

**TRPA
GOVERNING BOARD
PACKETS**

**AUGUST
1985**

AUG-85 GB

TAHOE REGIONAL PLANNING AGENCY
NOTICE OF MEETINGS

NOTICE IS HEREBY GIVEN that on August 28, 29, 1985, commencing at 9:30 a.m. each day, the Governing Body of the Tahoe Regional Planning Agency will conduct its regular meeting at 2155 South Avenue, South Lake Tahoe, California. The agenda for said meeting is attached to and made a part of this notice.

NOTICE IS FURTHER GIVEN that on Wednesday, August 28, 1985, commencing at 8:30 a.m., in the same location, the Finance Committee will meet to discuss the following: 1) receipt of July financial statement; 2) LTF claims; 3) revised TRPA/Caltrans Overall Work Program FY 1985-86; 4) office space status report; 5) FY 1986-87 California budget submittals; 6) insurance status report; and 7) other.

NOTICE IS FURTHER GIVEN that on Wednesday, August 28, 1985, commencing at 9:00 a.m. in the same location, the Litigation Committee will meet in open session and in closed session to confer with counsel on the following: 1) Forrester et al v. TRPA, Tahoe Keys Convenience Center, Consideration of Settlement, City of South Lake Tahoe; 2) Glenridge v. TRPA; 3) Lakeview Development v. TRPA; 4) TRPA v. Lake Tahoe Cruises; and 5) Consideration of additional outside legal counsel to review Regional Plan and related litigation.

Date: August 16, 1985

By:

W.A. Morgan

William A. Morgan
Executive Director
Tahoe Regional Planning Agency

NOTE Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda.

TAHOE REGIONAL PLANNING AGENCY
GOVERNING BODY

TRPA Office, 2155 South Avenue
South Lake Tahoe, California

August 28, 1985 9:30 a.m.
August 29, 1985 9:30 a.m.

PRELIMINARY AGENDA

I CALL TO ORDER AND DETERMINATION OF QUORUM

II APPROVAL OF AGENDA

III DISPOSITION OF MINUTES

IV SPECIAL REPORT

Tahoe-Transportation District (TTD) Status Report

~~V~~ PROJECT REVIEW

- A. South Tahoe Public Utility District, Wastewater Treatment Plant Modification, TRPA File #83114
- B. U.S. Postal Service, Neighborhood Delivery Centers, Three Sites, El Dorado County APN 26-086-06, 23-221-20, and a Forest Service Parcel, TRPA File #85468

~~VI~~ SPECIAL DETERMINATIONS

- A. Selection of Consultant for Preparation of Westates Air EIS

~~VII~~ APPEAL

- A. Denial of Glenbrook's Claim of Vested Right for Unit 3A, Lot Nos. 5-9, Block C; 15-7, Block A; 20-25, Block B; Tennis Club Parcel; and 15 Acre Parcel (Douglas County, Nevada)
- B. S & M Investment Co., Brian Stack, Appeal Requesting Extension of Project Approval (Tahoe Carriage), El Dorado County
- C. Pepper Tree Inn, Appeal of Staff Decision Regarding New Structure, Placer County

VIII PLANNING MATTERS

- A. Status Report on Consensus-Building Process
- B. Review of Draft Revised Handbook of Best Management Practices

IX PUBLIC HEARING

- A. To Consider Amendments to the Regional Plan Updating Plan Area Statements
- B. To Consider Amendment of Section 2.12 of Ordinance 84-1 to Extend the Effective Date of Plan Area Statements as Interim Policy Guidelines

X ORDINANCES

- A. First Reading of Ordinance Amending the Regional Plan Updating Plan Area Statements
- B. Emergency Adoption of Ordinance Amending Section 2.12 of Ordinance 84-1 to Extend the Effective Date of Plan Area Statements as Interim Policy Guidelines

