

TAHOE REGIONAL PLANNING AGENCY

128 Market Street
Stateline, Nevada
www.trpa.org

P.O. Box 5310
Stateline, Nevada 89449

(775) 588-4547
Fax (775) 588-4527
Email: trpa@trpa.org

June 18, 2004

Jay Kniep
P.O. Box 624501
South Lake Tahoe, CA 96154

**SHOREZONE TEMPORARY USE/STRUCTURE PERMIT, LAKESDIE PARK ASSOCIATION,
4041 LAKESHORE BOULEVARD, EL DORADO COUNTY, CALIFORNIA, ASSESSOR'S
PARCEL NUMBER (APN) 029-030-02, TRPA FILE NUMBER 20040132**

Dear Mr. Kniep:

Enclosed please find a Tahoe Regional Planning Agency (TRPA) permit and attachments for the project referenced above. **TRPA will acknowledge the permit only after all standard and special conditions of approval have been satisfied.** Failure to satisfy these conditions of approval will cause unnecessary time delays. TRPA acknowledgement is required prior to application to other reviewing agencies and commencement of construction.

Please schedule an appointment with me to finalize your project. **Due to time demands, TRPA cannot accept drop-in or unannounced arrivals to finalize plans.** I am usually available for telephone calls and appointments on Mondays, Wednesdays, and Fridays.

Please note that combined security and mitigation fee payments can be accepted. Acceptable ways to post a security are listed in the enclosed handout entitled "Attachment J."

Thank you very much for your patience in this matter. Please feel free to call me if you have any questions regarding this letter or your permit in general.

Sincerely,



Elizabeth Harrison
Associate Planner
Project Review Division

Enclosures

c: Lakeside Park Association
4077 Pine Road
South Lake Tahoe, CA 96150

AGENDA ITEM NO. 8.A.

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PERMIT

PROJECT DESCRIPTION: Shorezone Temporary Use/Structure Permit

APN 029-030-02

PERMITTEE(S): Lakeside Park Association

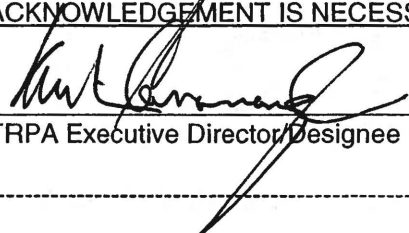
FILE # 20040132

COUNTY/LOCATION: El Dorado/4041 Lakeshore Boulevard

Having made the findings required by Agency ordinances and rules, TRPA approved the project on June 18, 2004, subject to the standard conditions of approval attached hereto (Attachment Q) and the special conditions found in this permit.

This permit shall expire on December 18, 2004 without further notice unless the construction has commenced prior to this date and diligently pursued thereafter. Commencement of construction consists of pouring concrete for a foundation and does not include grading, installation of utilities or landscaping. Diligent pursuit is defined as completion of the project within the approved construction schedule. The expiration date shall not be extended unless the project is determined by TRPA to be the subject of legal action which delayed or rendered impossible the diligent pursuit of the permit.

CONSTRUCTION OR GRADING SHALL COMMENCE UNTIL ALL PRE-CONSTRUCTION CONDITIONS OF APPROVAL ARE SATISFIED AS EVIDENCED BY TRPA'S ACKNOWLEDGEMENT OF THIS PERMIT. IN ADDITION, NO CONSTRUCTION OR GRADING SHALL COMMENCE UNTIL TRPA RECEIVES A COPY OF THIS PERMIT UPON WHICH THE PERMITTEE(S) HAS ACKNOWLEDGED RECEIPT OF THE PERMIT AND ACCEPTANCE OF THE CONTENTS OF THE PERMIT AND A TRPA PREGRADING INSPECTION HAS BEEN CONDUCTED. TRPA'S ACKNOWLEDGEMENT IS NECESSARY TO OBTAIN A CITY BUILDING PERMIT.



