MiNUTE ITEM This Calendar Item No. <u>C.16</u> was approved as Minute Item No. <u>16</u> by the State Lands Commission by a vote of <u>2</u> to <u>0</u> of its <u>5-1-41</u> moeting.

CALENDAR ITEM

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05/01/91 PRC 6377 Gordon

AMENDMENT OF GENERAL PERMIT - PUBLIC AGENCY USE

#### APPLICANT:

State of California Department of Parks and Recreation Attn: David B. Hammond P. O. Box 1450 Lodi, California 95241-1450

#### AREA, TYPE LAND AND LOCATION:

A 0.133-acre parcel of submerged land located adjacent to Emerald Bay State Park in Emerald Bay, Lake Tahoe, El Dorado County.

#### LAND USE:

Construction, reconstruction, and maintenance of the existing pier, designated Boat Camp Area Pier, utilized for public recreational boat-mooring purposes.

#### TERMS OF ORIGINAL PERMIT:

Initial period:

Forty-nine (49) years beginning April 8, 1982.

#### Special:

1. The permit is conditioned on permittee's conformance with the Tahoe Regional Planning Agency's Shorezone Ordinance.

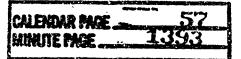
2. The permit conforms to the Lyon/Fogerty decision.

#### CONSIDERATION:

The public benefit, with the State reserving the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest.

TERMS OF PROFOSED AMENDMENT OF PERMIT: Initial period: Forty-nine (49) years beginning April 8, 1982.





## CALENDAR ITEM NO.C. 1 6 (CONT'D)

Special:

1. The amendment authorizes a Phase I pier repair project, including the addition of four wood piles, a Phase II pier modification project to add two wood platforms, a gangway, and 88 feet of floating dock.

2. The amendment further restricts any residential use of the facilities; requires refuse containers for the disposal of vessel-generated trash; and conditions the permit on permittee's retention of the public trust area and the Rorippa habitat area in its natural condition.

3. All other terms and conditions of the permit remain in full force and effect.

#### CONSIDERATION:

The public benefit; with the State reserving the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest.

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.

STATUTORY AND OTHER REFERENCES:

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

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

#### AB 884:

09/30/91

OTHER PERTINENT INFORMATION:

- 1. The annual rental value of the site is estimated to be \$1,254.40.
- 2. This facility is a component of the Emerald Bay State Park. The project proposes to upgrade the subject pier to better accommodate public usage of the facility under fluctuating water conditions. Phase I of the project was completed in 1988.

### CALENDAR ITEM NO. C 1 6 (CONT'D)

- 3. Applicant's permit is a master lease covering its numerous and varied facilities located adjacent to State parks at Donner Lake and Lake Tahoe.
- 4. Applicant is a public agency obligated by law to protect the endangered plant, Rorippa Subumbellata and its habitat area.
- 5. 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 is exempt under Class 3, New Construction of Small Structures, 2 Cal. Code Regs. 2905(c)(1).

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

6. 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, California Department of Fish and Game, Lahontan Regional Water Quality Control Board, and County of El Dorado.

#### FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers.

#### exhibits:

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

#### IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES, 2 CAL. CODE RESS. 2905(c)(1).

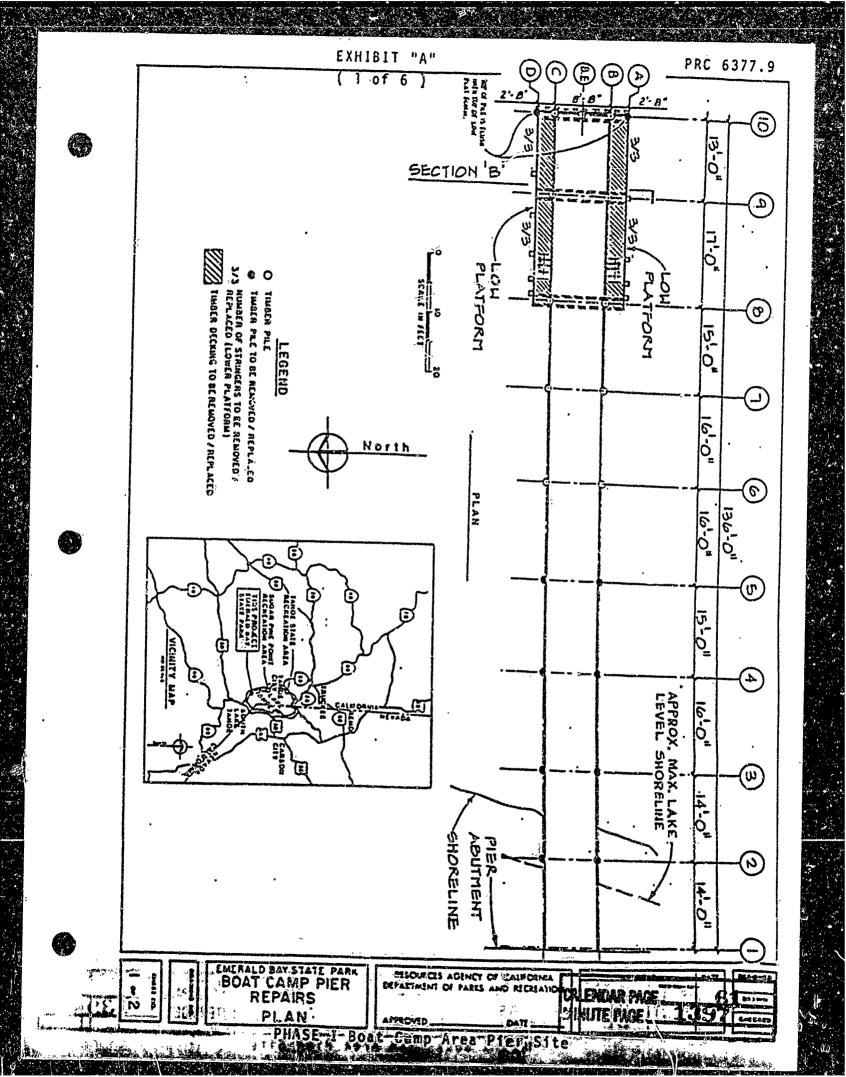
