MINUTE MEM This Calendar Nem No. (\_\_\_\_] was approved as Minute item No. \_\_\_\_\_ by the State Lands Commission by a vote of \_\_\_\_\_ to\_\_\_\_\_ at its \_\_\_\_\_ app\_\_\_\_ meeting.

CALENDAR ITEM

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03/27/90 PRC 4494 J. Ludlow

APPROVAL OF A RECREATIONAL PIER PERMIT

APPLICANT: James Dobbas, Trustee P. O. Box 177 Newcastle, California 95658

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

LAND USE: Reconstruction of an existing pier.

TERMS OF PROPOSED PERMIT:

Initial period: Five years beginning March 27, 1990.

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.

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

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## CALENDAR ITEM NO.C. 1 7 (CONT'D)

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

Cal. Code Regs.: Title 2, Div. 3;
 Title 14, Div. 6.

'AB 884': 06/26/90.

OTHER PERTINENT INFORMATION:

 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 503, State Clearinghouse No. 90020059. 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. 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 Department of Fish and Game has determined that the shorezone at this location is unsuitable habitat for Tahoe Yellow Cress (Rorippa) due to the presence of boulders and rocks and has issued, pursuant to consultation under the California Endangered Species Act (CESA), a letter of "no jeopardy" for the proposed

-2-

CALENDAR PA	GE'	162
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#### CALENDAR ITEM NO. 0 1 9 (CONT'D)

- In order to determine the other potential 4. trust uses in the area of the proposed project, the staff contacted representatives of the following agenci's: Tahoe Regional Planning Agency, Department of Fish and Game, County of El Dorado, and the 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 Identified trust uses in this area area. would include swimming, boating, walking along the beach, and views of the lake.
- This property was physically inspected by staff for purposes of evaluating the impact of the proposed activity on the public trust.
- 6. The entire reconstruction of the pier will be done from a barge. The existing pilings will be pulled out of the lake bottom by crane and placed on the barge, or cut off at the level of lake bottom. The existing decking and stringers will be dismantled by hand and loaded onto the barge.

Hollow steel sleeve piles will be used as replacement for the existing piles. Caissons will be installed to surround the new piles while being driven. All construction wastes will be collected onto the barge and disposed of at the nearest dumpster or sanitary landfill site.

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.

-3-

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# CALENDAR ITEM NO. C 1 7 (CONT'D)

- If any structure hereby authorized is found 8. 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 this lease is automatically terminated, effective upon notice by the State, and the site shall be cleared pursuant to the terms thereof. the location, size, or number of any If structure hereby authorized is to be altered, pursuant to order of the Tahoe Regional Planning Agency, Lessee shall request the consent of State to make such
- All applicants at Lake Tahoe will be 9. notified that the public has a right to pass along the shoreline and the promittee must provide a réasonable means for public passage along the shorezone area occupied by the permitted structure.

APPROVALS OBTAINED:

Contraction of the second

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

CALENDAR PAGE

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FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers.

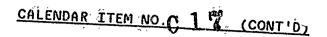
EXHIBITS:

- Land Description. A. 8.
- Location Map. C.
- Negative Declaration D.
- Ε.
- El Dorado County Letter of Approval Fish and Game Letter of No Jeopardy.

IT IS RECOMMENDED THAT THE COMMISSION:

CERTIFY THAT A NEGATIVE DECLARATION, EIR ND 503, STATE 1. CLEARINGHOUSE NO. 90020059, WAS PREPARED FOR THIS PROJECT PURSUANT TO THE PROVISIONS OF THE CEQA AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.