TRPA Executive Director/Designee

6.18.04

Date

PERMITTEE'S ACCEPTANCE: I have read the permit and the conditions of approval and understand and accept them. I also understand that I am responsible for compliance with all the conditions of the permit and am responsible for my agents' and employees' compliance with the permit conditions. I also understand that if the property is sold, I remain liable for the permit conditions until or unless the new owner acknowledges the transfer of the permit and notifies TRPA in writing of such acceptance. I also understand that certain mitigation fees associated with this permit are non-refundable once paid to TRPA. I understand that it is my sole responsibility to obtain any and all required approvals from any other state, local or federal agencies that may have jurisdiction over this project whether or not they are listed in this permit.

Signature of Permittee(s) _____ Date _____

/eh

PERMIT CONTINUED ON NEXT PAGE

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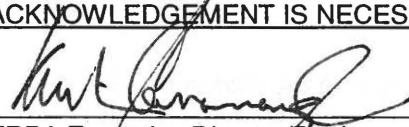
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Signature of Permittee(s) for LPA Alexander Baker Date 29 Sep 04

/eh

PERMIT CONTINUED ON NEXT PAGE

APN 029-030-02
FILE NO. 20040132

Security Posted (1): Amount \$10,000

Posted 11/29/04 Type CD

Receipt No. 7629 (paper)

Security Administrative Fee (2):

Amount \$ 73.00 Paid CK

Receipt No. 7630 (paper)

Security Posted (3): Amount \$25,000

Posted N/A Type _____

Receipt No. _____

Security Administrative Fee (4):

Amount \$ N/A Paid _____

Receipt No. _____

See Special
Permit
Condition
3.C

Notes:

- (1) See Special Condition 3. B, below.
- (2) \$141 if a cash security is posted, or \$73 if a non-cash security is posted.
- (3) See Special Condition 3. C, below.
- (4) \$141 if a cash security is posted, or \$73 if a non-cash security is posted.

Required plans determined to be in conformance with approval: Date: 11/29/04

TRPA ACKNOWLEDGEMENT: The permittee has complied with all pre-construction conditions of approval as of this date and is eligible for a county building permit:

Brenda Hunt
TRPA Executive Director/Designee

11/29/04
Date

SPECIAL CONDITIONS

1. This permit specifically authorizes the temporary reconfiguration of the slips in the Lakeside Marina only. The current configuration includes 92 slips and the proposed reconfiguration includes 63 slips. This permit does not authorize ~~the proposed four foot floating dock inside the northern breakwall, the eight foot wide dock on top of the breakwall,~~ the relocation of the fuel dock or dredging. The temporary permit is valid for six (6) months however, TRPA may approve one, six-month extension, if appropriate (to begin at the start of the 2005 boating season). Land coverage, buoys, sufficiency of upland facilities, legality of structures including the marina and the breakwater, number of slips and capacity has not been verified or authorized as part of this permit. In addition, special use findings and multiple-use findings for the marina have not been made. The permittees will be prohibited from commencing construction activities during times when weekly weather reports predict weather which is not conducive to construction activities in the shorezone and which will reduce the effectiveness of the temporary Best Management Practices. The potential loss in PAOTS (People At One Time) will be addressed in the application required as Special Condition 3.C. below.

2. The standard conditions approval listed in Attachment S shall apply to this permit.
3. Prior to permit acknowledgement, the following conditions of approval must be satisfied.

A. The site plan shall be revised to include:

- ✓(1) The removal of all notes referring to any construction activities other than the dock reconfiguration. Except - 40' Temporary floating loading dock for TRPA permitted Waterborne Transit Operation
- ✓(2) The installation of a turbidity curtain across the mouth of the harbor prior to construction to prevent earthen materials to be resuspended as a result of piling

See stamped
plans dated
11/29/04

BH
11/29/04

11/29/04
[Deleted]
BH See
Special
Condition
3.A(1)

11/29/04

BH

removal and installation from being transported to adjacent lake waters. This screen may be removed upon project completion only upon satisfactory inspection by TRPA to insure that all suspended materials have settled. If work is completed in phases, turbidity curtains will be required to be installed to completely enclose the area of work during construction and until suspended materials have settled. In addition, an inspection from the TRPA Environmental Compliance division will be required prior to the commencement of each construction phase. The TRPA Environmental Compliance inspector may require modifications of the installation or location of the turbidity curtains at the time of each pregrade inspection.