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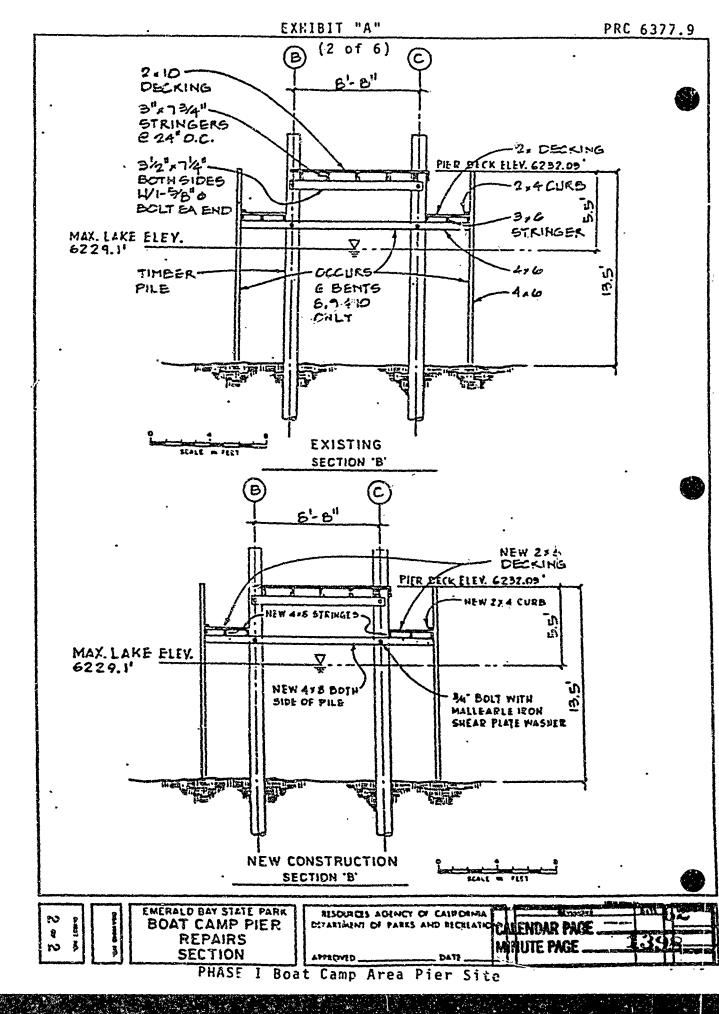
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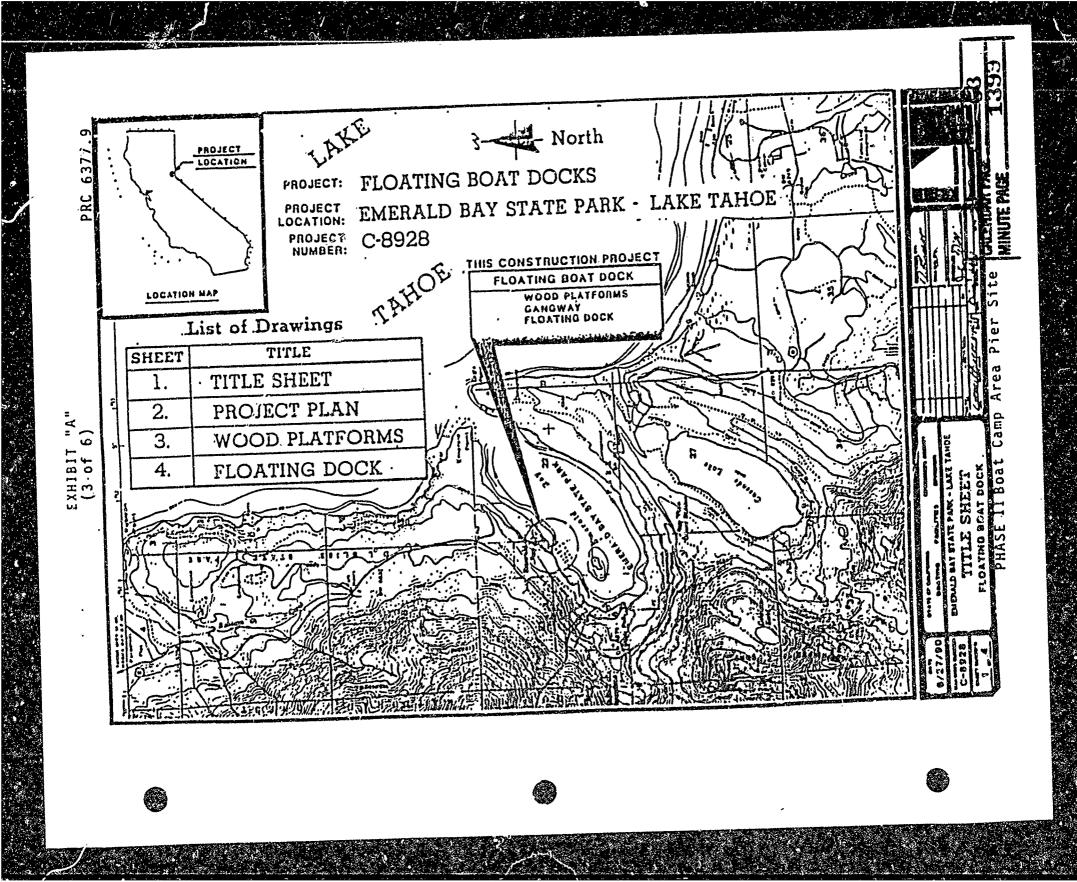
## CALENDAR ITEM NO C 1 6 (CONT'D)

