

MINUTE ITEM

This Calendar Item No. 21  
was approved as Minute Item  
No. 21 by the State Lands  
Commission by a vote of 3  
to 0 at its 9/27/89  
meeting.

CALENDAR ITEM

21

A 7

09/27/89

S 1

PRC 1742

J. Ludlow

APPROVAL OF A FIVE-YEAR RECREATIONAL PIER PERMIT

APPLICANT: Woodland Pier, Inc.  
(a homeowner's association)  
1354 Geneva Avenue  
Yuba City, California 95991

AREA, TYPE LAND AND LOCATION:  
A parcel of submerged land located in Lake  
Tahoe at Meeks Bay, El Dorado County.

LAND USE: Continued use and maintenance of an existing  
multi-use pier and replacement of seven pilings  
to the pier.

TERMS OF PROPOSED PERMIT:  
Initial period: Five-years beginning  
September 27, 1989.  
Consideration: Rent-free, pursuant to  
Section 6503.5 of the P.R.C.

BASIS FOR CONSIDERATION:  
Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS:  
Applicant is owner of upland.

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

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CALENDAR ITEM NO. 21 (CONT'D)

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: 02/23/90.

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 486, State Clearinghouse No. 89072428. 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 replacement of the seven pilings will be done from a barge with a pile driver. All construction wastes will be collected onto the barge and disposed of at the nearest dumpster or sanitary landfill site.
3. All of the pilings to be replaced are located waterward of the low water mark (6,223 elevation) and materials will be neither stored or placed, nor will any activity associated with the construction be conducted above the low water line of the subject property. This will prevent any disturbance to what may be considered a Tahoe Yellow Cress (Rorippa) habitat.
4. 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 El Dorado, and the Tahoe Conservancy. None of these agencies expressed a concern that the

CALENDAR ITEM NO. 21 (CONT'D)

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.

5. This property was physically inspected by staff for purposes of evaluating the impact on the public trust.
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.
6. 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 automatically be terminated, effective upon notice by the State, and the site shall be cleared pursuant to the terms thereof.
7. All permits issued at Lake Tahoe include special language in which the permittee/lessee agrees to protect and replace or restore, if required, the habitat of *Rorippa subumbellata*, commonly called the Tahoe Yellow Cress, a State-listed endangered plant species.

APPROVALS OBTAINED:

El Dorado County, Tahoe Regional Planning Agency, California Department of Fish and Game, and Lahontan Regional Water Quality Control Board.

CALENDAR ITEM NO. 21 (CONT'D)

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers.

EXHIBITS:

