

MINUTE ITEM

This Calendar item No. C04
was approved as Minute Item
No. 04 by the State Lands
Commission by a vote of 3
to 0 at its 6-30-92
meeting.

A 7

S 1

CALENDAR ITEM

C 0 4

06/30/92
PRC 4141
J. Ludlow

APPROVE A RECREATIONAL PIER PERMIT

APPLICANT:

Ivan A. May and Sara A. May
3679 Nordstrom Lane
LaFayette, California 94549

AREA, TYPE LAND AND LOCATION:

A parcel of submerged land located in Lake Tahoe near
Sunnyside, Placer County.

LAND USE:

Continued use and maintenance of an existing authorized pier
and the retention of two previously unauthorized mooring
buoys.

TERMS OF PROPOSED LEASE:

Initial period:
Five (5) years beginning June 30, 1992.

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 littoral landowner of upland, defined in
Section 6503.5 of the P.R.C.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fee, processing costs, and environmental fee have
been received.

CALENDAR PAGE	<u>23</u>
MINUTE PAGE	<u>1540</u>

CALENDAR ITEM NO C 0 4 (CONT'D)

STATUTORY AND OTHER REFERENCES:

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

AB 88²:

07/21/92

OTHER PERTINENT INFORMATION:

1. Regarding the buoys, 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 567, State Clearinghouse No. 92042056. 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. Regarding the pier, pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that the continued use of the previously authorized existing recreational pier is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities, 2 Cal. Code Regs. 2905(a)(2).

Authority: P.R.C. 21084, 14 Cal. Code Regs. 15300, and 2 Cal. Code Regs. 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 process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

CALENDAR ITEM NO. C 0 4 (CONT'D)

4. Pursuant to comment from the Department of Fish and Game, the buoys and anchoring chains will be annually detached from the anchors from Labor Day through Memorial Day to allow unrestricted angling.
5. This permit would be issued subject to the Applicant providing evidence to the State Lands Commission of authorization for the buoys by the Tahoe Regional Planning Agency by June 30, 1994.
6. The permit includes special language in which the permittee 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.
7. This property was physically inspected by staff for purposes of evaluating the impact of the proposed activity on the public trust.
8. The issuance of this permit supersedes any prior authorization by the State Lands Commission at this location.
9. The Applicant has been notified that the public has a right to pass along the shoreline and the permittee must provide a reasonable means for public passage along the shorezone area occupied by the permitted structure.
10. If any structure hereby 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 this permit is automatically terminated, effective upon notice by the State, and the site shall be cleared pursuant to the terms thereof. If the location, size, or number of any structure hereby authorized is to be altered, pursuant to order of the Tahoe Regional Planning Agency, permittee shall request the consent of the State to make such alteration.

CALENDAR ITEM NO. C 0 4 (CONT'D)

APPROVALS OBTAINED:
Placer County.

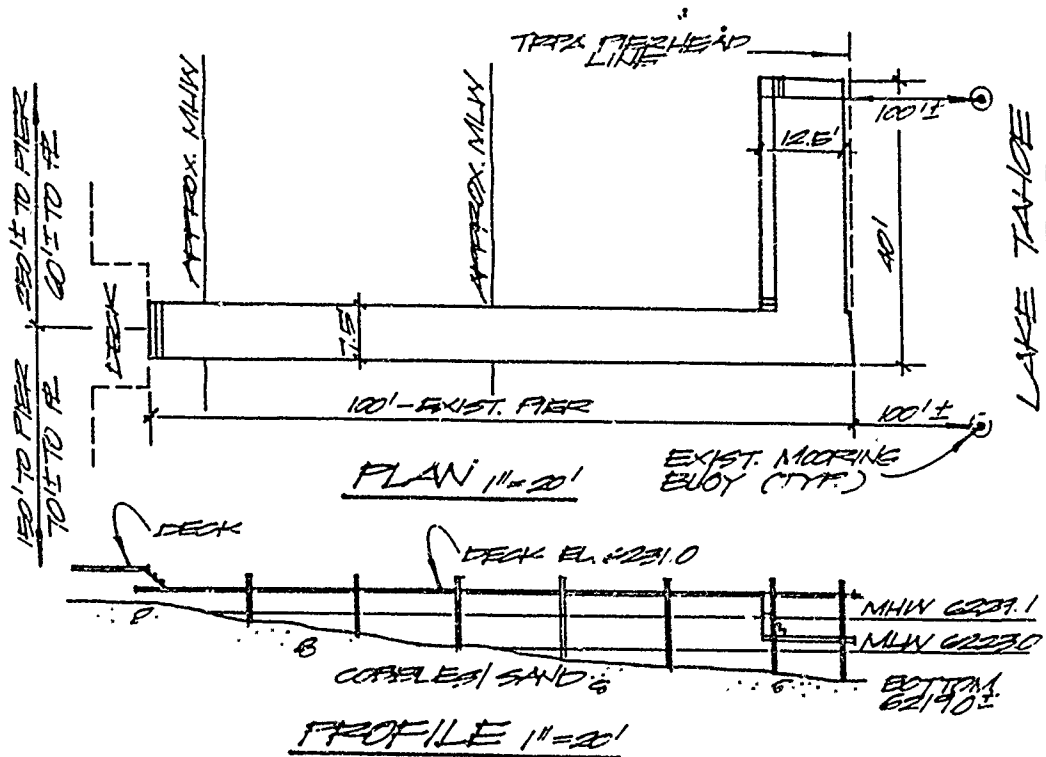
FURTHER APPROVALS REQUIRED:
Tahoe Regional Planning Agency.