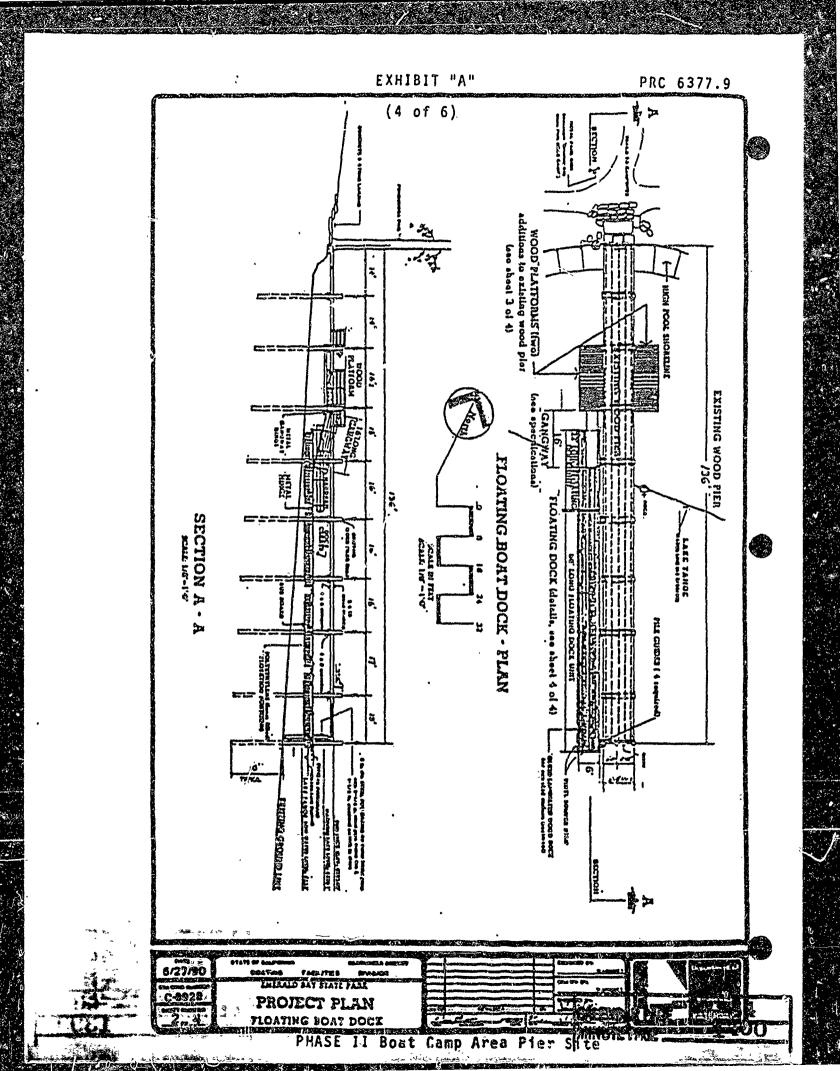
2. AUTHORIZE THE AMENDMENT OF GENERAL PERMIT - PUBLIC AGENCY USE PRC 6377, EFFECTIVE MAY 1, 1991, TO CONDUCT A PHASE I PIER REPAIR PROJECT, INCLUDING THE ADDITION OF FOUR WOOD PILES; A PHASE II PIER MODIFICATION PROJECT TO ADD TWO WOOD PLATFORMS, A GANGWAY, AND 88 FEET OF FLOATING DOCK; AND TO ADD NEW STANDARD PROVISIONS TO THE PERMIT; IN CONSIDERATION OF THE FUBLIC BENEFIT WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR CONSTRUCTION, RECONSTRUCTION, AND MAINTENANCE OF AN EXISTING PIER, DESIGNATED BOAT CAMP AREA PIER, UTILIZED FOR PUBLIC RECREATIONAL BOAT-MOORING PURPOSES ON THE LAND DELINEATED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

