

MINUTE ITEM

10. APPLICATION FOR DREDGING PERMIT, RICHARDSON BAY, MARIN COUNTY;
MRS. ALLAN H. (NINA) BECKWITH - W.O. 4894, P.R.C. 3126.1.

After consideration of Calendar Item 9 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. FINDS THAT THE DREDGING OF THE SALT WORKS CANAL AND THE DEPOSIT OF THE DREDGED MATERIAL ON THE TIDELAND LOTS OF THE APPLICANT DOES NOT CONSTITUTE UNREASONABLE INTERFERENCE WITH THE MAINTENANCE OR USE OF THESE LANDS FOR RECREATIONAL PURPOSES OR FOR THE PROTECTION OF SHORE PROPERTY;
2. AUTHORIZES THE EXECUTIVE OFFICER TO ISSUE TO MRS. ALLAN H. (NINA) BECKWITH A PERMIT TO DREDGE NOT TO EXCEED 10,500 CUBIC YARDS OF MATERIAL, AT A ROYALTY OF \$0.05 CENTS PER CUBIC YARD FOR ALL MATERIAL REMOVED, FROM A PORTION OF THE SALT WORKS CANAL, AND TO DEPOSIT THE MATERIAL ON TIDELAND LOTS OWNED BY THE APPLICANT. THE PORTION OF THE SALT WORKS CANAL, RICHARDSON BAY, MARIN COUNTY, TO BE DREDGED, IS WITHIN THE FOLLOWING-DESCRIBED AREA:

BEGINNING AT THE MOST NORTHWESTERLY CORNER OF THE PROPOSED CHANNEL LOCATED IN THE SALT WORKS CANAL, SAID POINT BEING ON A LINE THAT BEARS N. 74° 52' 59" E. AND A DISTANCE OF 35.0 FEET FROM THE NORTHWESTERLY CORNER OF THE SALT WORKS CANAL, LAMBERT COORDINATES OF WHICH ARE 1,422,581.04/514,533.81 AS NOTED ON SHEET 4 OF 7, STATE OF CALIFORNIA, STATE LANDS COMMISSION, STATE LANDS DIVISION, PLAT OF THE GRANT TO THE COUNTY OF MARIN, PARCELS "A" AND "C", CHAPTER 497, STATUTES OF 1959, NORTHEASTERLY END OF RICHARDSON'S BAY, MARIN COUNTY, CALIFORNIA, DATED SEPTEMBER 1959 - JANUARY 1960, RUNNING THENCE FROM SAID POINT OF BEGINNING ALONG A LINE THAT BEARS N. 74° 52' 59" E., A DISTANCE OF 50.0 FEET, THE BOTTOM WIDTH OF THE PROPOSED CHANNEL; THENCE RUNNING FROM SAID POINT ALONG A LINE THAT BEARS S. 15° 07' 01" E., A DISTANCE OF 1050.0 FEET; RUNNING THENCE S. 74° 52' 59" W., A DISTANCE OF 50.0 FEET, THE BOTTOM WIDTH OF THE PROPOSED CHANNEL; RUNNING THENCE N. 15° 07' 01" W., A DISTANCE OF 63.0 FEET; THENCE ALONG A LINE THAT BEARS S. 74° 52' 59" W., A DISTANCE OF 35.0 FEET; THENCE ALONG THE WESTERLY LINE OF THE SALT WORKS CANAL WHICH BEARS N. 15° 07' 01" W., A DISTANCE OF 50.0 FEET, THE BOTTOM WIDTH OF THE CONNECTING CHANNEL; THENCE ALONG A LINE THAT BEARS N. 74° 52' 59" E. TO THE WESTERLY LIMITS OF THE PROPOSED CHANNEL, A DISTANCE OF 35.0 FEET; RUNNING THENCE N. 15° 07' 01" W., A DISTANCE OF 937.0 FEET TO SAID POINT OF BEGINNING, CONTAINING 1.245 ACRES.

Attachment
Calendar Item 9 (2 pages)

CALENDAR ITEM

9.

APPLICATION FOR DREDGING PERMIT, RICHARDSON BAY, MARIN COUNTY;
MRS. ALLAN H. (NINA) BECKWITH - W.O. 4894.

An application has been received from Mrs. Allan H. (Nina) Beckwith to dredge approximately 10,500 cubic yards of material in order to extend the channel of the Salt Works Canal beyond the southeasterly corner of her property. The proposed dredging is an expansion of a former dredging operation approved by the Commission on April 30, 1959. According to the applicant, the proposed dredging, when connected with another channel to be dredged on the applicant's property, will create an extensive navigable waterway to the general area.

Tidelands on both sides of the canal were sold by the Commission, however, the Salt Works Canal was reserved to the State for canal purposes by the Board of Tideland Commissioners in 1871-72, and is under the jurisdiction of the State Lands Commission.

Section 6303 of the Public Resources Code provides in part "When a contractor or permittee has a contract with, or a permit from the Federal Government or any authorized public agency to dredge...for the improvement of navigation...the Commission may, when in the best interests of the State, allow such contractor or permittee to have sand, gravel, or other spoils dredged from the sovereign lands of the State located within the area specified in such contract or permit upon such consideration as will be in the best interests of the State...."

The U.S. Corps of Engineers has issued a Department of the Army permit authorizing the conduct of dredging operations at the location described in the application; the Division of Beaches and Parks states that the proposed dredging will not interfere with the recreational use of lands littoral to the submerged lands to be dredged. The Department of Fish and Game has objected to the dredged material being placed in areas which would result in the destruction of fish and wildlife habitat. In this instance, the dredged spoils would be deposited on tideland lots owned by the applicant, a location not now under State jurisdiction. The Agency has added: "If your Division has no control over the use of material dredged from State lands, then we cannot expect you to deny a permit to Mrs. Beckwith."

The \$5 filing fee has been paid by the applicant.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE DREDGING OF THE SALT WORKS CANAL AND THE DEPOSIT OF THE DREDGED MATERIAL ON THE TIDELAND LOTS OF THE APPLICANT DOES NOT CONSTITUTE UNREASONABLE INTERFERENCE WITH THE MAINTENANCE OR USE OF THESE LANDS FOR RECREATIONAL PURPOSES OR FOR THE PROTECTION OF SHORE PROPERTY;

CALENDAR ITEM 9. (CONTD.)

2. AUTHORIZE THE EXECUTIVE OFFICER TO ISSUE TO MRS. ALLAN H. (NINA) BECKWITH A PERMIT TO DREDGE NOT TO EXCEED 10,500 CUBIC YARDS OF MATERIAL, AT A ROYALTY OF \$0.05 CENTS PER CUBIC YARD FOR ALL MATERIAL REMOVED, FROM A PORTION OF THE SALT WORKS CANAL, AND TO DEPOSIT THE MATERIAL ON TIDELAND LOTS OWNED BY THE APPLICANT. THE PORTION OF THE SALT WORKS CANAL, RICHARDSON BAY, MARIN COUNTY, TO BE DREDGED, IS WITHIN THE FOLLOWING-DESCRIBED AREA:

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