

MINUTE ITEM

This Calendar Item No. C6
was approved as Minute Item
No. 6 by the State Lands
Commission by a vote of 2
to 0 at its 8/20/81
meeting.

CALENDAR ITEM

C-06

8/20/81
W 22483
Scott
PRC 6046

GENERAL PERMIT
PUBLIC AGENCY USE

APPLICANT: City of Union City
Civic Center
34009 Alvarado-Niles Road
Union City, California 94587

AREA, TYPE LAND AND LOCATION:
Two Parcels (1.397 and 1.365 acres) of
Sovereign land along Alameda Creek in Union
City, Alameda County.

LAND USE: Construction and maintenance of a bicycle
path and landscaped open space.

TERMS OF PROPOSED PERMIT:
Initial period: 49 years from September 1,
1981.

CONSIDERATION: The public use and benefit 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.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2005.

PREREQUISITE TERMS, FEES AND EXPENSES:
These parcels are part of a boundary settlement
with the adjoining land owner and Union
City is accepting maintenance therefore
no filing fee or processing costs have
been received.

STATUTORY AND OTHER REFERENCES:
A. P.R.G.: Div. 6, Parts 1 and 2; Div. 13;.
B. Cal. Adm. Code: Title 2, Div. 3.;
Title 14, Div. 6.

AB 884: N/A.

A 15

-1-

S 8

(Non-substantive revision 1/11/82)

| | |
|---------------|-------------|
| CALENDAR PAGE | <u>27</u> |
| MINUTE PAGE | <u>1612</u> |

CALENDAR ITEM NO. C 3 6 (CONTD)

OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is estimated to be \$19,000.
2. These two parcels of land along Alameda Creek are the result of a boundary settlement with the adjoining land owner Citation Homes. Citation is proposing to develop an industrial park, and residential development on the adjoining lands. As part of the development, Citation was required to develop a bicycle path and landscaped area along Alameda Creek for the City of Union City.
3. In that the City will maintain this area for the public use and benefit, as a landscaped open space park area, it is recommended that expense and processing fees be waived.
4. This project is exempt from CEQA because it involves the minor alteration of land.

Authority: 14 Cal. Adm. Code Section 15104 Class 4(b), 2 Cal. Adm. Code Section 2907 Class 4.

5. This project is situated on land identified as possessing environmental values in that the State Lands Commission stated all waterways under the Commission's jurisdiction have environmental significance. Staff finds this project to be compatible with Commission policy.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21084, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.

CALENDAR ITEM NO 006 (CONTD)

2. FIND THAT THIS PROJECT IS SITUATED ON LAND IDENTIFIED AS POSSESSING ENVIRONMENTAL VALUES IN THAT THE STATE LANDS COMMISSION FOUND ALL WATERWAYS UNDER THE COMMISSION'S JURISDICTION HAVE ENVIRONMENTAL SIGNIFICANCE, BUT THAT THIS PROJECT IS COMPATIBLE WITH THAT FINDING AS IT APPLIES TO THE SUBJECT LAND.
3. WAIVE EXPENSE AND PROCESSING FEES FOR THIS TRANSACTION.
4. AUTHORIZE ISSUANCE TO THE CITY OF UNION CITY OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE FROM SEPTEMBER 1, 1981; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, 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 CONSTRUCTION AND MAINTENANCE OF A ~~BIKE~~ BIKE PATH AND LANDSCAPED OPEN SPACE PUBLIC FACILITY ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

LAND DESCRIPTION

PARCEL 1

All that certain real property situate in the City of Union City, County of Alameda, State of California, being a portion of Parcel 4 as said parcel is shown on the Record of Survey filed June 13, 1969 in Book 7 of Record of Surveys at Pages 55 through 58 inclusive, Alameda County Records, described as follows:

