

MINUTE ITEM

4/29/71
EWC

3. 49-YEAR PUBLIC AGENCY PERMIT, TIDE AND SUBMERGED LANDS IN CORTE MADERA CREEK, MARIN COUNTY; SANITARY DISTRICT NO. 1 OF MARIN COUNTY - W 8866, PRC 4581.9.

After consideration of Calendar Item 10 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. PURSUANT TO SECTION 6371 OF THE PUBLIC RESOURCES CODE, AND IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 8 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, FINDS THAT A LEASE AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZES THE ISSUANCE TO SANITARY DISTRICT NO. 1 OF MARIN COUNTY OF A 49-YEAR PUBLIC AGENCY PERMIT FROM MAY 1, 1971, IN CONSIDERATION OF THE PUBLIC HEALTH, FOR THE CONSTRUCTION AND MAINTENANCE OF A SEWAGE PUMPING STATION AND FORCE MAIN ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, WITH THE STATE RESERVING THE RIGHT TO SET A MONETARY RENTAL AT ANY TIME IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST.

Attachment:
Calendar Item 10 (4 pages)

CALENDAR ITEM

4/71
W 8866
EWC

10.

PUBLIC AGENCY PERMIT

APPLICANT: Sanitary District No. 1 of Marin County.

LOCATION: Three parcels, totaling approximately 1.24 acres, of tide and submerged lands in Corte Madera Creek, Marin County.

LAND USE: The construction and maintenance of a sewage pumping station and force main.

TERMS: Initial period: 49 years, from May 1, 1971.

CONSIDERATION: No charge (the public health), with the State reserving the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest.

PREREQUISITE ITEMS:
U. S. Army Corps of Engineers permit not required. Notice from the Corps to that effect is in the files of the Division. Applicant will be lessee or permittee of upland owner (see below).

STATUTORY AND OTHER REFERENCES:
a. Public Resources Code: Div. 6, Parts 1 and 2.
b. Administrative Code: Title 2, Div. 3, Articles 1 and 2 as amended effective May 10, 1969.

OTHER PERTINENT INFORMATION:
1. The annual rental value of the site is estimated to be \$600.
2. The project will lie within an easement granted to the Marin County Flood Control and Water Conservation District. The applicant is now engaged in negotiations for an agreement from the Flood Control District for the project. No permit will be issued until the applicant obtains permission for construction on Flood Control land.
3. The Marin Junior College District, which maintains an ecological study area adjacent to the project, has given its assent (in file) to the proposal.

EXHIBITS:
A. Land description.
B. Location map.
C. Environmental Impact Report.

CALENDAR ITEM 10. (CONTD.)

IT IS RECOMMENDED THAT THE COMMISSION:

1. PURSUANT TO SECTION 6371 OF THE PUBLIC RESOURCES CODE, AND IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 8 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, FIND THAT A LEASE AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZE THE ISSUANCE TO SANITARY DISTRICT NO. 1 OF MARIN COUNTY OF A 49-YEAR PUBLIC AGENCY PERMIT FROM MAY 1, 1971, IN CONSIDERATION OF THE PUBLIC HEALTH, FOR THE CONSTRUCTION AND MAINTENANCE OF A SEWAGE PUMPING STATION AND FORCE MAIN ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, WITH THE STATE RESERVING THE RIGHT TO SET A MONETARY RENTAL AT ANY TIME IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST.

Attachment: Exhibit "A"

EXHIBIT "A"

Lessee: Marin County Sanitary District No. 1

All those portions of the following described parcels of land lying in the bed of Corte Madera Creek, Marin County, State of California:

PARCEL 1

That land lying between the easterly right of way line of the Corte Madera Creek Flood Control Channel and the following described line:

BEGINNING at a point distant N. $74^{\circ} 40' 41''$ E., 140.0 feet from the most northeasterly corner of Parcel A as described in that certain Grant Deed from the Marin Junior College District to the Marin County Flood Control and Water Conservation District recorded October 9, 1969, in Book 2331 at page 585, Official Records of Marin County; running thence from said point of beginning N. $15^{\circ} 19' 19''$ W., 200.00 feet; thence S. $72^{\circ} 23' 18''$ W., 225.17 feet more or less to the easterly right of way line of the Corte Madera Creek Flood Control Channel.

