MINUTE ITEM
This Calendar Item No. 43
was approved as Minute Item
No. 43 by the State Lands
Commission by a vote of 3
0 at its 9/27/89
meeting.

CALENDAR ITEM

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CONSIDERATION OF BOUNDARIES AND PROPOSAL
TO ANNEX TIDE AND SUBMERGED LANDS INTO
THE CITY OF PITTSBURG, CONTRA COSTA COUNTY

APPLICANT: City of Pittsburg
P. O. Box 1518
Civic Center
Pittsburg, California 94565

BACKGROUND:
The State Lands Commission has received a request from the City of Pittsburg to approve the boundaries and consent to the annexation of the Riverview Marina Annexation, as required by Government Code Sections 56108.

Pursuant to Government Code Section 56108(c) and (d), whenever State-owned tidelands and submerged lands are included within a proposed annexation, the Commission is to review and approve or deny the proposed annexation boundaries as appropriate and correct. The Commission must act within 45 days following receipt of the request for approval by the project proponent.

The area proposed for annexation includes approximately 9.46 acres of land, more or less. The subject area is initially tidelands and submerged lands in the bed of the Sacramento River adjacent to the city limits of the City of Pittsburg.

The proposed annexation includes tide and submerged lands that are currently under lease to the City of Pittsburg for the Riverview Marina. Review of the file uncovered a discrepancy between the lease and the existing project to be annexed. The lease must be amended to cover the existing project.

(ADDED pgs. 345-345.3)

MINUTE ITEM
This Calendar Item No. 43
was approved as Minute Item
No. 43 by the State Lands
Commission by a vote of 3 to 0 at its 3/25/93
meeting.

The staff of the Commission has reviewed the proposed annexation boundary description and finds it adequate pursuant to California Government Code Section 56108(c) and (d).

Furthermore, staff of the Commission has no objection to transfer of political jurisdiction from county to the city and recommends consent to annexation as property owner pursuant to California Government Code Section 56108(a).

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.

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. APPROVE THE PROPOSED BOUNDARIES FOR THE ANNEXATION TO THE CITY OF PITTSBURG, CONTRA COSTA COUNTY, AS DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 56108(c) AND (d).

3. CONSENT, AS THE LANDOWNER, TO THE PROPOSED ANNEXATION OF TIDE AND SUBMERGED LANDS UNDER THE JURISDICTION OF THE STATE LANDS COMMISSION IN THE SACRAMENTO RIVER WITHIN THE AREA DESCRIBED IN EXHIBIT "A", PURSUANT TO GOVERNMENT CODE SECTION 56108(a) UPON THE CONDITION THAT LEASE PRC 7063 BE AMENDED TO INCLUDE EXISTING FACILITIES.

4. AUTHORIZE STAFF COUNSEL TO GIVE THE REQUISITE NOTICE OF SAID APPROVAL TO THE CITY OF PITTSBURG AND TO THE COUNTY OF CONTRA COSTA, PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 56108(e).

EXHIBIT "A"

Legal Description

Riverview Marina Boundary

Commencing at a point on the Westerly line of Montezuma Street and its intersection with the Northerly line of Cody Street, as said lines are shown on that certain map entitled "West Side addition No. 3 of City of Pittsburg" which map was filed on September 5, 1928, in the office of the recorder, in Book 21 of maps at Page 574, County of Contra Costa, State of California; thence along the Northerly extension of said Westerly line of Montezuma Street, North 16° 40′ 00″ East 922.72 feet, to the Easterly terminus of the line described in the agreement between the State of California and Pacific Gas and Electric Company, arbitrating and stipulating ordinary high water mark along the Sacramento River, dated October 24, 1961, which line is delineated and described "North property line of PG & E" on the plat of the North property line of PG & E along the Sacramento River filed in the office of the recorder in Book 19 of licensed Land Surveyors at Page 33, County of Contra Costa, State of California, said point being on the Western Boundary of the City of Pittsburg and also being the TRUE POINT OF BEGINNING; thence continuing along said Northerly extension of the Westerly line of Montezuma Street and said Western Boundary, North 16° 40′00″ East, 307.28 feet, to the Northwest corner of the Montezuma Street Extension Annexation (Resolution 924 dated March 1, 1943) thence leaving said Westerly line of Montezuma Street and along the north line of said annexation line, North 88° 55′ 00″, East, 52.50 feet; thence leaving said annexation line, North 16° 40′ 00″, East 100.00 feet; thence leaving said Western boundary line of the City of Pittsburg, North 57° 00′ 00″ West, 606.42 feet; thence South 70° 53′ 35″, West 300.00 feet; thence South 16° 45′ 00″, West 450.00 feet, to said Western boundary line of the City of Pittsburg and said Northerly property line of PG & E; thence along said Western city boundary line and said Northerly line of said PG & E, South 89° 45′ 31″ East, 115.00 feet; thence South 73° 15 ′ 00″ East, 663.78 feet to the TRUE POINT OF BEGINNING.

