

MINUTE ITEM

This Calendar Item No. 50
was approved as Minute Item
No. 50 by the State Lands
Commission by a vote of 3
0 at its 08/30/89
meeting.

(CALIFORNIA STATE LANDS COMMISSION)

CALENDAR ITEM

A 7
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50

08/30/89
W 24248 PRC 7335
J. Ludlow

APPROVAL OF A RECREATIONAL PIER PERMIT

APPLICANT: Dale W. Hanson and Margery J. Hanson
P. O. Box 333
Homewood, California, 95718

AREA, TYPE LAND AND LOCATION:
A parcel of submerged land in Lake Tahoe near
Homewood, Placer County.

LAND USE: Retention, use, and maintenance of an existing
pier and replacement of five pilings for the
pier.

TERMS OF PROPOSED PERMIT:
Initial period: Five-years beginning
August 30, 1989.

CONSIDERATION: Rent-free, pursuant to Section 6503.5 of the
P.R.C.

APPLICANT STATUS:
Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee and processing costs have been
received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
B. Cal. Code Regs.: Title 2, Div. 3;
Title 14, Div. 6.

AB 884: 01/20/90.

(ADDED pgs. 409-427)

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MINUTE PAGE
This Calendar Item No. 50
was approved by the Board
of the State Water Resources
Control Board on 10/12/83
to be effective 10/12/83
at 11:00 AM

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15025), the staff has prepared a Proposed Negative Declaration identified as EIR ND 479 State Clearinghouse No. 89061202. Such Proposed Negative Declaration was prepared and circulated for public review pursuant to the provisions of CEQA.

Based upon the Initial Study, the Proposed Negative Declaration, and the comments received in response thereto, there is no substantial evidence that the project will have a significant effect on the environment. (14 Cal. Code Regs. 15074(b))

2. The repair of an existing pier will be done from a barge with pile driver. All construction wastes will be collected onto the barge and disposed of at the nearest dumpster/sanitary landfill site.
3. Materials will be neither stored or placed, nor will any activity associated with construction, be conducted above the low water line on the subject property. This will prevent any disturbance to what may be considered a Tahoe Yellow Cress (Rorippa) habitat.
4. The replacement of the five pilings will begin at the fourth section of pilings and will continue waterward of the Lake's low water mark (6,223-ft. el.) None of the pilings between elevation 6,227.1 feet and 6,229.1 feet Tahoe datum in the shorezone will be replaced.
5. In order to determine the other potential trust uses in the area of the proposed project, the staff contacted representatives of the following agencies: Tahoe Regional Planning Association, California Department of Fish and Game, County of Placer, and the

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Tahoe Conservancy. None of these agencies expressed a concern that the proposed project would have a significant effect on trust uses in the area. The agencies did not identify any trust needs which were not being met by existing facilities in the area. Identified trust uses in this area would include swimming, boating, walking along the beach, and views of the lake.

6. 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.
7. All permits covering structures in Lake Tahoe will include a condition subsequent that if any structure authorized is found to be in nonconformance with the Tahoe Regional Planning Agency's shorezone ordinance, and if any alterations, repairs, or removal required pursuant to said ordinance are not accomplished within the designated time period, then the permit will be automatically terminated, effective upon notice by the State, and the site shall be cleared pursuant to the terms thereof.

APPROVALS OBTAINED:

Placer County, Tahoe Regional Planning Agency
Qualified Exemption, California Department of
Fish and Game, and Lahontan Regional Water
Quality Control Board.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers.

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. Placer County Letter of Approval.
- D. Negative Declaration.

IT IS RECOMMENDED THAT THE COMMISSION:

1. CERTIFY THAT A NEGATIVE DECLARATION, EIR ND 479, STATE CLEARINGHOUSE NO. 89061202, WAS PREPARED FOR THIS PROJECT PURSUANT TO THE PROVISIONS OF THE CEQA AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
2. DETERMINE THAT THE PROJECT, AS APPROVED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
3. AUTHORIZE ISSUANCE TO DALE W. HANSON AND MARGERY J. HANSON, OF A FIVE-YEAR RECREATIONAL PIER PERMIT, BEGINNING AUGUST 30, 1989; FOR THE RETENTION, USE, AND MAINTENANCE OF AN EXISTING PIER, AND FOR THE REPLACEMENT OF FIVE PILINGS TO THE PIER, AS DESCRIBED HEREIN, ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Pier constructed - 1962 - by
Williamson Engineering Company

