

CALENDAR ITEM

C O 6

5/31/83
W 1124.171
Gordon
PRC 6428

GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Gunter Mittermaier
Box 1201
Kings Beach, California 95719

AREA, TYPE LAND AND LOCATION:
A 0.030-acre parcel of submerged land located
in Lake Tahoe at Kings Beach, Placer County.

LAND USE: Maintenance of an existing pier utilized
for multiple-use noncommercial recreational
purposes.

TERMS OF PROPOSED PERMIT:
Initial period: 15 years from July 1,
1978.

Public liability insurance:
Combined limit coverage
of \$300,000 per occurrence
for bodily injury and
property damage.

Special: 1. The permit is conditioned
on permittee's conformance
with the Shorezone Ordinances
of California Tahoe Regional
Planning Agency and Tahoe
Regional Planning Agency.
2. The permit conforms
to the Lyon/Fogerty decision.

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CONSIDERATION: \$40 per annum through June 30, 1982, and \$119 per annum thereafter, 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. Adm. Code 2005 through January 1, 1982, and the Fair Rental Lake Tahoe Benchmark appraisal pursuant to 2 Cal. Adm. Code 2003 thereafter.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is owner of upland.

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: 2/3/84.

OTHER PERTINENT INFORMATION:

1. The subject facility is utilized to accommodate applicant's tenants and guests. The upland is occupied by Tahoe Panorama Lodge, a motel. The Commission's current moratorium on construction or extension of piers in Lake Tahoe does not apply to this existing facility. The pier has been authorized by the California Tahoe Regional Planning Agency and the Tahoe Regional Planning Agency.
2. This project is exempt from CEQA in that it is an existing facility in an acceptable state of repair on State lands pursuant to 2 Cal. Adm. Code 2905(a), Class 1.
3. The project is situated on lands identified as possessing significant environmental values pursuant to P.R.C. 6370.1 and is classified in a use category "B"

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which authorizes Limited Use. The project as proposed will not have a significant effect upon the identified environmental values.

APPROVALS OBTAINED:

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

FURTHER APPROVALS REQUIRED:

None.

EXHIBITS:

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21084, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2905; AND FIND THAT THE PROJECT IS CONSISTENT WITH ITS USE CLASSIFICATION.
2. AUTHORIZE ISSUANCE TO CUNTER MITTERMAIER OF A 15-YEAR GENERAL PERMIT - RECREATIONAL USE, FROM JULY 1, 1978; IN CONSIDERATION OF RENT IN THE AMOUNT OF \$40 PER ANNUM THROUGH JUNE 30, 1982, AND \$119 PER ANNUM THEREAFTER, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; AND WITH PROVISION OF COMBINED SINGLE LIMIT PUBLIC LIABILITY INSURANCE COVERAGE IN THE AMOUNT OF \$300,000 PER OCCURRENCE FOR BODILY INJURY AND PROPERTY DAMAGE; FOR MAINTENANCE OF AN EXISTING PIER UTILIZED FOR MULTIPLE-USE NONCOMMERCIAL RECREATIONAL PURPOSES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

W 1124.171

A parcel of land in the bed of Lake Tahoe, Placer County, California,
described as follows:

All that land lying immediately beneath a pier TOGETHER
WITH a necessary use area extending 10 feet from the
extremities of said pier, said pier being adjacent to
Lots 44, 45 and 46 in Block BF of "Brockway Vista Sub-
division" filed in Book "D" of Maps at Page 16, Placer
County Recorder's Office.

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

END OF DESCRIPTION

REVISED JANUARY 28, 1983 BY BOUNDARY AND TITLE, UNIT, LEROY WEED, SUPERVISOR.

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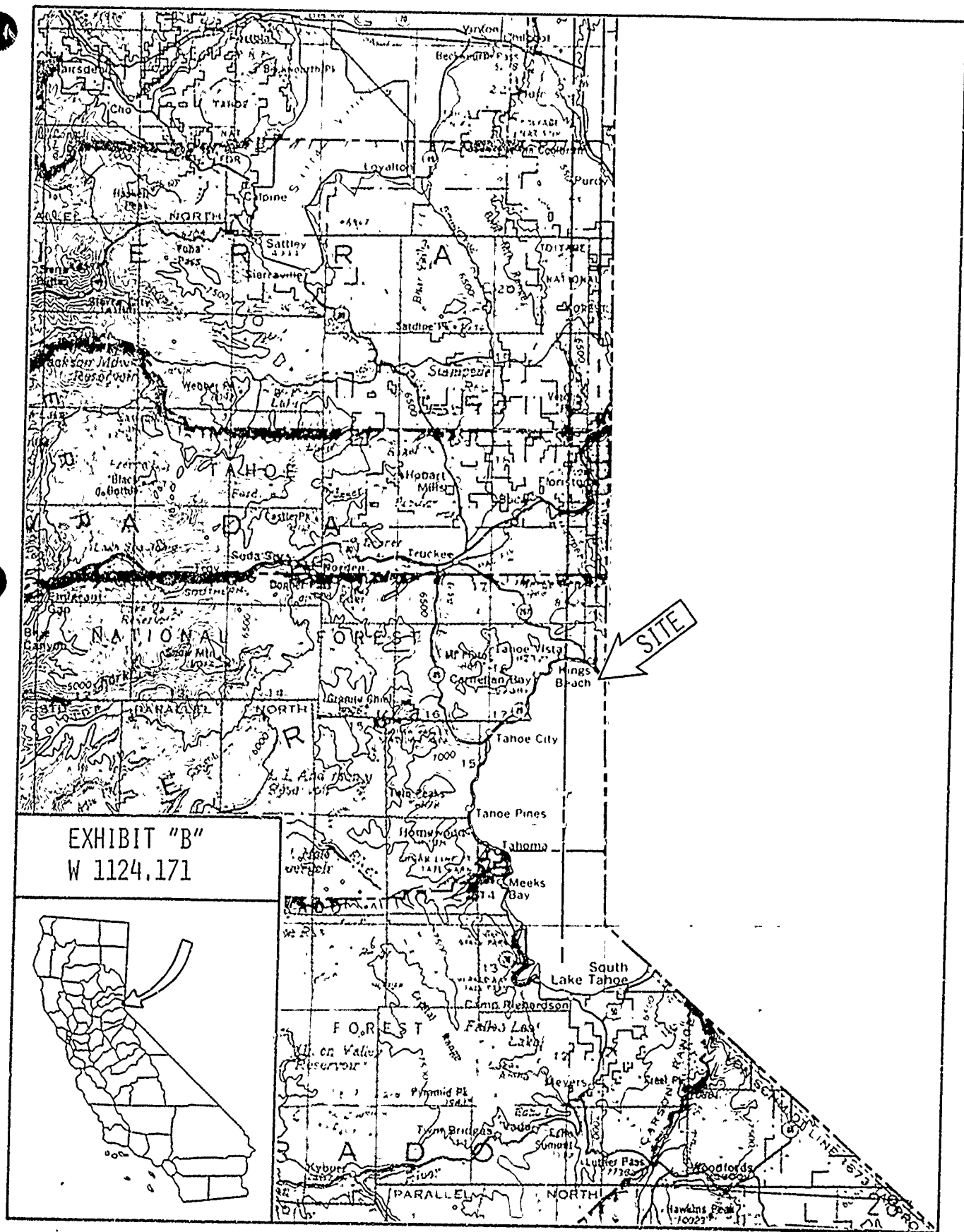


EXHIBIT "B"
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SITE

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