

MINUTE ITEM

10/25/73
NJK

9. 5-YEAR USE PERMIT, TIDE AND SUBMERGED LAND IN PIPER SLOUGH, BETHEL ISLAND, CONTRA COSTA COUNTY; ZOLTAN HARTAY - W 20252, PRC 4821.1.

After consideration of Calendar Item 8 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. CERTIFIES THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT BY THE DIVISION FOLLOWING EVALUATION OF COMMENTS AND CONSULTATION WITH PUBLIC AGENCIES WHICH WILL ISSUE APPROVALS FOR THE PROJECT.
2. CONSIDERS AND ADOPTS ENVIRONMENTAL IMPACT REPORT NO. 131.
3. DETERMINES THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZES THE ISSUANCE TO ZOLTAN HARTAY OF A FIVE-YEAR USE PERMIT FROM NOVEMBER 1, 1973; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$75 FOR THE CONSTRUCTION AND MAINTENANCE OF A SINGLE BERTH OPEN FLOAT AND WALKWAY ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 8 (3 pages)

CALENDAR ITEM

10/73
NJK
W 20252

8.

USE PERMIT

APPLICANT: Zoltan Hartay.

LOCATION: A 0.11-acre parcel of tide and submerged land in Piper Slough, Bethel Island, Contra Costa County.

LAND USE: Recreational boating facility.

TERMS OF PROPOSED LEASE:

Initial period: 5 years, from November 1, 1973.

CONSIDERATION: \$75 per annum.

BASIS FOR CONSIDERATION:

\$75 minimum (or fixed) rental for this type of lease or permit.

PREREQUISITE TERMS:

U. S. Army Corps of Engineers permit issued.

Applicant is owner of upland.

State Board of Reclamation permit issued.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Parts 1 and 2.
- b. Administrative Code: Title 2, Div. 3, Arts. 1 and 2.

OTHER PERTINENT INFORMATION:

A draft environmental impact report has been prepared and circulated to agencies and persons having jurisdiction or expertise. No adverse comments were received.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. CERTIFY THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT BY THE DIVISION FOLLOWING EVALUATION OF COMMENTS AND CONSULTATION WITH PUBLIC AGENCIES WHICH WILL ISSUE APPROVALS FOR THE PROJECT.
2. CONSIDER AND ADOPT ENVIRONMENTAL IMPACT REPORT NO. 131.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.

CALENDAR ITEM NO. 8. (CONTD)

4. AUTHORIZE THE ISSUANCE TO ZOLTAN HARTAY OF A FIVE-YEAR USE PERMIT FROM NOVEMBER 1, 1973; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$75; FOR THE CONSTRUCTION AND MAINTENANCE OF A SINGLE BERTH OPEN FLOAT AND WALKWAY ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20252

A parcel of tide and submerged land 60 feet wide in the bed of Piper Slough, adjacent to Lot 12 of "Subdivision 3870, Willow Road West", Bethel Island, Contra Costa County, California, and lying westerly of and contiguous with the following described line:

BEGINNING at the southeasterly corner of said Lot 12; thence N 19° 25' 00" E, 242 feet to the end of the herein described line.

EXCEPTING THEREFROM any portions lying landward of the ordinary high water mark.

END OF DESCRIPTION