

MINUTE ITEM

This Calendar Item No. C4  
was approved as Minute Item  
No. 4 by the State Lands  
Commission by a vote of 2  
to 0 at its 3/28/85  
meeting.

CALENDAR ITEM

A 7  
S 1

**C04**

03/28/85  
W 23180  
Gordon

GENERAL PERMIT - RECREATIONAL USE

PRC 681K

APPLICANT: Thomas R. Pitts  
3575 Grant Avenue  
Reno, Nevada 89509

AREA, TYPE LAND AND LOCATION:

A. O. 038-acre area and a 0.029-acre circular  
parcel, all submerged land located in Lake  
Tahoe at Meeks Bay, El Dorado County.

LAND USE:

Reconstruction and maintenance of a pier and  
deck; and maintenance of a boat mooring buoy,  
all utilized for recreational purposes.

TERMS OF PROPOSED PERMIT:

Initial period: Ten years beginning March 21,  
1983.

Public liability insurance: Combined single  
limit coverage of \$500,000.

Special:

1. The permit is conditioned on Permittee's conformance with the Shorezone Ordinance of Tahoe Regional Planning Agency.
2. The permit conforms to the Lyon/Fogarty decision.

CONSIDERATION: \$50 per annum, as to the deck; and PRC 6503.5,  
as to the pier and mooring buoy with the State  
reserving the right to fix a different rental  
on each fifth anniversary of the permit.

31  
23

CALENDAR PAGE	15
MINUTE PAGE	882

CALENDAR ITEM NO. C 0 4 (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:

04/21/85.

**OTHER PERTINENT INFORMATION:**

1. 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, Replacement and Reconstruction, 2 Cal. Adm. Code 2905(b).

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

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. 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. The subject application is for reconstruction of existing facilities. This project is not subject to the Commission's suspension of leasing activities for new construction.

CALENDAR PAGE	16
MINUTE PAGE	883

CALENDAR ITEM NO. C04 (CONT'D)

APPROVALS OBTAINED:

Tahoe Regional Planning Agency.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers,  
California Department of Fish and Game,  
Lahontan Regional Water Quality Control Board  
and County of El Dorado.

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, REPLACEMENT AND 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 THOMAS R. PITTS OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING MARCH 21, 1983; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$50, AS TO THE DECK; AND PRC 6503.5, AS TO THE PIER AND MOORING BUOY, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; AND WITH PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$500,000; FOR RECONSTRUCTION AND MAINTENANCE OF A PIER AND DECK; AND MAINTENANCE OF A BOAT MOORING BUOY, ALL UTILIZED FOR RECREATIONAL PURPOSES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

CALENDAR PAGE	17
MINUTE PAGE	884

EXHIBIT "A"

LAND DESCRIPTION

W 23180

Two parcels of submerged land in the bed of Lake Tahoe, El Dorado County, California, described as follows:

PARCEL 1 - Pier and Deck

All that land lying immediately beneath a pier and deck TOGETHER WITH a necessary use area extending 10 feet from the extremities of said pier, said pier and deck being adjacent to and southeasterly of Lot 47 and the north half of Lot 46 of "Meeks Bay Vista Subdivision" prepared August 14, 1924 and filed for record in El Dorado County Official Records.

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

PARCEL 2 - BUOY

A circular parcel of submerged land 40 feet in diameter lying 100 feet southeasterly of above described Parcel 1.

END OF DESCRIPTION

PREPARED OCTOBER 12, 1984 BY BOUNDARY UNIT.

CALENDAR PAGE	18
MINUTE PAGE	885

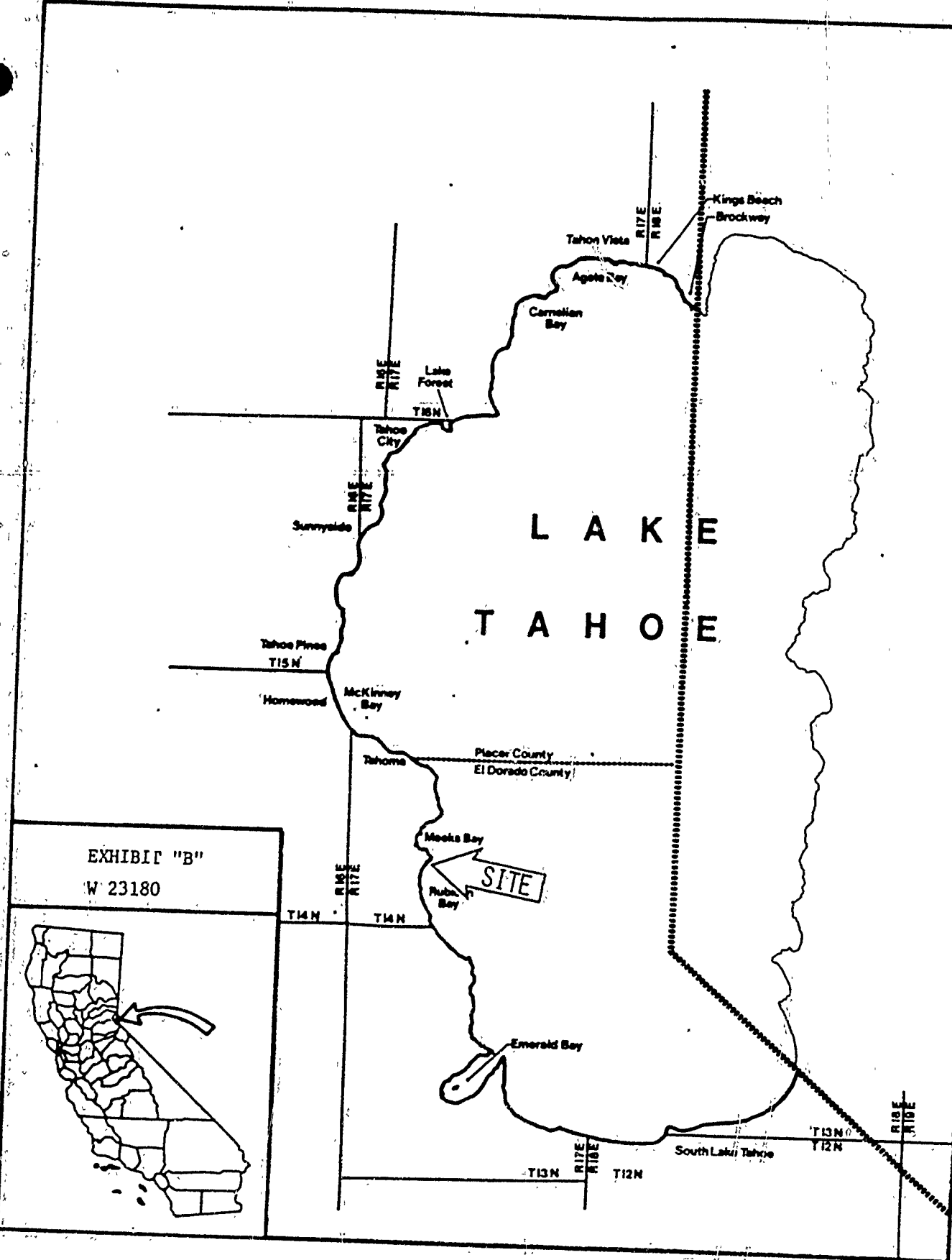


EXHIBIT "B"  
W 23180



CALIFORNIA PAGE	19
MINUTE PAGE	886