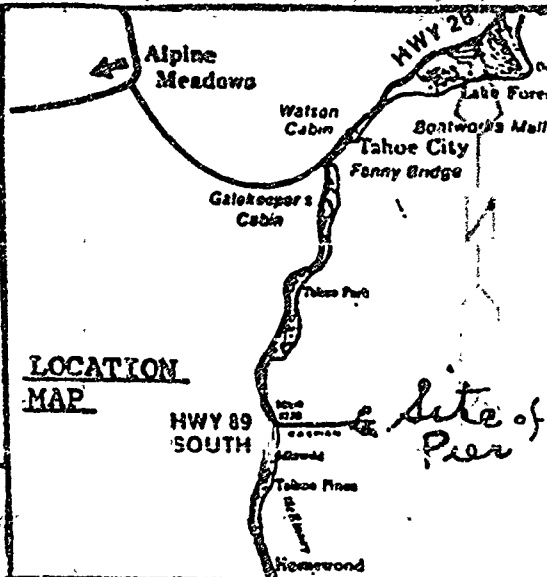
PARCEL # 085-260-33-0-0

Lot #5 Blackwood Terrace

4 miles South of Tahoe City

400 feet South of Elizabeth
Williams Park

600 feet North of Kaspian Park



BOAT HOUSE: W x L x H
16' x 28' x 7½'

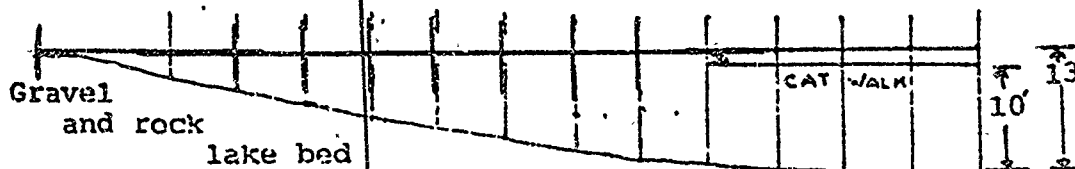
CAT WALK: W x L
3' x 56'

AERIAL VIEW



PIER: W x L
7' x 168'

PILINGS: 26 (13 sets)
14 feet apart



PROFILE VIEW - NOT DRAWN TO SCALE

Description of Activity:
PIER REPAIR

Replacing five pier pilings
that affect the bearing
capacity of the structure.

