

Agenda of: July 27, 2023

Staff: Vickie Sanders, Tim Canavarro

STAFF REPORT: **APPLICATION FOR TRANSFER OF RIVER USE PERMIT**

APPLICANTS: Michael Doyle with Beyond Limits Adventures, Inc. and Arnie Chandola with American Whitewater Expeditions, Inc.

REQUESTS: Michael Doyle with Beyond Limits Adventures, Inc holds River Use Permits #48 and #25 and is requesting a full transfer of River Use Permit #48, which includes 82 weekend allocations and 55 weekday allocations to Arnie Chandola with American Whitewater Expeditions.

American Whitewater Expeditions currently holds River Use Permits #34, #40, and #45.

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

SUMMARY RECOMMENDATIONS

Staff recommends the Commission approve the request from Beyond Limits Adventures, Inc. to transfer River Use Permit #48, which includes 82 weekend allocations and 55 weekday allocations to American Whitewater Expeditions.

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

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

DISCUSSION

Beyond Limits Adventures, Inc would like to transfer ownership of River Use Permit #48 to American Whitewater Expeditions.

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, Inc and American Whitewater Expeditions are contained in the table below. User days will remain unchanged:

Beyond Limits Adventures, Inc. - RUP #25		
	Current	Proposed
Weekend User Day Allocation	30	30
Weekday User Day Allocation	44	44
Memorial Day- Labor Day Weekend Allocation	N/A	N/A

Beyond Limits Adventures, Inc. - RUP #48		
	Current	Proposed
Weekend User Day Allocation	82	82
Weekday User Day Allocation	55	55
Memorial Day- Labor Day Weekend Allocation	N/A	N/A

American Whitewater Expeditions - RUP #34		
	Current	Proposed
Weekend User Day Allocation	23	23
Weekday User Day Allocation	25	25
Memorial Day- Labor Day Weekend Allocation	N/A	N/A

American Whitewater Expeditions - RUP #40		
	Current	Proposed
Weekend User Day Allocation	105	105
Weekday User Day Allocation	75	75
Memorial Day- Labor Day Weekend Allocation	N/A	N/A

American Whitewater Expeditions - RUP #45		
	Current	Proposed
Weekend User Day Allocation	173	173
Weekday User Day Allocation	75	75
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 River Use Permit #48 from Beyond Limits Adventures, Inc. to American Whitewater Expeditions meet the standards required by the River Management Plan Element 6.2.1.4.

RECOMMENDATION

The Commission approves the request from Beyond Limits Adventures, Inc. to transfer River Use Permit #48, which includes 82 weekend allocations and 55 weekday allocations to American Whitewater Expeditions.

ATTACHMENTS

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| 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 |