

MINUTE ITEM

This Calendar Item No. C12
is approved as Minute Item
12 by the State Lands
Commission by a vote of 3
to 0 at its 12/22/83
meeting.

CALENDAR ITEM

C12 - 4

12/22/83
W 6496
Omand
PRC 6540

GENERAL PERMIT - RECREATIONAL USE

APPLICANTS: Michael R. and Georgianne Raftery
1962 Benedict Avenue
Riverside, California 92506

AREA, TYPE LAND AND LOCATION:
A .038-acre parcel of submerged land in
Carnelian Bay at Cedar Flat, Lake Tahoe,
Placer County.

LAND USE: Maintenance of one existing pier for recreational
boating.

TERMS OF PROPOSED PERMIT:
Initial period: Ten (10) year from June 22,
1983.

Public liability insurance: Combined single
limit coverage of \$100,000.

CONSIDERATION: \$148.50 per annum, 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 2003.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is permittee of upland.

Filing fee and first year's rental have
been received.

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NUMBER OF PAGES	<u>62</u>
ASSISTANCE	<u>2770</u>

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: N/A.

OTHER PERTINENT INFORMATION:

1. This project is exempt from CEQA because it is within the purview of 2 Cal. Adm. Code 2905, Class 1, which authorizes existing facilities.
2. The structure 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" which authorizes Limited Use. The structure will not have a significant effect upon the identified environmental values.
3. The Commission at its meeting on November 27, 1978, suspended all leasing for new construction at Lake Tahoe, except for mooring buoys in designated areas. This action was taken pending completion of an EIR which addresses the cumulative impact of continued construction of piers in Lake Tahoe. This application is for the continued use of an existing pier in the lake, and therefore is not subject to the Commission's suspension of leasing activities for new construction.
4. The permit is conditioned on permittee's conformance with the Shorezone Ordinance of Tahoe Regional Planning Agency and the California Tahoe Regional Planning Agency.

EXHIBITS:

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

CALENDAR ITEM NO. C 1 2 (CONT'D)

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THIS PROJECT IS EXEMPT FROM THE REQUIREMENTS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AS CATEGORICALLY EXEMPT UNDER THE PROVISIONS OF P.R.C. 21084, 14 CAL. ADM. CODE 15300, ET SEQ., AND 2 CAL. ADM. CODE 2905; AND FIND THAT THE PROJECT IS CONSISTENT WITH THE LAND'S USE CLASSIFICATION, PURSUANT TO PRC 6370.1.
2. AUTHORIZE ISSUANCE TO MICHAEL R. AND GEORGIANNE RAFTERY OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE, FROM JUNE 22, 1983, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$148.50, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTY ANNIVERSARY OF THE PERMIT; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$100,000; FOR THE MAINTENANCE OF ONE EXISTING PIER UTILIZED FOR RECREATIONAL BOATING ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

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EXHIBIT "A"

LAND DESCRIPTION

W 6496

A parcel of submerged land in the State owned bed of Lake Tahoe that is immediately beneath and extends ten (10) feet from all sides of an existing pier adjacent to Lot 3, Block 8, as designated on the Official Map of Cedar Flat Subdivision, filed June 14, 1973, in Book H of Maps, Page 82, Placer County Records.

EXCEPTING THEREFROM any portion lying landward of the Ordinary Low Water Mark.

END OF DESCRIPTION

REVIEWED JULY 29, 1983 BY BOUNDARY AND TITLE UNIT, LEROY WEED, SUPERVISOR.

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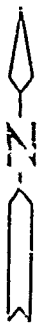
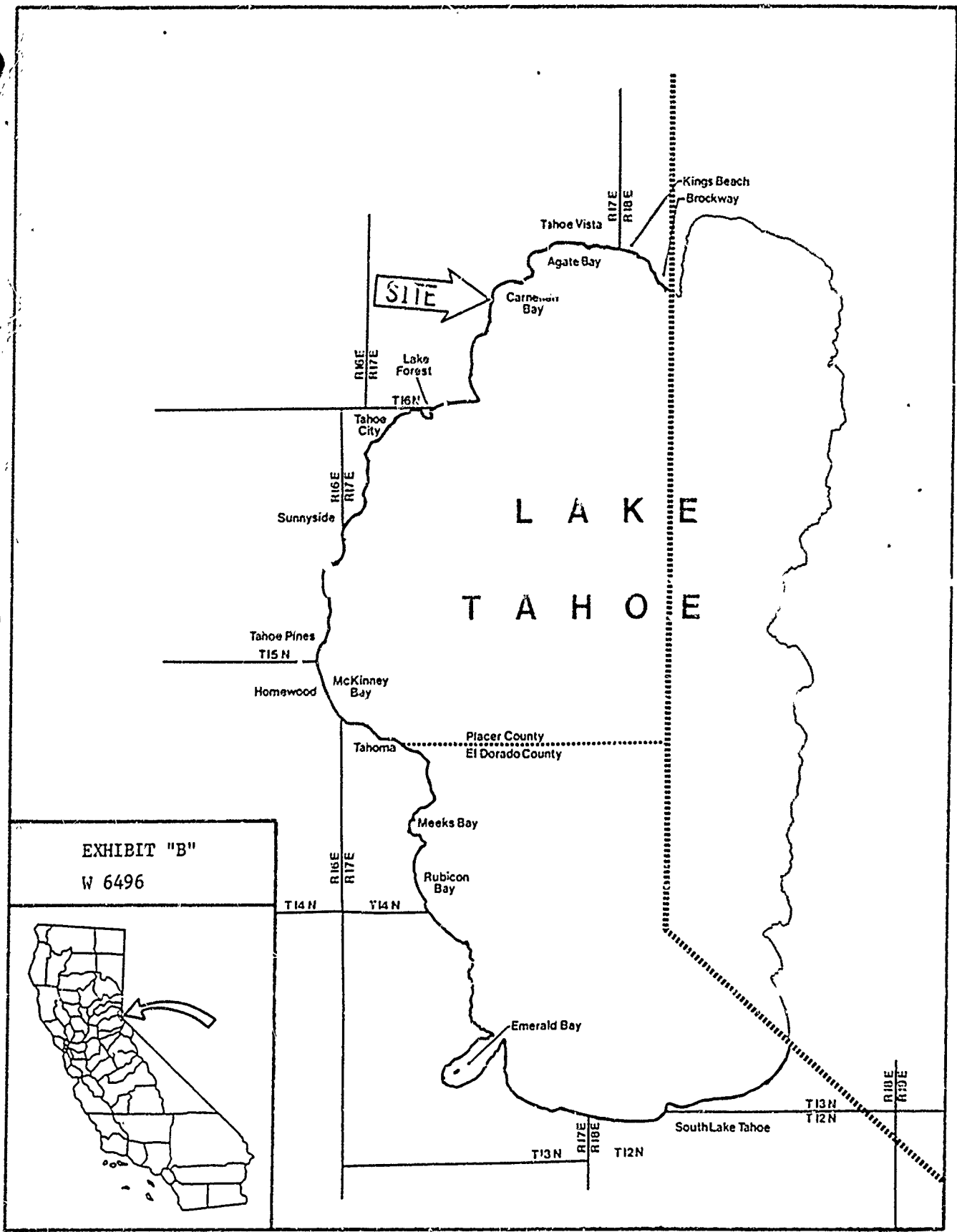


EXHIBIT "B"
W 6496



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