MINUTE ITEM
This Calendar Item No. C8
was approved as Minute Item
No. 8 by the State Lands
Commission by a vote of 2
to 0 at its 9/14/88
meeting.

CALENDAR ITEM

A 9

C08

S 3

09/14/88
WP 5319 PRC 5319
Townsend

GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Ethel Narro
6 Palomino Road
Novato, California 94947

AREA, TYPE LAND AND LOCATION:
A .028-acre parcel of sovereign tide and submerged land in and adjacent to the Petaluma Creek, Black Point, Marin County.

LAND USE: Ark, shed, platform and walkway.

TERMS OF ORIGINAL PERMIT:
Initial period: Ten years beginning October 1, 1978.

Public liability insurance: Combined single limit coverage of $100,000.

Consideration: $72.80 per annum; five-year rent review.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years beginning October 1, 1988.

Surety bond: $2,000.

Public liability insurance: Combined single limit coverage of $100,000.

CONSIDERATION: $145.68 per annum; with the State reserving the right to fix a different rental on each fifth anniversary of the permit.

(ADDED 09/12/88 - pgs. 44-44.4)

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

APPLICANT STATUS:
Applicant is permittee of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee has 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: N/A.

OTHER PERTINENT INFORMATION:

1.. Ethel Narro has submitted an application to replace an existing General Permit - Recreational Use, which will expire on September 30, 1988, for the continued use of an ark, shed, platform and walkway, in and adjacent to Petaluma Creek.

2. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 1, existing facility, 2 Cal. Adm. Code 2905(a)(2).

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 Cal. Adm. Code 2905.

APPROVALS OBTAINED:
N/A.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITY, 2 CAL. ADM. CODE 2905(a)(2).

2. AUTHORIZE ISSUANCE TO ETHEL NARRO OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE BEGINNING OCTOBER 1, 1988; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF $145.68, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISION OF A $2,000 SURETY BOND; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF $100,000; FOR THE CONTINUED USE OF AN ARK, SHED, PLATFORM, AND WALKWAY ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

WP 5319

LAND DESCRIPTION

A parcel of land in the bed of Petaluma Creek at Black Point, Marin County, California, said parcel being immediately beneath a walkway, ark, shed and platform, TOGETHER WITH a necessary use area extending no more than 10 feet from the extremities of said structures, said structures being on and adjacent to the right bank of Petaluma Creek, northeasterly from Allardt's High Water Mark, Station 241, as shown on the "MAP OF THE ORDINARY HIGH WATER MARK ON THE RIGHT BANK OF PETALUMA CREEK," filed July 25, 1960, in Can "E", Serial No. 19165, Official Records of Marin County.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of Petaluma Creek.

END OF DESCRIPTION

REVIEWED JUNE 16, 1988 BY BIU 1.

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MINUTE PAGE	2628

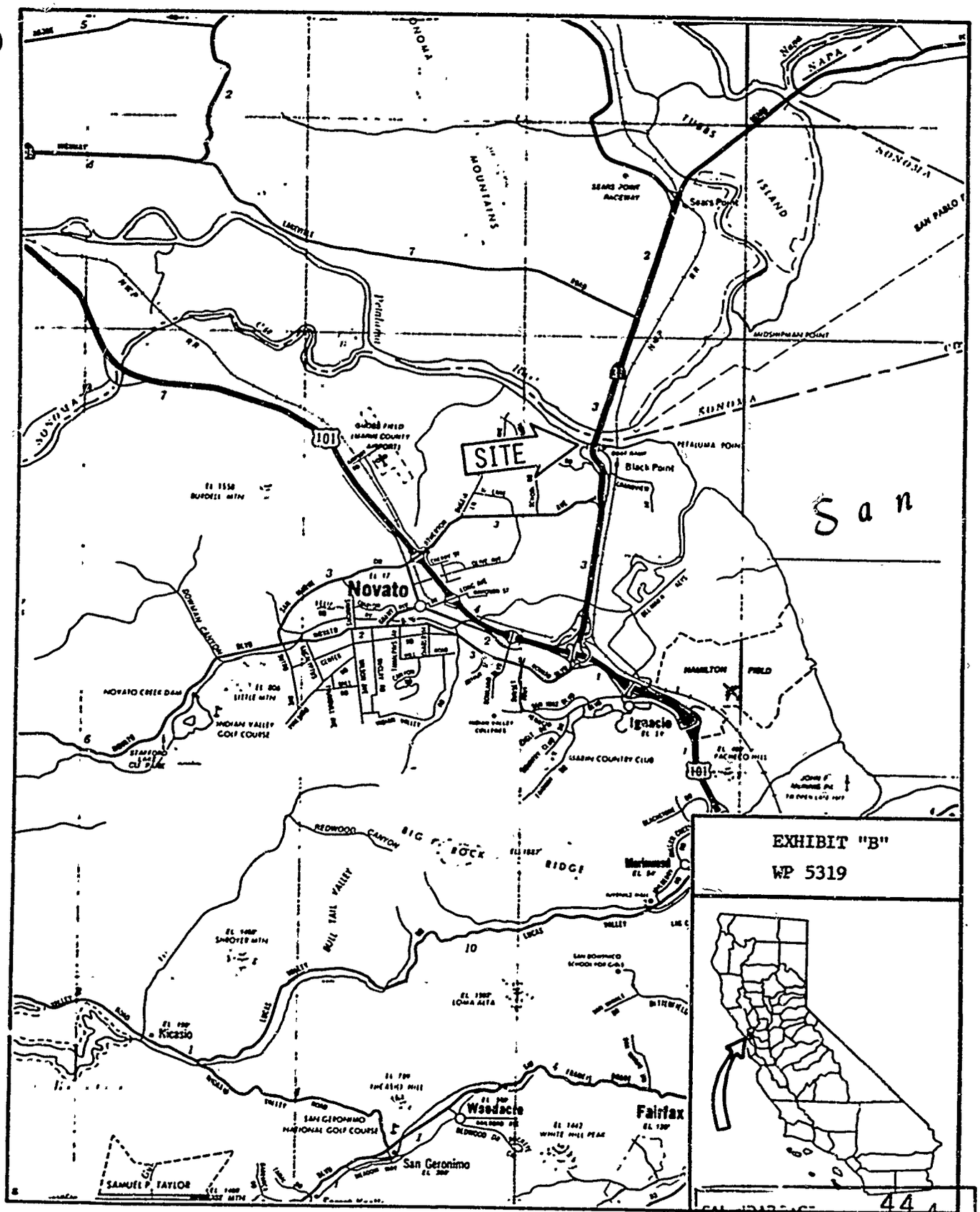

EXHIBIT "B"
WP 5319

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