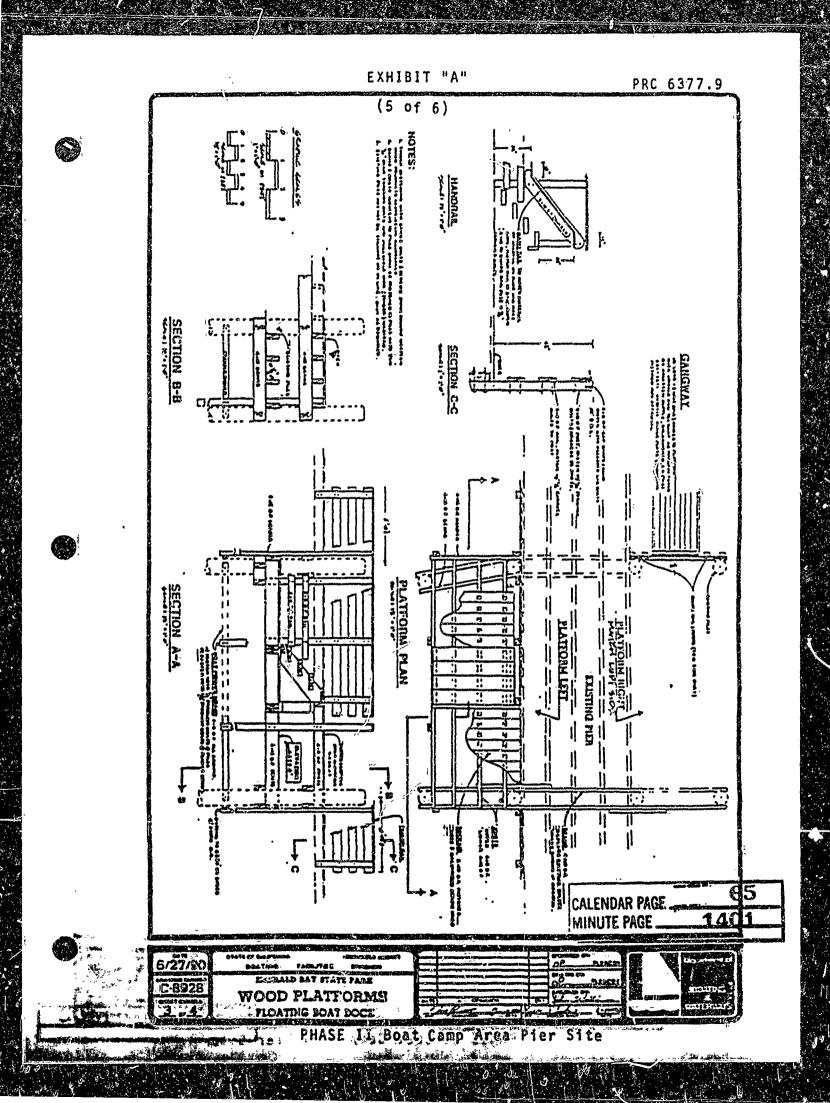
CALENDAR PAGE	60
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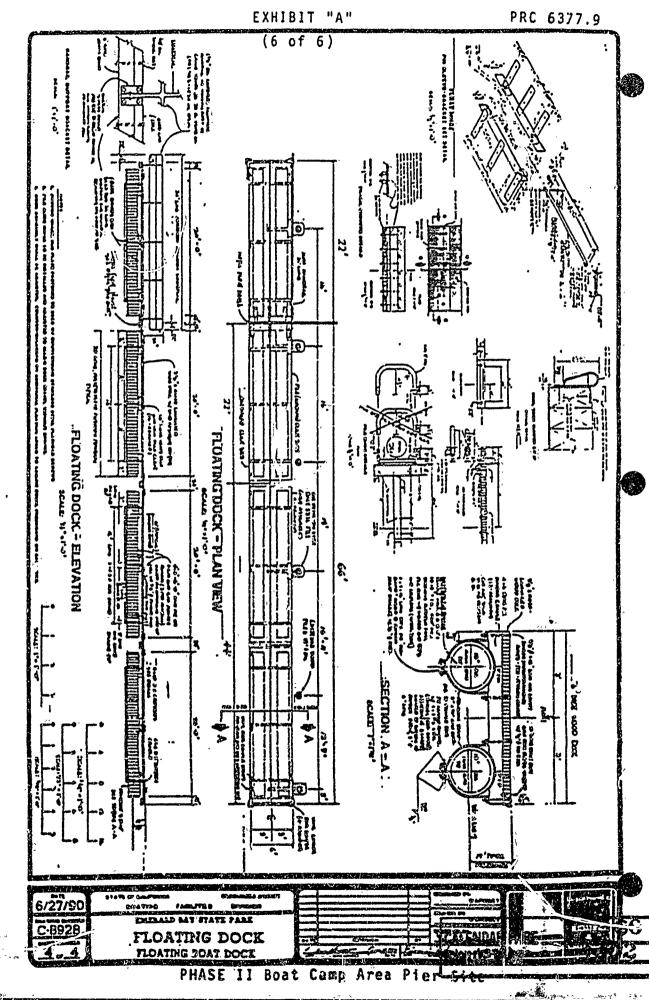


