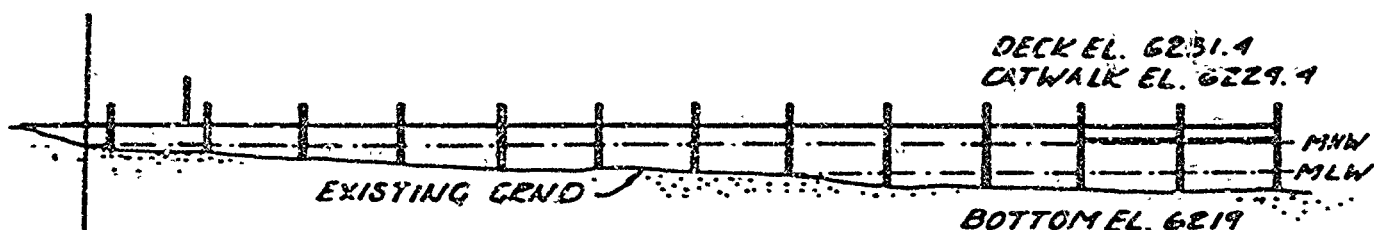


SECTION SINGLE PILING

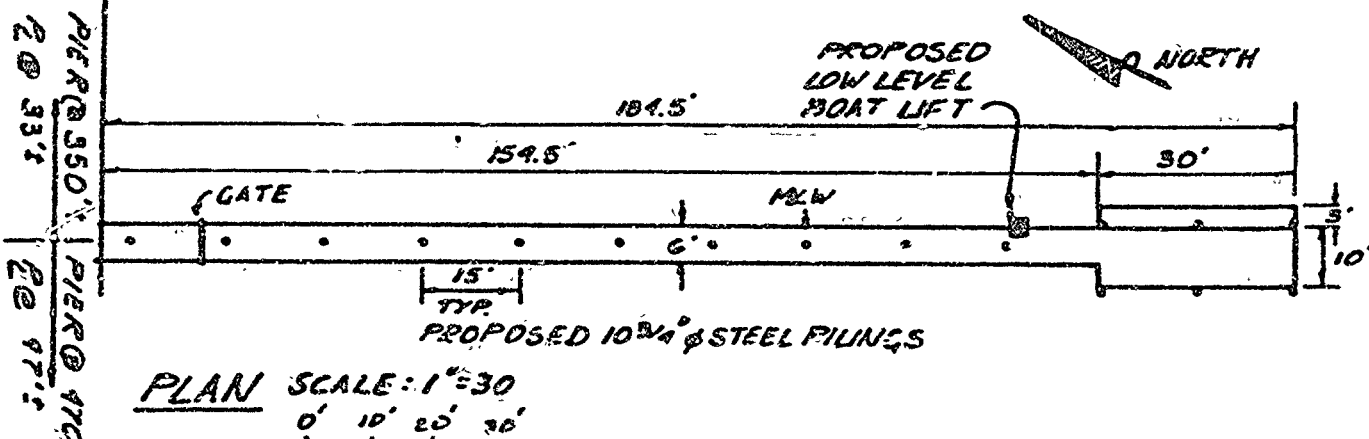
NTS



LOCATION MAP NTS



PROFILE SCALE (HORIZ. & VERT.): 1" = 30'



PLAN SCALE: 1" = 30'

PROPOSED PIER REPAIR

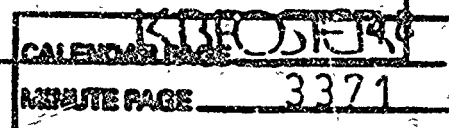
Purpose: Private Recreational Use
Owner: R.T. Nahas
1870 North Lake Blvd.
APN 94-160-16,17

Adjoining Properties:
West 94-160-15
East 94-160-18

Placer County
Sheet 1 of 1

May, 1988
Job No. 873/1

PREPARED AUGUST 13, 1990 BY LLB.



