

MINUTE ITEM

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1/23/86

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C16

A 9
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01/23/86
WP 5695
J. Ludlow

**ASSIGNMENT AND AMENDMENT OF LEASE PRC 5695
GENERAL PERMIT - RECREATIONAL USE**

ASSIGNOR: Donlon H. Gabrielsen, et al.
P. O. Box 609
Ross, California 94957

ASSIGNEE: Sunhill Investments Ltd.
c/o Hameed S. Faidi
145 Lomita Drive, Suite B
Mill Valley, California 94941

AREA, TYPE LAND AND LOCATION:
A .073-acre parcel of tide and submerged land
in Corte Madera Creek, near Larkspur, Marin
County.

LAND USE: Use and maintenance of a recreational boat dock
and ramp.

TERMS OF ORIGINAL LEASE:
Initial period: Ten years beginning May 1,
1979.

Public liability insurance: Combined single
limit coverage of \$100,000.

CONSIDERATION: \$347.49 per annum; five year rent review.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003.

APPLICANT STATUS:
Applicant is owner of upland.

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PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Processing fee has been received.

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884: N/A.

OTHER PERTINENT INFORMATION:

1. By Calendar Item C19 at its July 17, 1979 meeting, the Commission approved issuance to Donlon H. Gabrielsen, et al. of a ten-year General Permit - Recreational Use, Lease PRC 5695, covering a parcel of tide and submerged land in Corte Madera Creek, Marin County. In July, 1984, the upland property was sold to Sunhill Investments Limited.
2. An amendment has been prepared to correct an error in the legal description of the leased area. The corrected description, attached herein as Exhibit "A-1", will not affect the annual rental to be paid by lessee.
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: P.R.C. 21065 and 14 Cal. Adm. Code 15378.

EXHIBITS: A-1. Land Description.
B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. ADM. CODE 15378.

CALENDAR ITEM NO. C16 (CONT'D)

2. AUTHORIZE AND APPROVE AN ASSIGNMENT OF LEASE PRC 5695, GENERAL PERMIT - RECREATIONAL USE, FROM DONLON H. GABRIELSEN, ET AL., TO SUNHILL INVESTMENTS LTD. C/O HAMEED S. FAIDI, EFFECTIVE JULY 27, 1984. ALL OTHER CONDITIONS AND TERMS OF THE LEASE SHALL REMAIN UNCHANGED.

3. AUTHORIZE AND APPROVE AN AMENDMENT TO LEASE PRC 5695 DATED OCTOBER 23, 1979 CORRECTING THE LAND DESCRIPTION AS DESIGNATED IN EXHIBIT "A-1", EFFECTIVE JULY 27, 1984. ALL OTHER CONDITIONS AND TERMS OF THE LEASE SHALL REMAIN UNCHANGED.

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EXHIBIT "A-1"

LAND DESCRIPTION

WF 5395

A parcel of tide and submerged land in the bed of Corte Madera Creek, Marin County, California, lying immediately beneath a dock and ramp, TOGETHER WITH a necessary use area extending 10 feet from the extremities of said dock and ramp, said structures being adjacent to and waterward of the land described in the Grant Deed recorded July 27, 1984, in No. 84-036081, Official Records of Marin County.

EXCEPTING THEREFROM any portion lying landward of the "Mean High Tide Line of 1941" as said line is delineated on the "Map of State Sovereign Lands in Corte Madera Creek, Vicinity of Green Brea", and filed with the State Lands Commission (CB 1294).

END OF DESCRIPTION

REVISED DECEMBER 11, 1985 BY BOUNDARY SERVICES UNIT, M. L. SHAFER, SUPERVISOR.

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