

This Case No. 11
was approved by the
No. 3
Commission by a vote of 2
to 0 at its 4/20/77
meeting.

CALENDAR ITEM

08.

6/77
W 20436
SA
PRC 5314

GENERAL PERMIT - NON-COMMERCIAL USE

APPLICANT: You and Green Company

ADDRESS: 1st Air Center
Gwynn, VA 24304

AREA, TYPE AND LOCATION:

1.00-acre parcel of tide and submerged land lying
in the bed of Curtis Hadera Creek, Martin County.

LAND USE: construction and maintenance of an accommodation pier.

PERIOD OF PROPOSED USE:

Construction: 12 months from June 1, 1977.

Security bond: \$1,000.

Specialty Public Liability Insurance Combined Single
Limit: \$1,000,000.

CONSENT: 100% consent, with State reserving the right to fix
annual rental on each fifth anniversary of the
date.

DATE OF PERMIT:

For record rental for this type of permit.

PROPOSITIVE STATE AND FEDERAL FEES:

Applicant is owner of the land. Filing fee and
environmental costs received.

APPLICANT AND STATE COMPLIANCE:

Applicant complies with Code: Tit. 6, Parts 1 and 2.
Code: Title 2, Div. 4, Arts. 1, 2,
3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100.

DATE OF PERMIT:

Applicant has submitted an environmental impact report and a negative
certification of no significant impact by the Division pursuant
to the said implementing regulations.

Approval of the negative declaration was delayed
due to a number of questions about compliance issues. Since
the applicant has been allocated to continue the City
of Gwynn to prepare a consent for the remaining
portion of Curtis Hadera Creek that do not have
to be regulated.

CALENDAR ITEM NO. C8. (CONTD)

3. Staff recently concluded, through discussions with those agencies that nominated Corte Madera Creek, as well as others, that a cumulative environmental impact report is not necessary. Those nominating the parcel for the significant lands report find this project compatible with their nominations.

4. This project is situate on State land identified as possessing significant environmental values pursuant to Public Resources Code 6370.1, and is classified in a use category, Class C which authorizes multiple use.

EXHIBITS:

- A. Land Description
- B. Location Map

C. Negative Declaration

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 THE DIVISION.

2. CERTIFY THAT THE NEGATIVE DECLARATION #20436 HAS BEEN COMPLETED IN COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT OF 1970, AS AMENDED, AND THE STATE GUIDELINES, AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.

3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.

4. FIND THAT GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1 OF THE PUBLIC RESOURCES CODE.

5. AUTHORIZE ISSUANCE TO BON AIR SEVEN COMPANY OF A 25-YEAR GENERAL PERMIT FROM JUNE 1, 1977, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$90, WITH STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF A \$1,000 SURETY BOND; PROVISION OF PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$1,000,000 COVERED SINGLE LIMIT 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"

Lease. Bon Air Seven Company

W 20436

A parcel of land and submerged land lying in the bed of Corte Madera Creek, adjacent to lot 311, Bon Air subdivision No. Eight, Marin County, State of California, more particularly described as follows:

COMMENCING at the intersection of the northeasterly boundary of said lot 311, as shown on that certain map entitled "Map of BON AIR SUBDIVISION NO. EIGHT", filed July 9, 1909 in Book 2 of Maps of Map 55, Marin County Records, with the North Corte Madera Canal Line as set per description in Report Court Case No. 14551, and shown on "Map of SOVEREIGN LANDS IN THE VICINITY OF GREEN BRAE", sheet 5 of 9, of 1911, of the State Lands Division, (CB-1294); thence along said North Corte Madera Canal Line S 77° 04' 20" E 70.12 feet to the SOUTH POINT OF BEGINNING of this description; thence leaving said North Corte Madera Canal Line and along the following four

- (1) S 77° 04' 20" E 61.97 feet;
- (2) S 77° 04' 20" E 70.00 feet;
- (3) S 77° 04' 20" W 17.00 feet;
- (4) S 77° 04' 20" W 10.17 feet; to the North Corte Madera Canal Line; thence along said line S 77° 04' 20" E 61.97 feet to the end point of beginning.

This description is based upon the California Coordinate System.
Date: _____

LEGAL DESCRIPTION

Witness my hand and seal this _____ day of _____, 19____.



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