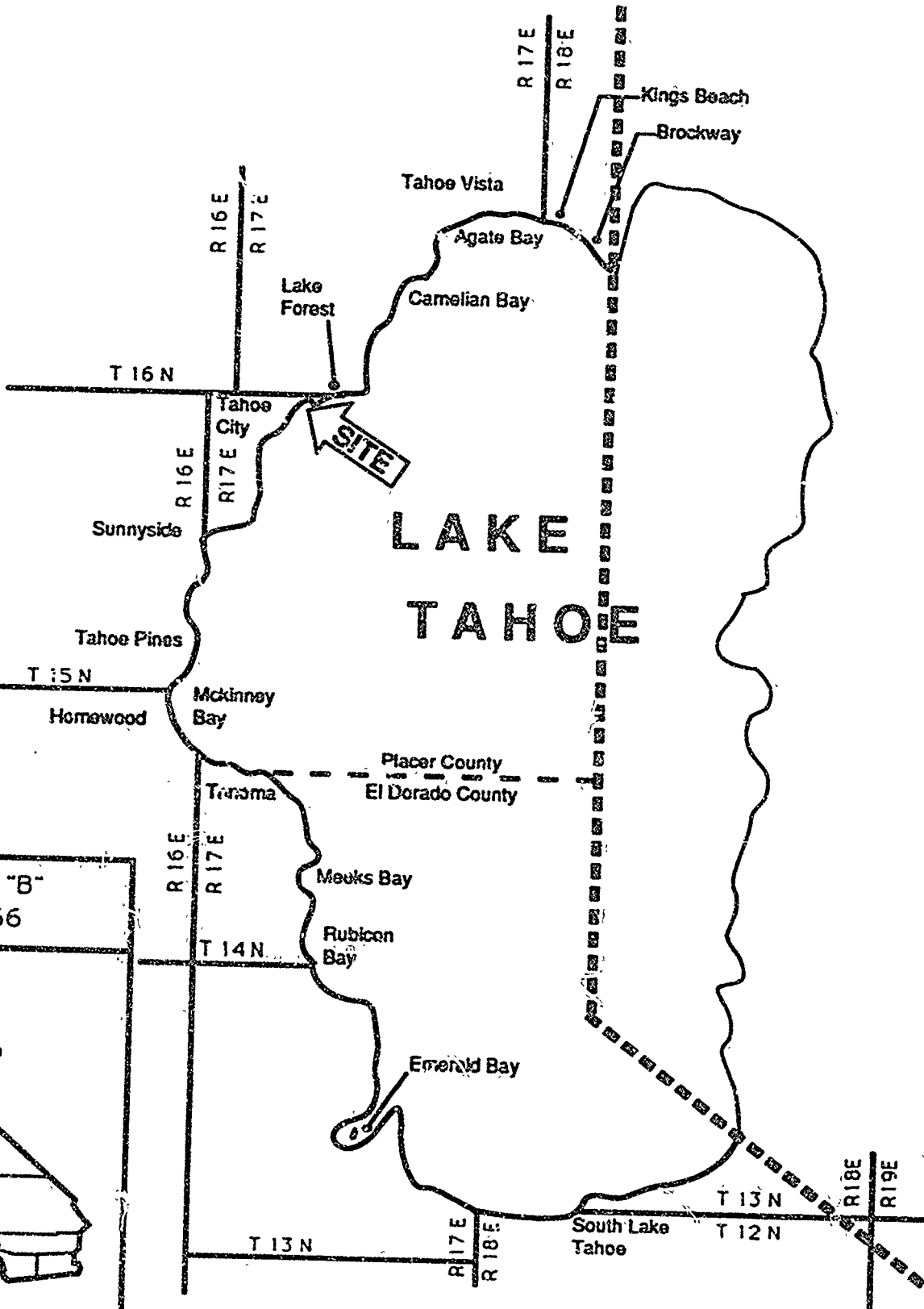


EXHIBIT "B"
PRC 4066





PLACER COUNTY

DEPARTMENT OF PUBLIC WORKS

EXHIBIT "C"