EXHIBITS:

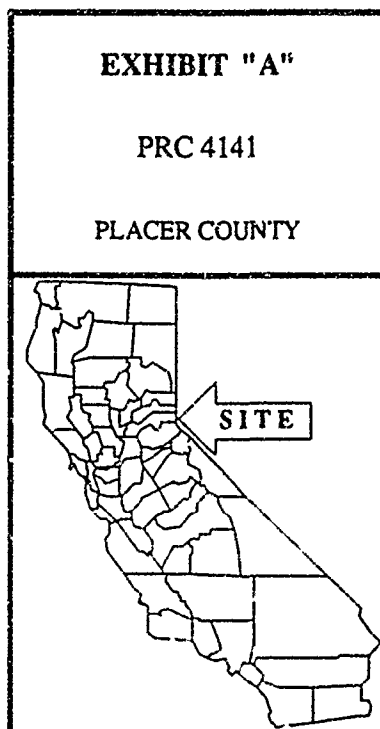
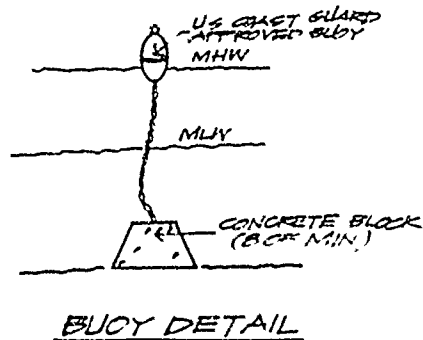
- A. Site Map
- B. Location Map
- C. Placer County Letter of Approval
- D. Negative Declaration

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
2. AS TO THE RETENTION OF TWO MOORING BUOYS, CERTIFY THAT A NEGATIVE DECLARATION, EIR ND 567, STATE CLEARINGHOUSE NO. 92042056, WAS PREPARED FOR THIS PROJECT PURSUANT TO THE PROVISIONS OF THE CEQA AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
3. ADOPT THE NEGATIVE DECLARATION AND DETERMINE THAT THE PROJECT, AS APPROVED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. FIND THAT THE EXISTING RECREATIONAL PIER IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES, 2 CAL. CODE REGS. 2905(a)(2).
5. AUTHORIZE ISSUANCE TO IVAN A. MAY AND SARA A. MAY OF A FIVE-YEAR RECREATIONAL PIER PERMIT, BEGINNING JUNE 30, 1992, FOR THE RETENTION OF TWO PREVIOUSLY UNAUTHORIZED MOORING BUOYS AND THE CONTINUED USE AND MAINTENANCE OF AN EXISTING PIER ON THE LAND DESCRIBED ON EXHIBIT "A", ATTACHED, AND BY REFERENCE MADE A PART HEREOF.
6. FIND THAT THE ISSUANCE OF THIS PERMIT SUPERSEDES ANY PRIOR AUTHORIZATION BY THE STATE LANDS COMMISSION AT THIS LOCATION.



NOTE:
THIS MAP IS FOR PERMITTING
THE EXISTING MOORING BUOYS
ONLY.