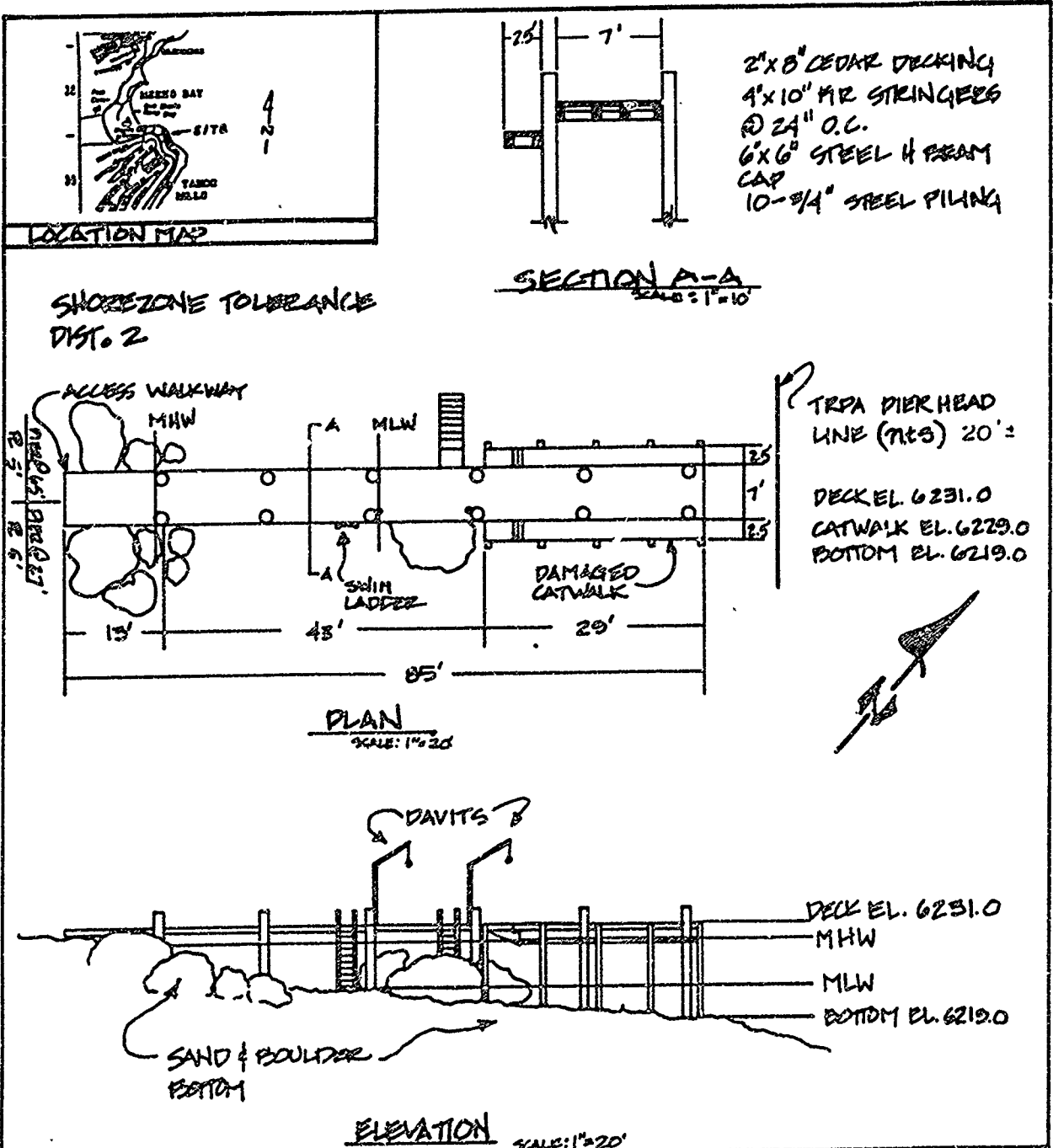
- A. Land Description.
- B. Location Map.
- C. El Dorado County Letter of Approval.
- D. Negative Declaration.

IT IS RECOMMENDED THAT THE COMMISSION:

1. CERTIFY THAT A NEGATIVE DECLARATION, EIR ND 486, STATE CLEARINGHOUSE NO. 89072428, 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 WOODLAND PIER, INC. OF A FIVE-YEAR RECREATIONAL PIER PERMIT, BEGINNING SEPTEMBER 27, 1989; FOR THE CONTINUED USE AND MAINTENANCE OF AN EXISTING PIER AND FOR THE REPLACEMENT OF SEVEN PILINGS TO THE PIER ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"  
LAND DESCRIPTION