XI ENFORCEMENT

- A. Show Cause Hearing, Donald Steinmeyer/Lakeside Tennis Club, Unauthorized Construction of a Swimming Pool and Deck, Unauthorized Timeshare Project, and Unauthorized Parceling of Property, 955 Tahoe Boulevard, Incline Village, Washoe County
- B. Show Cause Hearing, Lake Tahoe Cruises, Revokation of Permit for Violation of Condition of Approval Re: 250 Passenger Limit, Ski Run Marina, City of South Lake Tahoe
- C. Reports

XII LITIGATION

- A. Consideration of and Decision on the Following:
 - 1. State of California/League to Save Lake Tahoe v. TRPA
 - 2. Tahoe Sierra Preservation Council v. TRPA, et al (Eastern District of California and District of Nevada)
 - 3. Forrester et al v. TRPA, Tahoe Keys Convenience Center, Consideration of and Decision on Settlement, City of South Lake Tahoe
 - 4. Glenridge v. TRPA, Consideration of and Decision on Settlement, El Dorado County
 - 5. TRPA v. Lake Tahoe Cruises

B. Closed Session to Confer on the Following:

1. State of California/League to Save Lake Tahoe v. TRPA
2. Tahoe Sierra Preservation Council v. TRPA, et al (Eastern District of California and District of Nevada)
3. Forrester et al v. TRPA, Tahoe Keys Convenience Center, Consideration of Settlement, City of South Lake Tahoe
4. TRPA v. Lake Tahoe Cruises

XIII ADMINISTRATIVE MATTERS

- A. Finance Committee Report and Recommendations
- B. Executive Session
- C. Litigation Committee Report and Recommendations
- D. Other

XIV REPORTS

- A. Executive Director
 1. Projects Approved at Staff Level
 2. Status Report on Exemption Requests in Regional Plan Suit
 3. Other
- B. Legal Counsel
- C. Governing Body Members
- D. Public Interest Comments

XV CORRESPONDENCE

XVI RESOLUTIONS

- A. Resolution Amending TRPA Administrative and Fiscal Procedures Manual With Regard to Personnel Rules and Policies
- B. Resolution Approving Placer County and El Dorado County Claims for Local Transportation Funds

XVII PENDING MATTERS

XVIII ADJOURNMENT

Four of the members of the governing body from each State constitute a quorum for the transaction of the business of the agency. The voting procedure shall be as follows:

(1) For adopting, amending or repealing environmental threshold carrying capacities, the regional plan, and ordinances, rules and regulations, and for granting variances from the ordinances, rules and regulations, the vote of at least four of the members of each State agreeing with the vote of at least four members of the other State shall be required to take action. If there is no vote of at least four of the members from one State agreeing with the vote of at least four of the members of the other State on the actions specified in this paragraph, an action of rejection shall be deemed to have been taken.

(2) For approving a project, the affirmative vote of at least five members from the State in which the project is located and the affirmative vote of at least nine members of the governing body are required. If at least five members of the governing body from the State in which the project is located and at least nine members of the entire governing body do not vote in favor of the project, upon a motion for approval, an action of rejection shall be deemed to have been taken. A decision by the agency to approve a project shall be supported by a statement of findings, adopted by the agency, which indicates that the project complies with the regional plan and with applicable ordinances, rules and regulations of the agency.

(3) For routine business and for directing the agency's staff on litigation and enforcement actions, at least eight members of the governing body must agree to take action. If at least eight votes in favor of such action are not cast, an action of rejection shall be deemed to have been taken.

TAHOE REGIONAL PLANNING AGENCY

2155 South Avenue

P.O. Box 8896
South Lake Tahoe, California 95731

(916) 541-0246

NOTICE OF AMENDED AGENDA

NOTICE IS HEREBY GIVEN that the August 28, 29, 1985 regular meeting agenda for the Governing Body of the Tahoe Regional Planning Agency is amended by adding the following:

VI SPECIAL DETERMINATIONS

- B. Delegation of Authority to Executive Director for Vested Rights Findings for 14 Lots With Foundations in Glenbrook Unit 3A, Douglas County

