

MINUTE ITEM

12/20/73
GRH

13. 5-YEAR USE PERMIT, TIDE AND SUBMERGED LAND IN PIPER SLOUGH, BETHEL ISLAND, CONTRA COSTA COUNTY; ALVAN L. WALTZ - W 8913, PRC 4846.1.

After consideration of Calendar Item 11 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC SECTION 21085 AND 14 CAL. ADM. CODE SECTION 15070(c).
2. AUTHORIZES THE ISSUANCE TO ALVAN L. WALTZ OF A 5-YEAR USE PERMIT FROM NOVEMBER 18, 1970; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$75; PROVISION OF \$1,000 SURETY BOND; FOR THE MAINTENANCE OF A FLOATING BOAT SHED ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 11 (3 pages)

CALENDAR ITEM

12/73
GRH
W 8913

11.

USE PERMIT

APPLICANT: Alvan L. Waltz.

LOCATION: A 0.07-acre parcel of tide and submerged land in Piper Slough, adjacent to Lot 72, Irvine Bloomfield Subdivision, Bethel Island, Contra Costa County.

LAND USE: Recreational boating facility.

TERMS OF PROPOSED LEASE:

5 years, from November 18, 1970.

Surety bond: \$1,000.

CONSIDERATION: \$75 per annum.

BASIS FOR CONSIDERATION:

\$75 fixed rental for this type of lease or permit.

PREREQUISITE TERMS:

U. S. Army Corps of Engineers permit issued.

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, 2 and 10.

OTHER PERTINENT INFORMATION:

1. This site was previously covered by Lease PRC 3408.1 issued on January 26, 1966. Improvements authorized at that time were a covered, floating boat shed. There has been no substantial change in the structures; accordingly, an environmental impact report is not required pursuant to 14 Cal. Adm. Code 15070(c).
2. The prior lease was issued for a nominal fee of \$25 for 5 years. In 1969, the Commission adopted new rental rates which requires \$75 per annum for this land use.

EXHIBITS:

- A. Land Description. B. Location Map.

CALENDAR ITEM NO. 11. (CONTD)

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC SECTION 21085 AND 14 CAL. ADM. CODE SECTION 15070(c).
2. AUTHORIZE THE ISSUANCE TO ALVAN L. WALTZ OF A 5-YEAR USE PERMIT FROM NOVEMBER 18, 1970; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$75; PROVISION OF \$1,000 SURETY BOND; FOR THE MAINTENANCE OF A FLOATING BOAT SHED ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 8913

A parcel of tide and submerged land in the bed of Piper Slough adjacent to Lot 72, Irvine Bloomfield Subdivision No. 2, as shown on a map recorded in Vol. 33 at page 37, records of Contra Costa County, California, being further described as follows:

COMMENCING at CSLC Triangulation Station Piper 1951, said Station having California coordinates of $X = 1,673,605.29$, $Y = 563,923.21$; thence $S 56^{\circ} 18' E$, 2230 feet to the TRUE POINT OF BEGINNING, said point being the intersection of the south line of Lot 72 of the Irvine Bloomfield Subdivision and the southwesterly bank of said Piper Slough; thence $N 79^{\circ} 45' E$, 60 feet; thence $N 06^{\circ} 39' W$, 56 feet; thence $S 79^{\circ} 45' W$, 60 feet to the southwesterly bank of Piper Slough; thence southerly along said bank to the true point of beginning.

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

This description is based upon the California Coordinate System, Zone 3.

END OF DESCRIPTION