PRC 1742.9



**ADJOINING PROPERTIES**  
116-051-10 NORTH  
116-051-26 SOUTH

**PROPOSED PIER REPAIR**  
APN 16-051-37  
El Dorado County  
Meeks Bay, Lake Tahoe, CA

**BRISCO ENTERPRISES**  
Post Office Box 7458  
Tahoe City, California 95130  
(916) 583-6882

**APPLICATION BY:**  
Woodland Pier, Inc.  
1354 Geneva Avenue  
Yuba City, CA 95991

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Sheet 1 of 1  
ANNOTE PAGE

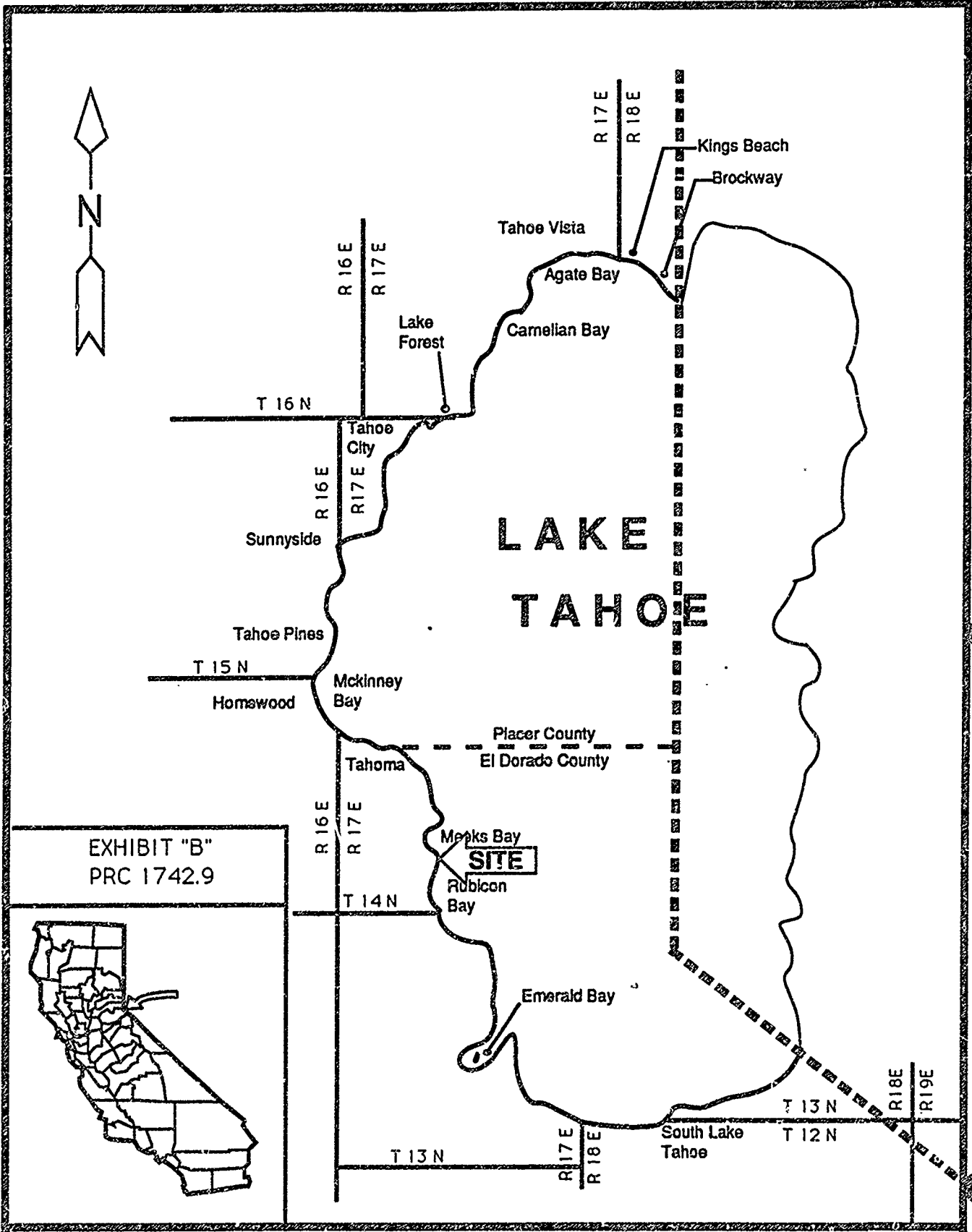


EXHIBIT "B"  
PRC 1742.9



EXHIBIT "C"

RECEIVED

MAY 11 1989

EL DORADO CO. COMMUNITY DEVELOPMENT DEPT.  
SOUTH LAKE TAHOE

Date 5-12-89

File Ref: PRC 1742.9

Ms. Judy Ludlow  
California State Lands Commission  
1807 13th Street  
Sacramento, California 95814

Subject: Building Permit for Pier (Pier repair)

Name: Woodland Pier, Inc.

