

MINUTE ITEM

4/4/74  
HAM

4. 49-YEAR PUBLIC AGENCY PERMIT, SUBMERGED LAND IN PETALUMA CREEK NEAR LAKEVILLE, SONOMA COUNTY; CITY OF PETALUMA - W 20554, PRC 4890.9.

After consideration of Calendar Item 2 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE CITY OF PETALUMA, ON FEBRUARY 27, 1974.
2. CERTIFIES THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINES THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZES THE ISSUANCE TO THE CITY OF PETALUMA OF A 49-YEAR PUBLIC AGENCY PERMIT FROM APRIL 1, 1974; IN CONSIDERATION OF THE PUBLIC HEALTH AND SAFETY, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR THE CONSTRUCTION AND MAINTENANCE OF A 42" SEWER OUTFALL LINE ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF; PROVIDED THAT ISSUANCE OF A U. S. CORPS OF ENGINEERS PERMIT SHALL BE A PREREQUISITE TO THIS AUTHORIZATION.

Attachment:

Calendar Item 2 (3 pages)

CALENDAR ITEM

2.

3/74  
HAM  
W 20554

PUBLIC AGENCY PERMIT

APPLICANT: City of Petaluma.

AREA, TYPE LAND AND LOCATION:

A 25,200 square foot parcel of submerged land in Petaluma Creek near Lakeville, Sonoma County.

LAND USE: Construction and maintenance of a 42" sewer outfall line.

TERM OF PROPOSED LEASE:

Initial period: 49 years, from April 1, 1974.

CONSIDERATION: The public health and safety, with the State reserving the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest.

PREREQUISITE TERMS:

Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Parts 1 and 2.
- b. Administrative Code: Title 2, Div. 3, Arts. 1, 2 and 10.
- c. Administrative Code: Title 14, Div. 6, Sec. 15083.

OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is estimated to be \$100.
2. Environmental data for this project has been circulated to appropriate agencies by the applicant under State Clearinghouse Number 71102529. In the absence of adverse comment, the City of Petaluma has executed a negative declaration. The State Lands Division has reviewed the environmental data accompanying the negative declaration and concurs in the applicant's findings.

Under current procedures, the Corps of Engineers withholds issuance of its permit until State agencies approve the project. The proposed permit will require the applicant to obtain clearance from the Corps.

EXHIBITS:

- A. Land Description.
- B. Location Map.

CALENDAR ITEM NO. 2. (CONTD)

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE CITY OF PETALUMA, ON FEBRUARY 27, 1974.
2. CERTIFY THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN THE NEGATIVE DECLARATION.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZE THE ISSUANCE TO THE CITY OF PETALUMA OF A 49-YEAR PUBLIC AGENCY PERMIT FROM APRIL 1, 1974; IN CONSIDERATION OF THE PUBLIC HEALTH AND SAFETY, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR THE CONSTRUCTION AND MAINTENANCE OF A 42" SEWER OUTFALL LINE ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF; PROVIDED THAT ISSUANCE OF A U. S. CORPS OF ENGINEERS PERMIT SHALL BE A PREREQUISITE TO THIS AUTHORIZATION.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20554

A parcel of tide and submerged land 60 feet wide, lying in the bed of Petaluma Creek near the Town of Lakeville, Sonoma County, State of California, and lying 30 feet on each side of the following described centerline:

COMMENCING at a 2" iron pipe with L. S. tag No. 3218 located at the southerly terminus of the course designated as S 35° 21' 50" W, 5189.29 feet in the Deed recorded in Book 2595 at page 58, Official Records in the Office of the Recorder of said County; thence S 35° 21' 50" W, 350.00 feet; thence S 75° 45' W, 250.00 feet; thence N 86° 00' W, 465.58 feet to the TRUE POINT OF BEGINNING of the herein-described centerline; thence S 35° 21' 50" W, 420.00 feet to the end of the herein-described centerline.

EXCEPTING THEREFROM any portion lying landward of the mean high tide line of Petaluma Creek.

END OF DESCRIPTION