PRC 4066.9

OPERATING DIVISION

Administration
Engineering
Equipment Maintenance
Road Maintenance
Special Districts
Surveying
Transportation

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

March 3, 1989

Judy Ludlow
California State Lands Commission
1807 - 13th Street
Sacramento, CA 95814

RE: PIER - SHOREZONE CONSTRUCTION

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

1. E.S. Bertagnoli	PRC 3209.9
2. Charlotte and Robert Angell	W 24144
3. Sweet/Avanessian	PRC 5022
4. Wickland	PRC 3599
5. Lyons/Hawkins	WP 5884
6. Mein - 83-162-28	PRC 6714
7. Mein - 83-162-31	W 24134
8. McFarland	PRC 3659
9. Gibb	WP 3652
10. Crabtree	W 21445
11. English	W 1124.38
12. Wallis	PRC 4314
13. Metas	W 24103
14. Barrow	PRC 7167.9
15. Nahas	PRC 4066
16. Hicks	W 21665

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 MCLEOD
ASSISTANT CIVIL ENGINEER

JH:ms

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STATE LANDS COMMISSION

LEO P. MCCARTHY, Lieutenant Governor
GRAY DAVIS, Controller
JESSE R. HUFF, Director of Finance

GEORGE DELAMATER, Governor

EXECUTIVE OFFICE
1807 - 13th Street
Sacramento, CA 95814
CHARLES WARREN
Executive Officer

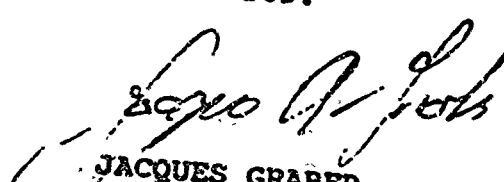
October 25, 1990
File Ref.: WP 4066.9
EIR ND: 488

NOTICE OF PUBLIC REVIEW OF A NEGATIVE DECLARATION
(SECTION 15073 CCR)

A Negative Declaration has been prepared pursuant to the requirements of the California Environmental Quality Act (Section 21000 et seq., Public Resources Code), the State CEQA guidelines (Section 15000 et seq., Title 14, California Code Regulations), and the State Lands Commission Regulations (Section 2901 et seq., Title 2, California Code Regulations) for a project currently being processed by the staff of the State Lands Commission.

The document is attached for your review. Comments should be addressed to the State Lands Commission office shown above, with attention to the undersigned. All comments must be received by November 25, 1990.

Should you have any questions or need additional information, please call the undersigned at (916) 323-7209.


JACQUES GRABER
Division of Environmental
Planning and Management

Attachment

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STATE LANDS COMMISSION

LEO T. MCCARTHY, Lieutenant Governor
GRAY DAVIS, Controller
JESSE R. HUFF, Director of Finance

GEORGE DEUKMEZIAN, Governor

EXECUTIVE OFFICE
1807 - 13th Street
Sacramento, CA 95814

CHARLES WARREN
Executive Officer

PROPOSED NEGATIVE DECLARATION

EIR ND: 488

File Ref.: WP 4066.9

SCH No.: 90021043

Project Title: Reconstruction of Existing Pier,
Installation of Boatlift

Project Proponent: Robert T. & Eva C. Nahas, Trustees

Project Location: Adjacent to Lots 9 & 10, 1870 & 1910
North Lake Blvd., Lake Tahoe, Placer
County.

Project Description: Reconstruction of existing recreational
pier and authorization of existing low
level boatlift.

Contact Person: Jacques Graber Telephone: 916/323-7209

This document is prepared pursuant to the requirements of the California Environmental Quality Act (Section 21000 et seq., Public Resources Code), the State CEQA Guidelines (Section 15000 et seq., Title 14, California Code Regulations), and the State Lands Commission regulations (Section 2901 et seq., Title 2, California Code Regulations).