No Scale

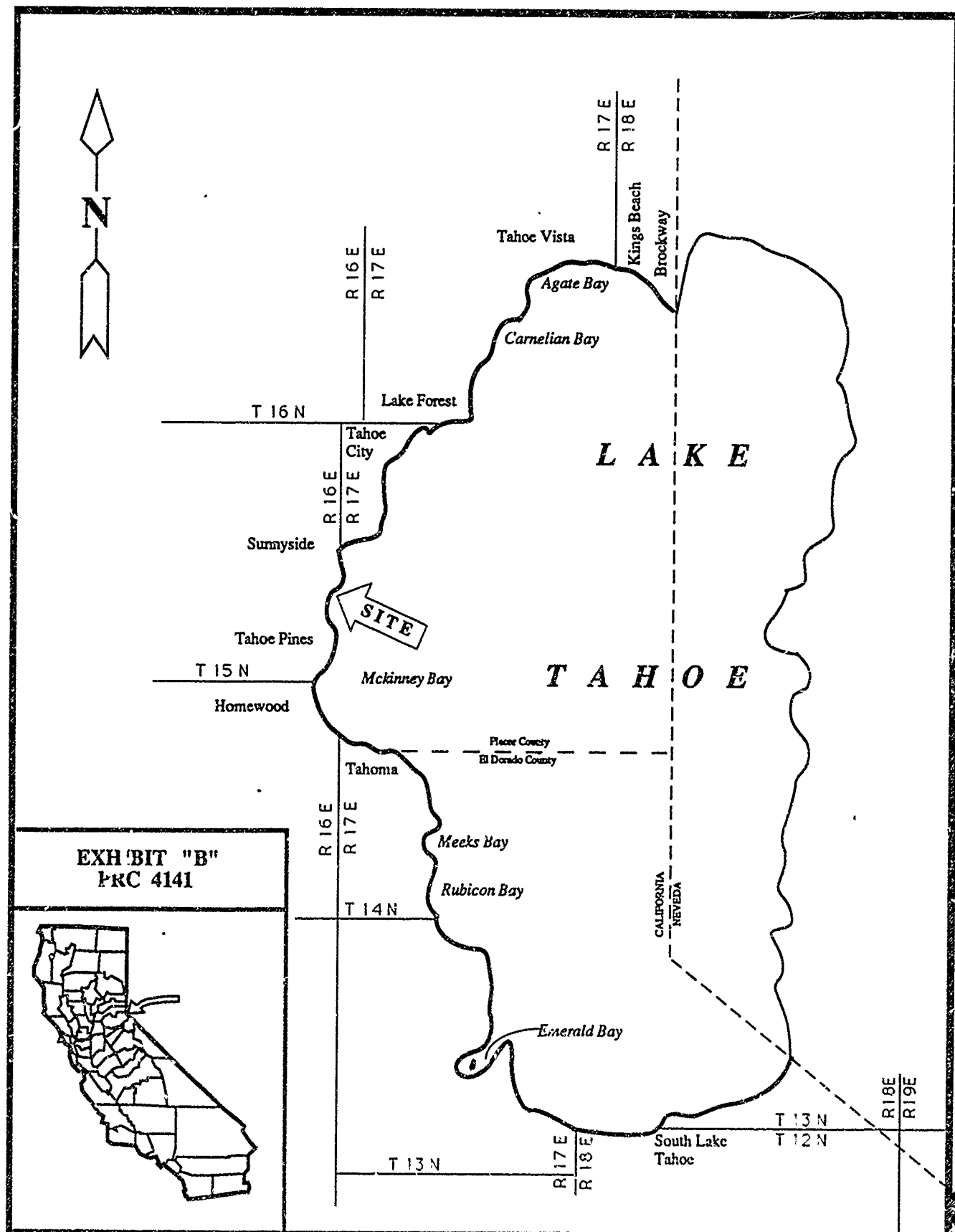


EXHIBIT "C"
May 15, 1991

File Ref.: PRC 4141.9

Ms. Amy Garibay
California State Lands Commission
1807 13th Street
Sacramento, California 95814

Subject: Approval for Three Existing Mooring Buoys

Name: MAY, Ivan and Sara

Address: 3679 Nordstrom Lane, Lafayette, Ca 94549

Placer County Assessor's Parcel No: 083-162-26

Site Address: 1460 West Lake Blvd.

Property Description: Fractional Lot 22, Miramar Heights Tract

Dear Ms. Garibay:

The County of Placer has received notice of the above-referenced project in Lake Tahoe and has no objection to the buoy or to the issuance of the State Lands Commission's permit.

If you have any questions, you may reach me at (916) 889-7584.

Sincerely,

Thomas Morgan
For
JAN CHRISTIAN
Associate Civil Engineer
Placer County

CALENDAR PAGE	29
MINUTE PAGE	1046

STATE LANDS COMMISSION

LEO T. McCARTHY, Lieutenant Governor
GRAY DAVIS, Controller
THOMAS W. HAYES, Director of Finance

EXECUTIVE OFFICE
1807 - 13th Street
Sacramento, CA 95811

CHARLES WARREN
Executive Office:

April 15, 1992
File: PRC 4141
ND 567

NOTICE OF PUBLIC REVIEW OF A PROPOSED NEGATIVE DECLARATION
(SECTION 15073 CCR)

A Negative Declaration has been 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) for a project currently being processed by the staff of the State Lands Commission.

