

MINUTE ITEM

3/31/75  
JEC

3. 20-YEAR PUBLIC AGENCY PERMIT, TIDE AND SUBMERGED LAND IN THE PETALUMA RIVER AT BACK POINT, MARIN COUNTY; COUNTY OF MARIN AND THE WILDLIFE CONSERVATION BOARD, JOINTLY - W 20692, PRC 5000.

After consideration of Calendar Item 1 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 PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY MARIN COUNTY DATED OCTOBER 31, 1973.
2. CERTIFIES THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINES THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZES THE ISSUANCE TO THE COUNTY OF MARIN AND THE WILDLIFE CONSERVATION BOARD OF A 20-YEAR PUBLIC AGENCY PERMIT FROM MARCH 1, 1975; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR THE CONSTRUCTION AND MAINTENANCE OF A RECREATIONAL BOAT LAUNCH FACILITY; ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:  
Calendar Item 1 (3 pages)

CALENDAR ITEM

3/75  
JEC  
W 20692

1.

PUBLIC AGENCY PERMIT

APPLICANT: County of Marin and the Wildlife Conservation Board, jointly.

AREA, TYPE LAND AND LOCATION: A 4.191-acre parcel of tide and submerged land in the Petaluma River at Black Point, Marin County.

LAND USE: Construction and maintenance of a recreational boat launch facility.

TERMS OF PROPOSED LEASE: Initial period: 20 years, from March 1, 1975.

CONSIDERATION: The public use and benefit, with the State reserving the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest.

PREREQUISITE TERMS: Applicant is owner of the upland.

The County of Marin has received an Encroachment Permit from CALTRANS to build under the State Highway 37 bridge.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Parts 1 & 2.
- b. Administrative Code: Title 2, Div. 3, Arts. 1, 2 & 10.
- c. California Environmental Quality Act of 1970, as amended.

OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is estimated to be \$3,300.
2. The County of Marin, acting as lead agency, has prepared a Negative Declaration which was filed on November 6, 1973. A Notice of Determination was filed November 20, 1973, in the office of the County Clerk. The staff has reviewed these documents and concurs in the findings of the lead agency.

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

CALENDAR ITEM NO. 1. (CONTD)

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY MARIN COUNTY DATED OCTOBER 31, 1973.
2. CERTIFY THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZE THE ISSUANCE TO THE COUNTY OF MARIN AND THE WILDLIFE CONSERVATION BOARD OF A 20-YEAR PUBLIC AGENCY PERMIT FROM MARCH 1, 1975; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR THE CONSTRUCTION AND MAINTENANCE OF A RECREATIONAL BOAT LAUNCH FACILITY; ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20692

A parcel of tide and submerged land in the bed of Petaluma Creek, County of Marin, State of California, more particularly described as follows:

BEGINNING at the easterly terminus of that certain course described as N 61° 05' 00" E, 1.58 feet in Parcel 3, in the Relinquishment of State Highway to the County of Marin dated September 13, 1948, and recorded in Book 1344, page 189, Official Records of said County; thence N 35° 40' 49" W, 506.67 feet to the easterly line of Parcel 2 as described in said Relinquishment; thence N 13° 52' 02" W, 29.00 feet to the northwesterly right-of-way line of the State of California highway known as Black Point Highway; thence along said highway N 46° 56' 33" E, 277.40 feet; thence leaving said highway S 43° 03' 27" E, 589.15 feet; thence S 53° 59' 43" W, 185.42 feet; thence S 59° 33' 00" W, 176.84 feet to the point of beginning.

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

This description is based on the California Coordinate System, Zone III.

END OF DESCRIPTION