

MINUTE ITEM

This Calendar Item No. C67 was approved as Minute Item No. 67 by the California State Lands Commission by a vote of 3 to 0 at its 6-19-98 meeting.

**CALENDAR ITEM
C67**

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S 3

06/19/98
WP 5470.1
J. Lam

GENERAL LEASE - RECREATIONAL USE

APPLICANT:

John E. Vilicich Francis Vilicich
Jeanne Vilicich Gwendolyn Vilicich
P.O. Box 801
Marshall, California 94940

AREA, LAND TYPE, AND LOCATION:

0.02 acres, more or less, of sovereign lands in Tomales Bay, near the town of Marshall, Marin County.

AUTHORIZED USE:

Use and maintenance of an existing walkway, ramp and pier as shown on attached Exhibit A.

LEASE TERM:

Ten years, beginning April 1, 1998.

CONSIDERATION:

\$151 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

SPECIFIC LEASE PROVISIONS:

Liability insurance combined single limit coverage of no less than \$500,000.

OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.
2. The previous lease issued on April 1, 1988 covers the use and maintenance of an existing walkway, ramp and a 15-foot by 40-foot barge at the lease premises. This office was notified by the applicant that the barge has rotted and was replaced in 1994 by an 8-foot by 14-foot pier.

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3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; Title 2, California Code of Regulations, section 2905 (a)(2).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

EXHIBITS:

- A. Land Description
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a) (2).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

CALENDAR ITEM NO. C67 (CONT'D)

AUTHORIZATION:

AUTHORIZE ISSUANCE TO JOHN E. VILICICH, JEANNE VILICICH, FRANCIS VILICICH AND GWENDOLYN VILICICH OF A GENERAL LEASE - RECREATIONAL USE, BEGINNING APRIL 1, 1998, FOR A TERM OF TEN YEARS, FOR THE USE AND MAINTENANCE OF AN EXISTING WALKWAY, RAMP AND PIER ON THE LAND DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; ANNUAL RENT IN THE AMOUNT OF \$151, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF NO LESS THAN \$500,000.

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Land Description

A parcel of State owned tide and submerged lands lying in the bed of Tomales Bay, Marin County, California said parcel being immediately beneath and extending on the north to an existing retaining wall and the westerly prolongation thereof and extending ten feet on the west, south, and east sides of an existing docking facility situated westerly of and adjacent to that parcel of land described in that Grant Deed recorded August 5, 1954, in Book 880, page 500 Official records of Marin County.

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

ALSO EXCEPTING THEREFROM those interests-in-land that might have passed by virtue of the patent issued to James W. Cochrane on February 19, 1947 for the land described in Tideland Location No. 241, Marin County, California.

