MINUTE ITEM 10/26/72
ATD

7. REPLACEMENT OF USE PERMIT, LEASE PRC 3941.1, WITH FIVE-YEAR USE PERMIT; TIDE AND SUBMERGED LAND IN BED OF TAYLOR SLOUGH AT BETHEL ISLAND, CONTRA COSTA COUNTY; AUGUST TAVARES - W 20232, PRC 4711.1.

After consideration of Calendar Item 5 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. FINDS THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 73 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A USE PERMIT AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.

2. AUTHORIZES THE ISSUANCE TO AUGUST TAVARES OF A FIVE-YEAR USE PERMIT FROM JANUARY 1, 1972, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF $75, FOR MAINTENANCE OF A FLOATING BOATSHED AND WALKWAY ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:
Calendar Item 5 (2 pages)

A 10
S 7

CALENDAR ITEM

10/72
ATD
W 20232

5.

REPLACEMENT OF LEASE PRC 3941.1
USE PERMIT

APPLICANT: August Tavares.

LOCATION: A 0.06-acre parcel of tide and submerged land in the bed of Taylor Slough at Bethel Island, Contra Costa County.

LAND USE: The maintenance of a floating boatshed and walkway.

TERMS OF PROPOSED LEASE:
Initial period: Five years, from January 1, 1972.

CONSIDERATION: $75 per annum.

BASIS FOR CONSIDERATION:
$75 minimum rental for this type of lease or permit.

PREREQUISITE TERMS:
U.S. Army Corps of Engineers permit issued.

Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:
a. Public Resources Code: Division 6, Parts 1 and 2.
b. Administrative Code: Title 2, Division 3, Articles 1 and 2.

OTHER PERTINENT INFORMATION:
1. An environmental impact report has been prepared and circulated to affected governmental agencies. Comments received have been incorporated in the environmental impact report.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 73 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A USE PERMIT AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.

2. AUTHORIZE THE ISSUANCE TO AUGUST TAVARES OF A FIVE-YEAR USE PERMIT FROM JANUARY 1, 1972, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF $75, FOR MAINTENANCE OF A FLOATING BOATSHED AND WALKWAY ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

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A 10
S 7

EXHIBIT "A"

W 20232

All that tide and submerged land located in the southeast quarter (SE¼) of Section eight (8), Township two (2) North, Range three (3) East, M.D.M., said land being immediately adjacent to Lot 28 of that certain Record of Survey entitled "Anglers Ranch Subdivision Number Four", recorded on March 17, 1944, in Book 27 of Maps at page 12, Official Records of Contra Costa County, California, said land being more particularly described as follows:

> COMMENCING at the most northerly point of said Lot 28, thence S. 43° 22' W., 225.23 feet more or less to the ordinary high water line of Taylor Slough, said point being the TRUE POINT OF BEGINNING; thence from said point of beginning and along the ordinary high water line of Taylor Slough, southeasterly to the southeasterly line of said Lot 28; thence along the projection of the southeasterly line of said Lot 28 S. 52° 07' W., 81 feet; N. 56° 09' W., 27 feet more or less to a point of intersection with the projection of the northwesterly line of said Lot 28; thence along said projection of the northwesterly line N. 43° 22' E., 78 feet more or less to the point of beginning.

EXCEPTING THEREFROM any portion lying above the ordinary high water line of Taylor Slough.

END OF DESCRIPTION

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