

MINUTE ITEM
This Calendar Item No. C05
was approved as Minute Item
No. 5 by the State Lands
Commission by a vote of 3
to 0 at its 3/23/89
meeting.

CALENDAR ITEM

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C05

03/23/89
PRC 5549
Townsend

GENERAL PERMIT -- RECREATIONAL USE

APPLICANT: Larkspur Shores Homeowners Association
Attn: Nancy L. Matthews
635 W. Eliseo Drive, #10
Greenbrae, California 94904-2287

AREA, TYPE LAND AND LOCATION:
A .055-acre parcel of tide and submerged land
located in Corte Madera Creek, City of
Greenbrae, Marin County.

LAND USE: Continued use and maintenance of an existing
floating dock and gangway.

TERMS OF ORIGINAL PERMIT:
Initial period: Ten years beginning March 1,
1979.

Public liability insurance: Combined single
limit coverage of \$300,000.

Special Consideration: None (Section 6503,
P.R.C.).

TERMS OF PROPOSED PERMIT:
Initial period: Ten years beginning March 1,
1989.

Surety bond: \$2,000.

Public liability insurance: Combined single
limit coverage of \$300,000.

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CONSIDERATION: \$50 per annum; with the State reserving the right to fix a different rental on each fifth anniversary of the permit.

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS:

Applicant is owner 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. Code Regs.: Title 2, Div. 3;
Title 14, Div. 6.

AB 884:

N/A.

OTHER PERTINENT INFORMATION:

1. The Larkspur Shores Homeowners Association has submitted an application to replace a Recreational Pier Permit (RPP) which expired February 28, 1989. One of the qualifications for a RPP is that an association or non-profit organization be comprised of natural persons. The Applicant does not meet this qualification. Staff, therefore, is recommending the issuance of a General Permit - Recreational Use for the continued use and maintenance of the existing floating dock and gangway located in Corte Madera Creek, City of Greenbrae, Marin County.
2. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. but will not affect those significant lands.
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has

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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 Facilities, 2 Cal. Code Regs 2905(a)(2).

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

APPROVALS OBTAINED:

N/A.

FURTHER APPROVALS REQUIRED:

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. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES, 2 CAL. CODE REGS. 2905(a)(2).
2. AUTHORIZE ISSUANCE TO LARKSPUR SHORES HOMEOWNERS ASSOCIATION OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE, BEGINNING MARCH 1, 1989; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$50 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 \$300,000; FOR THE CONTINUED USE AND MAINTENANCE OF AN EXISTING FLOATING DOCK AND GANGWAY ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"
LAND DESCRIPTION

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A parcel of land in Corte Madera Creek, Marin County, California, said parcel lying immediately beneath a floating dock and gangway TOGETHER WITH a necessary use area extending 10 feet from the extremities of said dock and gangway; said parcel being adjacent to Lots 69 and 70 of "Bon Air Subdivision No. 5" recorded in Book 10 of Maps, at Page 88, Records of Marin County.

EXCEPTING THEREFROM any portion lying landward of the Corte Madera Canal as shown on the map entitled "Map No. 2 of Salt Marsh and Tidelands situate in the County of Marin, State of California, 1870", filed in can "S", Marin County Recorders Office.

END OF DESCRIPTION

REVIEWED FEBRUARY 3, 1989 BY BIU 1.

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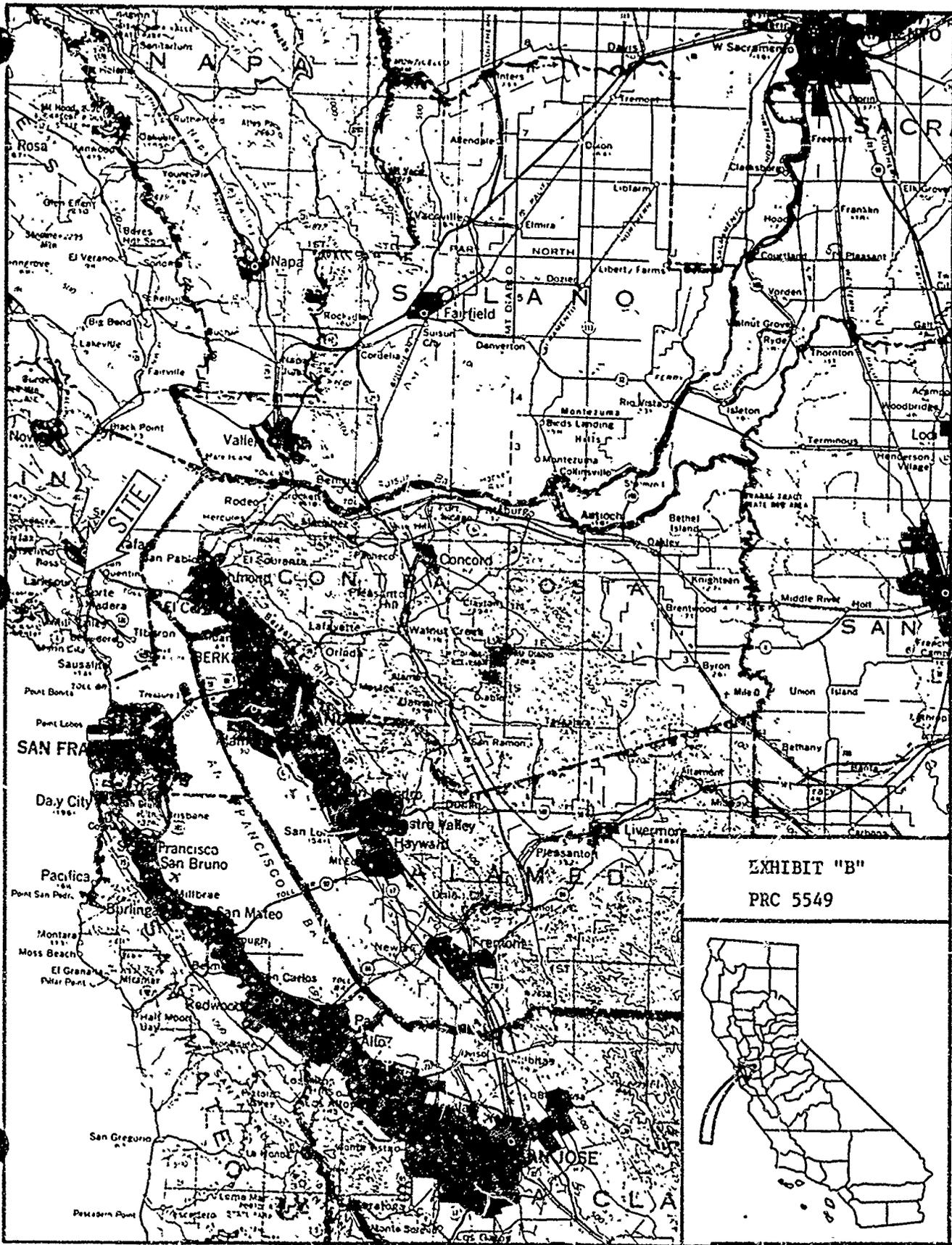


EXHIBIT "B"
 PRC 5549