-4-

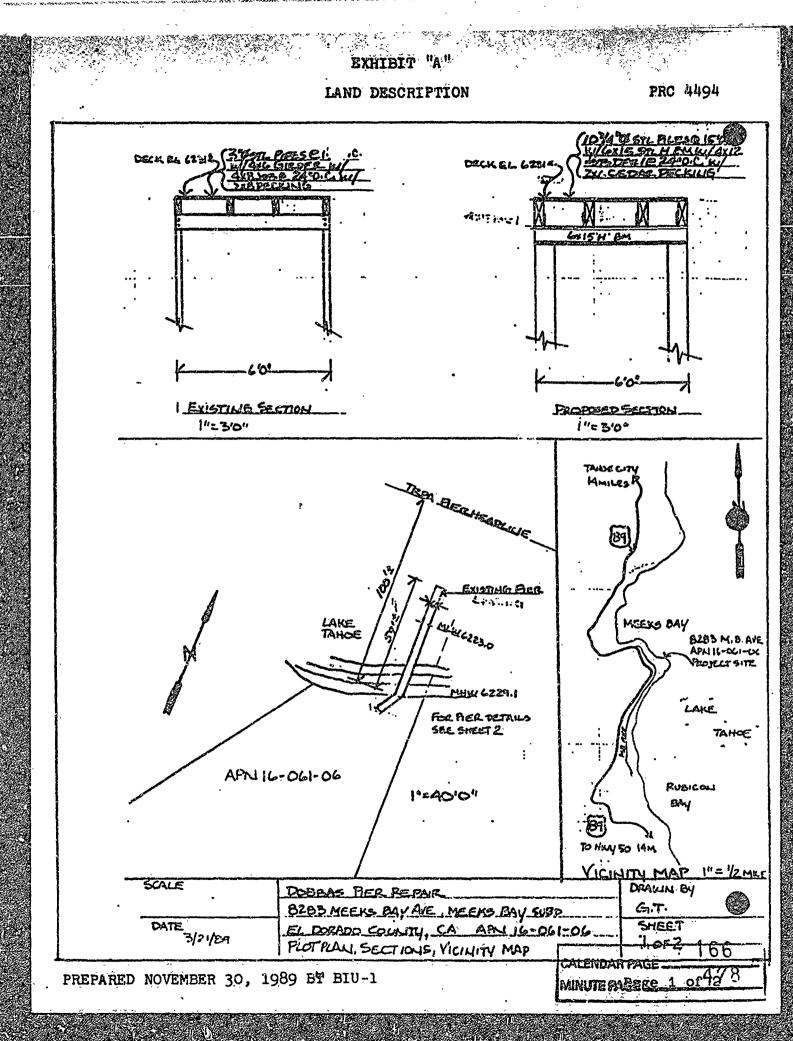


2. DETERMINE THAT THE PROJECT, AS APPROVED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.

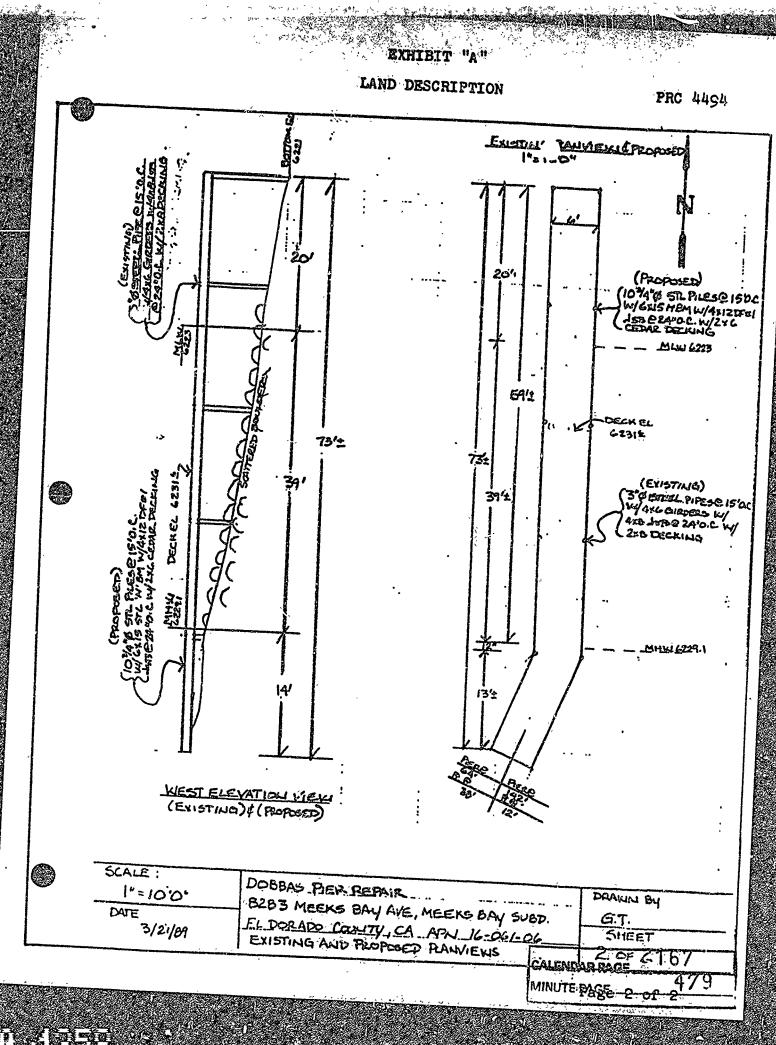
3. AUTHORIZE ISSUANCE TO JAMES DOBBAS, TRUSTEE, OF A FIVE-YEAR RECREATIONAL PIER PERMIT, BEGINNING MARCH 27, 1990, FOR THE RECONSTRUCTION, USE AND MAINTENANCE OF AN EXISTING PIER ON THE LAND DESCRIBE ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