The document is attached for your review. Comments should be addressed to the State Lands Commission office shown above with attention to the undersigned. All comments must be received by May 16, 1992.

Should you have any questions or need additional information, please call the undersigned at (916) 322-7826.

Doug Miller (4)

DOUG MILLER
Division of Environmental
Planning and Management

Attachment

STATE LANDS COMMISSION

LEO T. McCARTHY, *Lieutenant Governor*
GRAY DAVIS, *Controller*
THOMAS W. HAYES, *Director of Finance*

EXECUTIVE OFFICE
1807 - 13th Street
Sacramento, CA 95814

CHARLES WARREN
Executive Officer

PROPOSED NEGATIVE DECLARATION

File: PRC 4141

ND 567

SCH No. 92042056

Project Title: May Buoys

Proponents: Ivan May

Project Location: Lake Tahoe, Tahoe City, 1460 W. Lake Blvd., APN 83-162-26,
Placer County.

Project Description: Retain two recreational mooring buoys anchored on the bed of
Lake Tahoe.

Contact Person: Doug Miller Telephone: 916/322-7826

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:

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

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

ENVIRONMENTAL IMPACT ASSESSMENT CHECKLIST - PART II

Form 13.20 (7/82)

File Ref.: PRC 4141.9

I. BACKGROUND INFORMATION

- A. Applicant: Ivan May
C/O Vail Engineering Corp
P.O. Box 879
Tahoe City, CA 95730
- B. Checklist Date: 08/ 16/ 91
- C. Contact Person: Doug Miller
 Telephone: (916) 322-7826
- D. Purpose: Retain two existing mooring buoys for recreational purposes.
- E. Location: Lake Tahoe, Tahoe City, 1460 W. Lake Blvd., APN: 83-162-26.
- F. Description: Two mooring buoys placed 100' from the end of the existing pier, with a 50' spacing between each buoy. The northerly buoy is located approximately 40' from the northerly property line, and the southerly buoy is located approximately 100' from the southerly property line.
- G. Persons Contacted: Kevin Agan, Vail Engineering

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"/> |

 CALENDAR PAGE
 MINUTE PAGE

- B. *Air*. Will the proposal result in:
- | | Yes | Maybe | No |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. Substantial air emissions or deterioration of ambient air quality? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. The creation of objectionable odors? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Alteration of air movement, moisture or temperature, or any change in climate, either locally or regionally? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- 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? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Changes in absorption rates, drainage patterns, or the rate and amount of surface water runoff? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Alterations to the course or flow of flood waters? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. Change in the amount of surface water in any water body? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 5. Discharge into surface waters, or in any alteration of surface water quality, including but not limited to temperature, dissolved oxygen or turbidity? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 6. Alteration of the direction or rate of flow of ground waters? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 7. Change in the quantity of ground waters, either through direct additions or withdrawals, or through interception of an aquifer by cuts or excavations? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 8. Substantial reduction in the amount of water otherwise available for public water supplies? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 9. Exposure of people or property to water-related hazards such as flooding or tidal waves? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 10. Significant changes in the temperature, flow or chemical content of surface thermal springs? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- 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)? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Reduction of the numbers of any unique, rare or endangered species of plants? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Introduction of new species of plants into an area, or in a barrier to the normal replenishment of existing species? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. Reduction in acreage of any agricultural crop? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- 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)? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Reduction of the numbers of any unique, rare or endangered species of animals? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Introduction of new species of animals into an area, or result in a barrier to the migration or movement of animals? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. Deterioration to existing fish or wildlife habitat? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- F. *Noise*. Will the proposal result in:
- | | | | |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. Increase in existing noise levels? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Exposure of people to severe noise levels? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- G. *Light and Glare*. Will the proposal result in:
- | | | | |
|--|--------------------------|--------------------------|-------------------------------------|
| 1. The production of new light or glare? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|-------------------------------------|
- H. *Land Use*. Will the proposal result in:
- | | | | |
|--|--------------------------|--------------------------|-------------------------------------|
| 1. A substantial alteration of the present or planned land use of an area? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|-------------------------------------|
- I. *Natural Resources*. Will the proposal result in:
- | | | | |
|--|--------------------------|--------------------------|-------------------------------------|
| 1. Increase in the rate of use of any natural resources? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Substantial depletion of any nonrenewable resources? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