Based upon the attached Initial Study, it has been found that:

- ☒ this project will not have a significant effect on the environment.
- ☐ mitigation measures included in the project will avoid potentially significant effects.

STATE LANDS COMMISSION

ENVIRONMENTAL IMPACT ASSESSMENT CHECKLIST - PART II

12.20 (7/82)

File No. PRC 4066-9

I. BACKGROUND INFORMATION

XZ Applicant: Robert T. and Eva C. Nahas, Trustees

A. 20630 Patio Drive

XZ Castro Valley, CA 94546

B. Checklist Date: 09, 27, 90

C. Contact Person: Jacques Graber

Telephone: 916, 323-7209

D. Purpose: Recreational Use.

E. Location: Lake Tahoe adjacent to lots 9 and 10, Lakeview Subdivision No. 2, 1870 and 1910 North Lake Boulevard, Placer County.

F. Description: Reconstruction of existing 18' 5' X 10' pier. This activity will include: The replacement of existing woodpiles with steel sleeves. An existing low level boat lift has been permitted by the Army Corps of Engineers. There is no increase in pier coverage or modification to existing pier dimensions. All work will be taking place between MHW (6229.1') and 6214. A flat bottomed boat will be located under work areas. A tarp and water skimmer net will be used to prevent debris from falling into the lake. Pilings will be driven with a Caisson or turbidity curtain around the project site.

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II. ENVIRONMENTAL IMPACTS. (Explain all "yes" and "maybe" answers)

A. Earth. Will the proposal result in:

- | | Yes | Maybe | No |
|--|--------------------------|--------------------------|-------------------------------------|
| 1. Unstable earth conditions or changes in geologic substructures? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Disruptions, displacements, compaction, or overcovering of the soil? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Change in topography or ground surface relief features? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. The destruction, covering, or modification of any unique geologic or physical features? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 5. Any increase in wind or water erosion of soils, either on or off the site? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 6. Changes in deposition or erosion of beach sands, or changes in siltation, deposition or erosion which may modify the channel of a river or stream or the bed of the ocean or any bay, inlet, or lake? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 7. Exposure of all people or property to geologic hazards such as earthquakes, landslides, mudslides, or failure of similar hazards? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

B. Air. Will the proposal result in:

1. Substantial air emissions or deterioration of ambient air quality?

Yes Maybe No

2. The creation of objectionable odors?

3. Alteration of air movement, moisture or temperature, or any change in climate, either locally or regionally?

C. Water. Will the proposal result in:

1. Changes in the currents, or the course or direction of water movements, in either marine or fresh waters?

2. Changes in absorption rates, drainage patterns, or the rate and amount of surface water runoff?

3. Alterations to the course or flow of flood waters?

4. Change in the amount of surface water in any water body?

5. Discharge into surface waters, or in any alteration of surface water quality, including but not limited to temperature, dissolved oxygen or turbidity?

6. Alteration of the direction or rate of flow of ground waters?

7. Change in the quantity of ground waters, either through direct additions or withdrawals, or through interception of an aquifer by cuts or excavations?

8. Substantial reduction in the amount of water otherwise available for public water supplies?

9. Exposure of people or property to water-related hazards such as flooding or tidal waves?

10. Significant changes in the temperature, flow or chemical content of surface thermal springs?

D. Plant Life. Will the proposal result in:

1. Change in the diversity of species, or number of any species of plants (including trees, shrubs, grass, crops, and aquatic plants)?

2. Reduction of the numbers of any unique, rare or endangered species of plants?

3. Introduction of new species of plants into an area, or in a barrier to the normal replenishment of existing species?

4. Reduction in acreage of any agricultural crop?

E. Animal Life. Will the proposal result in:

1. Change in the diversity of species, or numbers of any species of animals (birds, land animals including reptiles, fish and shellfish, benthic organisms, or insects)?

