

MINUTE ITEM

This Calendar Item No. C4  
was approved as Minute Item  
by the State Lands  
Commission by a vote of 3  
to 0 at its 11/29/82  
meeting.

CALENDAR ITEM

C04

11/29/82  
W 21660  
Omand  
PRC 6354

GENERAL PERMIT - PROTECTIVE STRUCTURE USE

APPLICANT: Thomas G. and Ursula E. Wertz  
P. O. Box 715  
Larkspur, California 94939

AREA, TYPE LAND AND LOCATION:  
A 0.044-acre parcel of tide and submerged  
land, located in Corte Madera Creek near  
Larkspur, Marin County.

LAND USE: Stabilization, bank protection, and construction  
and maintenance of a private boat dock.

TERMS OF PROPOSED PERMIT:  
Initial period: Ten years from November 1,  
1982.

CONSIDERATION: The public use and benefit with the State  
reserving the right at any time to set  
a monetary rental for the protective structure  
if the Commission finds such action to  
be in the State's best interest.

The boat dock is rent free pursuant to  
Section 6503.5 of the P.R.C.

BASIS FOR CONSIDERATION:  
Pursuant to 2 Cal. Adm. Code 2003.

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CALENDAR PAGE	16
MINUTE PAGE	3006

CALENDAR ITEM NO. C 0 4 (CONTD)

PREREQUISITE TERMS, FEES AND EXPENSES:  
Applicant is owner of upland.

Filing fee and processing costs have been received.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884: 8/26/83.

OTHER PERTINENT INFORMATION:

1. The annual rental value of the site is estimated to be \$212.30.
2. The bank protection and the boat dock are being combined in one permit for ease of record keeping and to eliminate the issuance of two separate permits for the same area.
3. Staff feels that bank protection at this location will be of mutual benefit to both the public and applicant. The bank will have additional protection from high water erosion of material at no expense to the public. The applicant will benefit from protection of the existing homesite.
4. This project is exempt from CEQA because it involves new construction of a dock occupying less than 3,000 square feet; and the minor alteration to land for a protective structure. Cal. Adm. Code 2905, Class 3 and Class 4.
5. The project is situated on lands identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category "C" which authorizes Multiple Use. The project as proposed will not have a significant effect upon the identified environmental values.

CALENDAR ITEM NO. C 0 4 (CONTD)

APPROVALS OBTAINED:

United States Army Corps of Engineers,  
Marin County Department of Public Works  
for Marin County Flood Control District,  
and the City of Larkspur.

FURTHER APPROVALS REQUIRED:

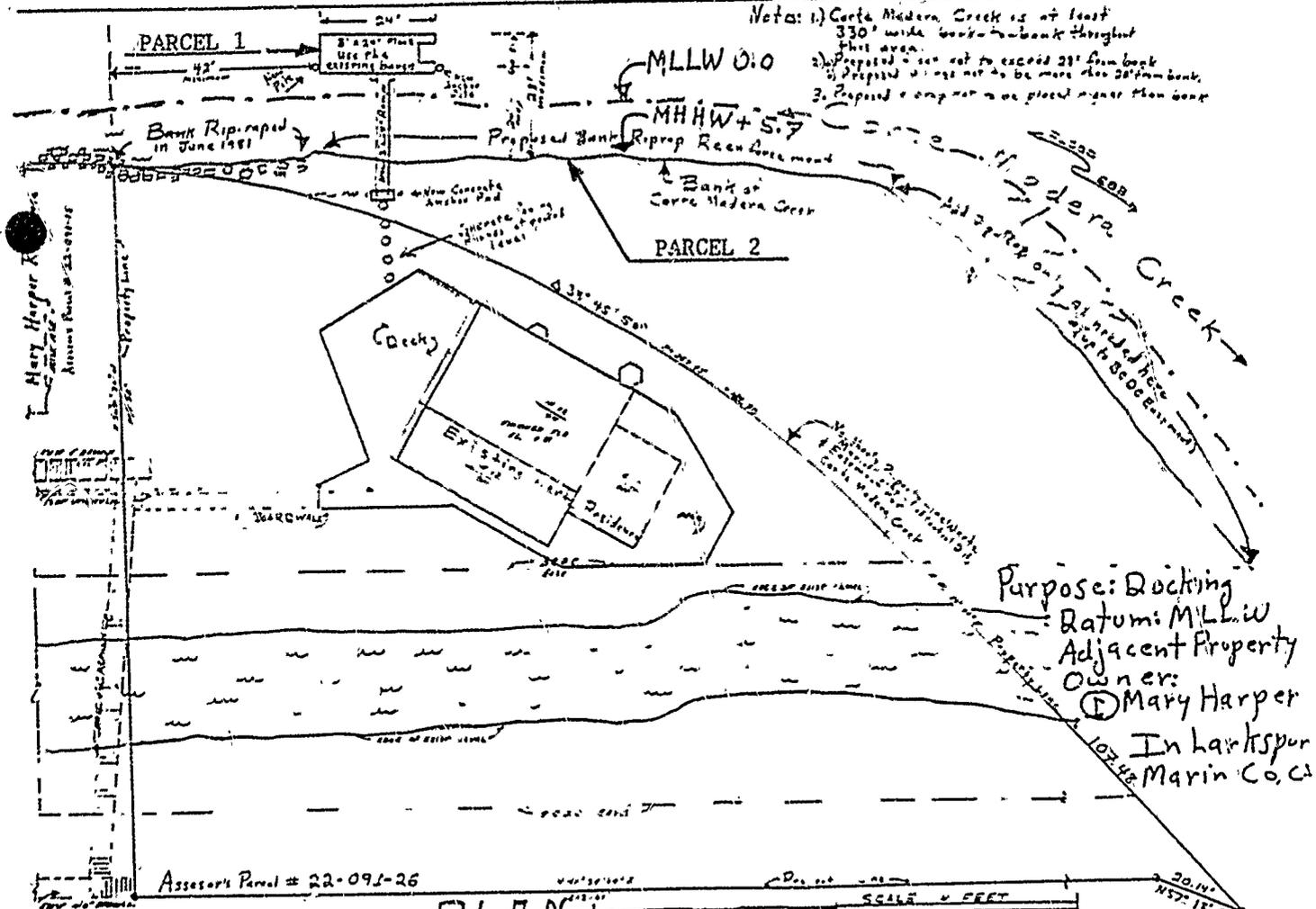
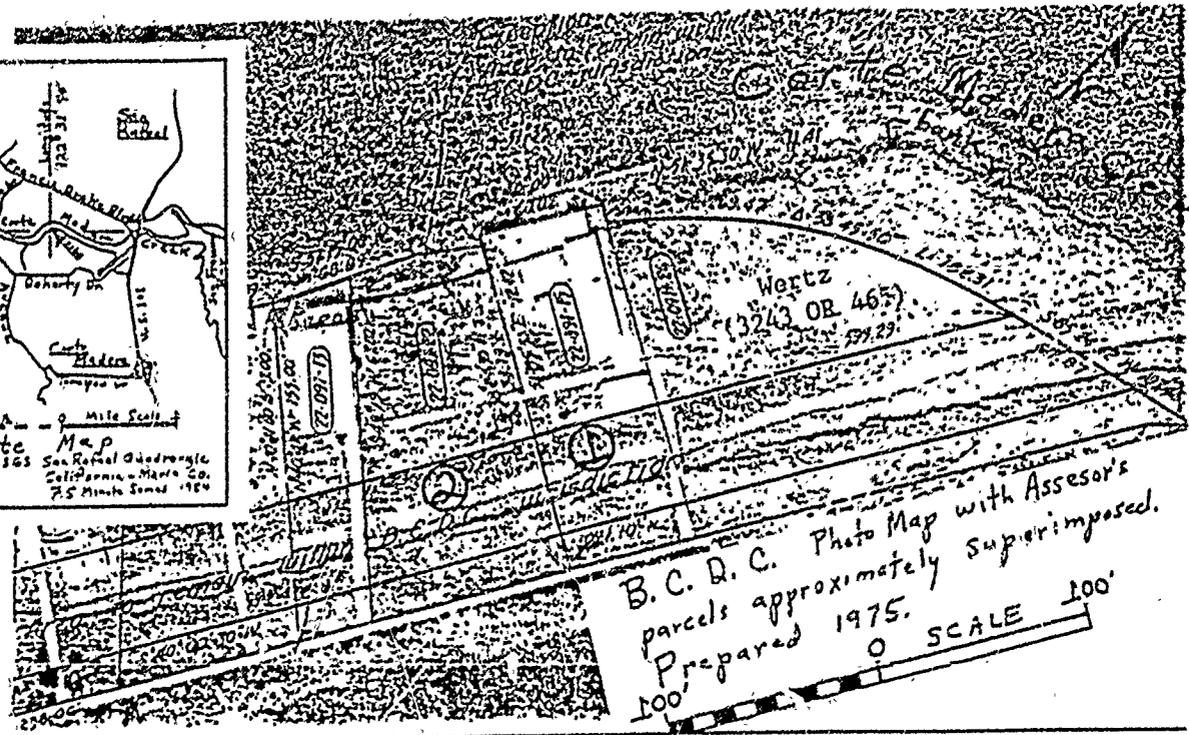
Bay Area Conservation and Development Commission.