BEGINNING at the most southerly corner of said Parcel 4, said corner being also the point of intersection of the northerly line of Smith Street with the easterly boundary of that certain parcel of land described in deed to Alameda County Flood Control and Water Conservation District recorded December 2, 1957 in Book 8535 of Official Records Page 241, Alameda County Records; thence along said easterly boundary being also the westerly boundary of said Parcel 4 the following ten courses: 1) from a tangent that bears N. 33° 51' 36" W., along a curve concave to the northwest having a radius of 68.91 feet through a central angle of 41° 31' 00" an arc distance of 49.93 feet; 2) N. 7° 39' 24" E., 276.59 feet; 3) along a tangent curve concave to the west having a radius of 1,064.00 feet, through a central angle of 7° 40' 00" an arc distance of 142.37 feet; 4) N. 0° 00' 36" W., 165.64 feet; 5) along a tangent curve concave to the southwest having a radius of 492.00 feet through a central angle of 31° 05' 00" an arc distance of 266.91 feet; 6) S. 58° 54' 24" W., 26.00 feet; 7) from a tangent that bears N. 31° 05' 36" W. along a curve concave to the southwest having a radius of 466.00 feet through a central angle of 35° 00' 00" an arc distance of 284.66 feet; 8) N. 59° 55' 09" W., 243.77 feet; 9) N. 71° 14' 20" W., 308.40 feet; 10) N. 51° 40' 45" W., 52.87 feet to the easterly line of the Southern Pacific Railroad property as shown on said Record of Survey, thence 11) along said easterly line N. 3° 53' 19" E., 23.62 feet; thence 12) S. 71° 20' 16" E., 360.77 feet; thence 13) S. 61° 39' 33" E., 290 feet; thence 14) along a tangent curve concave to the southwest having a radius of 512.00 feet, through a central angle of 61° 38' 57" an arc length of 550.90 feet; thence 15) S. 0° 00' 36" E., 220.00 feet; thence 16) S. 4° 03' 00" W., 398.85 feet to a point on said northerly line of Smith Street; thence 17) along said northerly line from a tangent which bears S. 66° 23' 33" W. along a curve concave to the northwest, having a radius of 1,154.00 feet, through a central angle of 1° 27' 39" an arc length of 29.42 feet to the point of beginning.

| | |
|---------------|------|
| CALENDAR PAGE | 30 |
| MINUTE PAGE | 1615 |

PARCEL 2

All that real property situate in the City of Union City, County of Alameda, State of California and being a portion of Parcel 2 as said parcel is shown on Record of Survey No. 379 filed for record in Book 7 of Record of Surveys at Pages 55 through 58 inclusive, Alameda County Records, more particularly described as follows:

BEGINNING at the most southerly corner of said Parcel 2; thence along the westerly boundary of said Parcel 2, said westerly boundary being also the easterly boundary of that certain parcel of land described in deed to Alameda County Flood Control and Water Conservation District recorded in Book 8319 of Official Records, Page 585 Alameda County Records, the following six courses 1) N. 70° 16' 21" W., 90.80 feet; 2) N. 57° 05' 45" W., 595.76 feet; 3) N. 52° 53' 49" W., 250.42 feet; 4) along a tangent curve concave to the northeast having a radius of 195.00 feet through a central angle of 32° 03' 22" an arc length of 109.10 feet; 5) N. 20° 49' 15" W., 156.82 feet; 6) N. 6° 31' 14" W., 97.80 feet; thence 7) S. 73° 33' 39" E., 52.00 feet; thence 8) S. 18° 53' 30" E., 307.82 feet; thence 9) S. 57° 00' 00" E., 917.44 feet to a point on the northwesterly boundary line of the Southern Pacific Railroad property as shown on said Record of Survey; thence along last said boundary line the following two courses 10) from a tangent that bears S. 4° 49' 19" W., along a curve concave to the east having a radius of 980.04 feet through a central angle of 0° 56' 00" an arc length of 15.97 feet; 11) S. 3° 53' 19" W., 13.72 feet to the point of beginning.

