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CALENDAR ITEM

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WP 3542  
Vaughn  
PRC 3542

GENERAL PERMIT  
RECREATIONAL USE

APPLICANT: Jeanne Buttmer  
115 Harbor Drive  
Novato, California 94947

AREA, TYPE LAND AND LOCATION: A 2,587 square foot parcel of tide and submerged land in Petaluma River, Blackpoint, Marin County.

LAND USE: Existing walkway, shed, platform and float.

TERMS OF PROPOSED PERMIT: Initial period: 10 years from March 1, 1977.

Public liability insurance: Combined single limit coverage of \$100,000.

CONSIDERATION: \$50 per annum, with the State reserving the right to fix a different rental on each fifth anniversary of the permit.

BASIS FOR CONSIDERATION: \$50 fixed rental for this type of permit.

PREREQUISITE TERMS, FEES AND EXPENSES: Applicant is owner of upland.

Filing fee and first year's rent have been received.

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. An EIR is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907, Class 1B, which exempts an existing structure or facility that

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is in an acceptable state of repair and there is no evidence of record to show injury to adjacent property, shoreline erosion, or other types of environmental degradation.

2. This project is situated on State land identified as possessing significant environmental values pursuant to Public Resources Code 6370.1, and is classified in a use category, Class B which authorizes Limited Use.

Staff review indicates that there will be no significant effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.

3. In that the actual structures consist of approximately 1,799 square feet, it does not fall under the purview of Section 6503 of the Public Resources Code as amended by Chapter 431, Statutes of 1977.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. FIND THAT GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE PUBLIC RESOURCES CODE.
3. AUTHORIZE ISSUANCE TO JEANNE BUTTIMER OF A 10-YEAR GENERAL PERMIT - RECREATIONAL USE FROM MARCH 1, 1977; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$50, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISION OF PUBLIC LIABILITY INSURANCE, COMBINED SINGLE LIMIT COVERAGE OF \$100,000; FOR AN EXISTING WALKWAY, SHED, PLATFORM AND FLOAT ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

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A parcel of land in the bed of Petaluma River, Marin County, California, said parcel being immediately beneath a float, storage shed, platforms, boardwalks and walkways; TOGETHER WITH a necessary use area extending no more than 10 feet from any of the abovesetioned structures, said structures being adjacent to and northeasterly of that land described in the Grant Deed recorded April 30, 1970, in Book 2370, page 167, Official Records of Marin County.

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

END OF DESCRIPTION

Prepared M. L. Shaff Checked R. H. Hoff  
Reviewed W. W. Kunnecke Date March 8, 1977

REVISED 1/3/78