Not to exceed
Estimated cost: \$5,000.00

PARCEL # 085-260-33-0-0
Lot #5 Blackwood Terrace

Dale W. & Margery J. Hanson
P. O. Box 333
Homewood, CA 95718
916-525-7418

3255 Westlake Blvd.

W 24248

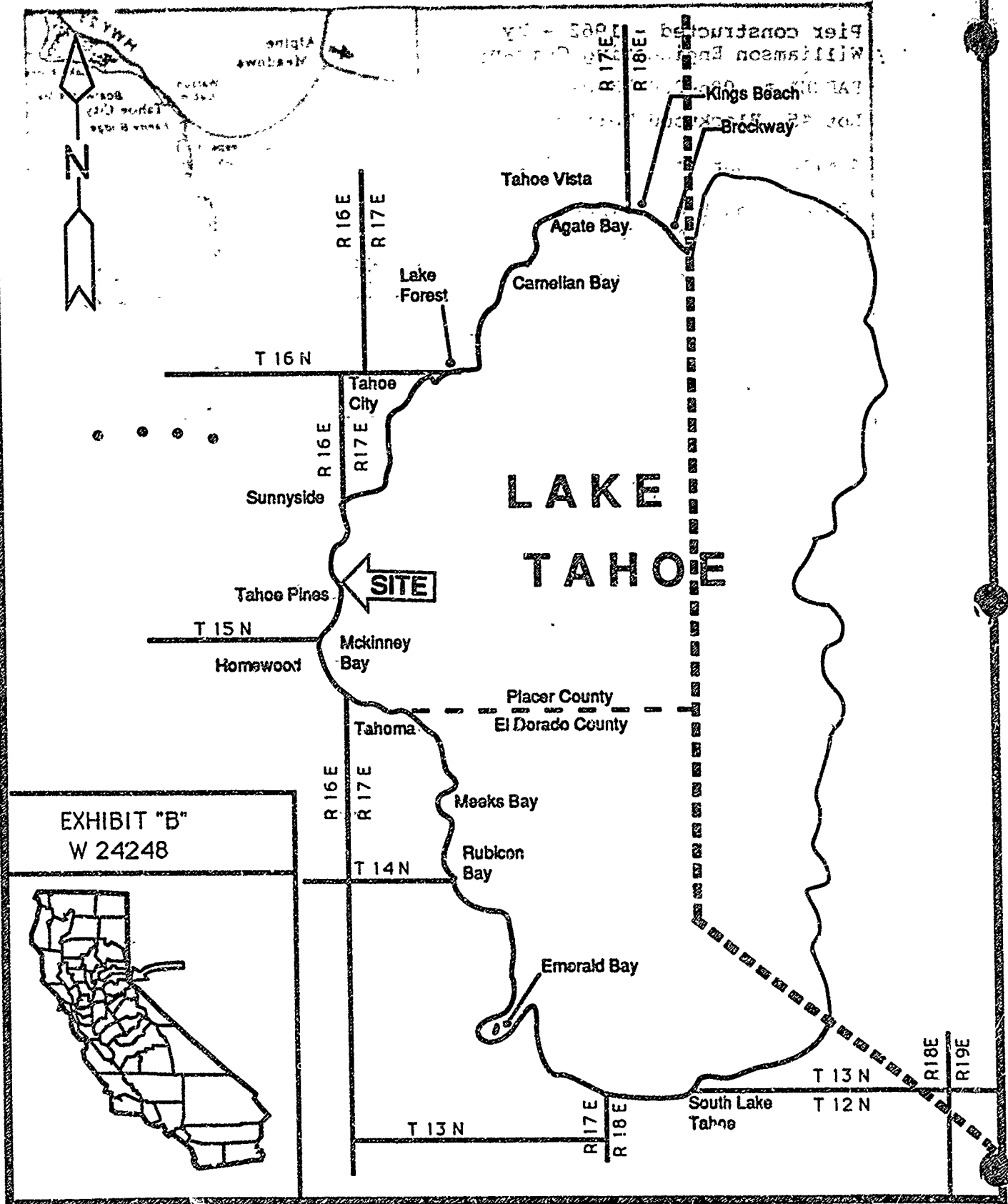


EXHIBIT "B"
W 24248



PLACER COUNTY

EXHIBIT "C"

W 24248

STATE LANDS COMMISSION
DEPARTMENT OF PUBLIC WORKS

JACK WARREN, Director
JAN WITTER, Assistant Director
LARRY ODDO, Deputy Director
ALAN ROY, Deputy Director

OPERATING DIVISION

- Administration
- Engineering
- Equipment Maintenance
- Road Maintenance
- Special Districts
- Surveying
- Transportation

January 6, 1989

Judy Ludlow
State Lands Commission
1807-13th Street
Sacramento, CA 95814

RE: PIER/SHORE ZONE CONSTRUCTION

The County of Placer has reviewed the below referenced requests for construction activities within the shore zone of Lake Tahoe. We have no objection to the construction activities described in these applications contingent upon approval by your office.

1.	Dale Hanson	APN 85-260-33	W24248
2.	Joseph Harris	APN 116-220-49	W24235
3.	Moana Beach P.O.A.	APN 98-191-11	W24256
4.	John Mozart	APN 98-010-03	PRC6525.9
5.	Reid Dennis	APN 83-162-12	W20953
6.	Fred Damavandi	APN 116-080-04	W24138

If you have any questions, please give me a call at your convenience.

COUNTY OF PLACER
DEPARTMENT OF PUBLIC WORKS
JACK WARREN, DIRECTOR


JAMES A. MCLEOD
ASSISTANT CIVIL ENGINEER

JAN:ms

STATE OF CALIFORNIA

EXHIBIT D
GEORGE DEUKMEJIAN, Governor

STATE LANDS COMMISSION
DEPARTMENT OF PUBLIC WORKS
LEO T. MCCARTHY, Lieutenant Governor

PLACER COUNTY

EXECUTIVE OFFICE
1807 13th Street
Sacramento, California 95811
CLAIRE T. DEDRICK
Executive Officer

GRAY DAVIS, Controller
JESSE R. HUFF, Director of Finance

June 5, 1989
File Ref: W 24248
SCH No. 89061202
ND 479

NOTICE OF INTENT TO ADOPT NEGATIVE DECLARATION
(Section 21092 PRC)

An application for the following described project is currently being processed by the staff of the State Lands Commission:

- Project Title: Hanson Pier Repair
- Project Proponent: Dale W. Hanson, property owner
- Project Location: Lake Tahoe, near Homewood
- Project Description: The project proponent proposes to obtain a permit for a pier and to replace 5 pilings in the structure of the pier.