END OF DESCRIPTION.

| | |
|---------------|------|
| CALENDAR PAGE | 31 |
| MINUTE PAGE | 1616 |

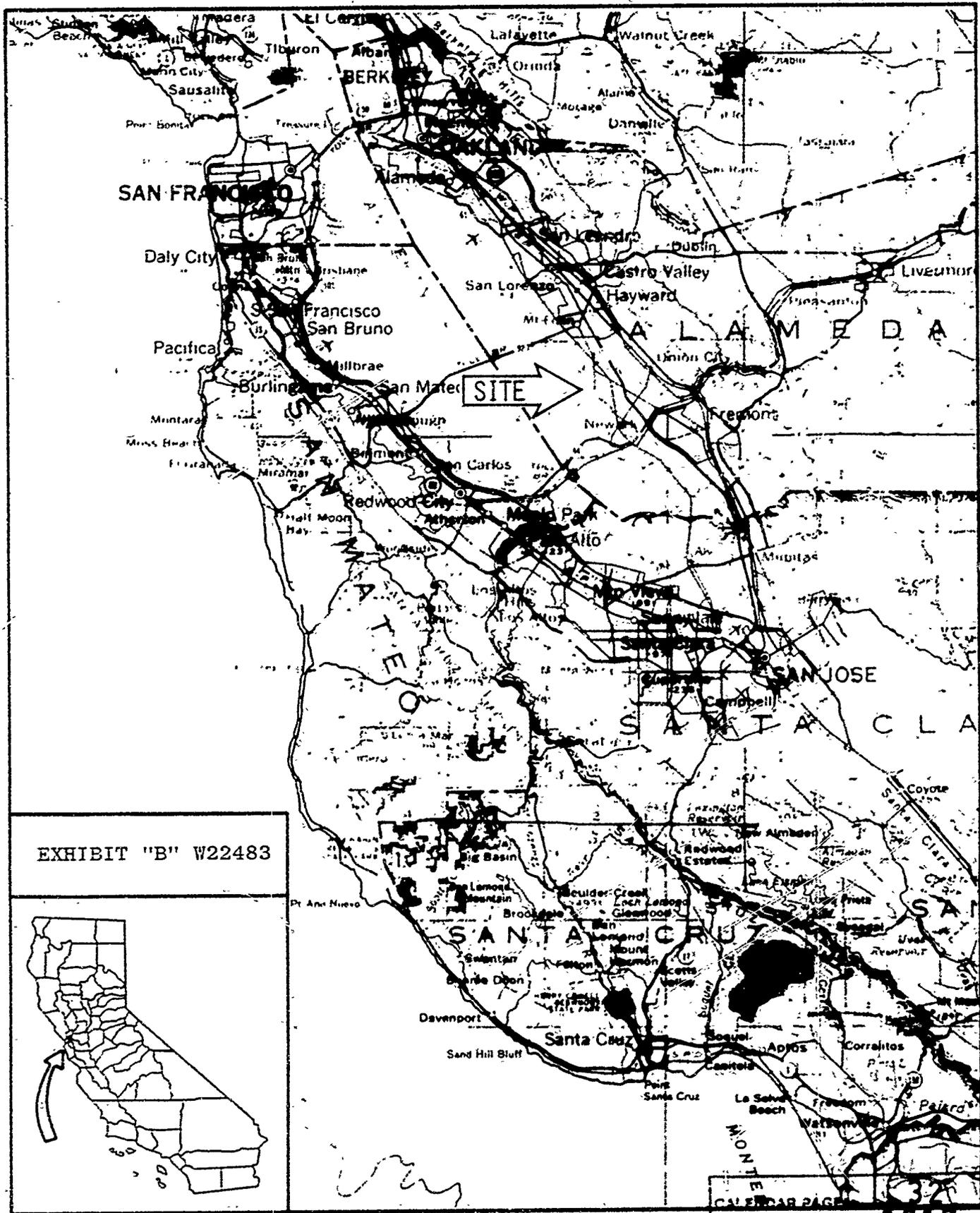


EXHIBIT "B" W22483



MINUTE PAGE 1617