PARCEL 2

A strip of land 40 feet wide adjacent to and northeasterly of the following described line:

COMMENCING at a Standard County of Marin Monument at the southerly terminus of that certain street centerline course noted as S. $1^{\circ} 15' 15''$ W., 404.348 feet on the Map of Kenfield Gardens Subd. No. Three, filed for record March 30, 1954, in Book 8 of Maps at page 5, Marin County Records; running thence from said point of commencement N. $2^{\circ} 33' 12''$ E., 404.54 feet (called S. $1^{\circ} 15' 15''$ W., 404.348 feet on said Map) to a Standard County of Marin Monument and at the northerly extremity of the above-mentioned centerline course; thence N. $88^{\circ} 52' 14''$ W., 349.52 feet to the TRUE POINT OF BEGINNING of the line described herein; thence from said point of beginning S. $15^{\circ} 19' 19''$ E., 446.94 feet; thence on a tangent curve to the left with a radius of 400 feet through a central angle of $63^{\circ} 24' 10''$ for an arc length of 442.63 feet; thence S. $78^{\circ} 43' 29''$ E., 177.63 feet to the point of termination of said line described herein; said point of termination being distant S. $38^{\circ} 11' 05''$ E., 434.26 feet from the hereinbefore mentioned Standard County of Marin Monument at the southerly terminus of said street centerline course noted as S. $1^{\circ} 15' 15''$ W., 404.348 feet on said map recorded March 30, 1954.

PARCEL 3

That land lying between the easterly and northerly right of way line of the Corte Madera Creek Flood Control Channel and the following described line:

BEGINNING at a point distant S. $74^{\circ} 40' 41''$ W., 143.50 feet from the most northeasterly corner of Parcel A as described in that certain Grant Deed from the Marin Junior College District to the Marin County Flood Control and Water Conservation District recorded October 9, 1969, in Book 2331 at page 585, Official Records of Marin County; running thence from said point of beginning N. $15^{\circ} 19' 19''$ W., 206.06 feet; thence N. $12^{\circ} 15' 23''$ W., 97.23 feet; thence on a curve to the right with a radius of 293.50 feet the center of which bears N. $83^{\circ} 55' 21''$ E. through a central angle of $11^{\circ} 55' 58''$ for an arc length of 61.13 feet; thence N. $12^{\circ} 02' 03''$ E., 97.23 feet; thence N. $15^{\circ} 05' 59''$ E., 139.09 feet; thence N. $9^{\circ} 33' 54''$ E., 116.74 feet; thence on a curve to the left with a radius of 215.50 feet the center of which bears S. $88^{\circ} 53' 59''$ W. through a central angle of $76^{\circ} 54' 58''$ for an arc length of 289.29 feet; thence N. $88^{\circ} 40' 54''$ W., 116.74 feet; thence S. $85^{\circ} 47' 01''$ W., 81.70 feet; thence S. $87^{\circ} 24' 39''$ W., 48.60 feet; thence on a curve to the right with a radius of 281.50 feet the center of which bears N. $0^{\circ} 35' 01''$ E. through a central angle of $21^{\circ} 33' 21''$ for an arc length of 105.90 feet; thence N. $64^{\circ} 41' 16''$ W., 48.60 feet; thence N. $63^{\circ} 03' 38''$ W., 39.03 feet; thence on a curve to the left with a radius of 1,116.50 feet the center of which bears S. $26^{\circ} 56' 22''$ W. for an arc distance of 198 feet more or less to the easterly right of way of College Avenue.