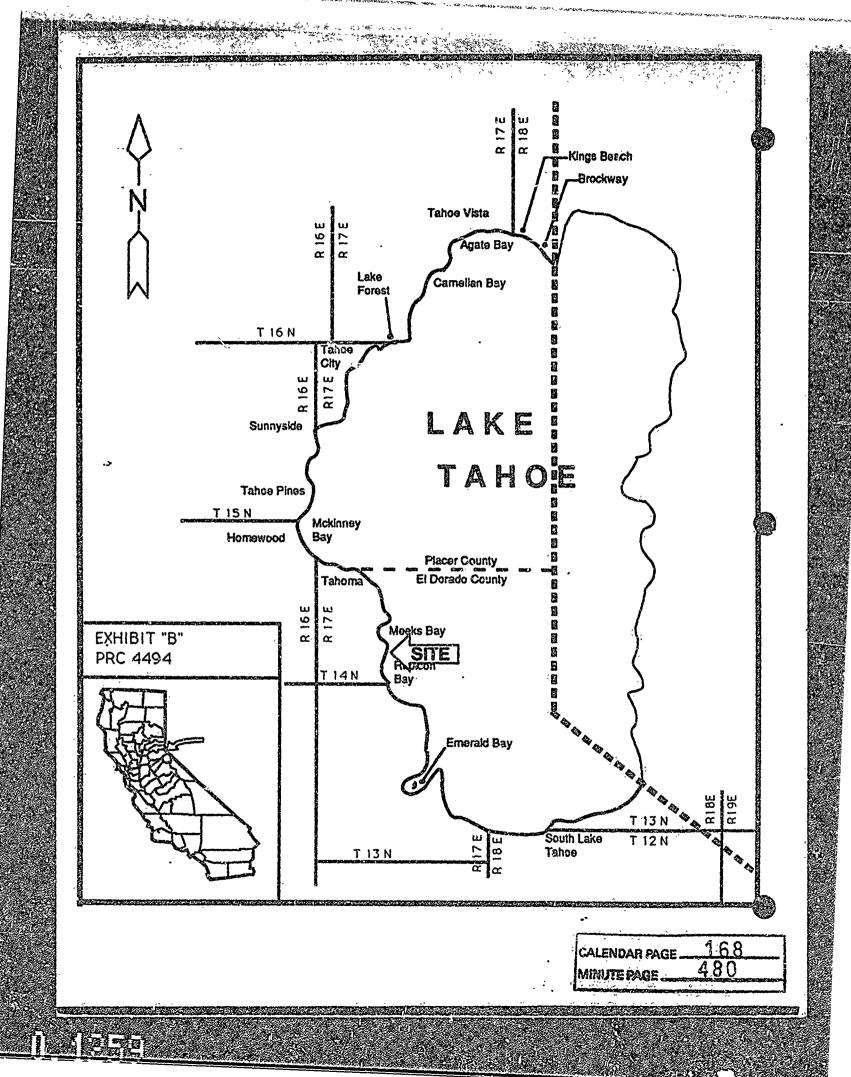


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	MINUTE PAGE 477
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STATE OF CALIFORNIA-STATE LANDS CL. MERICH STATE LANDS COMMISSION 1807 13TH STREET ACRAMENTO, CALIFORNIA 95014

GEORGE DEUKMEJIAN, Gommor

EXHIBIT "C"



### PROPOSED NEGATIVE DECLARATION

Dobbas Pier Reconstruction

Jim Dobbas

EIR ND 503

File Ref.: HP 4494

SCH#: 90020059

Project Title:

Project Proponent:

Project Location:

Lake Tahce, Meeks Bay, 5 miles south of Tahoma, El Dorado County.

Project Description:

Reconstruction of private recreational pier to existing

Contact Person: DAN COHEN

Telephone: (915) 324-8497

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 Regu-lations), 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:

/xx7 the project will not have a significant effect on the environment.

mitigation measures included in the project will avoid potentially

	CALENDAR PAGE	169
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Fo	rm 13.17 (3/	89)

STATE LANDS COMMISSION

ENVIRONMENTAL IMPACT ASSESSMENT CHECKLIST - PART II Form 13.20 (7/02)

#### I. BACKGROUND INFORMATION

	. Applicant:	Jim Dobbas	
		8283 Meeks Bay Avenue	
		Meeks Bay, El Dorado County	
в.	Checklist Date:	12 / 04 / 89	
	Contact Person:		
		916 ; 324-8497	
D.	. Purpose:		
E	Location:	Lake Tahoe, Meeks Bay, 5 miles south of Tahoma, El Dorado County	
F.	. Description:	Reconstruction (to existing dimensions) of private recreational	pier.
	All disma	ntling and reconstruction will be accomplished from a flat barge	which
	will be 3	ied to existing pilings or anchored offshore. Existing pilings w	ill be
	extractid	by a crane or severed at Lake bottom level; existing decking and	
	stringers	will be dismantled by hand. Proposed pier will be 73 feet long	by
	6 feet wi	de, supported by 0.75 inch steel piles spaced at 15 foot centers	•
