

MINUTE ITEM

This Calendar Item/No. C6  
was approved as Minute Item  
No. 6 by the State Lands  
Commission by a vote of 2  
to 0 at its 6/26/85  
meeting.

CALENDAR ITEM

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C06

06/26/85  
NVP 5405  
Gordon  
PRC 5405

GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Elizabeth C. Lewis  
P. O. Box 394  
Belvedere, California 94920

AREA, TYPE LAND AND LOCATION:  
A 0.025-acre parcel of submerged land in Lake  
Tahoe near Carnelian Bay, Placer County.

LAND USE: Maintenance of an existing pier utilized for  
recreational purposes.

TERMS OF PROPOSED PERMIT:

Initial period: 15 years beginning August 1,  
1985.

Public liability insurance: Combined single  
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 Tahoe Regional  
Planning Agency's Shorezone  
Ordinance.

2. The permit is conditioned  
on the authorization and  
consent of Forest Homes of  
Cedar Flat, Inc., for any of  
the subject facility found to  
be on or adjacent to its  
lands.

CALENDAR ITEM NO. C 0 6 (CONT'D)

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

CONSIDERATION: \$98 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.

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: 09/01/85.

OTHER PERTINENT INFORMATION:

1. This is an application to replace PRC 5405 which expires July 31, 1985.

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 1, Existing Facility, 2 Cal. Adm. Code 2905(a)(2).

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 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 this activity is consistent with its use classification.

CALENDAR ITEM NO C 0.6 (CONT'D)

APPROVALS OBTAINED:

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

FURTHER APPROVALS REQUIRED:

None.

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 1, EXISTING FACILITY, 2 CAL. ADM. CODE 2905(a)(2).
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 ELIZABETH C. LEWIS OF A 15-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING AUGUST 1, 1985; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$98, 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 \$300,000 PER OCCURRENCE FOR BODILY INJURY AND PROPERTY DAMAGE; FOR MAINTENANCE OF A PIER UTILIZED FOR RECREATIONAL PURPOSES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 5405

A parcel of land in the bed of Lake Tahoe, Placer County, California, said parcel being directly beneath and extending 10 feet on all sides of an existing pier, said parcel is further described as being adjacent to the following described parcel:

Lot 6, Block 8, Cedar Flat Subdivision, as shown on the map filed for record in Book H of Maps, Page 82 in the office of the Recorder of said County.

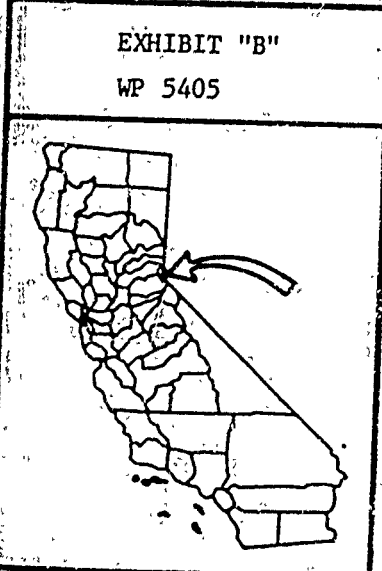
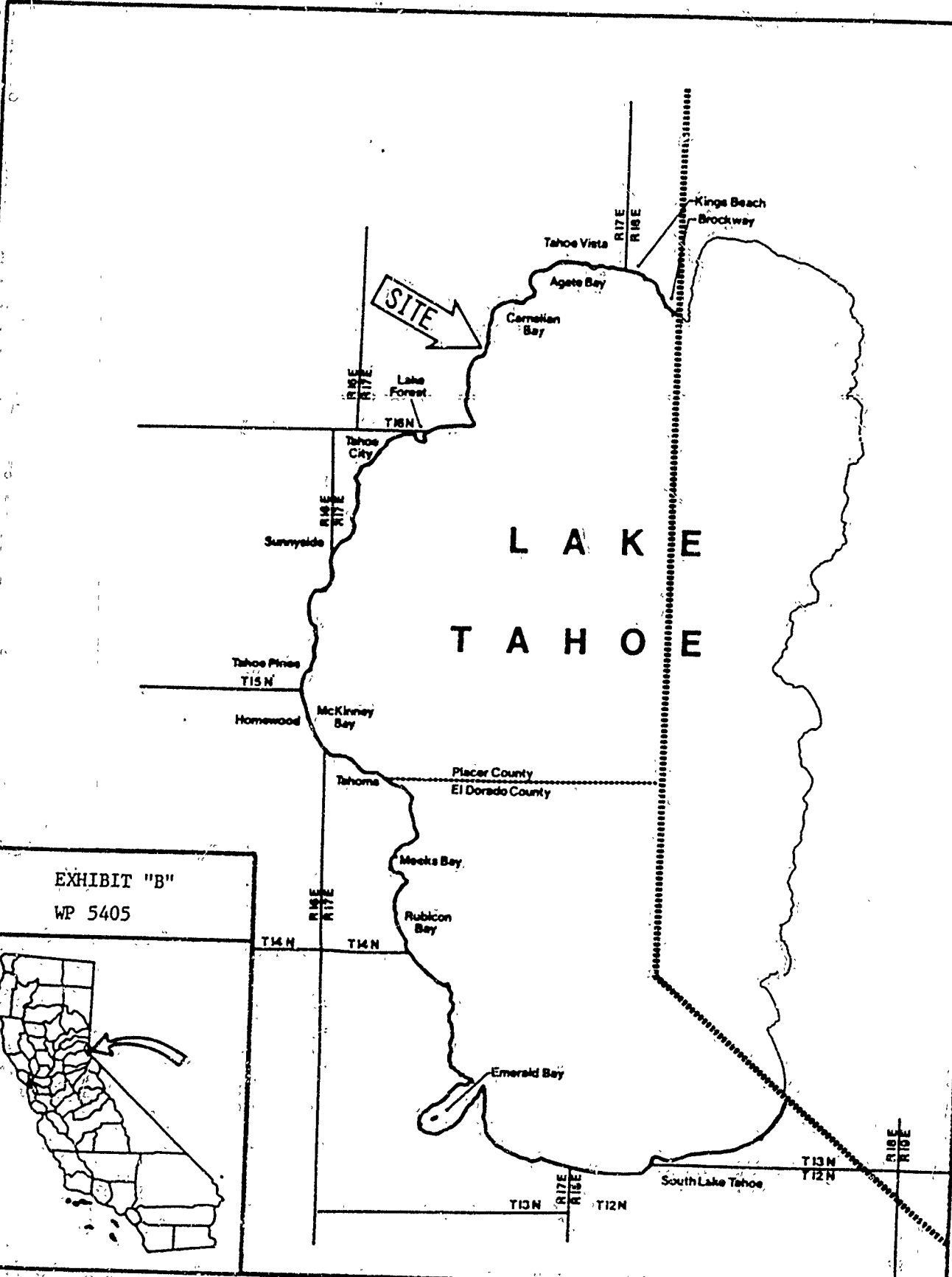
EXCEPTING THEREFROM that portion lying landward of the ordinary low water mark of Lake Tahoe.

END OF DESCRIPTION

REVISED JANUARY 29, 1985 BY BOUNDARY SERVICES UNIT, M. L. SHAFER, SUPERVISOR.

CALENDAR PAGE	17
MINUTE PAGE	1500

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2001



CALENDAR PAGE 18  
MINUTE PAGE 17/67