

MINUTE ITEM
his Calendar Item No. C22
was approved as Minute Item
No. 22 by the State Lands
Commission by a vote of 2
to 0 at its 12/13/88
meeting.

CALENDAR ITEM

A 9

C22

12/13/88

S 2

PRC 6168

Bancroft

ASSIGNMENT OF PERMIT PRC 6168
GENERAL LEASE - COMMERCIAL USE

ASSIGNOR: Leon and Phyllis Lahargoue
dba Lakeville Marina
5688 Lakeville Highway
Petaluma, California 94952

ASSIGNEES: Clarence and Evelyn Gilardi
1004 "I" Street
Petaluma, California 94952

AREA, TYPE LAND AND LOCATION:
A 0.5±-acre parcel of tide and submerged land
in the Petaluma River at Lakeville, Sonoma
County.

LAND USE: For operation and maintenance of marina
facilities.

TERMS OF PERMIT:
Initial period: 15 years from January 1,
1982, ending December 31,
1996.
Surety bond: \$2,000.
Public liability insurance: Combined single
limit coverage of \$200,000.
Consideration: \$765 per annum; five-year
rent review.

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

-1-

(Non-substantive revision 5/15/89)

CALENDAR PAGE	96
MINUTE PAGE	3234

CALENDAR ITEM NO. C 22 (CONT'D)

APPLICANT STATUS:

Assignees are owners of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Processing costs have been received.

STATUTORY AND OTHER REFERENCES:

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

AB 884:

N/A.

OTHER PERTINENT INFORMATION:

1. On June 29, 1982, the Commission approved a General Permit - Commercial Use, for Leon and Phyllis Lahargoue, to use and maintain marina facilities on the subject tide and submerged land. The permit is now being assigned to Clarence and Evelyn Gilardi, owners of the upland.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 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. Code Regs. 15378.
3. The activity is situated on lands identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category "B", which authorizes limited use. The project, as proposed, will not have a significant effect upon the identified environmental values.

APPROVALS OBTAINED:

N/A.

CALENDAR ITEM NO. C 22 (CONT'D)

FURTHER APPROVALS REQUIRED:
N/A.

EXHIBITS: A. 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. CODE REGS. 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. CODE REGS. 15378.
2. AUTHORIZE APPROVAL OF AN ASSIGNMENT OF PERMIT PRC 6168, GENERAL LEASE - COMMERCIAL USE, FROM LEON AND PHYLLIS LAHARGOUE TO CLARENCE AND EVELYN GILARDI, EFFECTIVE OCTOBER 1, 1988. ALL OTHER TERMS AND CONDITIONS OF THE PERMIT SHALL REMAIN UNCHANGED.

-3-

(Non-substantive revision 5/15/89)

CALENDAR PAGE	<u>98</u>
MINUTE PAGE	<u>3236</u>

EXHIBIT "A"

LAND DESCRIPTION

PRC 6168.1

A parcel of State-owned land in Petaluma Creek at Lakeville, Sonoma County, California, described as follows:

COMMENCING at a point on the southwesterly line of Lakeville Highway which bears S 35° 37' W 47.10 feet from Engineer's Station 194+97 P.O.T. of the survey for said highway; thence northwesterly along said southwesterly line of Lakeville Highway 150 feet to the POINT OF BEGINNING; thence parallel with and 150 feet northwesterly from the northwesterly line of the tract described in the deed to Frank Bello, et al, recorded in Book 557 of Official Records, page 367, Sonoma County Recorders Office S 35° 37' W 425 feet; thence the following six courses:

