

4. PUBLIC AGENCY PERMIT (RIGHT OF WAY), SOVEREIGN AND SWAMP AND OVERFLOWED LANDS, CORTE MADERA CREEK, MARIN COUNTY - MARIN COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT - W.O. N-0109, P.R.C. 3926.9.

After consideration of Calendar Item 18 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE TO MARIN COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT OF A 49-YEAR PUBLIC AGENCY PERMIT (RIGHT OF WAY) FROM APRIL 1, 1968, IN CONSIDERATION OF THE PUBLIC PROTECTION AND BENEFIT, FOR A RIGHT OF WAY TO CONSTRUCT A FLOOD CONTROL CHANNEL ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF. THIS AUTHORIZATION DOES NOT INCLUDE THE RIGHT TO DREDGE OR EXTRACT ANY MINERALS.

Attachment

Calendar Item 18 (2 pages)

18.

PUBLIC AGENCY PERMIT
(RIGHT OF WAY)

APPLICANT: Marin County Flood Control & Water Conservation District

LOCATION: All sovereign and swamp and overflowed lands within Corte Madera Creek and lying northwesterly of Bon Air Bridge, Marin County

PROPOSED USE: The construction of a flood control channel

TERM: 49 years, from April 1, 1968

CONSIDERATION: No charge (the public protection and benefit)

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509
- b. Administrative Code: Title 2, Div. 3, Secs. 2000-2011
- c. Commission policy: Minute Item 18 of November 18, 1959

OTHER PERTINENT INFORMATION:

Construction of the channel, which will traverse an area of approximately 300 x 600 feet, will be under the direction and control of the U. S. Army Corps of Engineers. This is Phase II of a project that provides for effective drainage of Corte Madera Creek and Canal basin from a point at College Avenue into deep waters of San Francisco Bay. Phase I of the project is covered by Lease P.R.C. 3485.9, which was authorized by the Commission on April 28, 1966.

EXHIBITS: A. Legal description B. Location map

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO MARIN COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT OF A 49-YEAR PUBLIC AGENCY PERMIT (RIGHT OF WAY) FROM APRIL 1, 1968, IN CONSIDERATION OF THE PUBLIC PROTECTION AND BENEFIT, FOR A RIGHT OF WAY TO CONSTRUCT A FLOOD CONTROL CHANNEL ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF. THIS AUTHORIZATION DOES NOT INCLUDE THE RIGHT TO DREDGE OR EXTRACT ANY MINERALS.

Attachment: Exhibit "A"

EXHIBIT "A"

Legal Description

W.O. N0109

Department of Public Works, Marin County

All those certain undisposed swamp and overflowed tide and submerged lands of the State of California, lying within the Corte Madera Creek and Canal, situated in the County of Marin, State of California, being bounded on the east by the Bon Air Bridge as existing on February 7, 1968, and on the west by the College Avenue Bridge.