2. Reduction of the numbers of any unique, rare or endangered species of animals?

3. Introduction of new species of animals into an area, or result in a barrier to the migration or movement of animals?

4. Deterioration to existing fish or wildlife habitat?

F. Noise. Will the proposal result in:

1. Increase in existing noise levels?

2. Exposure of people to severe noise levels?

G. Light and Glare. Will the proposal result in:

1. The production of new light or glare?

H. Land Use. Will the proposal result in:

1. A substantial alteration of the present or planned land use of an area?

I. Natural Resources. Will the proposal result in:

1. Increase in the rate of use of any natural resources?

2. Substantial depletion of any nonrenewable resources?

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Risk of Upset. Does the proposal result in:

1. A risk of an explosion or the release of hazardous substances (including, but not limited to, oil, pesticides, chemicals, or radiation) in the event of an accident or upset conditions?
2. Possible interference with emergency response plan or an emergency evacuation plan?

Yes Maybe No

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

K. Population. Will the proposal result in:

1. The alteration, distribution, density, or growth rate of the human population of the area?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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L. Housing. Will the proposal result in:

1. Affecting existing housing, or create a demand for additional housing?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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M. Transportation/Circulation. Will the proposal result in:

1. Generation of substantial additional vehicular movement?
2. Affecting existing parking facilities, or create a demand for new parking?
3. Substantial impact upon existing transportation systems?
4. Alterations to present patterns of circulation or movement of people and/or goods?
5. Alterations to waterborne, rail, or air traffic?
6. Increase in traffic hazards to motor vehicles, bicyclists, or pedestrians?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

N. Public Services. Will the proposal have an effect upon, or result in a need for new, or altered governmental services in any of the following areas:

1. Fire protection?
2. Police protection?
3. Schools?
4. Parks and other recreational facilities?
5. Maintenance of public facilities, including roads?
6. Other governmental services?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

O. Energy. Will the proposal result in:

1. Use of substantial amounts of fuel or energy?
2. Substantial increase in demand upon existing sources of energy, or require the development of new sources?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

P. Utilities. Will the proposal result in a need for new systems, or substantial alterations to the following utilities:

1. Power or natural gas?
2. Communication systems?
3. Water?
4. Sewer or septic tanks?
5. Storm water drainage?
6. Solid waste and disposal?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Q. Human Health. Will the proposal result in:

1. Creation of any health hazard or potential health hazard (excluding mental health)?
2. Exposure of people to potential health hazards?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

R. Aesthetics. Will the proposal result in:

1. The obstruction of any scenic vista or view open to the public, or will the proposal result in the creation of an aesthetically offensive site open to public view?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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S. Recreation. Will the proposal result in:

1. An impact upon the quality or quantity of existing recreational opportunities?

<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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T. Cultural Resources

1. Will the proposal result in the alteration of or the destruction of a prehistoric or historic archeological site? ☐ Yes ☒ No
2. Will the proposal result in adverse physical or aesthetic effects to a prehistoric or historic building, structure, or object? ☐ Yes ☒ No
3. Does the proposal have the potential to cause a physical change which would affect unique ethnic cultural values? ☐ Yes ☒ No
4. Will the proposal restrict existing religious or sacred uses within the potential impact area? ☐ Yes ☒ No

U. Mandatory Findings of Significance

1. Does the project have the potential to degrade the quality of the environment, reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory? ☐ Yes ☒ No
2. Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals? ☐ Yes ☒ No
3. Does the project have impacts which are individually limited, but cumulatively considerable? ☐ Yes ☒ No
4. Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly? ☐ Yes ☒ No

III. DISCUSSION OF ENVIRONMENTAL EVALUATION (See Comments Attached)

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IV. PRELIMINARY DETERMINATION

On the basis of this initial evaluation:

- ☒ I find the proposed project COULD NOT have a significant effect on the environment, and a **NEGATIVE DECLARATION** will be prepared.
- ☐ I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because the mitigation measures described on an attached sheet have been added to the project. A **NEGATIVE DECLARATION** will be prepared.
- ☐ I find the proposed project MAY have a significant effect on the environment, and an **ENVIRONMENTAL IMPACT REPORT** is required.