Contact Person: RANDALL MOORY Telephone: (916) 322-7828

A Negative Declaration identified as EIR ND 479 has been prepared pursuant to the requirements of the California Environmental Quality Act.

The above described document will be considered for adoption at a regular meeting of the STATE LANDS COMMISSION to be scheduled for July, 1989. Anyone interested in this matter is invited to comment on the document by written response prior to the meeting or by personal appearance at the meeting. Persons wishing to appear at the meeting should call (916) 322-4107 for more information and so that time can be allotted for such appearance.

CLAIRE T. DEDRICK
Executive Officer

cc: Judy Ludlow

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ENVIRONMENTAL IMPACT ASSESSMENT CHECKLIST - PART II

Form 13-20 (7/82)

File Ref.: W 24248

I. BACKGROUND INFORMATION

A. Applicant: Dale W. Hanson
P.O. Box 333
Homewood, CA 95718

B. Checklist Date: 12 / 08 / 89

C. Contact Person: Randall L. Moory
Telephone: (916) 322-7878

D. Purpose: Replacement of piling in a pier

E. Location: Homewood, on the bed of Lake Tahoe

F. Description: The applicant proposes to replace piling in a pier. Pilings to be driven by barge supported pile driver.

G. Persons Contacted: Tahoe Regional Planning Agency
CA Department of Fish and Game

II. ENVIRONMENTAL IMPACTS. (Explain all "yes" and "maybe" answers)

A. Earth. Will the proposal result in:	Yes	Maybe	No
1. Unstable earth conditions or changes in geologic substructures?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
2. Disruptions, displacements, compaction, or overcovering of the soil?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
3. Change in topography or ground surface relief features?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
4. The destruction, covering, or modification of any unique geologic or physical features?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
5. Any increase in wind or water erosion of soils, either on or off the site?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
6. Changes in deposition or erosion of beach sands, or changes in siltation, deposition or erosion which may modify the channel of a river or stream or the bed of the ocean or any bay, inlet, or lake?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
7. Exposure of all people or property to geologic hazards such as earthquakes, landslides, mudslides, ground failure, or similar hazards?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

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B. Air. Will the proposal result in:

- 1. Substantial air emissions or deterioration of ambient air quality? Yes Maybe No
- 2. The creation of objectionable odors? Yes Maybe No
- 3. Alteration of air movement, moisture or temperature, or any change in climate, either locally or regionally? Yes Maybe No

C. Water. Will the proposal result in:

- 1. Changes in the currents, or the course or direction of water movements, in either marine or fresh waters? Yes Maybe No
- 2. Changes in absorption rates, drainage patterns, or the rate and amount of surface water runoff? Yes Maybe No
- 3. Alterations to the course or flow of flood waters? Yes Maybe No
- 4. Change in the amount of surface water in any water body? Yes Maybe No
- 5. Discharge into surface waters, or in any alteration of surface water quality, including but not limited to temperature, dissolved oxygen or turbidity? Yes Maybe No
- 6. Alteration of the direction or rate of flow of ground waters? Yes Maybe No
- 7. Change in the quantity of ground waters, either through direct additions or withdrawals, or through interception of an aquifer by cuts or excavations? Yes Maybe No
- 8. Substantial reduction in the amount of water otherwise available for public water supplies? Yes Maybe No
- 9. Exposure of people or property to water-related hazards such as flooding or tidal waves? Yes Maybe No
- 10. Significant changes in the temperature, flow or chemical content of surface thermal springs? Yes Maybe No

D. Plant Life. Will the proposal result in:

- 1. Change in the diversity of species, or number of any species of plants (including trees, shrubs, grass, crops, and aquatic plants)? Yes Maybe No
- 2. Reduction of the numbers of any unique, rare or endangered species of plants? Yes Maybe No
- 3. Introduction of new species of plants into an area, or in a barrier to the normal replenishment of existing species? Yes Maybe No
- 4. Reduction in acreage of any agricultural crop? Yes Maybe No

E. Animal Life. Will the proposal result in:

- 1. Change in the diversity of species, or numbers of any species of animals (birds, land animals including reptiles, fish and shellfish, benthic organisms, or insects)? Yes Maybe No
- 2. Reduction of the numbers of any unique, rare or endangered species of animals? Yes Maybe No
- 3. Introduction of new species of animals into an area, or result in a barrier to the migration or movement of animals? Yes Maybe No
- 4. Deterioration to existing fish or wildlife habitat? Yes Maybe No

