

MINUTE ITEM

This Calendar Item No. 51  
was approved as Minute Item  
No. 7 by the State Lands  
Commission by a vote of 3  
to 0 at its 3-25-76  
meeting.

CALENDAR ITEM

C1

3/76  
HAM  
W 20860  
PRC 5098

PUBLIC AGENCY PERMIT

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

AREA, TYPE LAND AND LOCATION:  
A parcel of submerged land in the State owned  
bed of Piper Slough containing 0.115 acre  
adjacent to the State recreation area know as  
Ruth Property-Little Franks Tract, Contra  
Costa County,

LAND USE: A shore access dock to provide 6-boat slips  
for public use.

TERMS OF PROPOSED LEASE:  
Initial period: 49-years, from April 1, 1976.

CONSIDERATION: The public use and benefit to apply only for  
as long as public use and access is free with  
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:  
Applicant is permittee 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 & 11.

OTHER PERTINENT INFORMATION:  
1. The annual rental value of the site of  
estimated to be \$450.  
2. This project is situated on State land  
identified as environmentally significant,  
pursuant to Public Resources Code 6370.1,  
and is classified in a significant use  
category, Class B: Limited Use. The  
project is determined to be a compatible  
use consistent with identified significant  
environmental values. Staff has cleared  
this project with the Department of Fish  
and Game, the agency which nominated the  
subject land for a Class "B" designation.

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CALENDAR ITEM NO. C1 (CONTD)

3. A Negative Declaration was prepared by the Department of Navigation and Ocean Development, pursuant to CEQA and implementing regulations. A Notice of Determination has been received.

EXHIBITS:      A. Land Description.      B. Location Map.  
                  C. Notice of Determination.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE DEPARTMENT OF NAVIGATION AND OCEAN DEVELOPMENT, ON JANUARY 10, 1976.
2. CERTIFY THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. FIND THAT GRANTING OF THE APPLICATION WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1 ET SEQ. OF THE PUBLIC RESOURCES CODE.
5. AUTHORIZE ISSUANCE TO THE STATE DEPARTMENT OF NAVIGATION AND OCEAN DEVELOPMENT OF A 49-YEAR PUBLIC AGENCY PERMIT FROM APRIL 1, 1976, IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT TO APPLY ONLY FOR AS LONG AS PUBLIC USE AND ACCESS IS FREE WITH 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 A 6-BOAT SHORE ACCESS DOCK ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20860

A parcel of submerged land in the State owned bed of Piper Slough, adjacent to Frank's Tract, Contra Costa County, more particularly described as follows:

BEGINNING at a point in the levee road on the south side of Division "A" (Ruth property - Frank's Tract) adjacent to Piper Slough, said point having coordinates of North 565,852 and East 1,671,690; said point bearing N 43° 50' E, 1,005.0 feet from State Lands Commission Monument "Sta. J.P."; said monument having coordinates of North 565,129.68 and East 1,670,890.58; thence from said point of beginning:

S 30° W, 50.0 feet; thence  
N 60° W, 100.00 feet; thence  
N 30° E, 50.0 feet; thence  
S 60° E, 100 feet to the point of beginning.

EXCEPTING THEREFROM any portion thereof lying landward of the ordinary high water mark.  
Bearings, distances and coordinates based on Calif. Coordinates Zone III  
END OF DESCRIPTION

Prepared John L. Coia Checked J. J. Kunnecke  
Reviewed Donald B. ... Date 2/24/76