Date: 05 / 27 / 90

[Signature] 10/2/90
For the State Lands Commission

October 5, 1990

File Ref.: WP4066

RE: Pier reconstruction/boat lift on Nahas property, Placer
County, APN
94-160-16; 17.

Project Narrative

The project involves the repair of an existing pier with replacement of existing wooden pilings. New steel sleeves will be driven into the bottom in the place of the old wood pilings. Deck structures will be reinstalled using steel stringers and wooden deck members.

Construction Method

Reconstruction of the existing pier will be by barge with a pile driver. Caissions or sleeves will be used to minimize sediment resuspension while pile driving. Anchorage of barge will be to existing structure and/or anchors for necessary stabilization. Construction wastes will be collected on the barge and disposed in the nearest dumpster or sanitary landfill. Small flat boats and tarpaulins will be used under the construction to catch debris, prohibiting it from falling into the lake. If the lake bottom is found disturbed due to the construction activity associated with this project, the affected areas will be hand rolled and rock cobble will be hand placed to configure the lake bottom to natural condition.

DISCUSSION OF ENVIRONMENTAL EVALUATION

B.1. Air Emissions

The project involves replacement of wooden pilings with steel ones. This process will require use of a powered pile driver. Exhaust emissions will be generated during the pile driving operations as well as operations for removing the old pilings if required. Air quality will return to pre-project conditions once pile driving is completed. Some fugitive saw dust may result in the project site during construction.

B.2. Objectionable Odors

The pile driving operations may be the source of objectionable exhaust odors. This will occur during the pile driving phase of the project which is approximately three days.

C.5. Turbidity

The possible piling removal and pile driving operations will generate some turbidity from bottom sediments agitated during the project. Turbidity impacts will be reduced by use of cassions or a turbidity screen around the entire project as stipulated in TRPA permit requirements. Tarpaulins or flat boats will be placed under the pier to catch debris which may fall off the pier during construction.

D.2. Endangered Plant Species

The shoreline of Lake Tahoe is known habitat for Rorippa Subumbellata Roll., listed by the State of California as an endangered species. The reconstruction of the pier will disturb shoreline above 6223 feet elevation.

A site survey was conducted by a qualified biologist and indicated no Rorippa within the project site. The California Department of Fish and Game has issued an informal "No Jeopardy" opinion dated September 18, 1990 (attached).

E.4. Animal Life Habitat

The site for the pier replacement and installation of a boat lift is within a prime fish spawning habitat as indicated on TRPA habitat maps. Department of Fish and Game has issued a lakebed alteration permit for this activity.

F.1. Noise

The use of power equipment to remove and install pilings and to rebuild parts of the pier will generate some noise. This noise will most likely be limited to the project site.

The nearest adjacent piers and properties are 470 feet East and 350 feet West of the project site. Noise should not greatly impact these properties due to distance and standing trees. Upon completion of the repairs, noise levels will return to current levels. Operations will take place only during daylight hours from 8:00 a.m. to 5:00 p.m.

F.2. Severe Noise

There may be brief periods during the pier repair where noise may reach extreme levels. It is expected such periods would be brief, lasting for seconds or minutes. These bursts should be limited to the project site. Once the project is completed, noise levels should return to pre-project conditions. Noises would be generated by the pile driver, power tools and construction activity.

M.5. Traffic (Waterborne)

There may be a slight alteration to water traffic during the project. The cassion and screens will be in place which will require a wider navigational path to avoid them. The pier is already in place and will not create new traffic impacts.

