

**ATTACHMENT 3**  
**CONDITIONS OF APPROVAL**  
**RAF19-0001; RAF19-0002; RAF19-0003 and RAF19-0004**

**A. PLANNING DEPARTMENT**

***On-going conditions of operation:***

1. This permit is valid for the 2019 and 2020 rafting seasons only, authorizing commercial rafting through guided rafting tours by Tahoe Whitewater Tours, Dream Catcher River Tours, I.R.I.E. Rafting Company, and Tributary Whitewater Tours. Commercial rafting operations are limited to the approved sites for ingress and egress; with ingress just below Boca Dam and ingress and egress near the Floriston Bridge at I-80 on the east and west banks of the Truckee River. Parking areas at this location as approved through a Temporary Special-Use Permit to be granted by U.S. Forest Service and as authorized by CalTrans through an Airspace Lease Agreement, and ingress and egress at the Farad Powerhouse site as approved through a written agreement with Truckee Meadows Water Association. Commercial rafting operations are limited to the approved sites for ingress and egress. Any additional ingress or egress sites within the incorporated or unincorporated territory of Nevada County shall require immediate notification to the Nevada County Planning Department.
2. Rafting permits are not transferable to other outfitters or businesses.
3. The hours of operation on the river are limited to 10:00 a.m. to 5:00 p.m. All trips shall be supervised by trained guides who shall lead, accompany and supervise customers in entering, traversing and exiting the river.
4. Each permittee is limited to a maximum ten “raft days”, meaning ten rafts on the river per day. There is no limit on the total number of days per season. Raft days may be transferred between permittees by mutual consent, provided that the transfer is entered into the permanent log book of each permittee and the County is notified in advance and in writing.
5. Parking of privately owned rafting-customer vehicles is prohibited at the approved ingress and egress sites and on other unauthorized sites within the unincorporated territory of Nevada County. Shuttle service shall be provided from the ingress and egress sites to the business location of each permittee.
6. There shall be no stops or customer disembarking along the guided river route, during commercial operations, except in the case of emergency. An emergency is defined as the need to transfer a customer to a rescue vehicle or damage to a raft that renders it unsafe for further river travel. Each permittee shall notify the Planning Department within 24 hours of any emergency stops made.
7. There shall be no signage placed by permittees along the river route or at the ingress or egress sites unless required by CalTrans.
8. Each permittee shall maintain a permanent log containing the name and address of each customer and occupant, and the date and time for each raft day used.

9. Rafts shall be identified with the permittees name in 6" high letters, visible from either shore while rafts are in the water.
10. Litter receptacles must be carried on rafts and no glass shall be allowed in the rafts.
11. From the first day until the last day of rafting activity, each permittee is responsible for regular cleanup and maintenance of the river, riverbanks, the approved ingress and egress areas and any emergency areas used by the permittees. A final cleanup shall be required after the season at low water.
12. No later than the 15th day of each month the permittee shall submit to the Nevada County Planning Department a copy of the previous month's log sheets. Rafting Use fees, in the amount of \$2 per person for each raft day used, shall accompany each monthly log. Fees for the last month of each season may be adjusted to reflect credit from the Advance Deposit.
13. Each permittee shall comply with all applicable State and Federal regulations.
14. Each permittee shall identify their rafts in a manner that indicates when the boat is being used privately, or for non-paying guests.
15. No ancillary business activity of any kind is permitted at the approved ingress and egress sites, including food service or photography service.
16. Within 15 days after project approval the applicant shall sign and file with the Nevada County Planning Department the attached Defense and Indemnity Agreement. No further permits or approvals shall be issued for the project, including without limitation a grading permit, building permit or final map approval, unless and until the applicant has fully complied with this condition.

***Prior to commencing commercial rafting activity for both 2019 and 2020:***

17. No permittee shall commence commercial activity without written verification from the Planning Department that all required conditions of approval have been satisfied and the permittee is authorized to commence.
18. Permittees shall notify the Planning Department of pre-season training trips, which may not include any paying customers.
19. Provide copy of current agreements from ingress/egress/parking location property owners to Planning Staff. Specifically:
  - Temporary Special – Use Permit from US Department of Agriculture for river ingress and for shuttle vehicle parking at the Boca Dam ingress site. Authorization shall be provided prior to commencing commercial activity for each year.
  - Airspace Lease from CalTrans is required as the existing lease from CalTrans expires in 2019. The existing lease allows use at the site through September, 2019. A lease renewal must be provided before September 1, 2019 to allow continuation of rafting through that

month and into October, and to allow rafting in 2020. Also, provide documentation showing that the lease allows both east and west bank locations.

- Copy of written agreement with Truckee Meadows Water Association for use of the Farad Powerhouse site.
  - Copy of owner agreement/authorization/permitting, as appropriate, from owner(s)/jurisdiction(s) for any egress site(s) located outside of Nevada County jurisdictional boundaries.
20. Each permittee shall provide to the Planning Department a statement affirming ownership of their rafting business, proof of business ownership, and the location of the business. Business ownership verification may be in the form of a business license, a Tax Identification Number, or a Fictitious Business Name.
  21. Each permittee shall submit a written statement confirming the location from which their customers will be shuttled to the ingress sites and from the egress sites, and identification of shuttle vehicle types and sizes to be used.
  22. Each permittee shall submit to the Planning Department a \$400 advance deposit for Rafting Use fees. The deposit shall be refunded at the end of the rafting season, after having been adjusted to cover the last months use fees, if applicable.
  23. Each permittee shall post a clean-up deposit in the form of a cash deposit, performance bond or letter of credit, in the amount of \$400. The deposit will be returned to the permittee at the end of the rafting season upon successful completion of river cleanup. The deposit shall be forfeited in its entirety for non-performance of the clean-up.
  24. Each permittee shall provide proof of insurance as follows:
    - \$500,000 single limit liability; plus
    - \$100,000 property damage insurance with the County named as an insured party in each policy; plus
    - \$1,000,000 single limit general limit liability and \$100,000 property damage for shuttle vehicles.
  25. Each permittee shall pay any fees incurred by the Planning Department for review of his/her rafting permit.

**B. DEPARTMENT OF ENVIRONMENTAL HEALTH:**

1. Prior to commencing operations, the permittee shall provide portable toilet facilities at both ingress and egress sites and a copy of a service contract with a Nevada County licensed portable toilet service company shall be provided to this Department.
2. All garbage and solid waste shall be removed daily and disposed of in compliance with County ordinance.
3. Any food or potable water supplied to participants shall be obtained from approved sources.

**C. CALIFORNIA DEPARTMENT OF FORESTRY/COUNTY FIRE MARSHAL:**

1. On each commercial trip, each permittee shall carry working, portable mobile radios or cellular telephones to enable 911 emergency service notification.
2. The applicants' shuttle vehicles shall be equipped with a minimum of a 2A10BC Dry Chemical fire extinguisher inspected with current tags.
3. No open fires of any kind, campfires, cook stoves, or any flame producing devices are allowed or permitted either along the river route or at the ingress or egress sites.