

Agenda of: May 25, 2023

Staff: Vickie Sanders, Tim Canavarro

STAFF REPORT: **APPLICATION FOR TRANSFER OF A PORTION OF RIVER USE PERMITS**

APPLICANTS: H2O Adventures and Beyond Limits Adventures

REQUESTS: H2O Adventures holds River Use Permit #72 and is requesting transfer of 16 weekday and 16 weekend allocations from Beyond Limits Adventures River Use Permit #48.

Beyond Limits Adventures holds River Use Permit #25 and is requesting transfer of 19 weekday and 19 weekend allocations from their River Use Permit #48.

Please refer to the attached letters of intent, Exhibit C.

SUMMARY RECOMMENDATIONS

Staff recommends the Commission approve the request by H2O Adventures and Beyond Limits Adventures to transfer the 16 weekday and 16 weekend allocations from River Use Permit #48 to River Use Permit #72 and 19 weekday and 19 weekend allocations from River Use Permit #48 to River Use Permit #25.

BACKGROUND

The El Dorado County River Management Plan (RMP) contains Element 6.2.1.4 (Exhibit A) which describes the guidelines and procedures for the transfer and consolidation of River Use Permits. The discussion section will include a checklist of compliance with RMP Element 6.2.1.4 and a record of the River Use Permit user day allocations being transferred.

River Use Permit Status

H2O Adventures and Beyond Limits Adventures are in good standing, have no outstanding fees, or unresolved violations with El Dorado County.

DISCUSSION:

Beyond Limits holds two permits, #48 and #25. He has requested to transfer 16 weekend and 16 weekday user days from permit #48 to H2O permit #72. He is also requesting to transfer within his two permits 19 weekend and 19 weekday from permit #48 to permit #25. Both transfers are coming from the same permit #48. This will change the permit allocations as noted in the tables below.

Transfer Requirements

The applicants for the transfer have complied with the procedures for a River Use Permit transfer found in River Management Plan Element 6.2.1.4.2:

- The owners have each signed a letter of intent.
- There has been no value assigned to the permits in the transaction.
- River equipment and other assets are included in the purchase/sale agreements.
- There are no outstanding debts or violations.
- Payment of a \$150 transfer fee has been paid.

River Use Permit Allocations

The permits and user day allocations for Beyond Limits Adventures and H2O Adventures are contained in the tables below:

Beyond Limits Adventures – Permit #48		
	Current	Proposed
Weekend User Day Allocation	117	83
Weekday User Day Allocation	90	55
Memorial Day- Labor Day Weekend Allocation	N/A	N/A

Beyond Limits Adventures - Permit #25		
	Current	Proposed
Weekend User Day Allocation	11	30
Weekday User Day Allocation	25	44
Memorial Day- Labor Day Weekend Allocation	N/A	N/A

H2O Adventures - Permit #72		
	Current	Proposed
Weekend User Day Allocation	74	90
Weekday User Day Allocation	51	67
Memorial Day- Labor Day Weekend Allocation	N/A	N/A

Environmental Document:

The environmental documents utilized for River Use Permit approvals are the February 28, 2002 initial evaluation by the General Services Department utilizing the El Dorado County Environmental Checklist Form and the Final Environmental Impact Report for the River Management Plan, State Clearinghouse number 1998092013, certified on March 27, 2001.

CEQA Compliance

The transfer of an El Dorado County River Use Permit is CEQA exempt under Section 15061(b)(3). There is certainty that the transfer of River Use Permit from one outfitter to another

will not have a significant effect on the environment. A River Use Permit transfer does not change the amount of commercial river use allowed by the County's River Management Plan.

FINDINGS:

1. The application for the transfer of 16 weekday and 16 weekend allocations from River Use Permit #48 to River Use Permit #72 and 19 weekday and 19 weekend allocations from River Use Permit #48 to River Use Permit #25 meets the standards required by the River Management Plan Element 6.2.1.4.

RECOMMENDATION:

The Commission approves the transfer of 16 weekday and 16 weekend allocations from River Use Permit #48 to River Use Permit #72 and 19 weekday and 19 weekend allocations from River Use Permit #48 to River Use Permit #25. Beyond Limits Adventures holds River Use Permit #48 and River Use Permit #25. H2O Adventures holds River Use Permit #72.

ATTACHMENTS

- | | |
|-----------|--|
| Exhibit A | El Dorado County River Management Plan - Element 6.2.1.4 |
| Exhibit B | Chapter 5.48 - Streams and Rivers Commercial Boating Ordinance |
| Exhibit C | Letters of intent from applicants |