Address: 1354 Geneva Avenue

Yuba City, California 95991

County Assessor's Parcel No. 16-051-37

Dear Ms. Ludlow :

The County of El Dorado has received notice of the above-referenced project in Lake Tahoe and has no objection to the pier repair/construction or to the issuance of the State Lands Commission's permit.

If you have any questions, you may reach me at (916)445-7134

Sincerely,

El Dorado County  
Building Division



JOHN S. WALKER  
Building Inspector III

66311

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SERIALS PAGE 3493

STATE OF CALIFORNIA—STATE LANDS COMMISSION

GEORGE DEUKMEJIAN, Governor

STATE LANDS COMMISSION  
1807 13TH STREET  
SACRAMENTO, CALIFORNIA 95814

PROPOSED NEGATIVE DECLARATION

EIR ND 486

File Ref.: PRC 1742

SCH#: 89072428

Project Title: WOODLAND PIER, INC. - PIER REPAIR

Project Proponent: Woodland Pier, Inc.

Project Location: In Lake Tahoe adjacent to Portion of Lot 10, Meeks Bay Vista North Tract, El Dorado County.

Project Description: Repair of an existing pier consisting of replacement of 7 piling, stringers, H-Beam, and decking.

Contact Person: TED T. FUKUSHIMA

Telephone: (916)322-7813

This document is prepared pursuant to the requirements of the California Environmental Quality Act (Section 21000 et seq., Public Resources Code), the State CEQA Guidelines (Section 15000 et seq., Title 14, California Code Regulations), and the State Lands Commission regulations (Section 2901 et seq., Title 2, California Code Regulations).

Based upon the attached Initial Study, it has been found that:

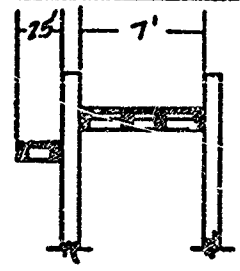
the project will not have a significant effect on the environment.

mitigation measures included in the project will avoid potentially significant effects.