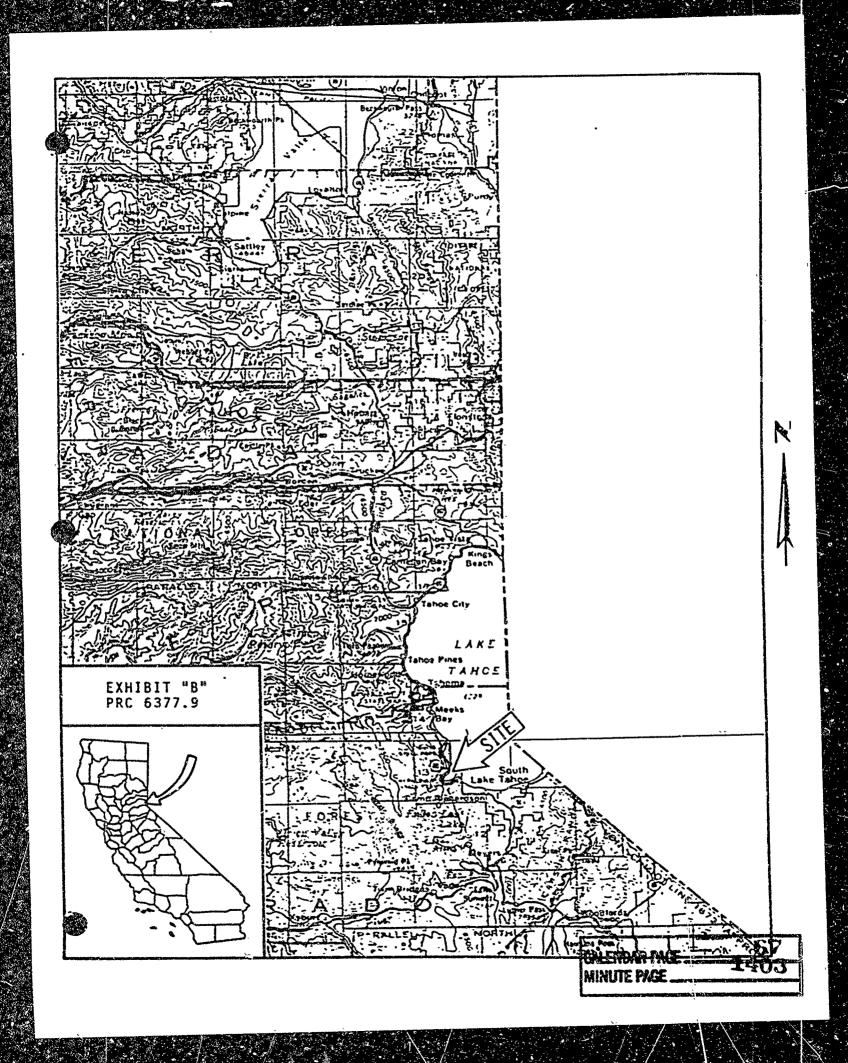












SENT BY: DEPT. OF PARKS & REC : 3-18-91 : 12:06 :

# EXHIBIT "C"

Date: 3-20-91

INLAND REGION HO-

File Ref: PRC 6377.9

State Lands Commission Attn: Gerald D. Gordon 1807 – 13th street Sacramento, California 95814

Greetings:

Subject:

Phase I: A Pier Repair Project with the Addifion of Four Wood Piles; Phase II: A Pier Modification Project to Add Two Wood Platforms, a Gangway, and Eighty-eight Feet of Fichting Dock, All in Emerald Bay at Emerald Bay State Park, Lake Tahoe

State of California Department of Parks and Recreation Name:

Address: Attn: David B. Hammond P. O. Box 1450 Lodi, California 95241-145L

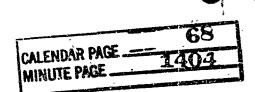
Assessor's Parcel No. 018-041-01

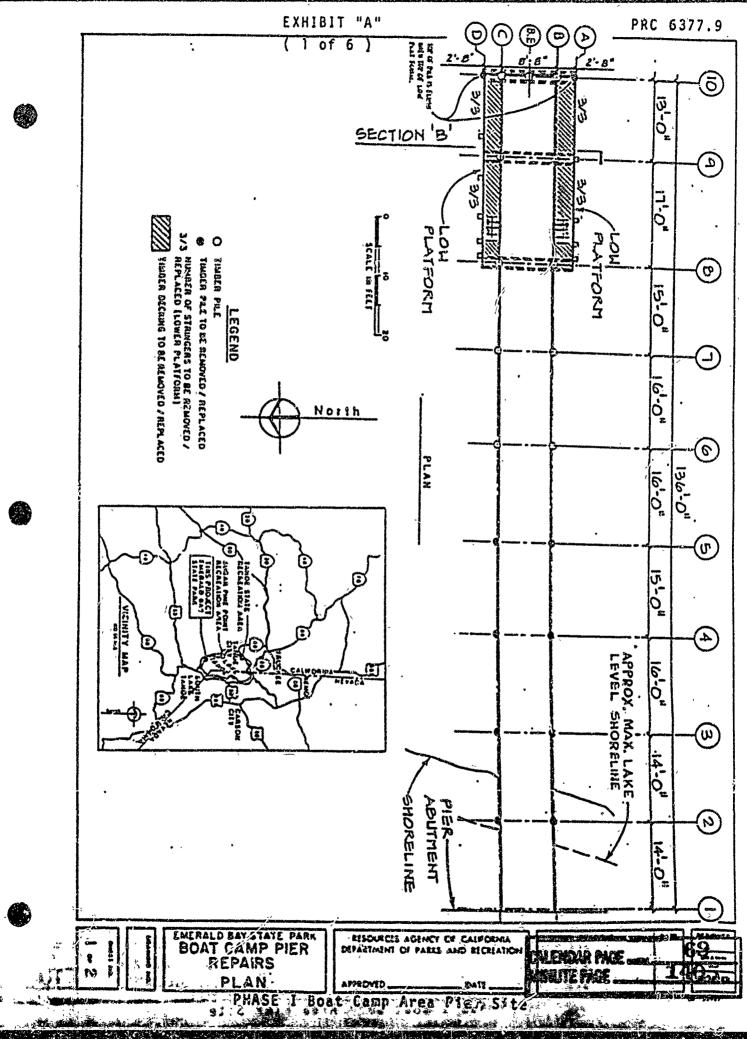
The County of El Dorado has received notice of the above-referenced activity in Lake Tahoe and has no objection to said project or to the issuance of a permit or lease by the State Lands Commission for such use of sovereign lands. If you have any questions, you may reach me at (916) 573-3145.