VII APPEALS

- D. Stuart Spear/Arthur/Mason, Appeal of Staff Approval of Single Family Dwelling Revised Plans, Lot 2 Skyland Subdivision, Douglas County APN 05-021-11, TRPA File #84438 and Staff Determination of Validity of TRPA Permit Issued May, 1978

Date: August 21, 1985

By:

W.A. Morgan
William A. Morgan
Executive Director
Tahoe Regional Planning Agency

TAHOE REGIONAL PLANNING AGENCY
STAFF SUMMARY

South Tahoe Public Utility District
Wastewater Treatment Plan Modifications

Application Type: Public Works

Applicant: South Tahoe Public Utility District (STPUD)

Location: 1275 Meadow Crest Drive, El Dorado County

Assessor's Parcel Number: 25-062-30 and 32, El Dorado County

Review Per Section:

1. Subparagraph H-1, Preliminary Injunction Order (Specific Project Exemption).
2. Section 4.30(2), Ordinance 84-1, (Review of New Projects).
3. Section 4.31(1), Ordinance 84-1, (Review Criteria).
4. Section 3.10, Ordinance 84-1 (Article V(g) Findings).
5. Section 4.12(d) and (f) (28), California Side Land Use Ordinance (Public Works Projects; Water Treatment Plants).
6. Section 14.24, Ordinance 81-5, (Land Coverage Exception).

Project Description:

I. Plant Site Modifications

The subject application calls for converting the present "tertiary" treatment plant (Advanced Wastewater Treatment, AWT) back to a "filtered secondary" treatment plant. The purpose, as represented by the applicants, is to cut costs, conserve resources, and improve reliability by modifying existing AWT equipment to provide back up capability for the secondary or activated sludge process. Specifically, on-site plant modifications are as follows:

- New 100-foot diameter primary clarifier.
- New primary sludge pumping building.
- Conversion of existing aeration basins Number 1, 2, and 3 to in-line flow equalization storage.

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AGENDA ITEM V A.

- Addition of fine bubble air diffusers to aeration basins Number 4 and 5.
- Construction of a new aeration basin Number 6.
- New blower building.
- Conversion of chemical clarifiers Number 1 and 2 to secondary clarifiers.
- New return activated sludge pumps.
- Modifications to the secondary effluent pump station.
- Modifications to the sludge pumping equipment in the P and E room and the sludge holding basin control room.
- Remodeling and the administration building, including new locker room, control center, laboratory and offices.
- Chlorine contact chamber.
- Associated controls and instrumentation.
- Associated electrical work.
- Remove accumulated sludge from ponds Number 1 and 2.
- Rebuild dike on two side of pond Number 1.
- Provide concrete lining in both ponds.
- Provide a drain system and washdown system for both ponds.
- Split two pair of effluent filters from series to parallel operation.
- Install new filter controls.
- Install new air surge chamber on export pipeline.

II. ALPINE COUNTY MODIFICATIONS:

Currently, treated wastewater (tertiary) is transported approximately 27 miles for storage and distribution in Indian Creek Reservoir (ICR) located in Alpine County. Under an existing agreement between STPUD and Alpine County, ICR is presently used

as a recreation facility, fishery and irrigation reservoir. The proposed project will abandon discharges of effluent into ICR with construction of a new, larger storage reservoir (Harvey Place Reservoir) adjacent and downstream from ICR.

ICR will remain a recreation facility and fishery by diverting fresh water from Indian Creek to the ICR reservoir. The new reservoir (HPR) will only be used for storage and distribution of the filtered secondary as the effluent will not meet water quality standards for recreational use. Existing ditches and waterways will be modified to accommodate ICR and the new HPR reservoir. An additional irrigation canal will branch off the main canal leaving Harvey Reservoir (called Diamond Ditch) to provide six (6) downstream ranchers with flood irrigation capacity.

The Harvey Place Reservoir would involve construction at several different locations. Most construction, however, would occur near the main embankment. Structures would include the main embankment with outlet, an auxiliary dike, a spillway, and a glory hole. The main embankment would be approximately 700 feet in length with a height of approximately 80 feet at the centerline. Storage reservoir capacity would be about 3,625 acrefeet. This structure would be an earth-filled embankment with a central clay core and exterior random fills.