- 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? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2 Possible interference with emergency response plan or an emergency evacuation plan? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- K. *Population.* Will the proposal result in:
- | | | | |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. The alteration, distribution, density, or growth rate of the human population of the area? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|---|--------------------------|--------------------------|-------------------------------------|
- L. *Housing.* Will the proposal result in:
- | | | | |
|--|--------------------------|--------------------------|-------------------------------------|
| 1 Affecting existing housing, or create a demand for additional housing? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|-------------------------------------|
- M. *Transportation/Circulation.* Will the proposal result in:
- | | | | |
|---|--------------------------|--------------------------|-------------------------------------|
| 1 Generation of substantial additional vehicular movement? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2 Affecting existing parking facilities, or create a demand for new parking? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Substantial impact upon existing transportation systems? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. Alterations to present patterns of circulation or movement of people and/or goods? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 5. Alterations to waterborne, rail, or air traffic? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 6. Increase in traffic hazards to motor vehicles, bicyclists, or pedestrians? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- 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? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Police protection? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Schools? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. Parks and other recreational facilities? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 5. Maintenance of public facilities, including roads? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 6 Other governmental services? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- O. *Energy.* Will the proposal result in:
- | | | | |
|---|--------------------------|--------------------------|-------------------------------------|
| 1. Use of substantial amounts of fuel or energy? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Substantial increase in demand upon existing sources of energy, or require the development of new sources? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- P. *Utilities.* Will the proposal result in a need for new systems, or substantial alterations to the following utilities.
- | | | | |
|--|--------------------------|--------------------------|-------------------------------------|
| 1. Power or natural gas? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Communication systems? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 3. Water? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 4. Sewer or septic tanks? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 5. Storm water drainage? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 6. Solid waste and disposal? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- Q. *Human Health.* Will the proposal result in:
- | | | | |
|---|--------------------------|--------------------------|-------------------------------------|
| 1 Creation of any health hazard or potential health hazard (excluding mental health)? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 2. Exposure of people to potential health hazards? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
- R. *Aesthetic.* 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? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|---|--------------------------|--------------------------|-------------------------------------|
- S. *Recreation.* Will the proposal result in:
- | | | | |
|--|--------------------------|--------------------------|-------------------------------------|
| 1 An impact upon the quality or quantity of existing recreational opportunities? | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
|--|--------------------------|--------------------------|-------------------------------------|

CALENDAR PAGE	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
NOTE PAGE	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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)*

See attached discussion.

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: 4 / 14 / 92

Doug Miller
For the State Lands Commission
Doug Miller
DATE PAGE 35 1352

PROJECT DESCRIPTION

PROJECT NARRATIVE

This project proposes authorization to amend PRC 4141.9 to retain the use of two existing buoys which have been in use prior to 1976. PRC 4141.9 currently authorizes use of an existing private recreational pier. The property is described as 1460 Lake Blvd., Tahoe City, CA, Lot 3 in Section 18, T15N, R17E, M.D.B.&M., Lake Tahoe, Placer County, A.P.N. 83-162-26. The property and project site are located near Sunnyside, Lake Tahoe, California.

A private authorized recreational pier extends 100 feet from the applicant's residence on the upland property into the lake where the two existing unauthorized mooring buoys are located. The two unauthorized mooring buoys are placed about 100 feet toward the lake from the end of the pier (see Exhibit "A"). The buoys are located about 50 feet apart. The northerly buoy is about 40 feet from the northerly property line, and the southerly buoy is about 100 feet from the southerly property line. A concrete anchor is attached to the bottom of a one inch chain while it's upper end is affixed to the floating mooring buoy.

DESCRIPTION OF ENVIRONMENTAL SETTING

The project site is submerged, but the lake bottom inclines landward to a low sloping beach which terminates at the upland slope. The slope is actually the beginning of the upland. The beach is comprised of pebbles, small stones, and coarse sand. The upland vegetation is primarily a pine-fir coniferous forest with manzanita and grass in the openings.

The pier extends from the deck of the residence to the lake. There is a sandy beach zone existing between the residence on the upland slope down to the water where the sand gives way to stones and cobble. The beach is not used for recreation.

The upland vegetation consists of a pine forest with conifers extending down to the shore. A two storied residential is located at the lake edge of the upland lot. Small clumps of annual grasses and weeds have become temporarily established near upper area of the shore because of the continuous low water created by the drought. The lake bottom at the project site consists of cobbles and sand.