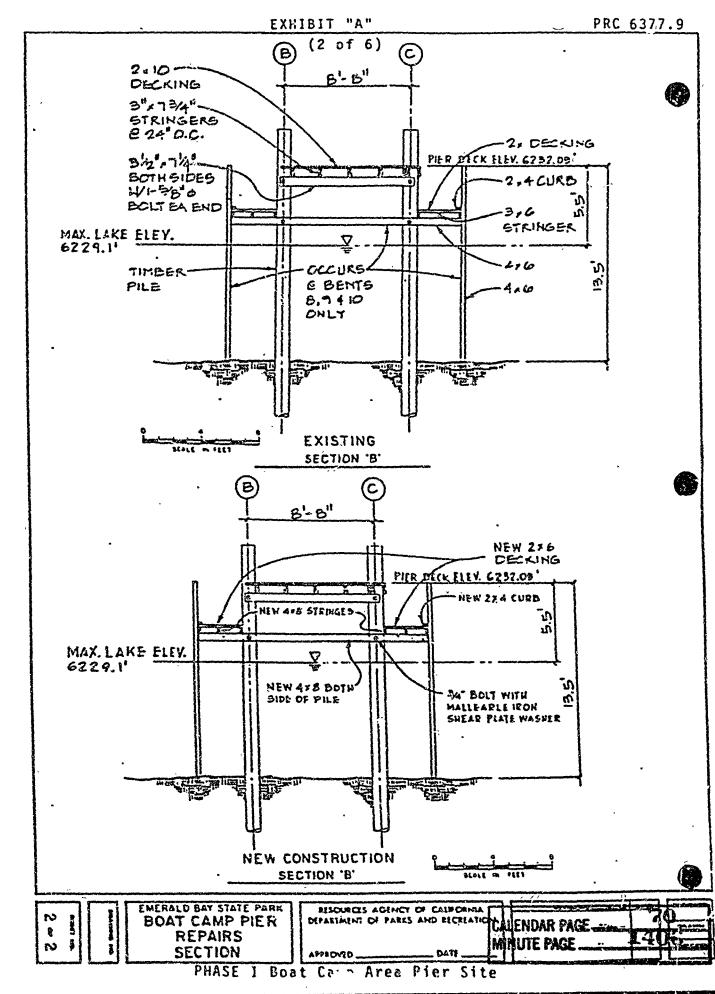
El Dorado County Community Development Department

