

MINUTE ITEM

8/30/73
RGN

17. NAVIGATIONAL DREDGING PERMIT, NOVATA CREEK, NEAR COMMUNITY OF BEL-MARIN KEYS IN NORTHWEST SAN PABLO BAY AREA, MARIN COUNTY; BEL-MARIN COMMUNITY SERVICES DISTRICT - W 7251, PRC 4805.1.

After consideration of Calendar Item 15 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. 111 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, ISSUANCE OF THE DREDGING PERMIT AS RECOMMENDED HEREIN WILL NOT RESULT IN A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZES THE ISSUANCE TO THE BEL-MARIN KEYS COMMUNITY SERVICES DISTRICT OF A DREDGING PERMIT TO DREDGE 85,000 CUBIC YARDS OF MATERIAL FROM THOSE PORTIONS OF STATE SOVEREIGN LANDS IN NOVATO CREEK, AS DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, AND TO SPOIL THE DREDGED MATERIAL UPLAND AND ON PRIVATELY OWNED PROPERTY; REQUIRING A ROYALTY IN THE AMOUNT OF \$0.10 PER CUBIC YARD BE PAID TO THE STATE FOR ALL MATERIAL SO DREDGED AND SPOILED; SUCH PERMISSION TO BE EFFECTIVE AUGUST 30, 1973, TO DECEMBER 31, 1975.

Attachment: Calendar Item 15 (4 pages)

CALENDAR ITEM

8/73

RGN

15.

W 7251

NAVIGATIONAL DREDGING PERMIT

APPLICANT: Bel-Marin Community Services District.

DREDGING LOCATION:

Novato Creek, near community of Bel-Marin Keys in north-west San Pablo Bay area, Marin County.

OWNERSHIP: State sovereign (navigable stream) lands.

SPOILS LOCATION:

Three separate areas of about 8-10 acres each located in mud-flats south of Bel-Marin Keys Community, owned by Jack Hunt West, Jr.

CONSIDERATION: Ten cents per cubic yard royalty.

OTHER PERTINENT DATA:

1. Other portions of Novato Creek were dredged under the following two permits:

PRC 2845.9: Marin County Department of Public Works; 1962-1964; 381,845 C.Y.; no royalty on upland spoils (public agency).

PRC 3412.9. Jack Hunt West, Jr.; 1965-1967; 584,000 C.Y.; five cents per C.Y. royalty for any material placed on private property.
2. Permission for the work has been authorized by the Corps of Engineers (Permit No. 73-3) and the State Water Resources Control Board (Certificate No. 72-61). The project is not within the BCDC area of jurisdiction.
3. That portion of Novato Creek which is to be dredged partially encircles a lagoon and entrance lock that will also be dredged. Such lock and lagoon are not State lands, however, and as such are not a part of the proposed permit.
4. Pursuant to the requirements of Section 6371 of the Public Resources Code, an environmental impact report has been prepared concluding that the proposed project will not have a significant detrimental environmental

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effect. Copies of the report, EIR No. 111, have been filed in the offices of the Commission in Long Beach and Sacramento and are available to the public.

EXHIBITS: A. Description of Dredge Area.
 B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 111 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, ISSUANCE OF THE DREDGING PERMIT AS RECOMMENDED HEREIN WILL NOT RESULT IN A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZE THE ISSUANCE TO THE BEL-MARIN KEYS COMMUNITY SERVICES DISTRICT OF A DREDGING PERMIT TO DREDGE 85,000 CUBIC YARDS OF MATERIAL FROM THOSE PORTIONS OF STATE SOVEREIGN LANDS IN NOVATO CREEK, AS DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, AND TO SPOIL THE DREDGED MATERIAL UPLAND AND ON PRIVATELY OWNED PROPERTY; REQUIRING A ROYALTY IN THE AMOUNT OF \$0.10 PER CUBIC YARD BE PAID TO THE STATE FOR ALL MATERIAL SO DREDGED AND SPOILED; SUCH PERMISSION TO BE EFFECTIVE AUGUST 30, 1973, TO DECEMBER 31, 1975.

