

MINUTE ITEM

6/23/75
JEC

12. 15-YEAR PUBLIC AGENCY PERMIT TIDE AND SUBMERGED LAND IN SAN PABLO BAY, NEAR MCNEAR'S BEACH, MARIN COUNTY; DEPARTMENT OF NAVIGATION AND OCEAN DEVELOPMENT; PRC 5020 W 20825.

After consideration of Calendar Item 11 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 DEPARTMENT OF NAVIGATION AND OCEAN DEVELOPMENT ON AUGUST 30, 1974.
2. CERTIFIES THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT OF THE DEPARTMENT OF NAVIGATION AND OCEAN DEVELOPMENT HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINES THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZES ISSUANCE TO THE DEPARTMENT OF NAVIGATION AND OCEAN DEVELOPMENT OF A 15-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 INSTALLATION AND MAINTENANCE OF 7 BOAT MOORING BUOYS, ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 11 (3 pages)

CALENDAR ITEM

11.

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PUBLIC AGENCY PERMIT

APPLICANT: Department of Navigation and Ocean Development
1416 Ninth Street
Sacramento, California 95814

AREA, TYPE LAND AND LOCATION: A 22.92-acre parcel of tide and submerged land
in San Pablo Bay, near McNear's Beach, Marin
County.

LAND USE: Installation and maintenance of 7 mooring buoys.

TERMS OF PROPOSED PERMIT:
Initial period: 15 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, FEES AND EXPENSES:
The County of Marin, as upland owner, approved this
project under Resolution No. 74-332, adopted
October 8, 1974.

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 \$1,500.
2. Pursuant to the provisions of C.E.Q.A., as
amended, the Department of Navigation and
Ocean Development, as lead agency, circulated
an Environmental Impact Report for this project.
No comments were received from the reviewing
agencies. The Department of Navigation and
Ocean Development submitted a Notice of Deter-
mination to the office of the Secretary for
Resources on August 30, 1974, wherein it was
determined that the proposed project would not
have a significant effect on the environment.
The Division staff has reviewed the environmental
documents and concurs in the applicant's findings.

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3. Pursuant to Public Resources Code 6370.1, this project is situate on State land identified as environmentally significant.

The project is determined to be a compatible use consistent with identified significant environmental values.

4. These buoys are for the use and enjoyment of the general public. There will be no fee charged for the use of this facility. Section 2 of the permit requires that this Division be notified within 20 days in the event any monetary charge is made to the public.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT AND CERTIFIED BY THE DEPARTMENT OF NAVIGATION AND OCEAN DEVELOPMENT ON AUGUST 30, 1974.
2. CERTIFY THAT THE INFORMATION CONTAINED IN THE ENVIRONMENTAL IMPACT REPORT OF THE DEPARTMENT OF NAVIGATION AND OCEAN DEVELOPMENT HAS BEEN REVIEWED AND CONSIDERED BY THE COMMISSION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZE ISSUANCE TO THE DEPARTMENT OF NAVIGATION AND OCEAN DEVELOPMENT OF A 15-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 INSTALLATION AND MAINTENANCE OF 7 BOAT MOORING BUOYS, ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20825

A parcel of tide and submerged land lying in the bed of San Pablo Bay within T 2 N, R 3 W, MDM, adjacent to McNear's Beach, Marin County, State of California, being more particularly described as follows:

BEGINNING at the most northerly corner of that certain parcel of land described as Parcel One in the Deed of Trust from William Gottschalk, et al., and Marin County Abstract and Title Company, a corporation, recorded on March 17, 1961, in Book 1445 of Official Records at Page 87, Marin County Records, thence along the following five courses:

1. N 45° W 1200 feet;
2. East 800 feet;
3. S 45° E 2400 feet;
4. West 800 feet;
5. N 45° W 1200 feet to the point of beginning.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark.

END OF DESCRIPTION