MINUTE ITEM
This Calendar Item No. C12
was approved as Minute Item
No. 12 by the State Lands
Commission by a vote of 3
to 0 at its 7/10/89
meeting.

CALENDAR ITEM
C12

A 7
S 3

07/10/89
W 24236 PRC 7309
Bancroft

GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT: Golden Gate Bridge
Highway and Transportation District
P.O. Box 9000
Presidio Station
San Francisco, California 94129

AREA, TYPE LAND AND LOCATION:
7.38 acres of tide and submerged land located in Corte Madera Creek, Marin County.

LAND USE: Open space marsh.

TERMS OF PROPOSED PERMIT:
Initial period: 20 years beginning June 1, 1989.

Surety bond: N/A.

Public liability insurance: N/A.

CONSIDERATION: The public use and 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.

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

APPLICANT STATUS:
Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
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. Code Regs.: Title 2, Div. 3; Title 14, Div. 6.

AB 884: N/A.

OTHER PERTINENT INFORMATION:

1. Lessee has been required by San Francisco Bay Conservation and Development Commission to enter into this lease with State Lands Commission for the purpose of performing certain work on the subject 7.38 acre site as mitigation for the installation of 1625 lineal feet of rock riprap along the south bank of Corte Madera Creek at the Greenbrae Boardwalk Subdivision under PRC 7187, authorized by State Lands Commission on April 12, 1988, Item C-12.

   Work to be performed consists of dredging 1100± feet of channels, excavation of two marsh areas, and planting of cordgrass and pickleweed.

2. A portion of the mitigation site extends onto lands which the Commission has leased to Marin County Flood Control and Water Conservation District (PRC 3485) as a flood-control channel. The County has no objections to the proposed project.

3. The annual rental value of the site is estimated to be $1660.

4. An environmental analysis was prepared by the San Francisco Bay Conservation and Development Commission (SFBCDC) which has been certified by the Secretary for Resources as meeting the requirements of P.R.C. 21080.5. This analysis concluded that the project, as defined, will have no significant environmental effects.

The San Francisco Bay Conservation and Development Commission, as Lead Agency, consulted with the Responsible Agencies as required by CEQA Guidelines Section 15253 and determined that the project, as approved would not have a significant effect on the environment. The San Francisco Bay Conservation and Development Commission as Lead Agency approved the project on May 1, 1989. The staff of the State Lands Commission has reviewed the environmental analysis and believes that the conditions have been met for the Commission, as Responsible Agency to use the document as a substitute for a Negative Declaration as provided under CEQA Guidelines Section 15253.

APPROVALS OBTAINED:

San Francisco Bay Conservation and Development Commission; United States Army Corps of Engineers.

EXHIBITS:

A. Land Description.
B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT AN ENVIRONMENTAL ANALYSIS WAS PREPARED, CIRCULATED, AND ADOPTED FOR THIS PROJECT BY SAN FRANCISCO BAY CONSERVATION AND DEVELOPMENT COMMISSION UNDER ITS CERTIFIED STATE REGULATORY PROGRAM (CEQA GUIDELINES SECTION 15251[h]), AND THAT THE CONDITIONS SPECIFIED IN GUIDELINES SECTION 15253 HAVE BEEN MET; AND THAT PURSUANT TO GUIDELINES SECTION 15253(a) THE COMMISSION AS A RESPONSIBLE AGENCY SHALL USE THAT ENVIRONMENTAL ANALYSIS DOCUMENT AS A SUBSTITUTE FOR A NEGATIVE DECLARATION.

2. FIND THAT THE COMMISSION HAS CONSIDERED THE INFORMATION CONTAINED IN THE ENVIRONMENTAL ANALYSIS AND HAS DETERMINED THAT THE PROJECT, AS APPROVED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.

3. AUTHORIZE ISSUANCE TO GOLDEN GATE BRIDGE, HIGHWAY AND TRANSPORTATION DISTRICT OF A 20-YEAR GENERAL PERMIT - PUBLIC AGENCY USE, BEGINNING JUNE 1, 1989; IN CONSIDERATION OF THE PUBLIC USE AND 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; FOR PERFORMANCE OF MITIGATION WORK AS DESCRIBED IN SAN FRANCISCO BAY CONSERVATION AND DEVELOPMENT COMMISSION PERMIT 15-88, ISSUED OCTOBER 25, 1988, AND AMENDED MAY 1, 1989, ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

W 24236

LAND DESCRIPTION

A parcel of tide land along the north bank of Corte Madera Creek, Marin County, California described as follows:

BEGINNING at the southeast corner of that parcel of land described in the deed from J.J. Moran et ux to the Hutchinson Co., Recorded May 17,1927 in Book 119, page 117, Official Records of Marin County; thence along the southerly line of said parcel N 75° 51' 51" E (called N 75° 26' E in said deed), 1000 feet more or less to the mean low water line; thence southeasterly, westerly, and northwesterly along said low water line to a point directly south of the point of beginning; thence north 80 feet more or less to the point of beginning.

