MINUTE ITEM
This Calendar Item No. C08
was approved as Minute Item
No. C08 by the State Lands
Commission by a vote of 3
to 0 at its 6/11/90
meeting.

CALENDAR ITEM

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PRC 5368
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ASSIGNMENT OF A GENERAL LEASE - AGRICULTURAL USE

ASSIGNOR: Don Bargiacchi
751 Coast Road
Santa Cruz, California 95060

ASSIGNEE: Sunset Farms
194 Archer Drive
Santa Cruz, California 95060

AREA, TYPE LAND AND LOCATION:
An 82-acre parcel of State school land located three miles northwest of Santa Cruz, Santa Cruz County.

LAND USE: Row crop farming.

TERMS OF ORIGINAL LEASE:
Initial period: Five years beginning January 1, 1986.

Surety bond: $5,000.

Public liability insurance: Combined single limit coverage of $500,000.

CONSIDERATION: $8,610 per annum.

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

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. The subject lease for row crop farming was issued on January 1, 1986 to Don Bargiacchi for a period of five years. The lessee has been raising brussel sprouts on the State parcel.

2. The lessee has expressed his desire to assign his interest in the lease to Sunset Farms, Inc., effective March 1, 1990.

3. 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.

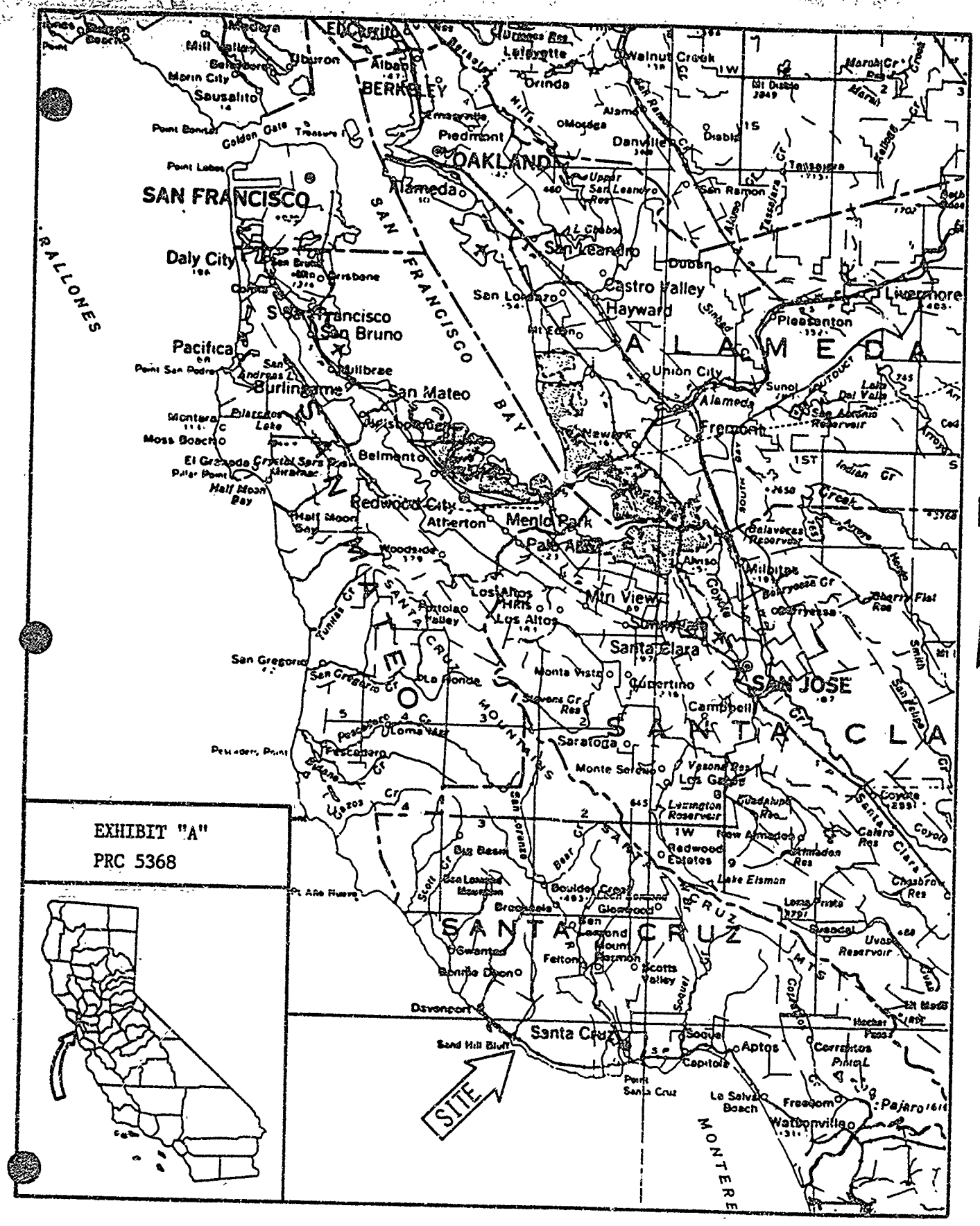
EXHIBIT: A. Location Map.

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 ASSIGNMENT OF AN AGRICULTURAL LEASE FROM DON BARGIACCHI TO SUNSET FARMS, EFFECTIVE MARCH 1, 1990.

3. ALL OTHER TERMS AND CONDITIONS OF THE LEASE SHALL REMAIN UNCHANGED FOR THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.



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