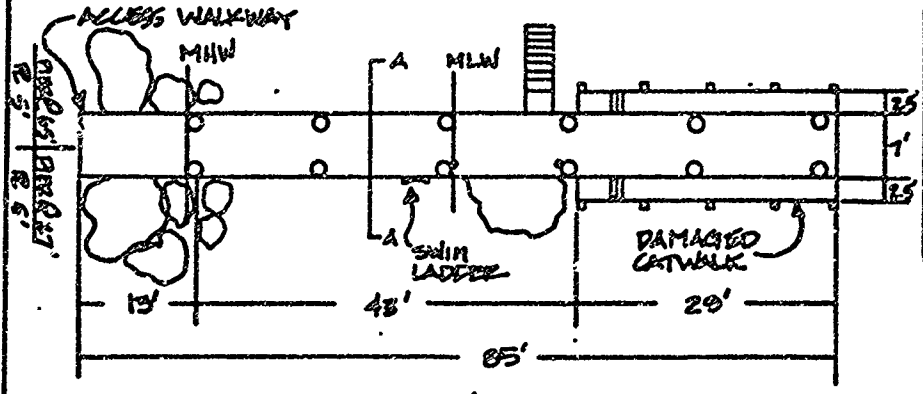
LOCATION MAP



2"x8" CEDAR DECKING  
 4"x10" ME STRINGERS  
 @ 24" O.C.  
 6"x6" STEEL I BEAM  
 CAP  
 10-3/4" STEEL PILING

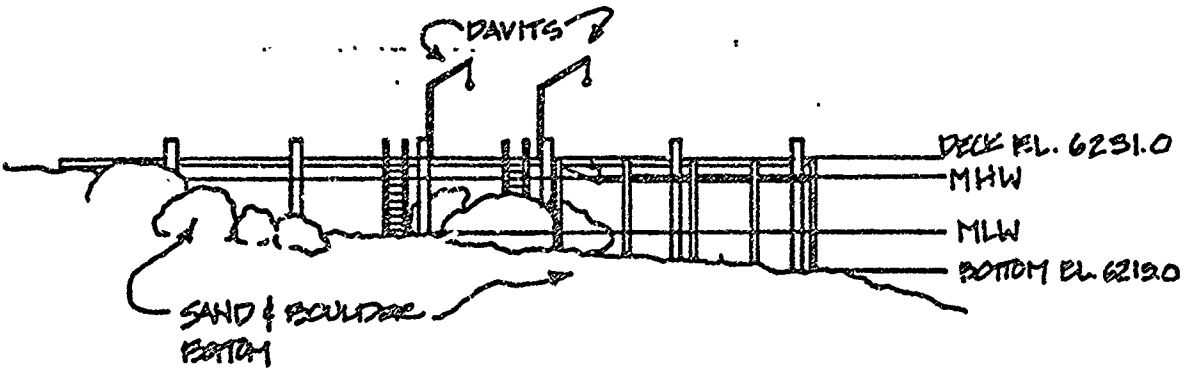
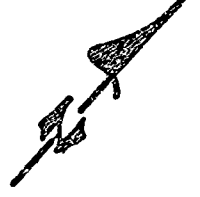
SECTION A-A  
 2/28/81 06

SHOREZONE TOLERANCE  
 DIST. 2



PLAN  
 2/28/81 06

TRPA PIER HEAD  
 LINE (TCS) 20'±  
 DECK EL. 6231.0  
 CATWALK EL. 6229.  
 BOTTOM EL. 6219.



ELEVATION  
 2/28/81 06

ADJOINING PROPERTIES

116-051-10 NORTH  
 116-051-26 SOUTH

PROPOSED PIER REPAIR

APN 16-051-37  
 El Dorado County  
 Meeks Bay, Lake Tahoe, CA

BRISCO ENTERPRISES

Post Office Box 7468  
 Tahoe City, California 95730  
 (916) 583-6882

APPLICATION BY:

Woodland Pier, Inc. 240  
 1354 Geneva Avenue  
 Yuba City, CA 95993 3485

PROJECT DESCRIPTION

The project involves the repair of an existing pier consisting of the replacement of seven (7) piling replaced with steel tube piling, H-Beam, stringers, and decking for that portion of the pier waterward of the low water line.

All work will be performed using floating equipment with pile driver on-board. There will be no disturbance above the low water (elevation 6223.0) line

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ANNEE PAGE	3106

**ENVIRONMENTAL IMPACT ASSESSMENT FORM – Part I**

(To be completed by applicant)

FOAM 69.3(11/82)

**A. GENERAL INFORMATION**

1. Name, address, and telephone number:

a. Applicant

Woodland Pier Inc.  
1354 Geneva Avenue  
Yuba City, CA 95991  
(415) 461-1000

b. Contact person if other than applicant:

Brisco Enterprises  
P.O. Box 7468  
Tahoe City, CA 95730  
916 583-6882

2. a. Project location: (Please reference to nearest town or community and include county)

Meeks Bay Avenue - El Dorado County  
\_\_\_\_\_  
\_\_\_\_\_

b. Assessor's parcel number: 16-051-37

3. Existing zoning of project site: \_\_\_\_\_

4. Existing land use of project site: Homeowners access to pier

5. Proposed use of site: (same)

6. Other permits required: TRPA; Lahontan, El Dorado County

**B. PROJECT DESCRIPTION**

1. For building construction projects, complete "ATTACHMENT A".

2. For non-building construction projects: Describe fully, the proposed activity, its purpose and intended use, e.g. for proposer mineral prospecting permits, include the number of test holes, size of holes, amount of material to be excavated, maximum surface area of disturbance, hole locations, depth of holes, etc. Attach plans or other drawings as necessary.

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**C. ENVIRONMENTAL SETTING**

1. Describe the project site as it exists before the project, including information on topography, soil stability, plants and animals and any cultural, historical, or scenic aspects. Describe any existing structures on the site, and the use of the structures.
2. Describe the surrounding properties, including information on plants and animals and any cultural, historical, or scenic aspects. Indicate the type of land use (residential, commercial, etc.), intensity of land use (one-family, apartment houses, shops, department stores, etc.), and scale of development (height, setbacks, rear yard, etc.).