	Pier walk	way will be 2 x 6 cedar decking.	
	, 		
G.	. Persons Con	tacted: CA Department of Fish and Game; TRPA	
		· · · ·	
	**************************************		
FN		i)&PACTS. (Explain all "ves" and "inavbe" antwork)	
		. iNPACTS. (Explain all "yes" and "inaybe" answers)	Yes Maybe No
	A. Earth. Will the	proposal result in:	Yes Maybe No
	A. <i>Earth</i> . Will the 1. Unstable ear	proposal result in: th conditions or changes in geologic substructures?	Yes Maybe No [_]. [_] [X] [V]     []
	<ul> <li>A. Earth. Will the</li> <li>1. Unstable ear</li> <li>2 Disruptions,</li> </ul>	proposal result in: th conditions or changes in geologic substructures?	Yes Maybe No [_]. [.] [X] [X] [.] [ ]
	<ul> <li>A. Earth. Will the</li> <li>1. Unstable ear</li> <li>2 Disruptions,</li> <li>3. Change in to</li> </ul>	proposal result in: th conditions or changes in geologic substructures?	Yes       Maybe       No         []
	<ul> <li>A. Earth. Will the</li> <li>1. Unstable ear</li> <li>2. Disruptions,</li> <li>3. Change in to</li> <li>4. The destruct</li> </ul>	proposal result in: th conditions or changes in geologic substructures?	Yes       Maybe       No         [].       [].       [X]         [X]       [].       [X]         [X]       [].       [X]         [].       [].       [X]
	<ul> <li>A. Earth. Will the</li> <li>1. Unstable ear</li> <li>2. Disruptions,</li> <li>3. Change in to</li> <li>4. The destruct</li> <li>5. Any increase</li> </ul>	proposal result in: th conditions or changes in geologic substructures?	Yes Maybe No     Yes Maybe No
	<ul> <li><i>Earth</i>. Will the</li> <li>1. Unstable ear</li> <li>2. Disruptions,</li> <li>3. Change in to</li> <li>4. The destruct</li> <li>5. Any increase</li> <li>6. Changes in to</li> </ul>	proposal result in: th conditions or changes in geologic substructures?	Yes       Maybe       No         [].       [].       [X]         [X]       [.].       [X]         [].       [].       [X]