F. Noise. Will the proposal result in:

- 1. Increase in existing noise levels? Yes Maybe No
- 2. Exposure of people to severe noise levels? Yes Maybe No

G. Light and Glare. Will the proposal result in:

- 1. The production of new light or glare? Yes Maybe No

H. Land Use. Will the proposal result in:

- 1. A substantial alteration of the present or planned land use of an area? Yes Maybe No

I. Natural Resources. Will the proposal result in:

- 1. Increase in the rate of use of any natural resources? Yes Maybe No
- 2. Substantial depletion of any nonrenewable resources? Yes Maybe No

J. Risk of Upset. Does the proposal result in:

Yes Maybe No

- 1. A risk of an explosion or the release of hazardous substances (including, but not limited to, oil, pesticides, chemicals, or radiation) in the event of an accident or upset conditions?
- 2. Possible interference with emergency response plan or an emergency evacuation plan?

K. Population. Will the proposal result in:

- 1. The alteration, distribution, density, or growth rate of the human population of the area?

L. Housing. Will the proposal result in:

- 1. Affecting existing housing, or create a demand for additional housing?

M. Transportation/Circulation. Will the proposal result in:

- 1. Generation of substantial additional vehicular movement?
- 2. Affecting existing parking facilities, or create a demand for new parking?
- 3. Substantial impact upon existing transportation systems?
- 4. Alterations to present patterns of circulation or movement of people and/or goods?
- 5. Alterations to waterborne, rail, or air traffic?
- 6. Increase in traffic hazards to motor vehicles, bicyclists, or pedestrians?

N. Public Services. Will the proposal have an effect upon, or result in a need for new or altered governmental services in any of the following areas:

- 1. Fire protection?
- 2. Police protection?
- 3. Schools?
- 4. Parks and other recreational facilities?
- 5. Maintenance of public facilities, including roads?
- 6. Other governmental services?

O. Energy. Will the proposal result in:

- 1. Use of substantial amounts of fuel or energy?
- 2. Substantial increase in demand upon existing sources of energy, or require the development of new sources?

P. Utilities. Will the proposal result in a need for new systems, or substantial alterations to the following utilities:

- 1. Power or natural gas?
- 2. Communication systems?
- 3. Water?
- 4. Sewer or septic tanks?
- 5. Storm water drainage?
- 6. Solid waste and disposal?

Q. Human Health. Will the proposal result in:

- 1. Creation of any health hazard or potential health hazard (excluding mental health)?
- 2. Exposure of people to potential health hazards?

R. Aesthetics. Will the proposal result in:

- 1. The obstruction of any scenic vista or view open to the public, or will the proposal result in the creation of an aesthetically offensive site open to public view?

S. Recreation. Will the proposal result in:

- 1. An impact upon the quality or quantity of existing recreational opportunities?

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T. Cultural Resources

Yes Maybe No

- 1. Will the proposal result in the alteration of or the destruction of a prehistoric or historic archeological site?
- 2. Will the proposal result in adverse physical or aesthetic effects to a prehistoric or historic building, structure, or object?
- 3. Does the proposal have the potential to cause a physical change which would affect unique ethnic cultural values?
- 4. Will the proposal restrict existing religious or sacred uses within the potential impact area?

U. Mandatory Findings of Significance.

- 1. Does the project have the potential to degrade the quality of the environment, reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?
- 2. Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals?
- 3. Does the project have impacts which are individually limited, but cumulatively considerable?
- 4. Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?

III. DISCUSSION OF ENVIRONMENTAL EVALUATION (See Comments Attached)

IV. PRELIMINARY DETERMINATION

On the basis of this initial evaluation:

- I find the proposed project COULD NOT have a significant effect on the environment, and a NEGATIVE DECLARATION will be prepared.
- I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because the mitigation measures described on an attached sheet have been added to the project. A NEGATIVE DECLARATION will be prepared.
- I find the proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required.

Date: 06 / 02 / 89

Randall L. Murray
 For the State Lands Commission
 420
 CALENDAR PAGE 3133
 MINUTE PAGE Form 13-28 (7/82)

34824 The shoreline of Lake Tahoe is the habitat for the Tahoe Yellow Cress, Rorippa Sublumata. This plant species is classified a threatened and endangered by the California Department of Fish and Game, and is thus protected from disturbance or impact by California Law. This species is also considered a candidate species under Federal law and is thus afforded protection under federal statute.