Attachment: Exhibit "A"

EXHIBIT "A"

W 7251

Those parcels of tide and submerged land in the bed of Novato Creek, Marin County adjacent to and contiguous with that Boundary line Agreement No. 21 between the State of California and Jack Hunt West, Jr., Evelyn West, Jack Hunt West, and Levona West recorded in Book 1612, Official Records at page 609, Marin County Records, described as follows:

PARCEL 1

BEGINNING at a point at the most easterly end of that course in the above-mentioned boundary line agreement having a bearing of N 45° 10' 58" E, said point also being the most westerly corner of Lot 1 of Bel-Marín Keys Unit No. 1-B; thence from said point of beginning and along said boundary line agreement and said Bel-Marín Keys Unit No. 1-B concave northwesterly along a curve having a radius of 306.30 feet through a central angle of 38° 57' 28", a distance of 208.27 feet; thence tangent to said curve N 6° 13' 30" E, 80.86 feet to the beginning of a tangent curve concave westerly and having a radius of 406.30 feet; thence northerly along said curve through a central angle of 9° 12' 38", a distance of 65.31 feet to the beginning of a compound curve concave westerly and having a radius of 300.00 feet; thence northerly along said curve through a central angle of 39° 10' 36", a distance of 205.13 feet; thence leaving said boundary line agreement and Bel-Marín Keys Unit No. 1-B S 47° 50' 16" W, 80.70 feet; thence S 2° 59' 08" E, 138.53 feet to the beginning of a tangent curve concave westerly and having a radius of 276.30 feet; thence southerly along said curve through a central angle of 9° 12' 38", a distance of 44.42 feet; thence tangent to said curve S 6° 13' 30" W, 80.86 feet to the beginning of a tangent curve concave westerly and having a radius of 176.30 feet; thence southerly along said curve through a central angle of 38° 57' 28", a distance of 119.87 feet; thence tangent to said curve S 45° 10' 58" W, 70.00 feet; thence S 44° 49' 02" E, 130.00 feet; N 45° 10' 58" E, 70.00 feet to the point of beginning.

EXCEPTING THEREFROM any land lying landward of the ordinary high water mark.

PARCEL 2

BEGINNING at a point at the most westerly end of that course in the above-mentioned boundary line agreement having a bearing of S 84° 26' 44" E, said point also being the northwest corner of Lot 37 of Bel-Marín Keys Unit No. 1-B; thence S 84° 26' 44" E, 89.32 feet to the beginning of a tangent curve concave northerly and having a radius of 750.00 feet; thence easterly along said curve through a central angle of 30° 13' 11", a distance of 395.58 feet; thence tangent to said curve N 65° 20' 05" E, 185.01 feet;

thence N 27° 43' 46" E, 163.88 feet; thence leaving said boundary line agreement and said Bel-Marin Keys Unit No. 1-B S 65° 20' 05" W, 314.84 feet; to the beginning of a tangent curve concave northerly and having a radius of 650.00 feet; thence westerly along said curve through a central angle of 30° 13' 11", a distance of 342.83 feet; thence tangent to said curve N 84° 26' 44" W, 774.40 feet; to a point on the above-mentioned boundary agreement line; thence S 73° 45' E, 420.74 feet; thence S 79° 50' E, 272.53 feet; thence S 84° 26' 44" E, 2.37 feet to the point of beginning.

EXCEPTING THEREFROM any land lying landward of the ordinary high water mark.

PARCEL 3

BEGINNING at a point on the above-mentioned boundary agreement line S 18° 47' 17" E, 23.21 feet from the most southeasterly corner of Lot 80 of Bel-Marin Keys Unit No. 1; thence from said point of beginning and along the boundary agreement line S 18° 47' 17" E, 470.00 feet; thence leaving said boundary agreement line N 71° 12' 43" E, 80.00 feet; thence N 18° 47' 17" W, 725.19 feet to the above-mentioned boundary agreement line; thence S 0° 30' 00" E, 167.94 feet along said boundary agreement line; thence S 12° 10' 00" E, 98.00 feet; thence S 77° 00' 00" W, 16.07 feet to the point of beginning.

EXCEPTING THEREFROM any land lying landward of the ordinary high water mark.

END OF DESCRIPTION