DISCUSSION OF ENVIRONMENTAL EVALUATION ASSESSMENT
IVAN MAY RECREATIONAL MOORING BUOY

PRC 4141.9

A. Earth

1. No. The project involves authorizing two existing mooring buoys placed lakeward of the applicant's pier. The buoys are anchored by concrete blocks resting on the lakebed, and will not create any geological instabilities.
2. No. The existing buoys are anchored to concrete blocks approximately two feet in diameter resting on the lake bed. Each anchor covers approximately three square feet of lake bottom substrate. The existing buoy anchors will not create any new overcovering or impacts to lake bottom or upland soils.
3. No. The existing buoys will not create any changes in subsurface relief. The mooring buoy anchors rest on the sand cobble lake bottom substrate. This does not change the lake bed subsurface relief and is considered a non-significant impact.
4. No. The geology in the project area consists of glacial and alluvial deposits. The lake bed at the site is essentially flat, comprised of sand and cobbles, and lacks unique features. The existing buoy anchors resting on the lake bed substrate will not affect any unique features.
5. No. The existing buoy anchors resting on the sand and cobble lake bottom will not cause any erosion or significant disturbance to the lake bed bottom profiles.
6. No. The existing buoy anchors resting on the sand and cobble lake bed substrate will not cause any erosion or significant disturbance to lake bottom profiles.
7. No. The existing buoy anchors sitting on the lake bottom will not expose people to geological hazards such as seismic instabilities or ground failures. No impacts are anticipated.

B. Air

1. No. The authorization of these two existing buoys will not affect the air quality.
2. No. The authorization of these two existing buoys will not create objectionable odors.

- .. 3. No. The authorization of these two existing buoys will not create any major changes in air movements, temperature, or climate, nor create any abnormal weather conditions.

C. Water

1. No. The existing buoy anchors are of a static nature and will not create any new changes in water currents or movements.
2. No. The existing buoys will not affect absorption rates, drainage patterns, etc.
3. No. The existing buoys will not create any new effects upon flood waters.
4. No. The existing buoys will not affect the surface water volume of Lake Tahoe.
5. No. The existing buoys will not change the water quality.
6. No. The geology of the project area is composed of glacial and alluvial deposits. The existing buoy anchors rest on the lake bottom and will not affect ground water flows.
7. No. There will not be any changes to ground water quantity caused by the existing buoys.
8. No. The existing buoys will have no effect on public water supplies. This project has nothing to do with water supplies.
9. No. The existing buoys will not expose people or property to water-related hazards such as tidal waves or induce flooding.
10. No. There are no thermal springs in the vicinity; therefore, the buoys will not affect any thermal springs.

D. Plant Life

1. No. The buoy anchors have more exposed surface area for sessile aquatic plants to colonize than the lake bottom surface it occupies. The impact to aquatic sessile plants will be beneficial. There will be no impact to the upland plants.
2. No. There are no rare or endangered species reported on

the upland property, the shore, nor in the area of the existing buoys.

3. No. The existing buoys will not introduce new species to the area nor bar existing species from becoming established.
4. No. The existing buoys will not reduce the acreage of agricultural crops. There are no agriculture or aquaculture activities in this area; therefore, there will be no impact.

E. Animal Life

1. No. The existing buoys will not create any new effect on aquatic animal life because of their existence. The buoys are located in the prime fish spawning habitat identified on the TRPA map. The buoy will not impact the spawning season. The Department of fish and Game has requested that all buoys and anchor chains be removed from the lake between Labor Day and Memorial Day in order to provide for inshore angling. The importance of this regulation at Lake Tahoe is emphasized by the paucity of these shallow water/buoy-free fishing opportunities. It is possible that the three square feet of surface area occupied by the buoy anchor could exclude certain aquatic animals from the use of that area, but this is a minimal impact considering the size of the lake bed.
2. No. There have not been any rare or endangered aquatic animals reported within the project or upland area.
3. No. The existing buoys will not introduce any new species to the area nor create a new barrier to aquatic animals.
4. No. The existing buoys will not change the existing habitat.

F. Noise

1. No. The existing buoys will not increase existing noise levels.
2. No. The existing buoys will not affect noise levels, nor subject people to severe noise levels.

G. Light and Glare

1. No. The existing mooring buoys have no light and will not result in creating new light or glare.

H. Land Use

1. No. The existing buoys will not alter the present or planned use of the area. The existing buoys service a private residence and not the general public. There are existing buoys and piers for adjacent properties. From the centerline of Ivan May's pier, there is a pier and mooring buoys about 250 feet to the north, and there is a pier and mooring buoys about 150 feet to the south. Ivan May's existing pier and two mooring buoys will not substantially alter the land use in the area.