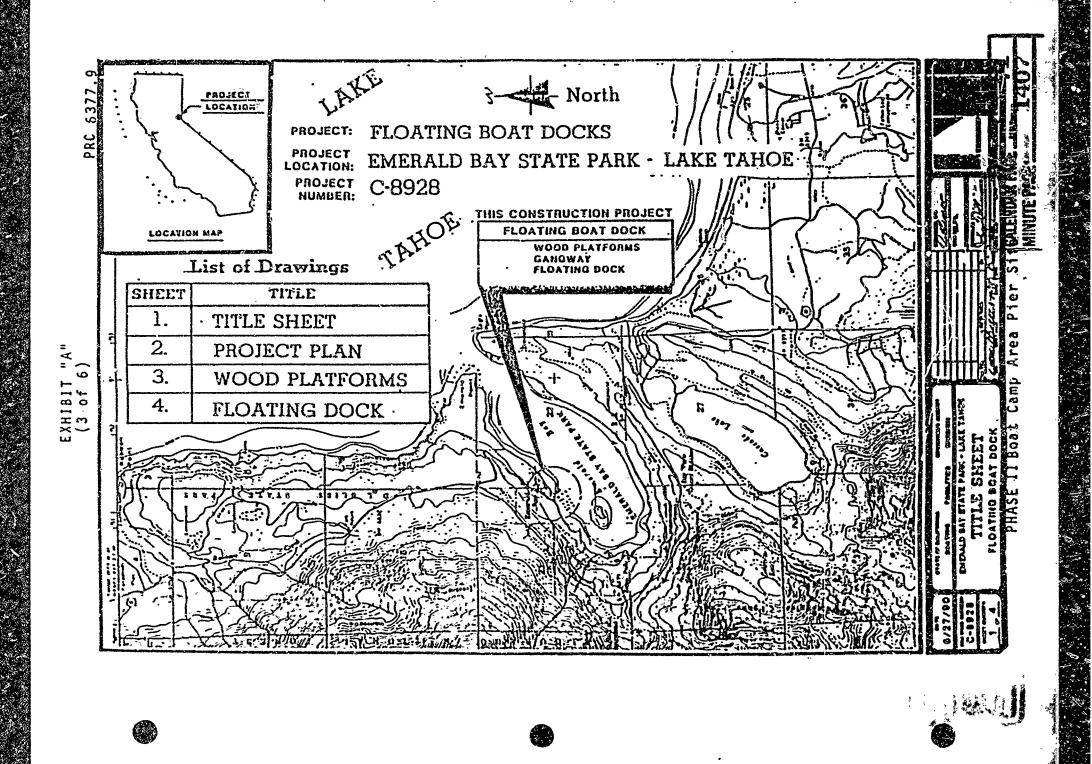
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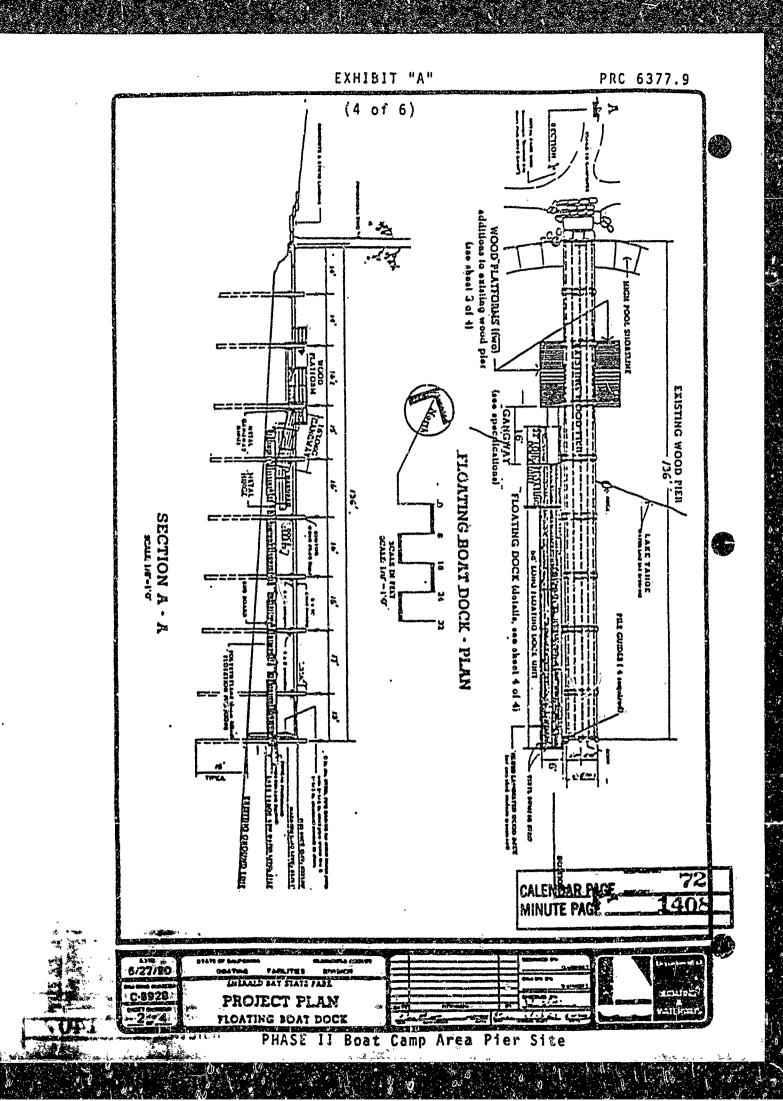
JOHN S. WALKER Building Inspector III











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