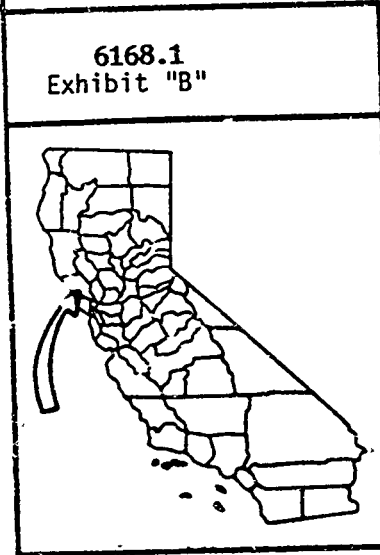
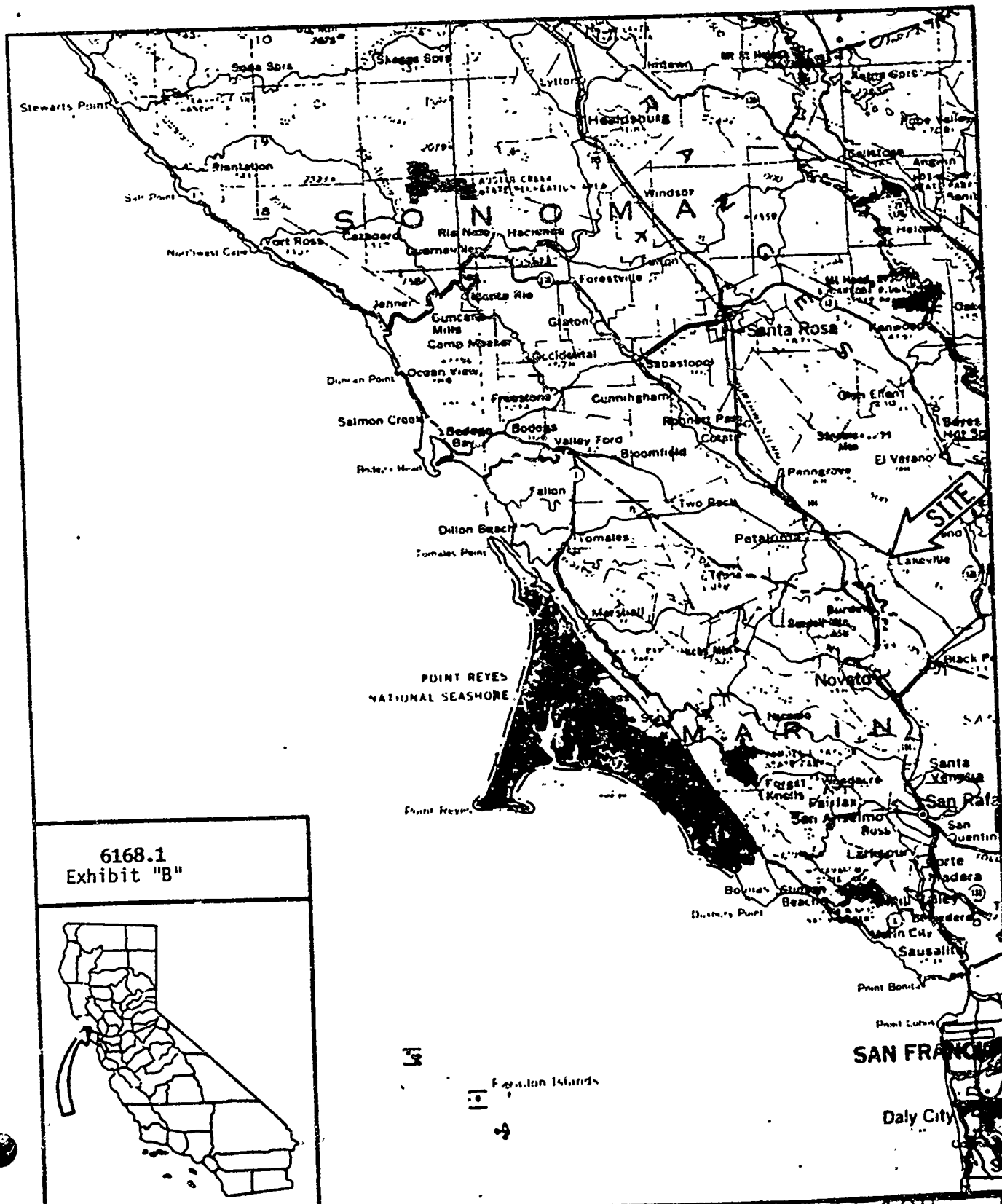
1. S 54° 23' E 240 feet;
2. S 35° 37' W 25 feet;
3. N 54° 23' W 502 feet;
4. N 35° 37' E 25 feet;
5. N 80° 37' E 55 feet, and
6. N 35° 37' E 380 feet more or less to a point on the said southwesterly line of Lakeville Highway; thence southeasterly along said southwesterly line to the point of beginning.

EXCEPTING THEREFROM any lands validly patented as Rancho Petaluma confirmed to M. G. Vallejo on November 19, 1875, or Tideland Survey No. 23, Sonoma County.

END OF DESCRIPTION

PREPARED JANUARY 14, 1982 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR.

CALENDAR PAGE	99
MINUTE PAGE	3237



CALENDAR PAGE	100
MINUTE PAGE	3238