END OF DESCRIPTION

REVIEWED MAY 1998, BY SFBCC BOUNDARY STAFF

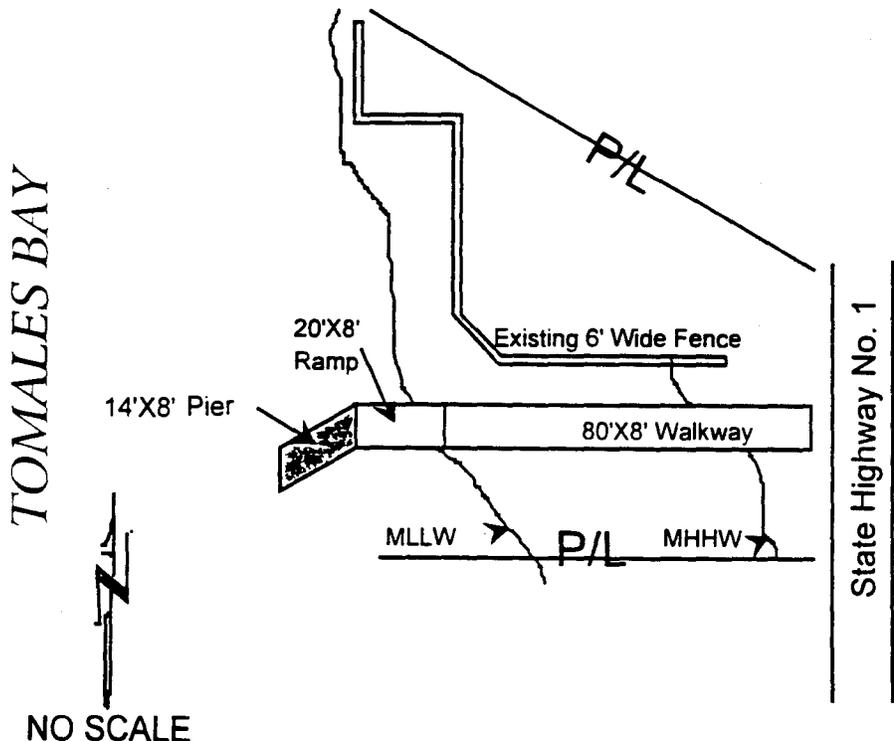
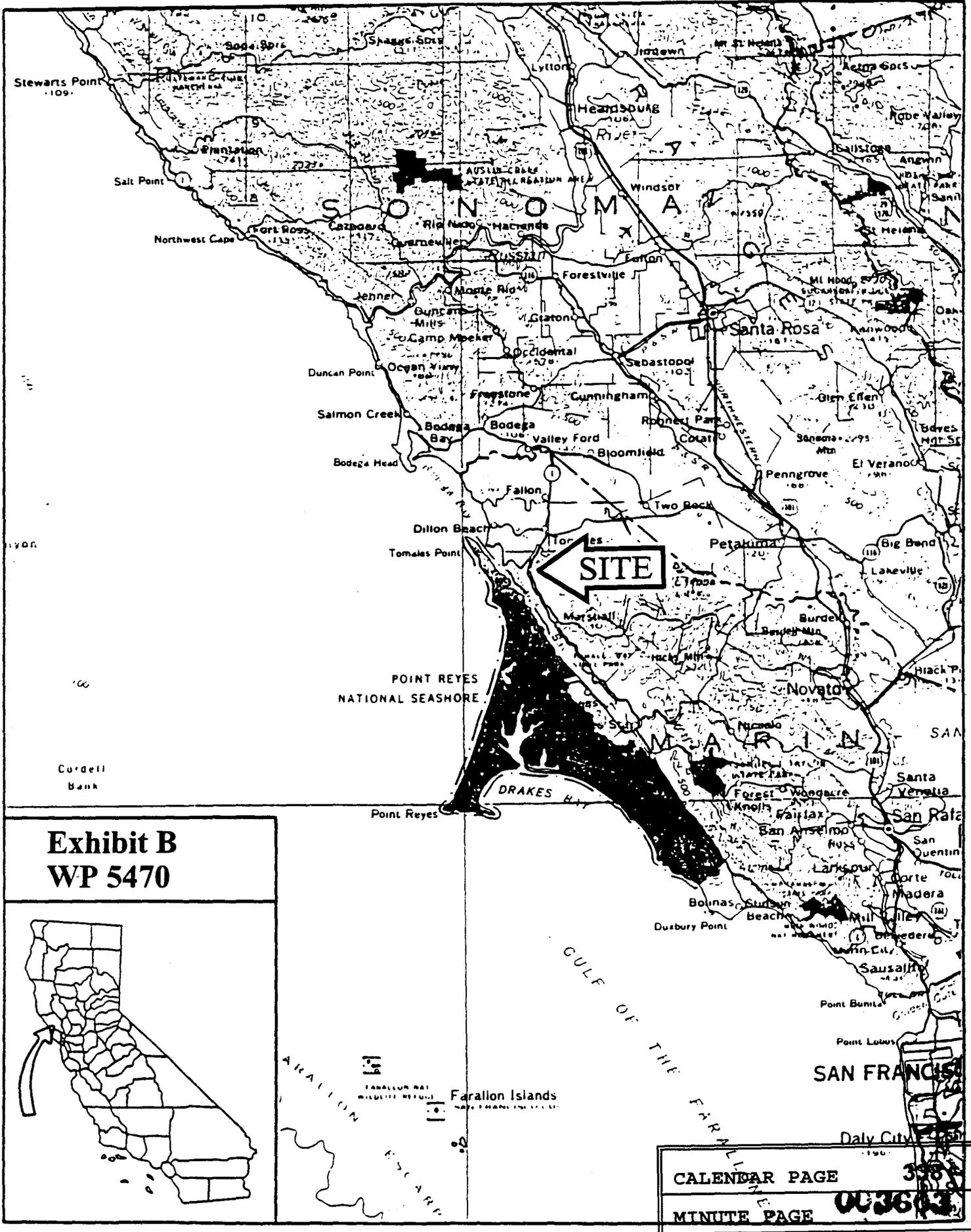


Exhibit A
WP 5470
Docking Facility
Tomales Bay
MARIN COUNTY



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**Exhibit B
WP 5470**