R.1. Aesthetics

The project activities will create a temporary aesthetic impact through the presence of project related equipment. The pier itself should not create any new visual impacts as this is a repair and not a new pier. Once the equipment is removed, the visual state will be as before.

Memorandum

Mr. Charles Warren, Executive Officer
State Lands Commission
1807 13th Street
Sacramento, CA 95814-9990

Date: September 18, 1990

Attention Mr. Dan Cohen, Environmental Coordinator

From: Department of Fish and Game - Region 2

Subject: Nahas Pier Repair Project, Placer County

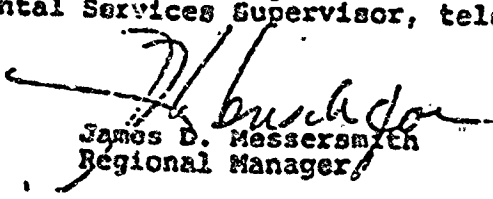
The Department of Fish and Game (DFG) has reviewed the request for consultation pursuant to the California Endangered Species Act from the State Lands Commission (SLC) to determine if the proposed Nahas Pier Repair Project APN 94-160-16, 17 would jeopardize the Tahoe yellow cross (Rorippa subumbellata). The Tahoe yellow cross is an endemic State-listed Endangered species and a Federal Candidate species that is found only on granitic sandy beach and sandy cobblestone habitats on the shores of Lake Tahoe. Pier construction and maintenance activities may seriously impact existing populations and habitat for this species.

If potential or existing habitat exists on the project site, the DFG must make a determination of jeopardy until such time as the Rorippa habitat management plan has been completed and has identified appropriate mitigation measures which will offset adverse impacts to Rorippa.

The Nahas project consists of replacing a wooden stairway and constructing a low level boat lift. The project site consists of cobble averaging four to six inches in diameter. Vegetation is mainly confined to a zone approximately five to six feet above the current high water mark. The general description of the property appears to be consistent with habitat requirements for Rorippa, although no plants were found during the consultants survey.

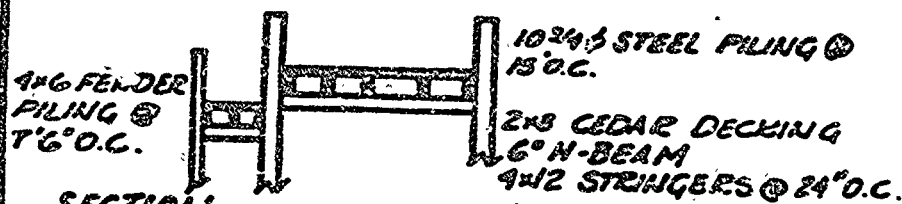
A site inspection of the property was made by a DFG Environmental Services Wildlife Biologist along with a private consultant, Dr. Stan Loeb on July 30, 1990. A determination was made at that time that the Nahas Pier replacement project would not impact Rorippa, and no Rorippa populations could be found on the project site or in the near vicinity. The habitat at this site is extremely marginal for Rorippa, even in a low water year. Therefore, the DFG makes a informal finding of no jeopardy for this project.

If we can be of further assistance, please contact Ms. Sherry Terra, Associate wildlife Biologist or Mr. Jerry Mensch, Environmental Services Supervisor, telephone (916) 355-7030.

