MINUTE ITEM
This Calendar Item No. C06
was approved as Minute Item
No. 6 by the State Lands
Commission by a vote of 3
to 0 at its 4/26/89
meeting.

CALENDAR ITEM

C06

A 9

S 5

04/26/89
PRC 5274
Bancroft

ASSIGNMENT OF PERMIT PRC 5274
GENERAL LEASE - COMMERCIAL USE

ASSIGNORS: Virginia Ord and Jean Boewe
691 South Elisio Drive
Greenbrae, California 94904

ASSIGNEES: Terence and Pauline Bunton
33 Helens Lane
Mill Valley, California 94941

AREA, TYPE LAND AND LOCATION:
A 0.089-acre parcel of tide and submerged land in the Petaluma River, Marin County.

LAND USE: Maintenance of a rental cabin, walkway, and floating dock.

TERMS OF PERMIT:

Initial period: Ten years beginning March 1, 1983 ending February 28, 1993.

Surety bond: N/A.

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

Consideration: $384 per annum; five-year rent review.

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

APPLICANT STATUS:
Assignees are owners of upland.

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0.1214

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Processing costs have 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. On November 29, 1984, the Commission approved a General Lease - Commercial Use, for Virginia Ord and Jean Boewe to use and maintain a rental cabin, walkway, and floating dock on the subject tide and submerged land. The permit is now being assigned to Terence and Pauline Bunton.

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

   Authority: P.R.C. 21065 and 14 Cal. Code Regs. 15378.

3. This activity is situated on lands identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category "B", which authorizes limited use. The project, as proposed, will not have a significant effect upon the identified environmental values.

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 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. CODE REGS. 15378.

2. AUTHORIZE APPROVAL OF AN ASSIGNMENT OF PERMIT PRC 5274 GENERAL LEASE - COMMERCIAL USE, FROM VIRGINIA ORD AND JEAN BOEWE TO TERENCE AND PAULINE BUNTON, EFFECTIVE MARCH 1, 1989; ALL OTHER TERMS AND CONDITIONS OF THE LEASE SHALL REMAIN UNCHANGED.

EXHIBIT "A"

LAND DESCRIPTION PRC 5274.1

A parcel of tide and submerged land in the bed of the Petaluma River, Marin County, California, said parcel being immediately beneath a cabin, walkway, and float, TOGETHER WITH a necessary use area extending no more than 10 feet from said structures, said structures being adjacent to and northerly of that land described as "Parcel Two" in the Quitclaim Deed recorded in Book 3027, page 600, Official Records, Marin County.

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

END OF DESCRIPTION

REVIEWED SEPTEMBER 11, 1984 BY BOUNDARY AND TITLE UNIT.

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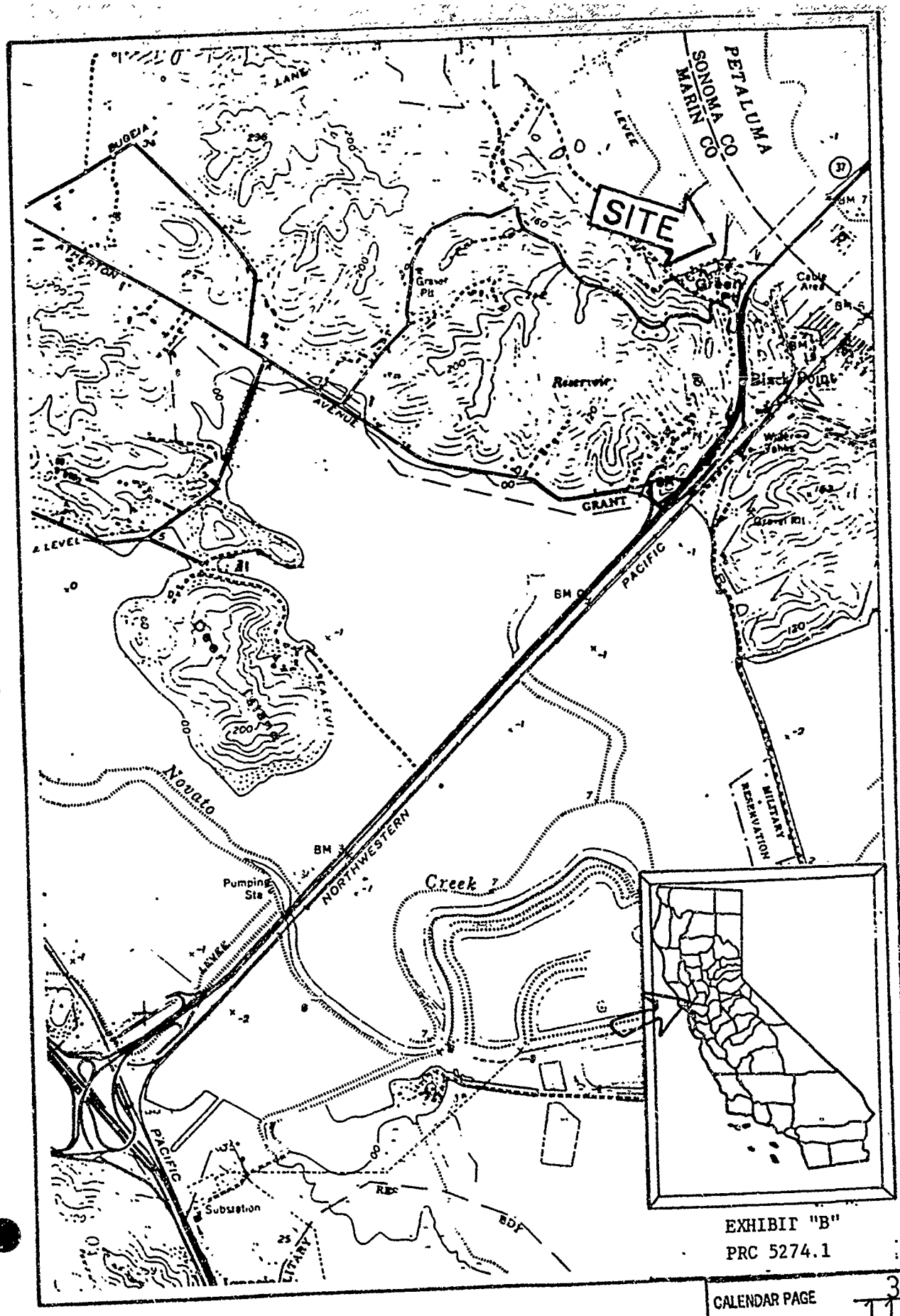

EXHIBIT "B"
PRC 5274.1

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