

MINUTE ITEM

5/24/72
LRA

9. 20-YEAR NONCOMMERCIAL LEASE FROM JUNE 1, 1972, TIDE AND SUBMERGED LAND IN THE BED OF CORTE MADERA CANAL AT LARKSPUR, MARIN COUNTY; CHARLES J. HENDRICKSON - W 20137, PRC 4674.1.

After consideration of Calendar Item 7 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. 56 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A NONCOMMERCIAL LEASE AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZES THE ISSUANCE TO CHARLES J. HENDRICKSON OF A 20-YEAR NONCOMMERCIAL LEASE FROM JUNE 1, 1972, WITH ONE 10-YEAR RENEWAL OPTION; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$402, PROVISION OF A \$1000 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, WITH THE STATE RESERVING THE RIGHT TO RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY.

Attachment:

Calendar Item 7 (3 pages)

CALENDAR ITEM

5/72
LRA
W 20137

7.

NON-COMMERCIAL LEASE

APPLICANT: Charles J. Hendrickson.

LOCATION: A 0.087-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 OF PROPOSED LEASE:
20 years, from June 1, 1972.

Renewal options: One additional period of ten years.

Surety bond: \$1,000. Public liability insurance:
\$250,000/\$500,000 for personal injury
and \$50,000 for property damage.

CONSIDERATION: \$402 per annum, with 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 TERMS:
U.S. Army Corps of Engineers permit issued.

Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:
a. Public Resources Code: Division 6, Parts 1 and 2.
b. Administrative Code: Title 2, Division 3, Articles 1 and 2.

OTHER PERTINENT INFORMATION:
An environmental impact report has been prepared and circulated to affected governmental agencies. No adverse comments were received.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 56 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A NON-COMMERCIAL LEASE AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.

CALENDAR ITEM NO. 7. (CONTD)

2. AUTHORIZE THE ISSUANCE TO CHARLES J. HENDRICKSON OF A 20-YEAR NON-COMMERCIAL LEASE FROM JUNE 1, 1972, WITH ONE 10-YEAR RENEWAL OPTION; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$402, 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, WITH THE STATE RESERVING THE RIGHT TO RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20157

A parcel of tide and submerged land situate in the City of Larkspur, Marin County, California, lying adjacent to mean high tide line of 1941, as established by Superior Court Case No. 14851, of Corte Madera Creek, more particularly described as follows:

BEGINNING at a point of intersection of said mean high tide line, and the east property line, as described in deed to Charles J. Hendrickson, recorded October 21, 1970, in Book 2410 of official records of Marin County, page 592; thence along said mean high tide line N. 71° 14' 16" W., 13.79 feet; thence leaving said mean high tide line the following eleven (11) courses:

1. N. 01° 11' 46" E., 15.4 feet;
2. N. 88° 48' 14" W., 14.0 feet;
3. N. 01° 11' 46" E., 26.0 feet;
4. N. 88° 48' 14" W., 8.0 feet;
5. N. 01° 11' 46" E., 27.0 feet;
6. S. 88° 48' 14" E., 70.0 feet;
7. S. 01° 11' 46" W., 27.0 feet;
8. N. 88° 48' 14" W., 8.0 feet;
9. S. 01° 11' 46" W., 26.0 feet;
10. N. 88° 11' 14" W., 14.0 feet;
11. S. 01° 11' 46" W., 24.6 feet to said mean high tide line of said creek; thence along said mean high tide line N. 71° 14' 16" W., 13.79 feet to true point of beginning.

END OF DESCRIPTION