

MINUTE ITEM

2/24/72  
EWC

8. 20-YEAR NONCOMMERCIAL LEASE, TIDE AND SUBMERGED LAND IN BED OF CORTE MADERA CANAL AT LARKSPUR, MARIN COUNTY; SILVER PAVILION ASSOCIATION - W 20047, PRC 4647.1.

After consideration of Calendar Item 1 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. FINDS THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 35 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A LEASE AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZES THE ISSUANCE TO SILVER PAVILION ASSOCIATION OF A 20-YEAR NONCOMMERCIAL LEASE, FROM NOVEMBER 1, 1971, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$765, WITH THE STATE RESERVING THE RIGHT TO RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY, AND PROVISION OF A \$1,000 SURETY BOND, PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$250,000/\$500,000 FOR PERSONAL INJURY AND \$50,000 FOR PROPERTY DAMAGE; FOR THE CONSTRUCTION AND MAINTENANCE OF AN ACCOMMODATION PIER ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 1 (3 pages)

CALENDAR ITEM

2/72  
W 20047  
EWC

1.

NONCOMMERCIAL LEASE

APPLICANT: Silver Pavilion Association.

LOCATION: A 0.152-acre parcel of tide and submerged land in the bed of Corte Madera Canal at Larkspur, Marin County.

LAND USE: Construction and maintenance of an accommodation pier.

TERMS: Initial period: 20 years, from November 1, 1971.  
Renewal options: 2 additional periods of 10 years each.  
Surety bond: \$1,000. Public liability insurance: \$250,000/\$500,000 for personal injury, and \$50,000 for property damage.

CONSIDERATION: \$765.00 per annum, with the State reserving the right to review and reset a reasonable rental on each fifth anniversary.

BASIS FOR CONSIDERATION: 6% of appraised value of land.

PREREQUISITE ITEMS:  
U. S. Army Corps of Engineers permit has been applied for, and no lease will be issued until it is received by this Division.  
  
Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:  
a. Public Resources Code: Div. 6, Parts 1 and 2.  
b. Administrative Code: Title 2, Div. 3, Arts. 1 and 2 as amended effective May 10, 1969.

OTHER PERTINENT INFORMATION:  
An environmental statement has been circulated to agencies and persons with jurisdiction or expertise. No adverse comments have been received.

EXHIBITS: A. Land description. B. Location map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 35 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A LEASE AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.

CALENDAR ITEM 1. (CONTD.)

2. AUTHORIZE THE ISSUANCE TO SILVER PAVILION ASSOCIATION OF A 20-YEAR NON-COMMERCIAL LEASE, FROM NOVEMBER 1, 1971, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$765, WITH THE STATE RESERVING THE RIGHT TO RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY, AND PROVISION OF A \$1,000 SURETY BOND, PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$250,000/\$500,000 FOR PERSONAL INJURY AND \$50,000 FOR PROPERTY DAMAGE; FOR THE CONSTRUCTION AND MAINTENANCE OF AN ACCOMMODATION PIER ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

## LAND DESCRIPTION

A parcel of tide and submerged land lying in the bed of Corte Madera Canal, in Marin County, California, immediately adjacent to Lots 72 and 73 as shown on the map entitled "Map of Bon Air Sub. No. Five", which map was filed in the office of the County Recorder of said County in Volume 10 of Maps at Page 88, and being more particularly described as follows:

COMMENCING on the northerly line of Corte Madera Creek at the southeasterly corner of Lot 72 as described in the above mentioned map, said corner having California Coordinate System Zone 3 coordinates  $Y = 532,348.82$  feet, and  $X = 1,414,957.17$  feet and shown on the map entitled "Plat of Corte Madera Ark Sites" and recorded in Marin County Licensed Surveys Vol. 2, Page 98; thence, S.  $47^{\circ} 04' 20''$  W., 147.37 feet to the southwest corner of Lot 73 as described on the hereinbefore mentioned map of Bon Air Sub. No. Five; thence along said northerly line of Corte Madera Canal N.  $47^{\circ} 04' 20''$  E., 5.00 feet to the TRUE POINT OF BEGINNING, thence the following three courses:

1. S.  $40^{\circ} 33'$  E., 81.00 feet;
2. N.  $50^{\circ} 45'$  E., 80.00 feet;
3. N.  $39^{\circ} 15'$  W., 86.24 feet to the said northerly line of the Corte Madera Canal, thence S.  $47^{\circ} 04' 20''$  W., 82.00 feet along said northerly line to the true point of beginning.

END OF DESCRIPTION