Environmental Document:

At the July 24, 1985 Governing Board meeting, the Governing Board certified the EIS for the subject project adding the following two mitigation measures:

1. No relaxation of effluent limits until the entire project is completed, including required tailwater facilities and any pipeline improvements.
2. Mitigation plans shall be prepared and implemented for all historical or archeological sites found within Alpine County which may be affected by the subject project. Further, representatives of the Washoe Tribe should be present during construction activity for consultation, should any artifacts be discovered.

Agency Approvals:

Lahontan: Waste Discharge Requirements, Board Order 6-84-24 issued February 27, 1984 (Exhibit A).

Army Corps of Engineers: Permit number 8753 issued July 25, 1985 (Exhibit B).

STPUD, Wastewater Treatment Plan Modifications
Page Four

Bureau of Land Management: Right of Way Grant CA-13255 issued December 21, 1984 (Exhibit C).

Staff Analysis:

Treatment Plant Capacity: At the July 24, 1985 Governing Board meeting, a request was made by a Governing Board member for further information regarding the treatment plant sewer capacity with and without implementation of the proposed project. In response to this request, STPUD representatives prepared a brief report on the treatment plant's current and proposed capacity (see Exhibit D). As set forth in the report, the total number of sewer unit connections will remain the same with implementation of the proposed plant modifications.

Land Coverage:

Land Capability District: 50% land capability level 7
50% land capability level 1b

Lot size: 19.38 acres; 844,192 square feet

Existing Land Coverage:

Buildings:	55,000 sq. ft. (6%)
Paving:	113,500 sq. ft. (12.1%)
Other:	144,000 sq. ft. (16%)
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Total:	312,500 sq. ft. (34.1%)

Proposed Land Coverage:

Buildings:	58,000 sq. ft. (6.5%)
Paving:	182,000 sq. ft. (20.6%)
Other:	158,000 sq. ft. (18%)
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Total:	398,000 sq. ft. (45.1%)

Allowable Land Coverage:

Capability 1b area:	4,220.9 sq. ft.
Capability 7 area:	126,628.8 sq. ft.
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Total:	130,849.7 sq. ft.

Both existing and proposed land coverages exceed that allowed under the land capability system, however, the applicant is currently pursuing purchase of approximately 154 acres of adjoining land. Should the land purchase succeed, the project site would become conforming as to land coverage standards. Should the proposed land purchase not occur, the applicant would need to apply for

an exemption to the land capability standards. Section 14.24 of Ordinance 81-5 provides that such an exemption may be granted provided the Governing Board finds that the work is necessary for implementation of the Nonattainment Air Quality Plan, or is necessary for public recreation or the protection of the public health, safety or general welfare, and all other feasible alternatives not involving creation of land coverage in excess of that permitted have been exhausted.

In that there is sufficient adjoining vacant land which can be acquired, staff believes that all feasible alternatives have not yet been exhausted. Staff has included, as a condition of approval, that if acquisition of the adjoining land does not occur by May 1, 1986, the applicant shall return before the Governing Board for resolution of the land coverage issue and modification of the conditions of approval.

Impact Identification: The EIS prepared for the project and certified by the TRPA on July 24, 1985, identified several potential direct and indirect impacts should the project be implemented. Exhibit E lists the identified impacts and recommended mitigation measures to reduce the impacts to a less than significant level.

Article V(g) Findings (Section 3.00, Ordinance 84-1): The following is a list of the V(g) findings as set forth under Section 3.00 of Ordinance 84-1. Following each findings, Agency staff has briefly summarized the evidence on which the required finding may be made.

1. The project is consistent and complies with the CTRPA and Agency ordinances, maps, rules, regulations and policies in effect on August 25, 1983 where said ordinances, maps, rules, regulations and policies are not inconsistent or in conflict with the amendments to the regional plan adopted by this ordinance. In the event said ordinances, maps, rules, regulations or policies are inconsistent or in conflict with said amendments to the regional plan, the Agency shall find that the project is consistent and complies with said amendments to the regional plan.
2. The project has been processed in accordance with the Agency's Rules and Regulations of Practice and Procedure.