**D. ENVIRONMENTAL IMPACT ASSESSMENT**

Answer the following questions by placing a check in the appropriate box. Discuss all items checked "yes" or "maybe". (Attach additional sheets as necessary)

Will the project involve:	YES	MAYBE	NO
1. a change in existing features of any bays, tidelands, beaches, lakes, or hills, or substantial alteration of ground contours? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
2. a change in scenic views or vistas from existing residential areas or public lands or roads? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
3. a change in pattern, scale, or character of the general area of project? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
4. a significant effect on plant or animal life? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
5. significant amounts of solid waste or litter? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
6. a change in dust, ash, smoke, fumes, or odors in the vicinity? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
7. a change in ocean, bay, lake, stream, or ground water quality or quantity, or alteration of existing drainage patterns? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
8. a change in existing noise or vibration levels in the vicinity? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
9. construction on filled land or on slope of 10 percent or more? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
10. use or disposal of potentially hazardous materials, such as toxic or radioactive substances, flammables, or explosives? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
11. a change in demand for municipal services (police, fire, water, sewage, etc.)? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
12. an increase in fossil fuel consumption (electricity, oil, natural gas, etc.)? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
13. a larger project or a series of projects? .....	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

**E. CERTIFICATION**

I hereby certify that the statements furnished above and in the attached exhibits present the data and information required for this initial evaluation to the best of my ability, and that the facts, statements, and information presented are true and correct to the best of my knowledge and belief.

Date: 2/28/84

Signed: Joe Bruns

ENVIRONMENTAL IMPACT ASSESSMENT CHECKLIST - PART II

Form 13.20 (7/82)

File Ref.: PRC 1742

I. BACKGROUND INFORMATION

A. Applicant: Woodland Pier, Inc.
1354 Geneva Avenue
Yuba City, CA 95991

B. Checklist Date: 7 / 26 / 89

C. Contact Person: TED T. FUKUSHIMA

Telephone: ( 916 ) 322-7813

D. Purpose: Repair existing pier.

E Location: In Lake Tahoe adjacent to Portion of Lot 10, Meeks Bay Vista North Tract, El Dorado County.

F. Description: Repair of an existing pier consisting of replacement of 7 piling, stringer, H-Beam, and decking.

G. Persons Contacted:

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

A. Earth. Will the proposal result in:

- 1. Unstable earth conditions or changes in geologic substructures?
2. Disruptions, displacements, compaction, or overcovering of the soil?
3. Change in topography or ground surface relief features?
4. The destruction, covering, or modification of any unique geologic or physical features?
5. Any increase in wind or water erosion of soils, either on or off the site?
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?
7. Exposure of all people or property to geologic hazards such as earthquakes, landslides, mudslides, ground failure, or similar hazards?

Yes Maybe

Grid of checkboxes for Yes/Maybe responses.

244

B. *Air*. Will the proposal result in:

Yes Maybe No

- 1. Substantial air emissions or deterioration of ambient air quality?
- 2. The creation of objectionable odors?
- 3. Alteration of air movement, moisture or temperature, or any change in climate, either locally or regionally?

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?
- 2. Changes in absorption rates, drainage patterns, or the rate and amount of surface water runoff?
- 3. Alterations to the course or flow of flood waters?
- 4. Change in the amount of surface water in any water body?
- 5. Discharge into surface waters, or in any alteration of surface water quality, including but not limited to temperature, dissolved oxygen or turbidity?
- 6. Alteration of the direction or rate of flow of ground waters?
- 7. Change in the quantity of ground waters, either through direct additions or withdrawals, or through interception of an aquifer by cuts or excavations?
- 8. Substantial reduction in the amount of water otherwise available for public water supplies?
- 9. Exposure of people or property to water-related hazards such as flooding or tidal waves?
- 10. Significant changes in the temperature, flow or chemical content of surface thermal springs?

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)?
- 2. Reduction of the numbers of any unique, rare or endangered species of plants?
- 3. Introduction of new species of plants into an area, or in a barrier to the normal replenishment of existing species?
- 4. Reduction in acreage of any agricultural crop?

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)?
- 2. Reduction of the numbers of any unique, rare or endangered species of animals?
- 3. Introduction of new species of animals into an area, or result in a barrier to the migration or movement of animals?
- 4. Deterioration to existing fish or wildlife habitat?