Containing 9.46 acres, more or less.

Reviewed by: Boundary Investigation Unit IV
Supervised by Rand La Force

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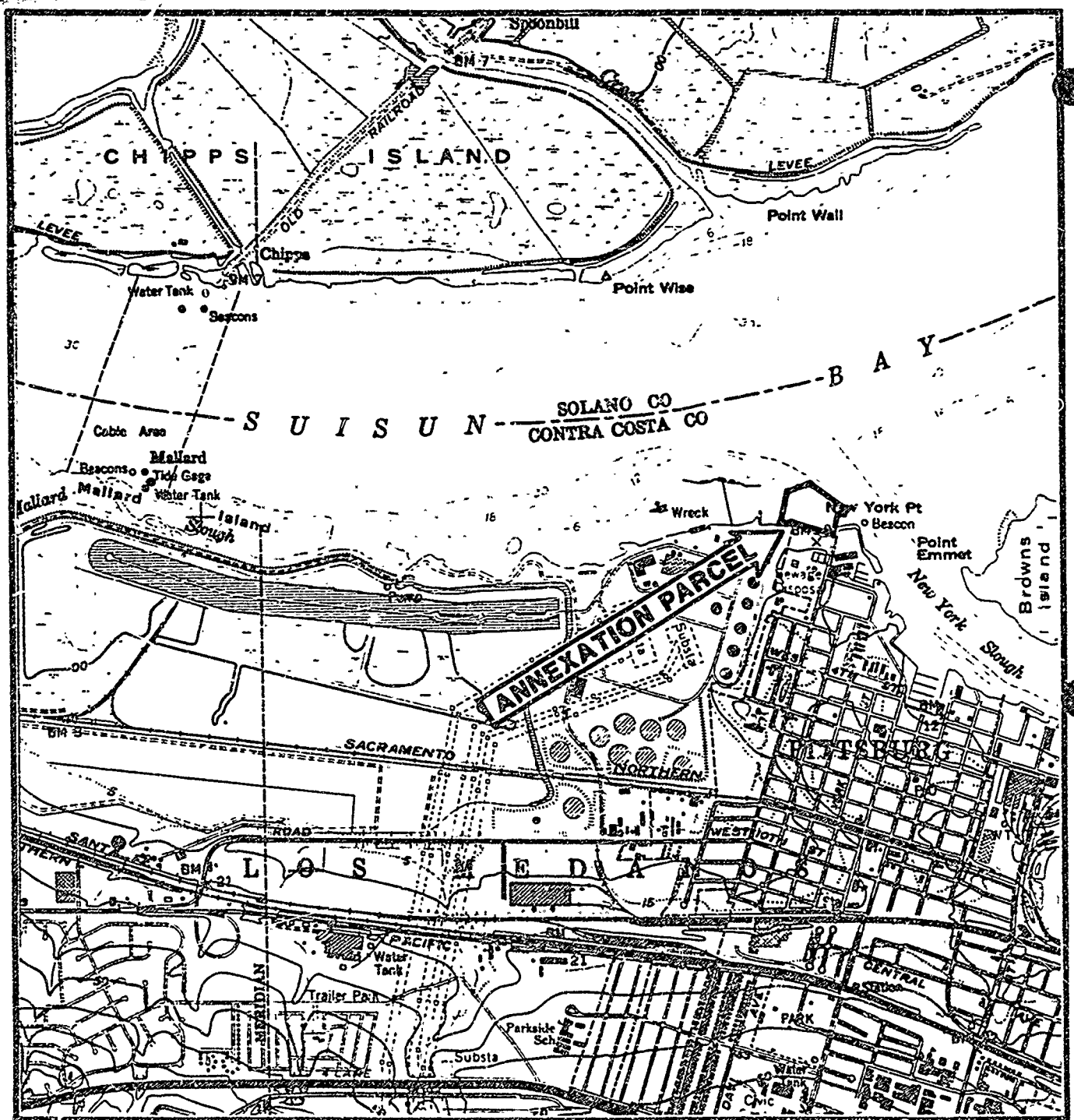
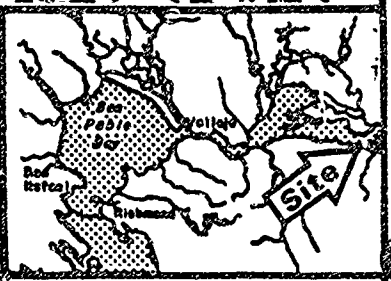


STATE LANDS COMMISSION

ANNEXATION NO. 113 of TIDE & SUBMERGED LAND

Base Map: HONKER BAY Quadrangle 1953 PR80



Prepared by: B. Lee	Date: 9-21-89 A: 11 S: 7	EXHIBIT B
Title Study: CITY of PITTSBURG	W 2400.175	Z S-N56-E 160

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