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 2905; AND FIND THAT THE PROJECT IS CONSISTENT WITH ITS USE CLASSIFICATION.
2. AUTHORIZE ISSUANCE TO THOMAS G. AND URSULA E. WERTZ OF A TEN-YEAR GENERAL PERMIT - PROTECTIVE STRUCTURE/ RECREATIONAL USE, FROM NOVEMBER 1, 1982; IN CONSIDERATION OF THE PUBLIC 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; AND PURSUANT TO SECTION 6503.5 OF THE P.R.C.; FOR STABILIZATION AND BANK PROTECTION AND THE CONSTRUCTION AND MAINTENANCE OF A PRIVATE BOAT DOCK ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.



Private Dock Application by <sup>50</sup>Thomas G. Wertz June 1982 Sheet 1 of 2

PARCELS 1,2

EXHIBIT "A"  
LAND DESCRIPTION

W 21660

CALENDAR PAGE	19
MINUTE PAGE	3000

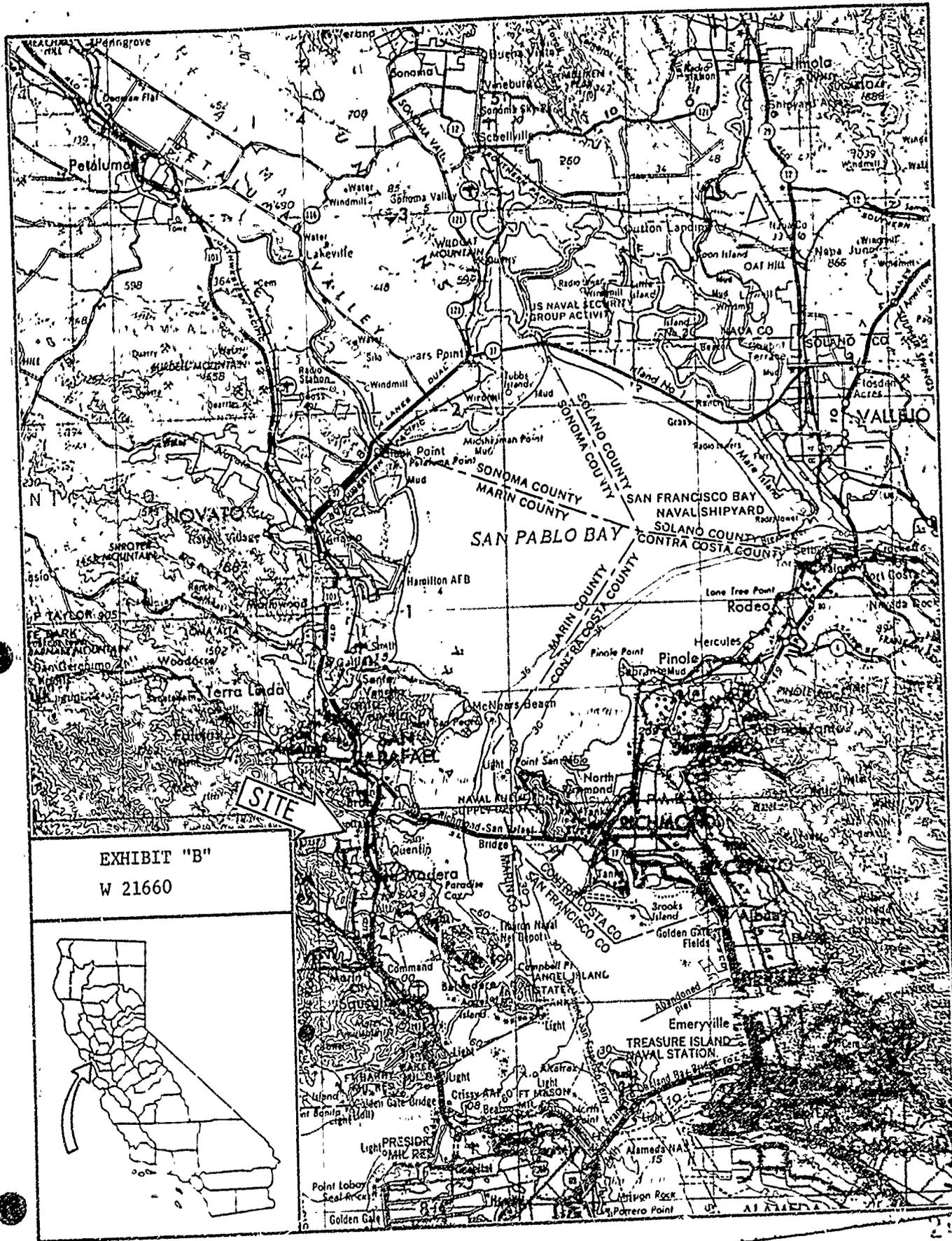


EXHIBIT "B"  
W 21660



CALENDAR PAGE 20  
MINUTE PAGE 3010