

MINUTE ITEM

This Calendar Item No. 03
was approved as Minute Item
No. 13 by the State Lands
Commission by a vote of 2
to 0 at its 12/12/1989
meeting.

CALENDAR ITEM

A 9
S 3

013

12/12/89
PRC 5020
Bancroft

ACCEPTANCE OF A QUITCLAIM DEED
GENERAL PERMIT - PUBLIC AGENCY USE

PARTY: Department of Boating and Waterways
1629 "S" Street
Sacramento, California 95814-7291

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

LAND USE: Location and maintenance of seven mooring buoys.

TERMS OF ORIGINAL LEASE:
Initial period: 15 years beginning 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.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. C. . Regs. 2003.

APPLICANT STATUS:
Applicant is permittee of upland.

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Code Regs.: Title 2, Div. 3;
Title 14, Div. 6.

AB 884: N/A.

OTHER PERTINENT INFORMATION:

- 1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: P.R.C. 21065 and 14 Cal. Code Regs. 15378.

- 2. By letter dated June 5, 1989, the Department of Boating and Waterways indicated that the subject permit would not be renewed and that the seven buoys authorized by the permit had been removed. Removal of the buoys has been verified.

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

IT IS RECOMMENDED THAT THE COMMISSION:

- 1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. CODE REGS. 15378.
- 2. AUTHORIZE ACCEPTANCE OF A QUITCLAIM DEED, EFFECTIVE DECEMBER 31, 1989, COVERING PERMIT PRC 5020 AS DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

PRC 5020.9

LAND DESCRIPTION

A parcel of tide and submerged land lying in the bed of San Pablo Bay within T2N, R5W, 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

REVIEWED JUNE 23, 1989 BY BIU 1.

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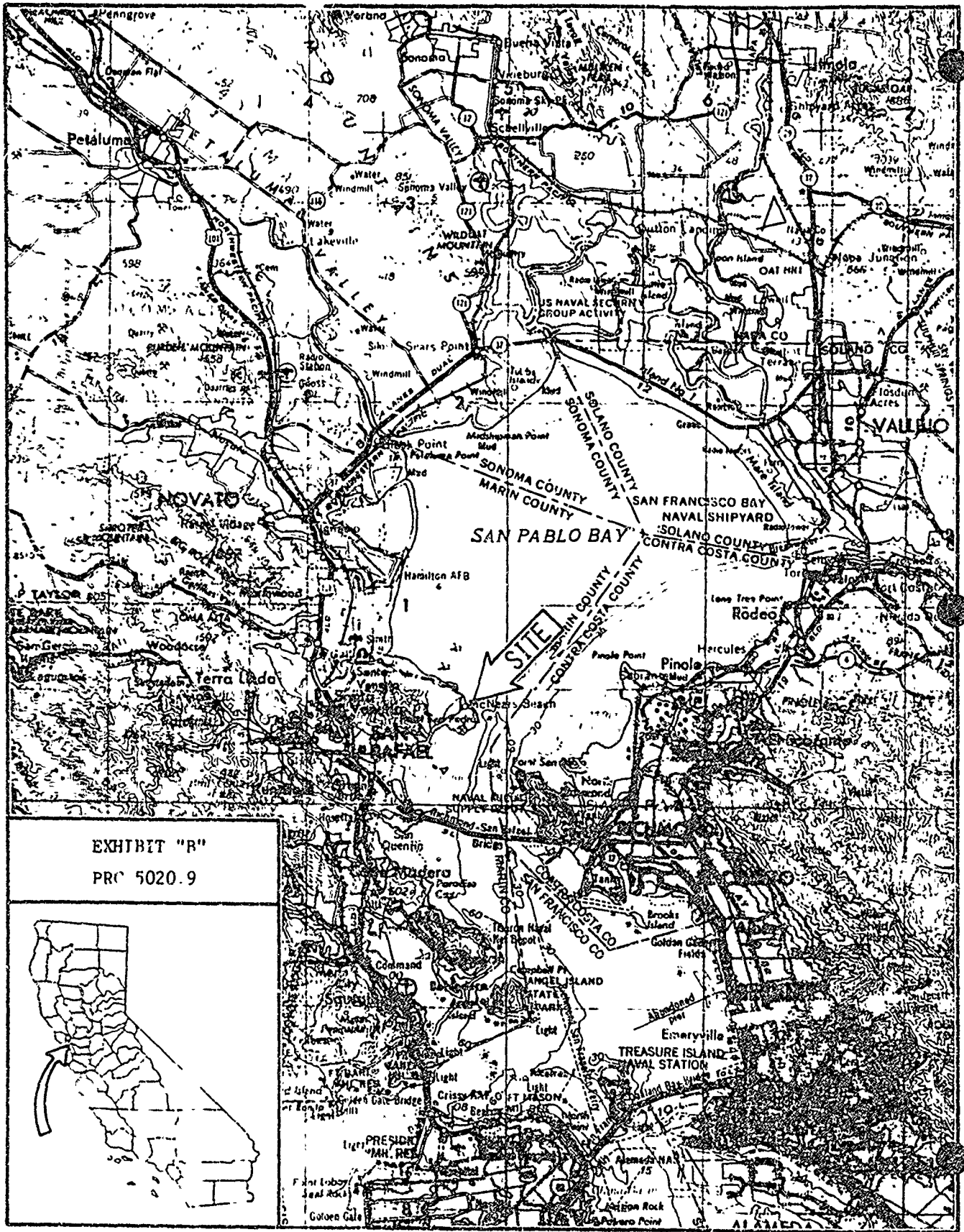


EXHIBIT "R"
 PRC 5020.9