File Ref .: WP 4494



8.

•B	tir. Will the proposal result in:	調影		Ma	y ha	No.
	1. Substantial air emmissions or detunoration of ambient air quality?	٤.	T	1.	· · · ·	j :
	? The creation of objectionable odors?		<b>-</b>  :	İ	4	[X ]
	3. Alteration of air movement, moisture or temperature, or any change in climate, either locally or regionally?		ï	Ì		X
Č.	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?	1	!	i	:	<b>X</b> :
	2 Changes in absorption rates, drainage patterns, or the rate and amount of surface water runolf?		1	1	ı	[X ]
	3. Alterations to the course or flow of flood waters?	. !	1	į	1	X
	4. Change in the amount of surface water in any water body?	i	1	I	1	X
	5. Discharge into surface waters, or in any alteration of surface water quality, including but not limited to temperature, dissolved c xygen or turbidity?	-j;	K	-1	ļ	1 1
	6. Alteration of the direct on or rate of flow of ground waters?	-1		ł	ļ	X.,
	7. Change in the quantity of ground waters, either through direct additions or withdrawals, or through inter- ception of an aquifer by cuts or excavations?	[	I	I		X
	8. Substantial reduction in the amount of water otherwise available for public water supplies?	ļ	·	:	•	iX '
	9. Exposure of people or property to water-related hazards such as flooding or tidal waves?		- <b>9</b> 1	4	1	X :
	10 Significant changes in the temperature, flow or chemical content of surface thermal springs?				1	IX i
Ð	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)?	i	1	!	I	ix.
	2. Reduction of the numbers of any unique, rare or endangered species of plants?			Į	ļ	<b>X</b> '
	3. Introduction of new species of plants into an area, or in a barrier to the normal replenishment of existing species?	•	1	I	•	. <b>X</b> .
Ŵ	4. Reduction in acreage of any agricultural crop?	1	i	1	I	ix
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)?		i	[)	<b>(</b> 4	. !
	2. Reduction of the numbers of any unique, rare or endangered species of animals?	1	i	l	ł	, Х
	3. Introduction of new spicies of animals into an area, or result in a barrier to the migration or movement of animals?		.1	1	I	ł X
	4. Deterioration to existing fish or wildlife habitas?	- 1	1	1	X	
F	Nuise. Will the proposal result in:					
	1. Increase in existing noise levels?		X]	i	ł	۰ ·
	2. Exposure of people to severe noise levels?	. [		J.	ŀ	¦X i
G	Light and Gkire. Will the proposal result in:			-		
	1. The production of new light or glare?	1		ł	1	įΧ,
Н.	Land Use. Will the proposal result in:					
	1. A substantial alteration of the present or planned land use of an area?	.	.1	l	1	<b>,X</b> ∶
1	Natural Resources. Will the proposal result in:					
	i. Increase in the rate of use of any natural resources?	.		ļ	•	,Χ
	2. Substantial depletion of any nonrenewable resources?					