An Environmental Impact Statement (EIS) has been prepared for the project and the final EIS has been certified by the Governing Board. The project is properly before the Governing Board for consideration.

3. With respect to projects for which an environmental impact statement has been prepared, changes or alterations have been required in or incorporated into the project which avoid or reduce the significant adverse environmental effects to a less than significant level; or specific considerations, such as economic, social or technical, make infeasible the mitigation measures or project alternatives discussed in the environmental impact statement on the project; and that a separate written finding has been made for each significant effect identified in the environmental impact statement on the project, which said findings are supported by substantial evidence in the record.

The project identifies the significant adverse impacts resulting from the project and concludes that with the proposed mitigation measures, these impacts can be reduced to a less than significant level. Therefore, the EIS and this staff summary provide substantial evidence on which to base the finding that changes or alterations have been required in or incorporated into the project which avoid or reduce the significant adverse environmental effects to a less than significant level.

4. The establishment, maintenance and operation of the project will not be detrimental to the health, safety, peace, comfort or general welfare of the Lake Tahoe Region.

There is no evidence suggesting that the project will be detrimental to the health, safety, peace, comfort or general welfare of the Lake Tahoe Region.

5. The project is consistent with the goals and policies of the Water Quality, Transportation and Air Quality, Conservation, Recreation, Public Services and Facilities and Implementation Elements of the Regional Plan, as amended.

- a. Water Quality - The project includes mitigation measures to ensure compliance with the TRPA 208 Water Quality Plan.
- b. Transportation and Air Quality - The project does not propose any work which will be in conflict with the Transportation and Air Quality Element of the amended Regional Plan.
- c. Conservation - The project does not propose any work which will be in conflict with the Conservation Element of the amended Regional Plan.
- d. Public Services and Facilities - The project is consistent with the goals and policies of the Public Services and Facilities Element of the amended Regional Plan.

- e. Implementation - The project is consistent with the development and implementation priorities set forth in the Implementation Element of the amended Regional Plan.
- f. Preliminary Injunction - The Preliminary Injunction contains a specific exemption for this project (sub-paragraph H-1).

Required Actions and Findings: To approve the project, the Governing Board must make the following findings and take the following actions:

- I. A Motion for adoption of the following findings in regards to the subject project:
 - a. The V(g) findings listed on Attachment K.
 - b. Changes or alterations have been required or incorporated into the project which avoid or reduce the significant environmental effects to a less than significant level (Article VII(d)).
 - c. That Article VII(d) does not require the findings set forth therein to be made for impacts outside of the boundaries of the TRPA as those boundaries are set forth in Article II(a) of the Compact.
 - d. That identified impacts outside of the Tahoe Basin are subject to the jurisdiction of the following non-exclusive list of entities.
 - 1. State Water Resources Control Board - Lahontan Region
 - 2. Environmental Protection Agency
 - 3. Army Corps of Engineers
 - 4. Bureau of Land Management
 - 5. Alpine County
- II. A motion to approve the project based upon the foregoing findings and subject to the following conditions:
 - 1. Standard conditions of approval as set forth in Attachment D with the following modifications: Delete conditions 21, 22 and 23 as they do not apply.
 - 2. There shall be no relaxation of effluent limits until the entire project is completed, including required tailwater facilities and any pipeline improvements.

