

**CALENDAR ITEM
C33**

A 10
S 2

02/21/14
W 26603
D. Simpkin

GENERAL LEASE – RECREATIONAL USE

APPLICANT:

Greenbrae Improvement Club, Inc.

AREA, LAND TYPE, AND LOCATION:

Sovereign land in Corte Madera Creek, adjacent to APN 023-012-33, near Greenbrae, Marin County.

AUTHORIZED USE:

Use and maintenance of an existing floating boat dock, access ramp, walkway and six pilings.

LEASE TERM:

10 years, beginning February 21, 2014.

CONSIDERATION:

\$119 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 in the amount of no less than \$1,000,000 per occurrence.

OTHER PERTINENT INFORMATION:

1. Applicant is an incorporated association comprised of homeowners along the Greenbrae Boardwalk.
2. The Applicant has the right to use the upland adjoining the lease premises.
3. The floating boat dock, ramp, walkway, and six pilings have existed at the site for many years but have been previously unauthorized. The Applicant is now requesting the issuance of a General Lease – Recreational Use for the existing improvements.

CALENDAR ITEM NO. C33 (CONT'D)

4. The staff recommends that the Commission find that this activity is exempt from the requirements of the California Environmental Quality Act (CEQA) as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

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

5. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370 et seq., but such activity will not affect those significant lands. 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. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the activity is exempt from the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15061 as a categorically exempt project, Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (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 section 6370 et seq.

AUTHORIZATION:

Authorize issuance of a General Lease – Recreational Use to the Greenbrae Improvement Club, Inc. beginning February 21, 2014, for a term of 10 years, for the use and maintenance of an existing floating boat dock, access ramp, walkway, and six pilings as described in Exhibit A and

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shown on Exhibit B (for reference purposes only) attached and by this reference made a part hereof; annual rent in the amount of \$119 with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease; and liability insurance with coverage of no less than \$1,000,000 per occurrence.

EXHIBIT A

W 26603

LAND DESCRIPTION

A parcel of tide and submerged land situate in the bed of Corte Madera Creek, City of Larkspur, Marin County, State of California described as follows:

COMMENCING at the southwest corner of Lot 28 as shown on the Record of Survey filed in Book 2006 of Maps at Page 243 Marin County Records; thence along the westerly line of said lot North 10° 40' 00" West 141.76 feet to the POINT OF BEGINNING; thence leaving said line along the following six (6) courses:

- 1) South 81° 01' 01" West 32.21 feet;
- 2) North 10° 04' 00" West 99.99 feet;
- 3) North 81° 01' 01" East 40.22 feet;
- 4) South 10° 04' 00" East 20.00 feet;
- 5) South 81° 01' 01" West 8.00 feet;
- 6) South 10° 04' 00" East 79.99 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the right bank of said Corte Madera Creek.

END OF DESCRIPTION

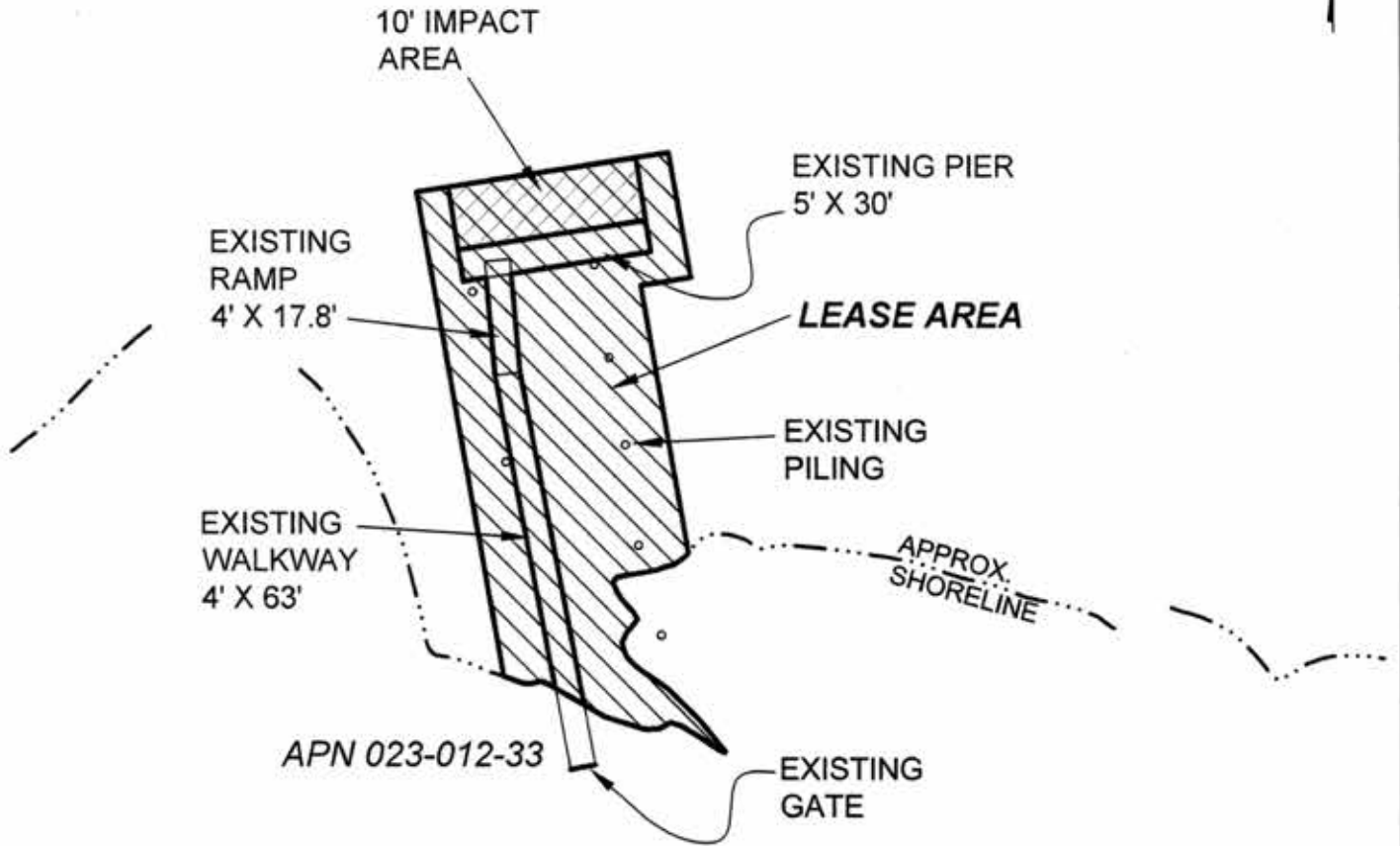
Prepared 08/22/13 by the California State Lands Commission Boundary Unit



NO SCALE

SITE

CORTE MADERA CANAL



2170 REDWOOD HWY, GREENBRAE

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit B

W 26603
 GREENBRAE IMPROVEMENT
 CLUB, INC.
 APN 023-012-33
 GENERAL LEASE -
 RECREATIONAL USE
 MARIN COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

TS 08/21/13