The Tahoe Yellow Cress has not been observed at the project site nor is there any documentation which indicates it has ever grown there. The substrate at this project site is, however, similar to substrate where the plant has been observed.

The proposed project should have no impact on the substrate where the plant might grow. No equipment used to replace piling in the existing pier will rest upon on the bottom of the lake. All equipment used for construction will be transported to and from the project site by barge.

- E.1. The location of the proposed project is on an area of the lakebed designated as Fish spawning habitat by the California Department of Fish and Game.

The Department of Fish and Game has entered into a stream and lakebed alteration agreement with the project proponent. This agreement only allows construction of the project during the period July 1, to November 1, during which time no impact to spawning will occur.

- R.1. The proposed project will repair an existing pier. As such no physical change in the appearance of the shoreline will result from this project.

824248 W
The REFERENCE of Lake Tahoe is of
Yellow Cross, ROPIER SUBMIT
classified a
Department of
Department of
Department of

HANSON PIER REPAIR MAILING LIST

Mr. Dale W. Hanson
P.O. Box 333
Homewood, CA 95718

Honorable John Doolittle
Member of the Senate, 1st District
California State Legislature
State Capitol, Room 5082
Sacramento, CA 95814

Honorable Norm Waters
Member of the Assembly, 74th District
California State Legislature
State Capitol, Room 6028
Sacramento, CA 95814

The Sacramento Bee
P.O. Box 15779
Sacramento, CA 95813.

Placer County Planning Department
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Department of Boating and Waterways
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Native American Heritage Commission
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Hans Kreutzberg
Office of Historic Preservation
P.O. Box 942896
Sacramento, CA 94296-0001

James M. Doyle
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Ken Berg
California Native Plant Society
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Sacramento, CA 95814

Mr. Gary Taylor
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Crystal Bay, NV 89402

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EIR/NOTICE MAILING LIST

The California Development Bulletin
P.O. Box 715
Sacramento, CA 95838

*Martha Valdes
Senate Office of Research
1100 J Street, Suite 650
Sacramento, CA 95814

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Member of the Senate, _____
California State Legislature
State Capitol, Room _____
Sacramento, CA 95814

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California State Legislature
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Sacramento, CA 95814

* _____ County
Board of Supervisors

NOTE: If more than one Legislator or Board of Supervisors are affected, add to list in the spaces provided on the following pages.

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*NOTE: An asterisk indicates that a copy of the environmental document should be sent in addition to the notice.

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Form 13.5 (Rev. 9/88) 3133

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Senate Office of Research
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The California Development Bulletin
P.O. Box 715
Mariposa, CA 95338

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Senate Committee on Energy and Public
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*Jeffrey Arthur, Consultant
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Resources and Wildlife
State Capitol, Room 2031
Sacramento, CA 95814

Sacto-Letter
P.O. Box 266
Oakdale, CA 95361

*Assembly Natural Resources Committee
State Capitol, Room 2136
Sacramento, CA 95814

Applicant

*Commander, 11th Coast Guard District(m)
Union Bank Building
400 Ocean Gate
Long Beach, CA 90802
(So. Cal. ocean related items only)

* _____

*Scott Brown
Land Department, Room 500
Pacific Gas & Electric Company
P.O. Box 7444
Sacramento, CA 95826

*Robert Collins
Office of Attorney General
3580 Wilshire Boulevard
Los Angeles, CA 90010

*N. Gregory Taylor
Office of Attorney General
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Los Angeles, CA 90010

*Don Hoagland (Geothermal only)

*The Resources Agency
1416 Ninth Street
Sacramento, CA 95814

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1490 Tenth Street, Room 121
Sacramento, CA 95814

*Environmental Protection Agency
215 Fremont Street
San Francisco, CA 94105
Attn.: EIS Review (P-5, Federal Activities
Branch)

*U.S. Fish & Wildlife Service
Division of Ecological Services
2809 Cottage Way, Room E-1803
Sacramento, CA 95825

AREAWIDE CLEARINGHOUSE
(Where Applicable)

*U.S. Fish & Wildlife Service
24000 Avila Road
Laguna Niguel, CA 92677
Attn.: John C. Wolfe

*

*Mike Shoaff
P.O. Box 6854
Santa Rosa, CA 95406

*Emmet E. Wolter
The Wolter Associates
337 E. San Antonio Drive, #203
Long Beach, CA 90807

*San Diego Gas & Electric Company
925 L Street
Sacramento, CA 95814
Attn.: Jim Cassie

* _____ County
Planning Department

ORLEN PAGE 427
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