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CALENDAR	PAGE	
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î. ال	Risk of Pper. Does the propose result in:			
	A risk of an explosion or the release of hazardous substances (including, but not limited to, oil, pristicides, chemicals, or radiation) in the event of an accident or upset conditions?	Ves A	Nayba ["]	1 No [X]
	2. Possible interference with emergency response plan or an emergency evacuation plan?			
К.	Population. Will the proposal result in:			
	1 The alteration, distribution, density, or growth rate of the human population of the area?		11	Ι <b>Χ</b>
L.	Housing. Will the proposal result in:	<b>L</b> J		6.1
	1. Affecting existing housing, or create a demand for additional housing?	<b>۲</b>	[-]	íx i
М.	Transportation/Circulation. Will the proposal result in:	1	<b>L</b> . 1	1
	1 Generation of substantial additional vehicular movement?	٢٦	ſ I	[X]
	2. Affecting existing parking facilities, or create a demand for new parking?			[X <sup>-</sup> ]
	3. Substantial impact upon existing transportation systems?	$\Pi$		<b>X</b>
	4. Alterations to present patterns of circulation or movement of people and/or goods?		·	<b>R</b> .1
	5. Alterations to waterborne, rail, or air traffic?	17	·	IX
	6. Increase in traffic hazerds to motor vehicles, bicyclists, or pedestrians?			X ]
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?	$\Box$		x i
	2. Police protection?		Ľ	X I
	3. Schools?			X
	4. Parks and other recreational facilities?			57
	5. Maintenance of public facilities, including roads?			
	6. Other governmental services?			X I
Ō,	Averge. Will the proposal result in:			
	1 Use of substantial amounts of fuel or energy?	111		ly i
	2 Substantial increase in demand upon existing sources of energy, or require the development of new sources? .			lx i
Ρ.	timinies. Will the proposal result in a need for new systems, or substantial alterations to the following utilities:	Land i		47.1
٠	1. Power or natural gas?	111		lx I
	2. Communication systems?		-	íx i
-	3. Water?		- 1	4) 4
	4. Sewer or septic tanks?,			x I
	5. Storm water drainage?		 "]	& I
	6. Solid waste and disposal?		·· <b>·</b>	ς. Γ
С.	Human Health. Will the proposal result in:	L.J 1		n, 1
	1, Creation of any health hazard or potential health hazard (excluding mental health)?	17 4	F	y i
	2. Exposure of people to potential health heards?			K i Ç
R.	Arsthetics. Will the proposal result in:	السبا ا		n
_	7 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?		Ć	9
S.	Recreation. Will the proposal result in:			· A
	1 An impact upon the quality or quantity of existing recreational opportunities?	117	2	X
	Minute Page	40	4	
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	1. Will the prop	ğsal reşult in the altera	tion of or the desires	rtion of a problem.			Yes Maybe No
8 6	395- WHI HIC DIO	DOSEL RALLIE IN Drivere	a almustant	* **		ological site?	Elix.
	3. Does the prop values?	oosal have the potenti	al to cause a physica	I change which wou			i deve de la deservation de la construcción de la c
		sal restrict existing rel					
υ.	Mandatory Findi	ngs of Significance.	and of sectod (390)	witting the bolenties	impact area?	•••••	
	<ol> <li>Does the proje wildlife specie</li> <li>plant or ani animal or elim</li> </ol>	ect have the potential t s, cause a fish or wildli mal community, redu wate important examp	ice the number or r	estrict the range of ods of California his	ing levels, threaten a rare or endange	to eliminate red plant or	½;
	2: LIDES THE DIAL	of base the mean state	A				1 I I I IA]
2000		ct have impacts which					[]  [] [X]
	<b>4. COSS IDE DIOM</b>	CT DING ADDIED	alles and and				
12				• • • • • • • • • • • • • • • • • • •	verse effects on hu	man beirigs,	
III. DISC	CUSSION OF ENI	/IRONMENTAL EVA	LUATION (See Ca)	ments Attached)		•••••	
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	SEE ATT	ACHMENT			à		
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					ı		
-n.						•	
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,							
IV. PREL	MINARY DETER	MINATION					
XX	basis of this init	evaluation:					
.) De	bicbaied.	project COULD NOT	have a significant of	fect on the environi	ment, and a NEGA	TIVE DECLA	RATION will
	ind that although the orac bacause CLARATION	the proposed pidjeti ( 12 - mitigal Sh myses 23 prepared:	iould have a signification on an	nt effect on the env	ironment, there w	ill nót be a signi	ficant effect
. : 1 %	ind the proposed					una project. A	NEGATIVE
<b>O</b> "''	equied.		ignificant effect on (	the environment, an	nd an ENVIRONM	EÑTAL IMPAC	T REPORT
Date:	·01 / 23 /	90		(V)	- Jon	•	
	/ ~~ /	<b>3</b> U		(Ludele	-, 9	DAN COHEN	
				Eor the State 1	ands Commission	Cont. Militarian Investigation	173
			4		14	NDAR PAGE. ITE PAGE und	405
			ALL PROPERTY.		Trania C	TAGE CID	