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

END OF DESCRIPTION

PREPARED MAY 15, 1989 BY BIU 1.

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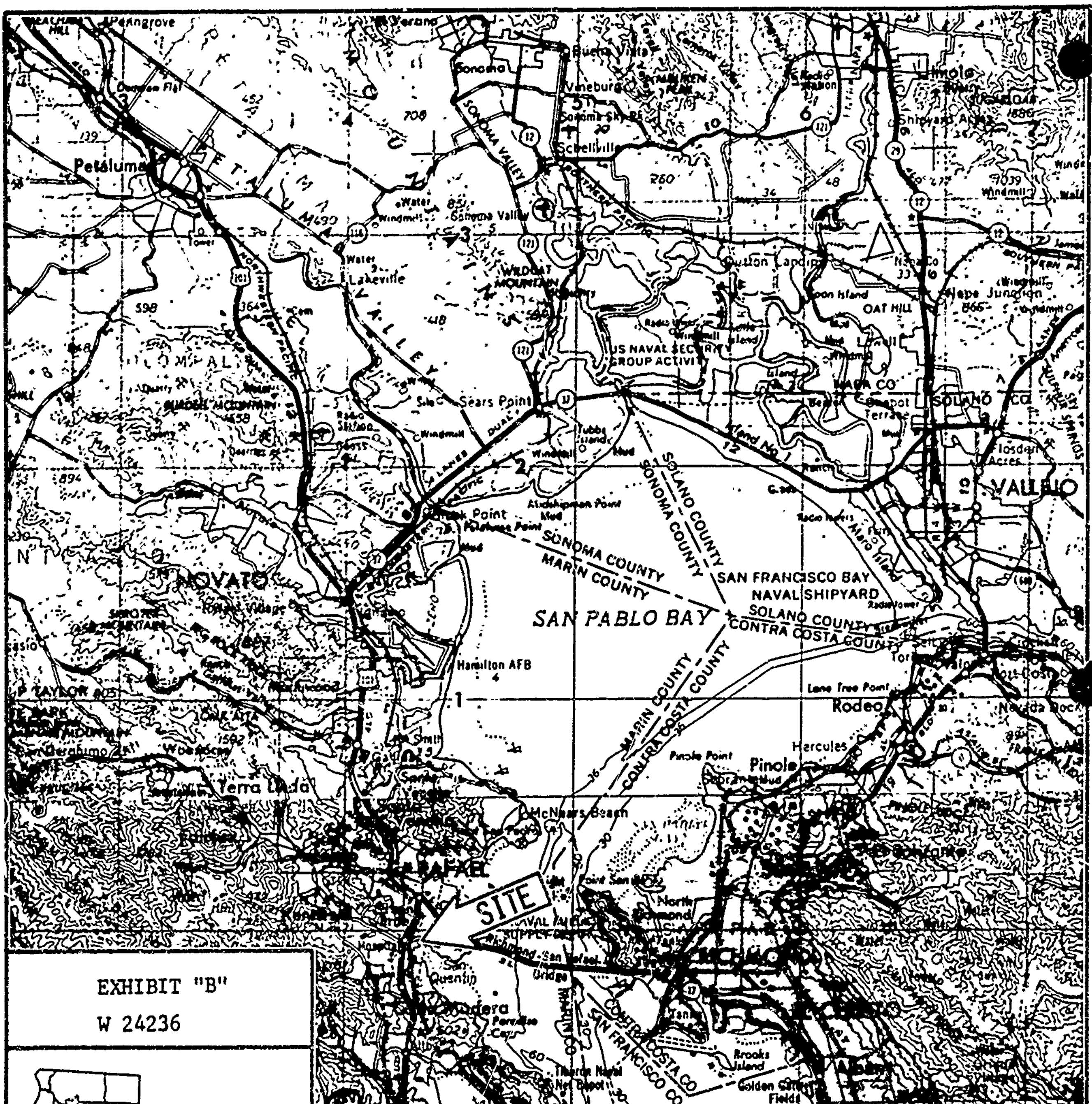

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