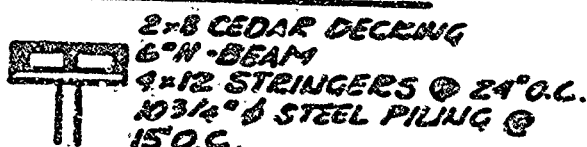

James D. Messersmith
Regional Manager

LAND CAPABILITY: JhC/S

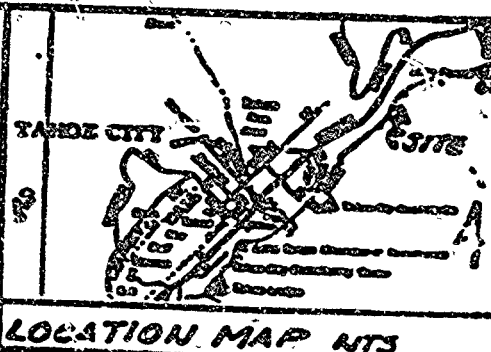
SHOREZONE TOLERANCE: 4



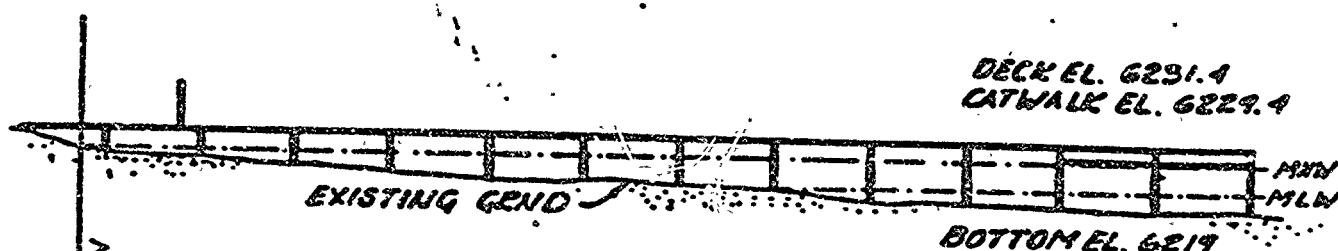
SECTION DOUBLE PILING & CATWALK
NTS



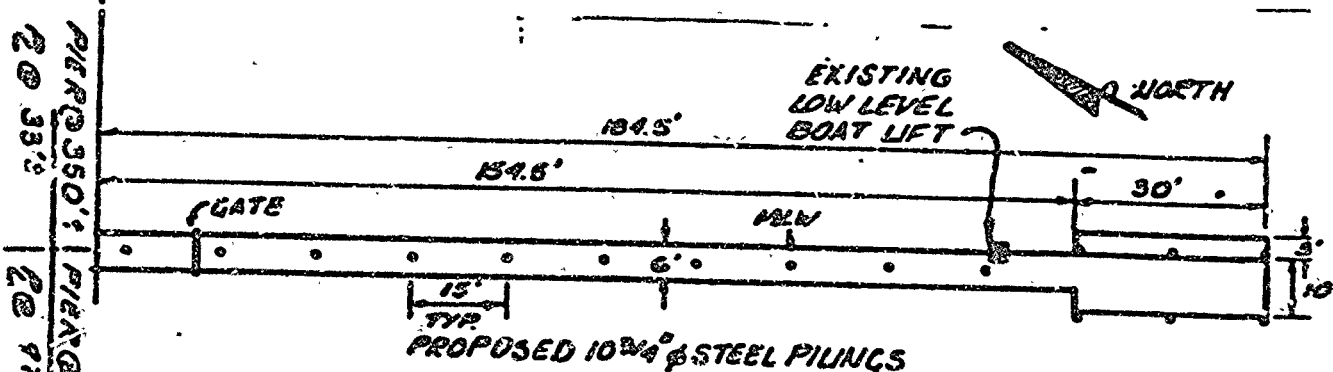
SECTION SINGLE PILING
NTS



LOCATION MAP NTS



PROFILE SCALE (HORIZ. & VERT.): 1"=50'



PLAN SCALE: 1"=30'

PROPOSED PIER REPAIR

Purpose: Private Recreational Use
Owner: R.T. Nahas
1870 North Lake Blvd.
APN 94-160-16,17

Adjoining Properties:

West 94-160-15

East 94-160-17

CALENDAR PAGE

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MINUTE PAGE

3384

Placer County
Sheet 1 of 1

May, 1988
Job No. 87301

KRISTEN