

MINUTE ITEM

6/23/75
JEC

11. 49-YEAR PUBLIC AGENCY PERMIT, TIDE AND SUBMERGED LAND IN THE CORTE MADERA CREEK CANAL LINE, NEAR LARKSPUR, MARIN COUNTY; CITY OF LARKSPUR - W 20788; PRC 5019.

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

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT AND CERTIFIED BY THE CITY OF LARKSPUR ON JULY 17, 1974.
2. CERTIFIES THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT OF THE CITY OF LARKSPUR HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINES THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZES THE ISSUANCE TO THE CITY OF LARKSPUR OF A 49-YEAR PUBLIC AGENCY PERMIT FROM JANUARY 1, 1975, IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, 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; FOR THE CONSTRUCTION AND MAINTENANCE OF A BICYCLE PATH AND PARKWAY; ON LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 10 (3 pages)

CALENDAR ITEM

10.

6/75
JEC
W 20788

PUBLIC AGENCY PERMIT

APPLICANT: City of Larkspur
P. O. Box 585
Larkspur, California 94939

AREA, TYPE LAND AND LOCATION:
A 0.490-acre parcel of tide and submerged land in the Corte Madera Creek Canal line, near Larkspur, Marin County.

LAND USE: Construction and maintenance of a bicycle path and parkway.

TERMS OF PROPOSED PERMIT:
Initial period: 49 years, from January 1, 1975.

CONSIDERATION: The public use and benefit, 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 TERMS:
Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:
a. Public Resources Code: Div. 6, Parts 1 & 2.
b. Administrative Code: Title 2, Div. 3, Arts. 1, 2 & 10;
Title 14, Section 15085.

OTHER PERTINENT INFORMATION:
1. The annual rental value of the site is estimated to be \$588.
2. The City of Larkspur, as Lead Agency, circulated an Environmental Impact Report for this project pursuant to the provisions of C.E.Q.A., as amended. The comments received from the reviewing agencies and the related responses are included in the Final Environmental Impact Report.
3. The City of Larkspur filed a Notice of Determination with the Secretary for Resources on March 24, 1975, wherein it was determined that the proposed project would not have a significant effect on the environment. The Division staff has reviewed these documents and concurs in the findings of the lead agency.

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

CALENDAR ITEM 10.(CONTD)

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT AND CERTIFIED BY THE CITY OF LARKSPUR ON JULY 17, 1974.
2. CERTIFY THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT OF THE CITY OF LARKSPUR HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZE THE ISSUANCE TO THE CITY OF LARKSPUR OF A 49-YEAR PUBLIC AGENCY PERMIT FROM JANUARY 1, 1975, IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, 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; FOR THE CONSTRUCTION AND MAINTENANCE OF A BICYCLE PATH AND PARKWAY; ON LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20788

An irregular shaped parcel of land lying within the Corte Madera Canal as shown on Map. No. 2, of Salt Marsh and Tidelands, situate in the County of Marin, State of California, prepared by Order of the Board of Tideland Commissioners dated May 10, 1871, and on file in the Office of the State Lands Division, Sacramento, California: said parcel being bounded on the north by the Rancho Punta De Quentin, on the northeast by the Board of Tideland Commissioners Lot No. 26, Section 11, T 1N, R 5W, MDM. as shown on said map, on the northwest by the Board of Tideland Commissioners Lot No. 26 $\frac{1}{2}$ of said Section 11 as shown on said map, and on the south by a line 12 feet southerly, measured at right angles to, the southerly right-of-way of Sir Francis Drake Boulevard as shown on that certain Record of Survey recorded in Book 11 of Surveys at page 33 records of said County.

END OF DESCRIPTION