I. Natural Resources

1. No. The continued seasonal recreational use of these two existing private mooring buoy's at the Mays's property will not create any new effects upon the use rate of any natural resource.
2. No. The May family's seasonal use of their private recreational pier and two existing buoys will not create any changes which could deplete any nonrenewable resource.

J. Risk of Upset

1. No. The proposed project involves authorization of two existing mooring buoys. The risk of an explosion is unlikely, but could occur if there was a collision of recreational vessels and their fuel ignited.
2. No. The seasonal use of the May family's existing private recreational pier and two existing buoys will not create any new interface with any emergency response or evacuation plan.

K. Population

1. No. The seasonal use of the May family's existing recreational pier and two buoys will not alter the population in the lake basin.

L. Housing

1. No. Neither the existing private recreational pier nor the two existing buoys will create a demand for additional housing.

M. Transportation/Circulation

1. No. This is a private residence and the authorization of the two existing buoys will not create any additional use by the Prunetree residents or the general public. There are no facilities being added to attract more people. The use of this private residence will not be changed by this project nor will there be any substantial increase in land vehicle or boat movement created by this project.
2. No. See #1 above.
3. No. See #1 above.
4. No. See #1 above.
5. No. See #1 above.
6. No. See #1 above.

N. Public Services

1. No. This is a private residence and the authorization of the two existing buoys will not create any additional use or increase of use by the general public. This project will not create any new demands on government agencies and services such as fire, police protection, parks and recreation, road maintenance, etc.
2. No. See #1 above.
3. No. See #1 above.
4. No. See #1 above.
5. No. See #1 above.
6. No. See #1 above.

O. Energy

1. No. The authorization of these two existing buoys will not have any affect on substantial increases or demands for fuel or energy consumption in the Lake Tahoe Basin.
2. No. See #1 above.

P. Utilities

1. No. The authorization of these two existing buoys will not create any new demands which would significantly affect the current uses of power, communications, water, septic tanks, storm water drainage, or solid waste disposal.

- 2.. No. See #1 above.
3. No. See #1 above.
4. No. See #1 above.
5. No. See #1 above.
6. No. See #1 above.

Q. Human Health

1. No. Authorization of these two existing buoys will not create any new health hazards to humans.
2. No. Authorization of these two existing buoys will not expose people to any new potential health hazards.

R. Aesthetics

1. No. The May's authorized recreational pier and the two existing buoys will not be a distraction from the aesthetics of this residential recreational area consisting of homes, piers, buoys and boats.

S. Recreation

1. No. The authorization of these two existing private mooring buoys will have no effect on public recreation in the area.

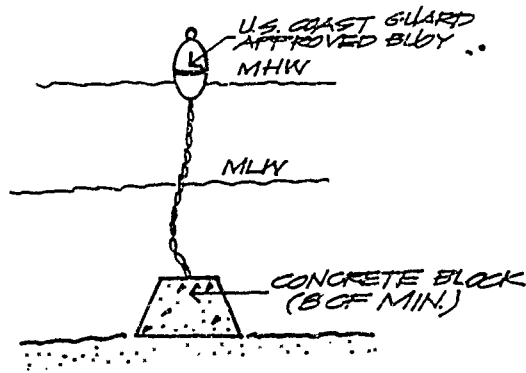
T. Cultural Resources

1. No. Authorization of these two existing private mooring buoys will not change anything physically. There are no known or identified cultural, ethnic, religious, or sacred uses pertinent to this project location; therefore, no impacts have been identified.
2. No. See No.# 1 above.
3. No. See No.# 1 above.
4. No. See No.# 1 above.

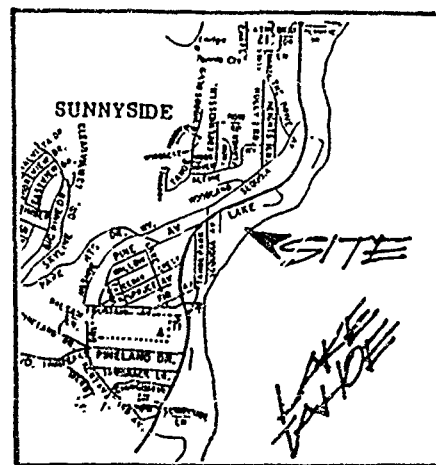
U. Mandatory Findings of Significance

1. No. Authorization of the two existing mooring buoys will not create any new significant environmental or cultural effects.

