

MINUTE ITEM

2/28/74  
SRR

10. 10-YEAR NON-COMMERCIAL LEASE, TIDE AND SUBMERGED LAND IN CORTE MADERA CREEK, LARKSPUR PLAZA, MARIN COUNTY; JOHN AND ESTELLE MORAN - W 20564, PRC 4867.1.

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

THE COMMISSION:

1. CERTIFIES THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT BY THE DIVISION FOLLOWING EVALUATION OF COMMENTS AND CONSULTATION WITH PUBLIC AGENCIES WHICH WILL ISSUE APPROVALS FOR THE PROJECT.
2. CONSIDERS AND ADOPTS ENVIRONMENTAL IMPACT REPORT NO. 145.
3. DETERMINES THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZES THE ISSUANCE TO JOHN AND ESTELLE MORAN OF A 10-YEAR NON-COMMERCIAL LEASE FROM MARCH 1, 1974; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$504, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF \$2,000 SURETY BOND; PROVISION OF PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$100,000/\$300,000 FOR PERSONAL INJURY AND \$25,000 FOR PROPERTY DAMAGE; FOR THE CONSTRUCTION AND MAINTENANCE OF A PIER, RAMP AND FLOATING DOCK ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 9 (3 pages)

CALENDAR ITEM

2/74  
SPR  
W 20564

9.

NON-COMMERCIAL LEASE

APPLICANT: John and Estelle Moran.

AREA, TYPE LAND AND LOCATION:

A .091-acre parcel of tide and submerged land in Corte Madera Creek adjacent to Lot 2, Larkspur Plaza, Marin County.

LAND USE: Construction and maintenance of a pier, ramp and floating dock.

TERMS OF PROPOSED LEASE:

Initial period: 10 years, from March 1, 1974.

Renewal options: 2 additional periods of 10 years each.

Surety bond: \$2,000.

Public liability insurance:

\$100,000/\$300,000 for personal injury and  
\$25,000 for property damage.

CONSIDERATION: \$504 per annum, with the State reserving the right to fix a different rental on each fifth anniversary of the lease.

BASIS FOR CONSIDERATION:

6% of appraised value of land.

PREREQUISITE TERMS:

U. S. Army Corps of Engineers permit issued.

Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Parts 1 and 2.
- b. Administrative Code: Title 2, Div. 3, Arts. 1, 2 and 10.

OTHER PERTINENT INFORMATION:

An environmental impact report has been prepared and circulated to affected governmental agencies. No adverse comments were received.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. CERTIFY THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT BY THE DIVISION FOLLOWING EVALUATION OF COMMENTS AND CONSULTATION WITH PUBLIC AGENCIES WHICH WILL ISSUE APPROVALS FOR THE PROJECT.

CALENDAR ITEM NO. 9. (CONTD)

2. CONSIDER AND ADOPT ENVIRONMENTAL IMPACT REPORT NO. 145.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZE THE ISSUANCE TO JOHN AND ESTELLE MORAN OF A 10-YEAR NON-COMMERCIAL LEASE FROM MARCH 1, 1974; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$504, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF \$2,000 SURETY BOND; PROVISION OF PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$100,000/\$300,000 FOR PERSONAL INJURY AND \$25,000 FOR PROPERTY DAMAGE; FOR THE CONSTRUCTION AND MAINTENANCE OF A PIER, RAMP AND FLOATING DOCK ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20564

A strip of tide and submerged land 68 feet wide in the bed of Corte Madera Creek in Larkspur, Marin County, California, being 34 feet on each side of the following described centerline:

COMMENCING at the southeasterly corner of that certain parcel of land described in the Grant Deed to John A. Moran, et ux., recorded May 12, 1972, in Book 2567, at page 530, Official Records, Marin County; thence N 69° 15' W, 51.40 feet to the TRUE POINT OF BEGINNING; thence N 01° 15' E, 259 feet to the end of the herein-described centerline.

EXCEPTING THEREFROM any portion lying landward of the mean high tide line, as set forth in Case Number 14851, Superior Court of the State of California, Marin County, November 7, 1945.

END OF DESCRIPTION