

MINUTE ITEM

This Calendar Item No. C20 was approved as Minute Item No. 20 by the State Lands Commission by a vote of 3 to 0 at its 11/27/78 meeting.

CALENDAR ITEM

C20.

GENERAL PERMIT RECREATIONAL USE

11/78
WP 5319
Griggs
PRC 5319

APPLICANT: Ethel Godoy
12 Glen Lane
Novato, California 94947

AREA, TYPE LAND AND LOCATION:
A 0.02+ acre parcel (1200 square foot) of tide and submerged land in and adjacent to the Petaluma River, Blackpoint, Marin County.

LAND USE: Ark, shed, platform and walkways.

TERMS OF ORIGINAL PERMIT:
Initial period: 10 years from March 1, 1977.
Public liability insurance: Combined single limit coverage of \$100,000 for bodily injury and property damage.
Consideration: \$40, 5-year review.

TERMS OF PROPOSED PERMIT:
Initial period: 10 years from October 1, 1978.
Public liability insurance: \$100,000 for bodily injury and property damage.

CONSIDERATION: \$40 per annum, with the State reserving the right to fix a different rental on each fifth anniversary of the permit.

BASIS FOR CONSIDERATION:
\$40 fixed rental for this type of permit.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is permittee of upland.
Filing fee and first year's rent have been received.

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STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 & 2.
- B. Cal. Adm. Code: Title 2, Div. 3.

OTHER PERTINENT INFORMATION:

- 1. The site was previously occupied by Charles G. and Eugene Huber. The improvements were purchased by Ethel Godoy. A Quitclaim Deed has been received from Charles and Eugene Huber, releasing interest in PRC 5319.1.
- 2. An EIR is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907, Class 1(B), which exempts an existing structure or facility that 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.
- 3. This project is situated on State land identified as possessing significant environmental values pursuant to P.R.C. 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.

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 P.R.C. 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 P.R.C.

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3. AUTHORIZE THE ACCEPTANCE OF A QUITCLAIM DEED, FOR THAT GENERAL PERMIT - RECREATIONAL USE DESIGNATED AS PRC 5319.1.

4. AUTHORIZE ISSUANCE TO ETHEL GODOY OF A 10-YEAR GENERAL PERMIT - RECREATIONAL USE FROM OCTOBER 1, 1978; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$40, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISIONS OF PUBLIC LIABILITY INSURANCE IN AMOUNT OF \$100,000 COMBINED SINGLE LIMIT COVERAGE FOR BODILY INJURY AND PROPERTY DAMAGE, FOR AN EXISTING ARK, SHED, PLATFORM AND WALKWAYS ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 5319

A parcel of land in the bed of Petaluma Creek at Black Point, Marin County, California, said parcel being immediately beneath a walkway, ark, shed and platform, TOGETHER WITH a necessary use area extending no more than 10 feet from the extremities of said structures, said structures being on and adjacent to the right bank of Petaluma Creek, northeasterly from Allardt's High Water Mark, Station 241, as shown on the "MAP OF THE ORDINARY HIGH WATER MARK ON THE RIGHT BANK OF PETALUMA CREEK," filed July 25, 1960, in Can "E", Serial No. 19165, Official Records of Marin County.

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

END OF DESCRIPTION

Prepared R. N. Hoff Checked M. L. Shafer

Reviewed W. W. Kunnecke Date 4/27/77

Retyped 10/13/78

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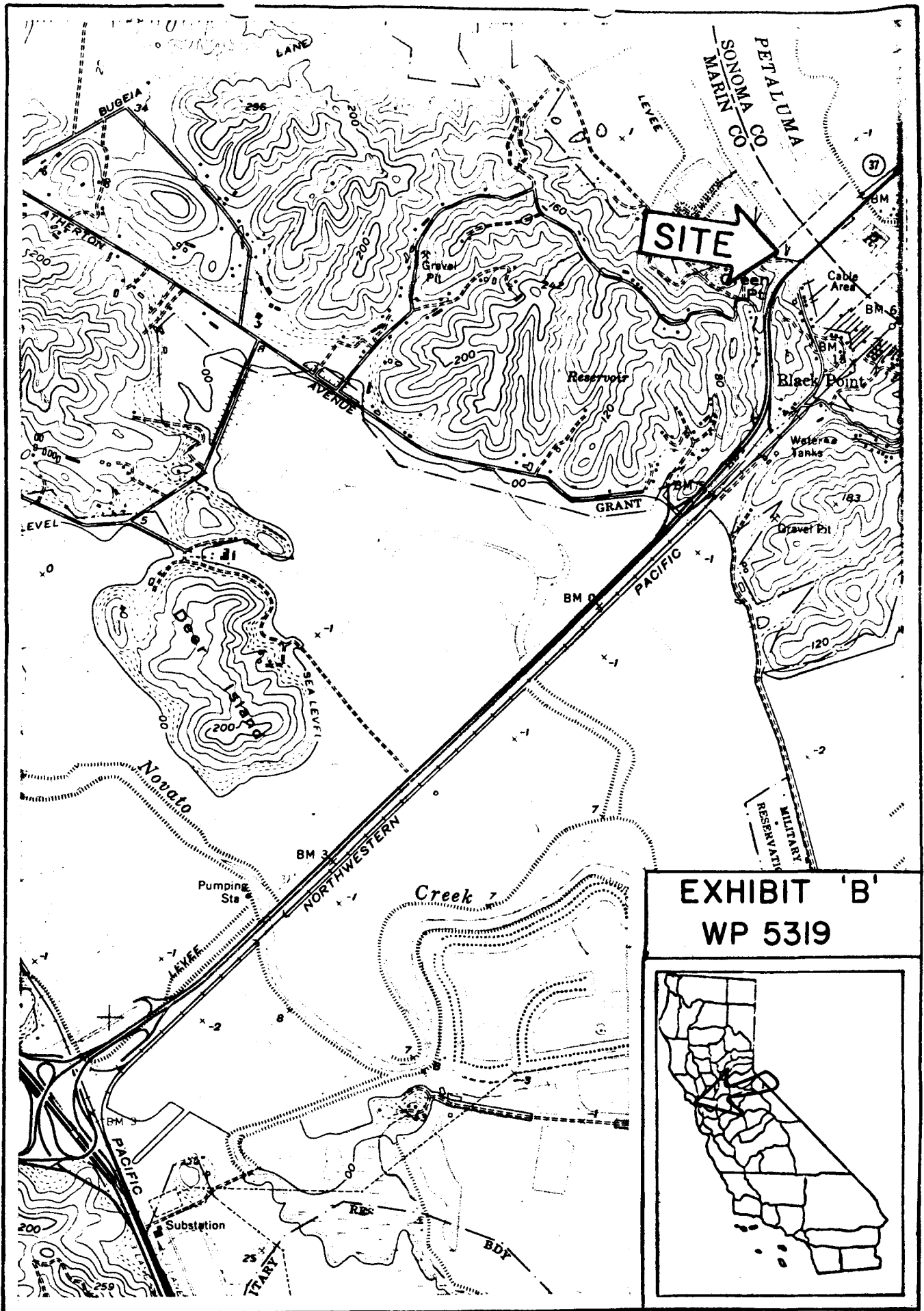


EXHIBIT 'B'
WP 5319