File Ref.: WP 4494

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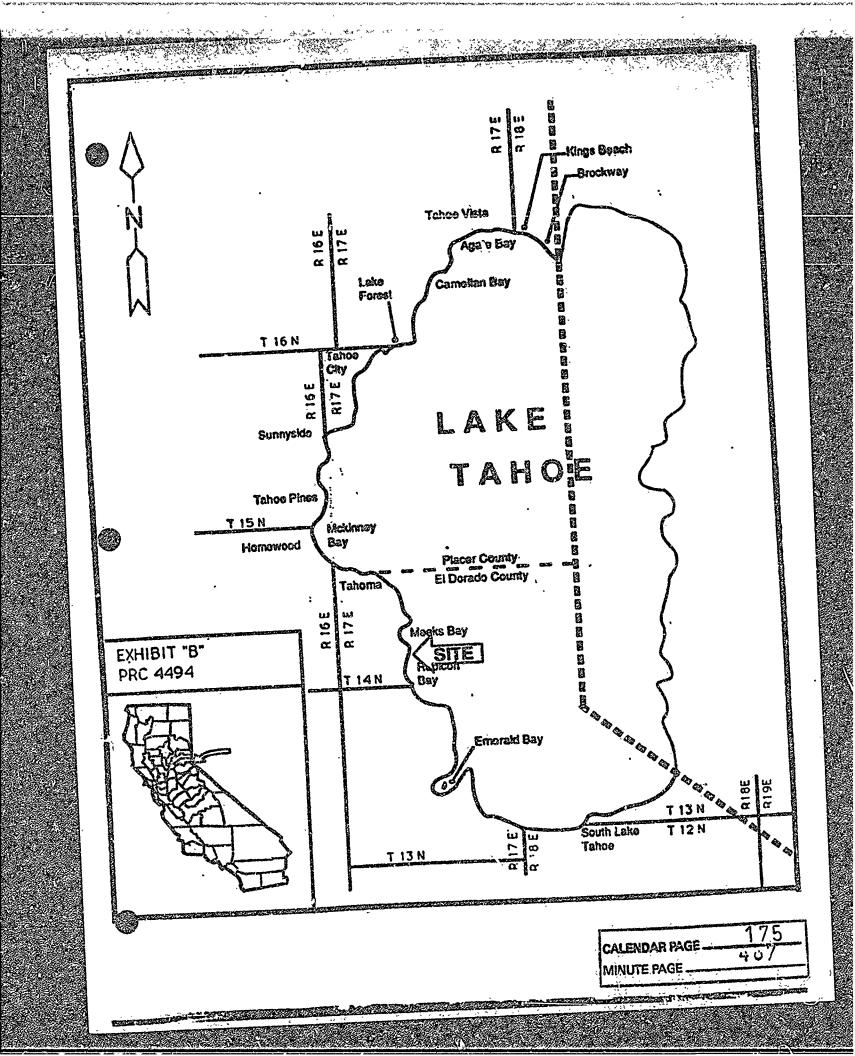
III. Discussion of Environmental Svaluation

