

MINUTE ITEM

This Calendar Item No. C15
was approved as Minute Item
No. 15 by the State Lands
Commission by a vote of 3
to 0 at its 11/29/84
meeting.

CALENDAR ITEM

A 7

C15

11/29/84
WP 5402 PRC 5402
Gordon

S 1,3

GENERAL PERMIT-RECREATIONAL USE

APPLICANT: The Lanai, Inc.
830 Broadway
Belmont, California 94002

AREA, TYPE LAND AND LOCATION: A 0.045-acre parcel and two 0.029-acre circular parcels, that together total 0.103 acre of submerged lands located in Lake Tahoe at Carnelian Bay, Placer County.

LAND USE: Reconstruction and maintenance of an existing pier and two existing mooring buoys, respectively, utilized for noncommercial recreational purposes.

TERMS OF PROPOSED PERMIT:

Initial period: 15 years from December 1, 1983. Public liability insurance: \$1,000,000.00 per occurrence of combined single limit coverage 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 is conditioned on the county of Placer's authorization and consent of any of the subject facilities found to be on or adjacent to County lands.
3. The permit is entered into by all parties without prejudice to their respective claims of boundary.

CONSIDERATION: \$277.39 per annum; with the State reserving the right to fix a different rental on each fifth anniversary of the permit.

CALENDAR ITEM NO. C 1 5 (CONT'D)

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Adm. Code 2003.

APPLICANT STATUS:

Applicant is owner of 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. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884: 12/07/84.

OTHER PERTINENT INFORMATION:

1. This is an application to reconstruct the storm-damaged existing pier and to replace permit PRC 5402.1, which expired November 30, 1983.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorical exempt project. The project is exempt under Class 2, pier reconstruction. 2 Cal. Adm. Code 2905(b)).

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 14 Cal. Adm. Code 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 project, as proposed, is consistent with its use classification.

CALENDAR ITEM NO. C15 (CONT'D)

APPROVALS OBTAINED:

United States Army Corps of Engineers,
California Department of Fish and Game.

FURTHER APPROVALS REQUIRED:

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

EXHIBITS:

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 2, PIER RECONSTRUCTION, 2 CAL. ADM. CODE 2905(b).
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
3. AUTHORIZE ISSUANCE TO THE LANAI, INC. OF A 15-YEAR GENERAL PERMIT-RECREATIONAL USE BEGINNING DECEMBER 1, 1983; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$277.39, 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 \$1,000,000 PER OCCURRENCE FOR BODILY INJURY AND PROPERTY DAMAGE; FOR RECONSTRUCTION AND MAINTENANCE OF AN EXISTING PIER AND TWO MOORING BUOYS UTILIZED FOR NONCOMMERCIAL RECREATIONAL PURPOSES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 5402

Three parcels of submerged land in the bed of Lake Tahoe, Placer County, California, lying southeasterly of fractional Section 22, T16N, R17E, MDM, more particularly described as follows:

PARCEL 1 - Pier

That parcel of submerged land lying immediately beneath and extending 10 feet from all sides of a 126 feet long pier located southeasterly of and adjacent to Lot 1 of Block C as said lot and block are shown on plat of Carnelian Bay on Lake Tahoe filed for record in Book C of Maps, page 14, Placer County Records.

PARCELS 2 and 3 - Buoys

Two circular parcels of submerged land each being 40 feet in diameter, the center of Parcel 2 bears S 07° 33' 10" E, 227 feet and the center of Parcel 3 bears S 48° 24' 40" E, 198 feet, respectively from the intersection of the northwesterly line of Bay Street with the southwesterly line of Center Street as said streets are shown on Record of Survey filed in Book 5 of Surveys, page 131, Placer County Records.

EXCEPTING THEREFROM any portion of Parcels 1, 2 and 3 lying landward of the ordinary low water mark of Lake Tahoe.

END OF DESCRIPTION

REVISED MARCH 5, 1984 BY BOUNDARY AND TITLE UNIT, LEROY WEED, SUPERVISOR.

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