3. Mitigation plans shall be prepared and implemented for all historical or archeological sites found within Alpine County which may be affected by the subject project. Further, representatives of the Washoe Tribe should be present during construction activity for consultation, should any artifacts be discovered.
4. The applicant shall diligently pursue procurement of a sufficient amount of adjoining vacant property to bring the project site, following procurement of the additional property, into conformance with land capability standards of the Agency. If the acquisition of the adjoining land does not occur by May 1, 1986, the applicant shall return before the Governing Board for resolution of the land coverage issue and modification of this condition of approval. This condition, in itself, does not prohibit the Agency from issuing a permit for the subject project provided that all other pre-permit issuance conditions have been satisfied.
5. The applicant shall continue to aggressively pursue implementation of the mitigation program as fully described in Appendix B of the Final EIS - Wastewater Treatment Facilities - South Shore Lake Tahoe Basin, May, 1981. Progress reports on the status of implementation of the subject mitigation program shall be made to the TRPA on a quarterly basis.
6. The applicant shall prepare and implement an inventory program to establish the actual number of sewer hookups/units in use in comparison to the District's current allocation/purchase records. Said report shall be completed prior to September 1, 1986.

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD—
LAHONTAN REGION2092 LAKE TAHOE BOULEVARD
BOX 9428
SOUTH LAKE TAHOE, CALIFORNIA 95731-2428

(916) 544-3481

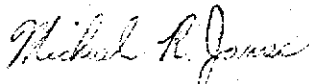
March 2, 1984

TO ALL CONCERNED PERSONS AND AGENCIES:

Enclosed is a copy of Board Order No. 6-84-24 which was adopted by the Regional Board on February 9, 1984 for:

SOUTH TAHOE PUBLIC UTILITY DISTRICT
WASTEWATER RECLAMATION PLANT
El Dorado County and Alpine County

Very truly yours,

ROY C. HAMPSON
EXECUTIVE OFFICERMichael R. James
Senior EngineerBY **RECEIVED**

MAR - 5 1984

TAHOE REGIONAL
PLANNING AGENCY

BOARD ORDER NO. 6-84-24

WASTE DISCHARGE REQUIREMENTS
FOR
SOUTH TAHOE PUBLIC UTILITY DISTRICT
WASTEWATER RECLAMATION PLANT
El Dorado County and Alpine County

The California Regional Water Quality Control Board, Lahontan Region, finds:

1. The South Tahoe Public Utility District submitted a completed report of waste discharge for South Tahoe Public Utility District Wastewater Reclamation Plan on January 3, 1984. For the purpose of this Order, South Tahoe Public Utility District is referred to hereinafter as the "discharger" and the wastewater reclamation and disposal facilities as the "project".
2. The Regional Board previously established waste discharge requirements for South Tahoe Public Utility District Wastewater Reclamation Plant under Order No. 6-79-43 on December 6, 1979.
3. The Regional Board is revising waste discharge requirements at the request of the discharger, South Tahoe Public Utility District, to allow increased wastewater flows to be discharged to a disposal site which requires less extensive and less costly wastewater treatment.
4. South Tahoe Public Utility District currently discharges tertiary domestic wastewater effluent containing pollutants into Indian Creek Reservoir, a recreational and irrigation storage impoundment in Alpine County, located in Sec. 3 and Sec. 4, T10N, R20E, MDB&M. Reclaimed wastewater is currently released from the reservoir during the growing season where it is beneficially reused as irrigation water.
5. The Lahontan Regional Board adopted a Water Quality Control Plan for the North Lahontan Basin on June 26, 1975. On November 9, 1983 the Lahontan Regional Board adopted amendments to that Plan for the West Fork Carson River Hydrologic Unit (HU) and the Indian Creek Watershed. The State Water Resources Control Board approved that amendment on December 15, 1983. This Order implements that Plan, as amended. The Plan contains water quality objectives for Indian Creek Reservoir, West Fork Carson River at Woodfords, West Fork Carson River at Stateline, and East Fork Carson River.
6. The beneficial use of Indian Creek Reservoir as set forth and defined in the Plan, as amended, are:
 - a. agricultural water supply
 - b. groundwater replenishment
 - *c. water-contact recreation
 - d. non-water-contact recreation
 - e. cold freshwater habitat
 - f. wildlife habitat
 - g. freshwater replenishment

*Potential Use

Scientific study, research, and training are not identified as beneficial uses although it is known they occur at Indian Creek Reservoir.