

MINUTE ITEM
This Calendar Item No. C08
was approved as Minute Item
No. 8 by the State Lands
Commission by a vote of 3
to 0 at its 4/26/89
meeting

CALENDAR ITEM

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C08

04/26/89
WP 5695
Townsend

PRC 5695

GENERAL PERMIT - RECREATION^L USE

APPLICANT: Sunhill Investments, Ltd.
Attn: Namir Faidi
147 Lomita Drive, Suite G
Mill Valley, California 94941

AREA, TYPE LAND AND LOCATION:
A .073-acre parcel of sovereign tide and
submerged land located in the Corte Madera
Creek, within the Town of Larkspur, Marin
County.

LAND USE: Continued use and maintenance of a recreational
boat dock and ramp.

TERMS OF ORIGINAL PERMIT:
Initial period: Ten years beginning May 1,
1979.
Public liability insurance: Combined single
limit coverage of \$100,000.
Consideration: \$347.49 per annum; five-year
rent review.

TERMS OF PROPOSED PERMIT:
Initial period: Ten years beginning May 1,
1989.
Public liability insurance: Combined single
limit coverage of \$100,000.

CALENDAR ITEM NO. C 0 8 (CONT'D)

CONSIDERATION: \$442.26 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. Sunhill Investments, Ltd. has submitted an application to replace its General Permit - Recreational Use, for a recreational boat dock and ramp, that will expire on April 30, 1989. The Applicant has informed Commission staff that there have been no changes to the improvements located on State land in the Corte Madera Creek, within the Town of Larkspur, Marin County.
2. In compliance with Federal and State law, Section 2 of the proposed lease agreement provides that Lessee shall provide containers on or immediately adjacent to the lease premises to receive trash and refuse generated aboard vessels using Lessee's docking or launching facilities.
3. 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.
4. 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

CALENDAR ITEM NO. 08 (CONT'D)

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 SUNHILL INVESTMENTS, LTD. OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE, BEGINNING MAY 1, 1989; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$442.26, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$100,000; PROVISION FOR CONTAINERS ON OR IMMEDIATELY ADJACENT TO THE LEASE PREMISES TO RECEIVE TRASH AND REFUSE GENERATED ABOARD VESSELS USING LESSEE'S DOCKING OR LAUNCHING FACILITIES; FOR THE CONTINUED USE AND MAINTENANCE OF A RECREATIONAL BOAT DOCK AND RAMP ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

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LAND DESCRIPTION

A parcel of tide and submerged land in the bed of Corte Madera Creek, Marin County, California, lying immediately beneath a dock and ramp, TOGETHER WITH a necessary use area extending 10 feet from the extremities of said dock and ramp, said structures being adjacent to and waterward of the land described in the Grant Deed recorded July 27, 1984, in No. 84-036081, Official Records of Marin County.

EXCEPTING THEREFROM any portion lying landward of the "Mean High Tide Line of 1941" as said line is delineated on the "Map of State Sovereign Lands in Corte Madera Creek, Vicinity of Green Brae", and filed with the State Lands Commission (CB 1294).

END OF DESCRIPTION

REVIEWED SEPTEMBER 21, 1988, BIU 1.

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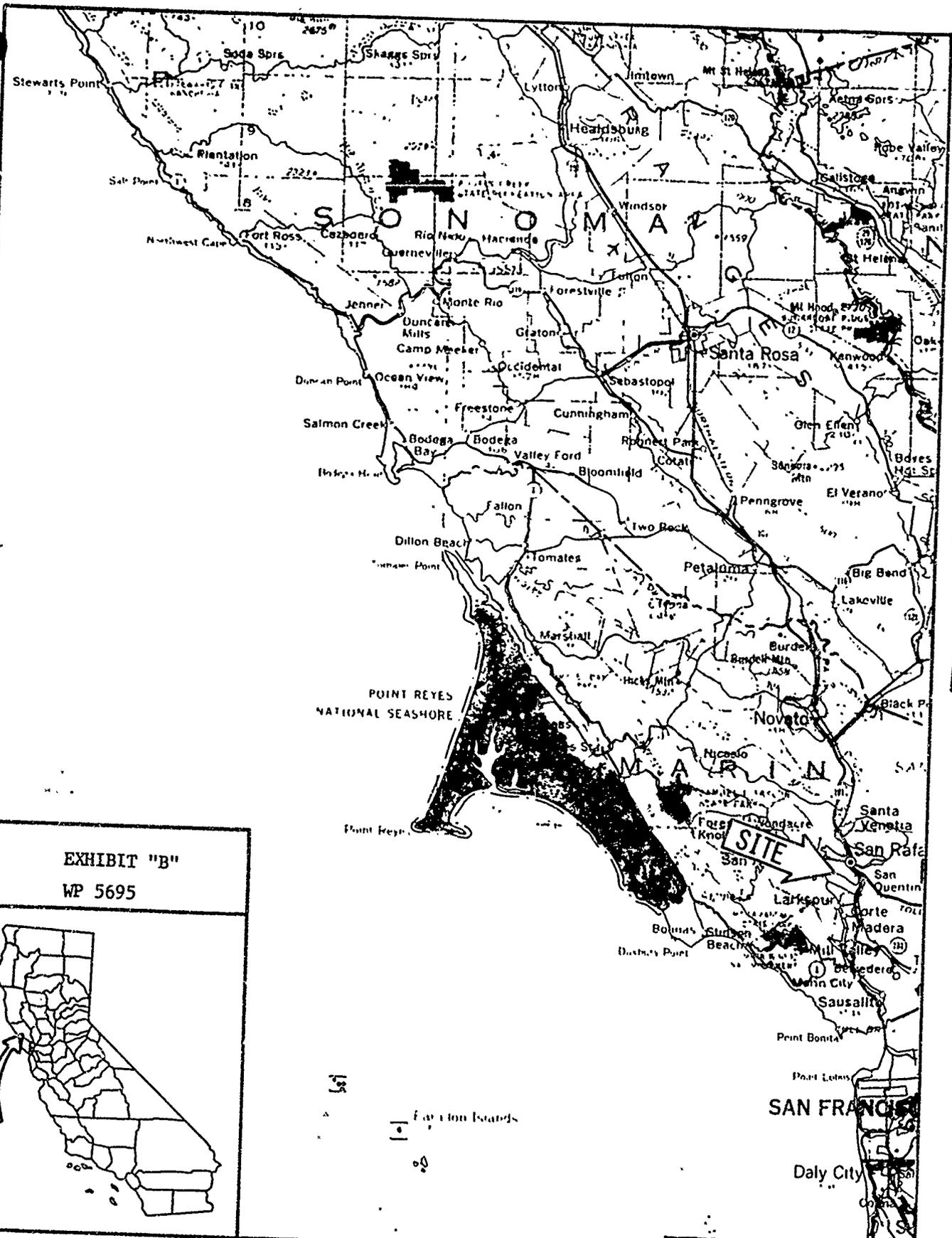


EXHIBIT "B"
WP 5695



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