MINUTE ITEM

This Calendar Item No. C16 was approved as Minute Item No. 16 by the State Lands Commission by a vote of 3 to 0 at its 4/24/80 meeting.

CALENDAR ITEM

C16.

4/80
WP 415
Maricle

RENEWAL OF LEASE PRC 415.1

APPLICANT: Pacific Gas and Electric Company
77 Beale Street
San Francisco, California 94106

AREA, TYPE LAND AND LOCATION:
A 0.87-acre parcel of tide and submerged land in the San Joaquin River near Antioch, Contra Costa County.

LAND USE: Maintenance and operation of a cooling water intake structure and appurtenances.

TERMS OF ORIGINAL LEASE:

Initial period: 20 years, from June 14, 1949.

Renewal options: 3 additional periods of 10 years each.

Surety bond: $5,000.

Consideration: $46.68 per annum.

Other than revisions to area and consideration all other terms remained unchanged.

TERMS OF FIRST 10-YEAR RENEWAL - June 14, 1969, to June 13, 1979:
Consideration: $887.40 per annum.

BASIS FOR CONSIDERATION:
6% of appraised value of land.

TERMS OF PROPOSED SECOND 10-YEAR RENEWAL:
10 years from June 14, 1979 thru June 13, 1989.

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CONSIDERATION: $2,088.00 per annum, with the State reserving the right to fix a different rental on each fifth anniversary of the lease.

BASIS FOR CONSIDERATION:
8% of appraised value of land.

PREREQUISITE TERMS:
United States Army Corps of Engineers permit issued.

Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 & 2.

B. Cal. Adm. Code: Title 2, Div. 3, Articles 1 and 2.

OTHER PERTINENT INFORMATION:
1. An EIR is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907, Class 1(B), which exempts an existing structure or facility that is in an acceptable state of repair and there is no evidence of record to show injury to adjacent property, shoreline erosion, or other types of environmental degradation.

2. This project is situated on State land identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category, Class "B", which authorizes Limited Use.

3. Staff review indicates that there will be no significant effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.

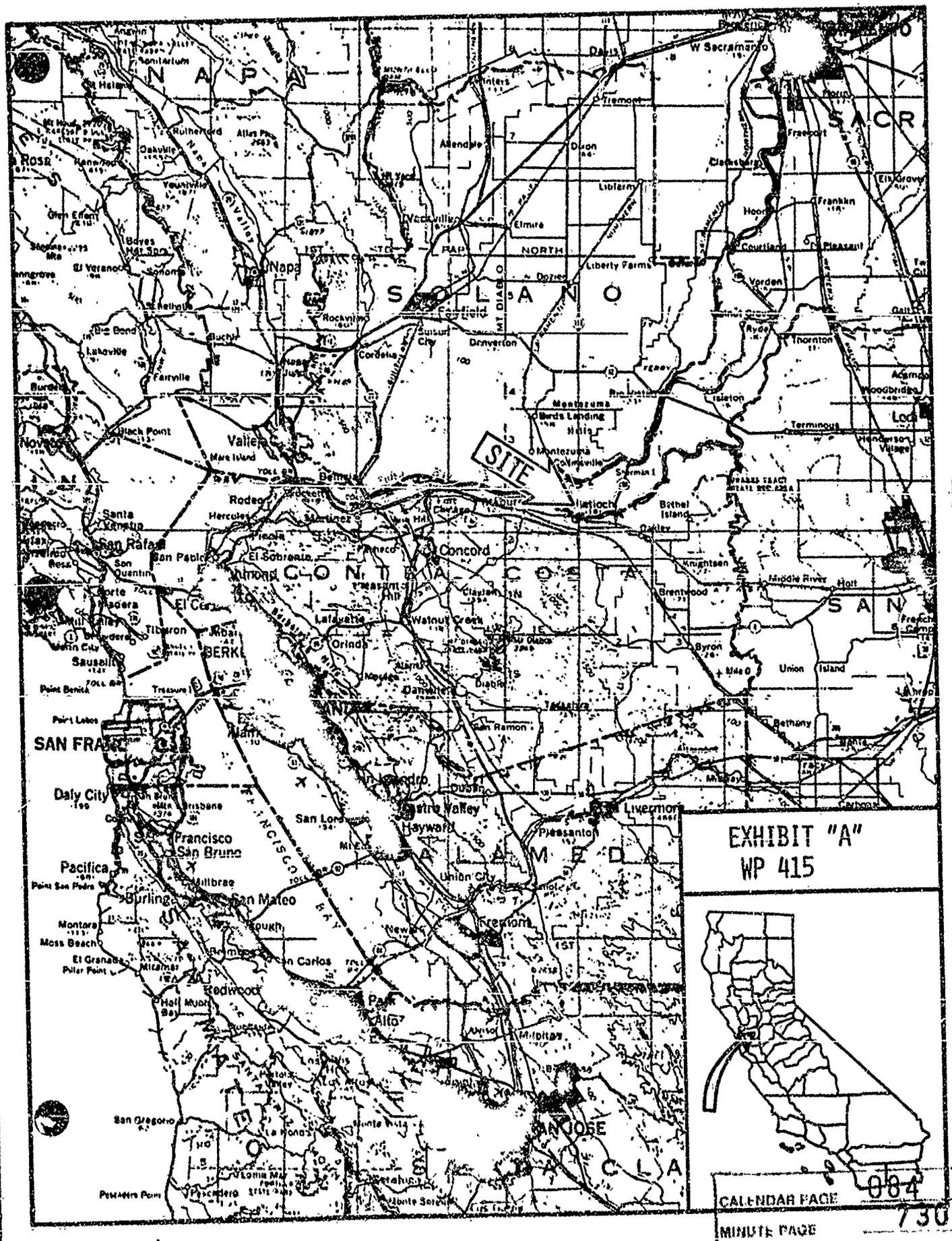
EXHIBIT: A. Site Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907 (CLASS 1B).

2. FIND THAT GRANTING OF THIS LEASE RENEWAL WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE P.R.C.

3. AUTHORIZE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 10-YEAR RENEWAL OF LEASE PRC 415.1 FROM JUNE 14, 1979; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF $2,088.00, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; FOR THE CONTINUED MAINTENANCE AND OPERATION OF A COOLING WATER INTAKE STRUCTURE AND APPURTENANCES ON THE LAND DESCRIBED IN SAID LEASE.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