- ✓ (3) The designation of a staging area for all construction materials and debris. Staging areas are not permitted within the backshore.

~~The slip design must be modified to meet the design and construction standards found in 54.7.B(1) which requires that floating docks and platforms not exceed an area of 100 square feet or have any dimensions along any side which exceed 15 feet. These standards have not been waived because multiple-use findings have not been made for this development.~~

The submittal of a project security in accordance with Section 8.8B of the TRPA Code of Ordinances required under Standard Condition A.3 of Attachment S shall be \$10,000.00. Please see Attachment J, Security Procedures for appropriate methods to post a security and for the calculation of the Security Administrative fee.

The submittal of a security in accordance with Section 8.8B of the TRPA Code of Ordinances in the amount of \$25,000.00 to ensure the submittal of a project application to make the improvements on the subject property permanent or to resolve any outstanding violations (if applicable). This application must be submitted by December 31, 2004. Please see Attachment J, Security Procedures for appropriate methods to post a security and for the calculation of the Security Administrative fee.

4. The use of wood preservatives on wood in contact with the water is prohibited and extreme care shall be taken to insure that wood preservatives are not introduced into Lake Tahoe. Spray painting and the use of tributyltin is prohibited.

5. Disturbance of the lake bed materials shall be kept to the minimum necessary for project construction.
6. The discharge of petroleum products, construction waste and litter (including sawdust), or earthen materials to the surface waters of the Lake Tahoe Basin is prohibited. All surplus construction waste materials shall be removed from the project and deposited only at approved points of disposal.
7. No containers of fuel, paint or other hazardous materials may be stored on the docks.
8. This approval is based on the permittee's representation that all plans and information contained in the subject application are true and correct. Should any information or representation submitted in connection with the project application be incorrect or untrue, TRPA may rescind this approval, or take other appropriate action.
9. Any normal construction activities creating noise in excess to the TRPA noise standards shall be considered exempt from said standards provided all such work is conducted between the hours of 8:00 A.M. and 6:30 P.M.

10. The permittee shall submit a projected construction completion schedule to TRPA prior to commencement of construction. Said schedule shall include completion dates for each item of construction, as well as BMP installation for the entire project area.

Per Jerry Wells / Lyn Barnett
Permit Condition
3. A. (4) deleted due to
temporary permit. This
issue will be resolved with
permanent application.
BH 9/27/04

Permanent Application
Submitted
11/29/04
\$25,000 Security required

11. This permit is not a conceptual approval of any future project.
12. Primary construction access to the shorezone structures shall be from a barge. Disturbance of the lake bed materials shall be kept to the minimum necessary for project construction.
13. No lighting has been approved as part of this project.

END OF PERMIT

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MITIGATED FINDING OF NO SIGNIFICANT EFFECT

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APN 029-030-02

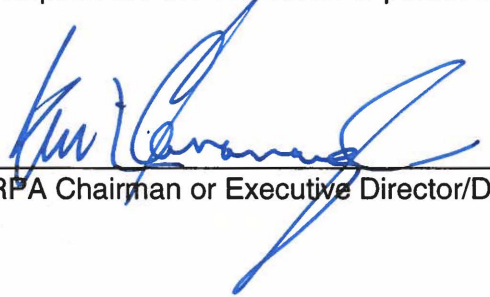
PERMITTEE(S): Lakeside Park Association

FILE # 20040132

COUNTY/LOCATION: El Dorado/4041 Lakeshore Boulevard

Staff Analysis: In accordance with Article IV 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/Designee

6.18.04

Date