F. *Noise*. Will the proposal result in:

- 1. Increase in existing noise levels?
- 2. Exposure of people to severe noise levels?

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

- 1. The production of new light or glare?

H. *Land Use*. Will the proposal result in:

- 1. A substantial alteration of the present or planned land use of an area?

I. *Natural Resources*. Will the proposal result in:

- 1. Increase in the rate of use of any natural resources?
- 2. Substantial depletion of any nonrenewable resources?

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

Yes Maybe N

- 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)**

- C5 - There could be a slight rise in the turbidity level during the construction however, compliance with water quality control requirements should this impact to a minimum.
- F1 - There could be a rise in the ambient noise levels during construction however, this should be of relatively short term duration.

**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: 7 / 26 / 89

*Scott L. Johnson* 247  
 For the State Lands Commission  
 3502



**AGREEMENT REGARDING PROPOSED STREAM OR LAKE ALTERATION**

B-4  
7468

THIS AGREEMENT, entered into between the State of California, Department of Fish and Game, hereinafter called the Department, and JAN BRISCO, WOODLAND PIER INC. of TALON CITY, State of CALIF, hereinafter called the operator, is as follows:

WHEREAS, pursuant to Section 1601-1607 of California Fish and Game Code, the operator, on the 15<sup>th</sup> day of NOV, 1988, notified the Department that he intends to substantially divert or obstruct the natural flow of, or substantially change the bed, channel, or bank of, or use material from the streambed of, the following water: LAKE TAYLOR, in the County of EL DORADO, State of California, S. 29 T. 14 N. R. 17 E

WHEREAS, The Department (represented by WANDER HART has made an inspection of subject area on the 31<sup>st</sup> day of DEC, 1988 and) has determined that such operations may substantially adversely affect existing fish and wildlife resources including: CARP AND NON-GAME FISHES AND WILDLIFE BOATS

THEREFORE, the Department hereby proposes measures to protect fish and wildlife during the operator's work. The operator hereby agrees to accept the following recommendations as part of his work: Numbers 1, 3, 13, 15, 16, 19, 20, 21 AND 22 from the list of recommendations on the back of this page and the following special recommendations:

1. All work in or near the stream or lake shall be confined to the period BEGINNING w/ SIGNING

- NOTE - OF AGREEMENT UNTIL APRIL 15, 1989.
- NOTE # 1 - (SIGN REQUEST SIGN OF AGREEMENT -) DISTURBANCE OF LAKE MARGINS & BOTTOM SHALL BE KEPT TO MINIMUM NECESSARY FOR PROTECT CHANNEL STRUCTURE.
- # 13. PARTICULAR CARE SHALL BE EXERCISED TO PREVENT RESUSPENSION OF BOTTOM WHEN MOVING OLD PILING.
- # 21. F&G CODE SEC. 5650 APPLIES AND WILL BE ENFORCED.

If the operator's work changes from that stated in the notification specified above, this agreement is no longer valid and a new notification shall be submitted to the Department of Fish and Game. Failure to comply with the provisions of this agreement and with other pertinent Code Sections, including but not limited to Fish and Game Code Sections 5650, 5652 and 5948, may result in prosecution.

Nothing in this agreement authorizes the operator to trespass on any land or property, nor does it relieve the operator of responsibility for compliance with applicable federal, state, or local laws or ordinances. A summarized agreement does not necessarily constitute Department of Fish and Game endorsement of the proposed operation, or assure the Department's concurrence with permits required from other agencies.

This agreement becomes effective on SIGNING & RETURNING and terminates APRIL 15, 1989

Operator Jan Brisco  
Title Asst Woodland Pier  
Organization Brisco Enterprises  
Date 1-18/89

Wander Hart  
Department Representative  
Title EL DORADO DIV  
Department of Fish and Game, State of California  
Date DEC 31 1988

\* If inspection was not made, cross out words within parentheses.