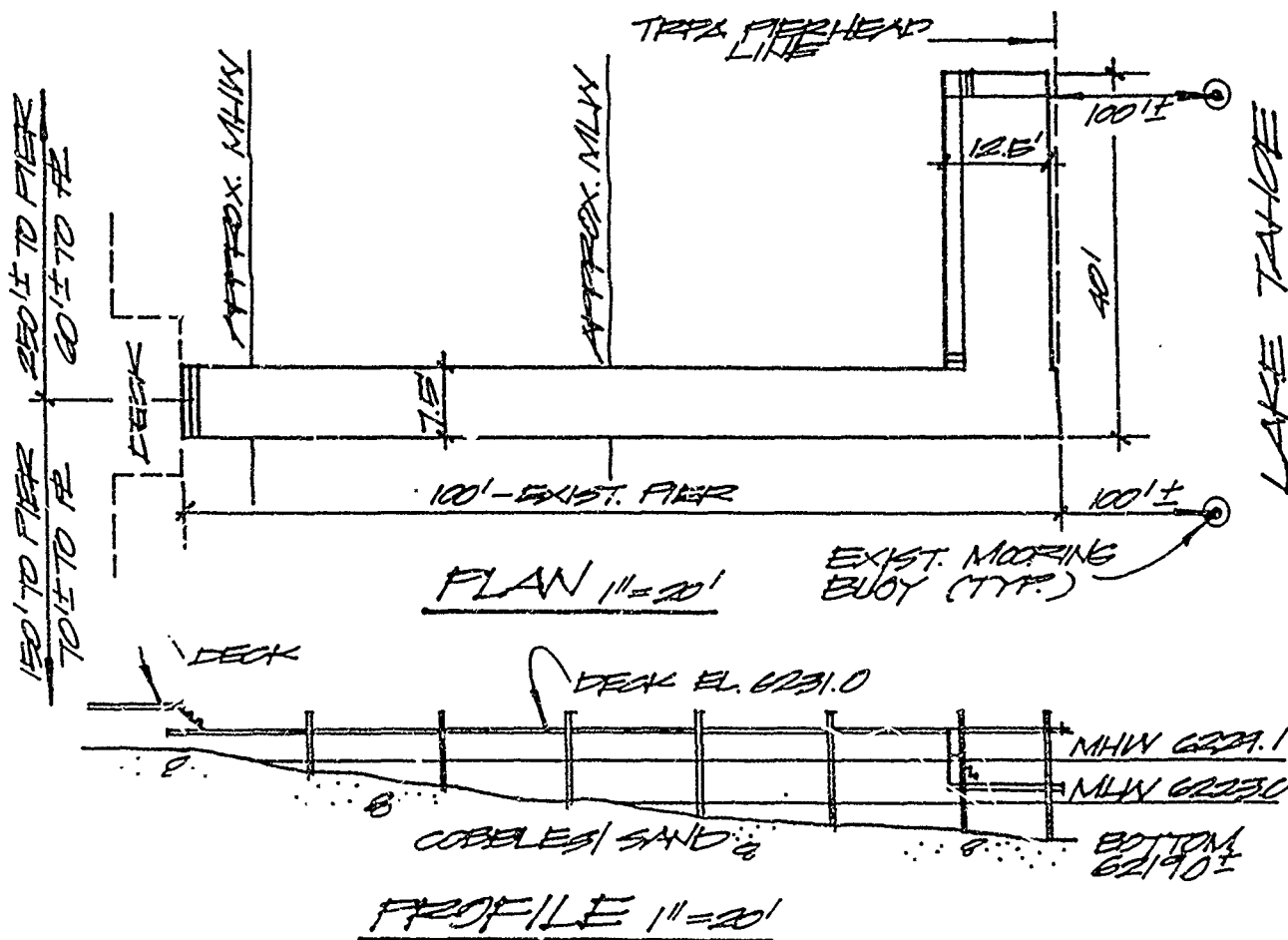
2. No. Authorization of the two existing mooring buoys will not create any new long term significant changes.
3. No. Authorization of the two existing mooring buoys will add to the cumulative impact of the number of buoys; however, since the buoy is existing, this will not constitute a new significant cumulative environmental impact.
4. No. Authorization of the private two existing mooring buoys will not create any new environmental effects which could create a significant adverse effect on human beings.



BUOY DETAIL



LOCATION MAP



NOTE
THIS MAP IS FOR PERMITTING
THE EX. STING MOORING BUOYS
ONLY.

EXISTING BUOYS
MAY PROPERTY
1400 W. LAKE BLVD.
TAHOE CITY, AREA
PLACER COUNTY, CA
APN: 83-162-26
DECEMBER 1990

ADJOINING PROPERTIES
NORTH 83-162-28 SOUTH 83-162-24

REVISED
1/92

VAIL ENGINEERING & SURVEYING CORPORATION
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