- A.2 Driving of steel pilings will result in localize bil compaction which is expected to have no significant impact.
- B.1 Equipment used in reconstruction activities (barge and crane) will be operated for a short-term and will comply with all applicable air emission control standards. Air emissions are not expected to be significant.
- C.5 A turbidity screen will be installed during construction to prevent turbidity associated with driving pilings. The screen will remain in place until turbidity has settled to an insignificant level.
- D.2 The proposed project will not affect the Tahoe Yellow Cress (Rorippa subumbellata), a State-listed endangered species. A letter from the Director of the Department of Fish and Game (DFG) (dated November 17, 1989, and on file at the offices of State Lands Commission) indicates that the project area is not suitable habitat for this species. Further, no yellow cress were found at this site during a field survey.
- E.1, 4

TRPA has issued a permit for this activity and DFG has entered into a Streambed Alteration Agreement with the applicant. The project is not expected to have an adverse effect on fish habitat.

F.1 Ambient noise levels will increase during construction. Such impacts are expected to be short-termed and minimal.

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EXHIBIT "D"

IL DOBAD'S CO. COMMUNITY DEVELOPHISMY CEPT.

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Date November 29, 1989

File Ref; PRC 4494.9

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

Estable

Subject:

Building Permit for Pier (Pier Reconstruction)

Name: Jim Dobbas

Address: P.O. Box 177

Newcastle, California 95658

1 County Assessor's Parcel No. 16-061-06

Dear Ms. Ludlow: Address: 8283 Meeks Bay Avenue

The County of El Dorado has received notice 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) 573-3145 Sincerely.

El Dorado County Building Division

JOHN S. WALKER Building Inspector III

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MINUTE PAGE	408
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State of California

The Recources Agency

EXHIBIT "E"

#### Memorandum

NAMES AND A DESCRIPTION OF 
Date :

March 12, 1990

Ms. Judy Ludlow Division of Research and Planning State Lands Commission 1807 13th Street Sacramento, CA 95814

From : Department of Fish and Game

Subject :

Pier Reconstruction - Dobbas Pier at Lake Tahoe, El Dorado County, APN 16-061-05

The California Department of Fish and Game (DFG) has received a request for consultation pursuant to the California Endangered Species Act from the State Lands Commission (SLC) to determine whether the proposed Dobbas Pier reconstruction project at Lake Tahoe would jeopardize the Tahoe yellow cress (Rorippa subumbellata). Tahoe yellow cress is a State-listed endangered species that is only found on sandy beach habitats around the shoreline of Lake Tahoe. Pier construction and maintenance activities could seriously impact existing plant populations and habitat for this species.

The subject parcel, the Dobbas property, has an existing dock in need of replacement. The shoreline in the project area is rock strewn above the minimum lake level of 6,223 feet. Due to the presence of boulders and rocks, the habitat appears unsuitable for yellow cress. The DFG has, therefore, determined that this reconstruction and extension of the Dobbas property pier as proposed is not likely to jeopardize the continued existence of the Tahce yellow cress or impact its habitat. This determination is consistent with our position as outlined in a memorandum to Ms. Claire Dedrick, Executive Officer, on August 21, 1989 (attached).

The applicant should be advised that a Fish and Game Code Section 1603, Streambed Alteration Agreement with the DFG will be required prior to implementation of the proposed project.

If you have any further questions, please contact either Mr. David Showers, Associate Wildlife Biologist, Department of Fish and Game, 1416 Ninth Street, Sacramento, CA 95814, telephone (916) 322-5655, or Mr. Jerry Mensch, Environmental Services Supervisor, Region 2, 1701 Nimbus Road, Rancho Cordova, CA 95670, telephone (916) 355-7030.

Pete Bontadelli

Director

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Attachment