248  
2500

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD—  
LAHONTAN REGION**

2092 LAKE TAHOE BOULEVARD

P.O. BOX 9428

SOUTH LAKE TAHOE, CALIFORNIA 95701-2428

(916) 544-3481



January 5, 1989

Woodland Pier, Inc.  
c/o Robert Hall  
342 Blackstone  
San Rafael, CA 94903

**CONDITIONAL WAIVER OF WASTE DISCHARGE REQUIREMENTS FOR THE PROPOSED PIER  
REPAIR ON LAKE TAHOE, MEEKS BAY, EL DORADO COUNTY APN 16-051-37**

Dear Mr. Hall:

We have received and reviewed your Report of Waste Discharge which describes your proposed project.

Based on the information submitted, it is not against the public interest to waive the adoption of Waste Discharge Requirements for this project, conditional upon the following:

- 1) Tahoe Regional Planning Agency's determination that the project is not subject to pier prohibitions specified in the Lake Tahoe Basin Water Quality Plan (208 Plan).
- 2) The disturbance of lake bed materials shall be kept to a minimum during construction. Best practicable control technology shall be used to keep suspended earthen materials out of Lake Tahoe.
- 3) No petroleum products, construction wastes, litter, or earthen materials shall enter any surface waters in the Lake Tahoe Basin. All construction waste products will be removed from the project site and dumped at a legal point of disposal. Any mechanical equipment operating within the lake will be cleaned and maintained prior to use.
- 4) The use of wood preservatives on wood in contact with the lake water is prohibited.
- 5) Regional Board staff shall be notified at least 48 hours prior to the start of the project.
- 6) Each pier owner is responsible for compliance with the waiver conditions and for ensuring that the project contractor is provided with a copy of these conditions.

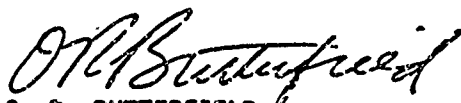
Woodland Pier, Inc.

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This waiver may be revoked and enforcement action taken upon the violation of any of the above conditions, creation of a water quality problem or variation from the plans submitted to this office. The expiration date of this waiver is October 15, 1989.

If you have any questions, please call Chris Stetler, Water Resource Control Engineer, or Ms. Ranny Eckstrom, Senior Water Resource Control Engineer, at this office.

Yours truly,



O. R. BUTTERFIELD  
EXECUTIVE OFFICER

cc: Tahoe Regional Planning Agency/ Jerry Wells  
California Department of Fish and Game/ Ken Nilsson  
El Dorado County Building Department  
State Lands Commission/ Judy Ludlow  
U. S. Army Corps of Engineers/ Robert Junell  
Brisco Enterprises/ Jan Brisco

sh

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# TAHOE REGIONAL PLANNING AGENCY

195 U.S. Highway 50  
Round Hill, Zephyr Cove, NV

P.O. Box 1038  
Zephyr Cove, Nevada 89448-1038

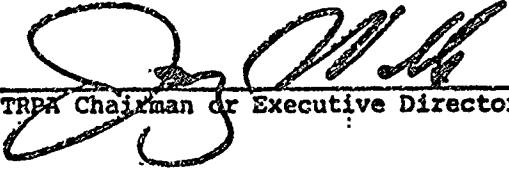
(702) 588-4547

## STATEMENT OF NO SIGNIFICANT EFFECT

PROJECT NAME Woodland Pier Repair APN 16-051-37  
PERMITTEE(S) Woodland Pier, Inc. c/o Robert Hall  
COUNTY/LOCATION El Dorado County, Meeks Bay Vista

Staff Analysis: In accordance with Article VI of the Tahoe Regional Planning Compact, as amended, and Section 6.3 of the TRPA Rules and Regulations of Practice and Procedure, the TRPA staff has reviewed the information submitted with the subject project. On the basis of this initial environmental evaluation, Agency staff has found that the subject project will not have a significant effect on the environment.

Determination: Based on the above-stated finding, the subject project is conditionally exempt from the requirement to prepare an Environmental Impact Statement. The conditions of this exemption are the conditions of permit approval.

  
\_\_\_\_\_  
TRPA Chairman or Executive Director

11-3-88  
\_\_\_\_\_  
Date

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