

MINUTE ITEM

This Calendar Item No. C08
was approved as Minute Item
No. C08 by the State Lands
Commission by a vote of 2
to 0 at its 10/29/90
meeting.

CALENDAR ITEM

C 0 8

A 11

S 7

10/29/90
PRC 4444
Bancroft

AMENDMENT OF GENERAL LEASE - INDUSTRIAL USE

LESSEE: Pacific Gas and Electric Company
1919 Webster Street
Oakland, California 94612

AREA, TYPE LAND AND LOCATION:
A 58.736-acre parcel of tide and submerged land
located in the Sacramento River at Pittsburg,
Contra Costa County.

LAND USE: Industrial wharf, pipelines for intake and
discharge facilities ancillary to a condenser
cooling water system.

TERMS OF ORIGINAL LEASE:

Initial period: Thirty-five (35) years
beginning June 21, 1980,
ending June 20, 2015.

Public liability insurance: Combined single
limit coverage of \$5,000,000.

Consideration: \$53,074.88 per annum;
five-year rent review.

TERMS OF PROPOSED AMENDMENT:

Reduction of lease area to 58.736 acres,
effective January 1, 1990, to accommodate the
City of Pittsburg's marina expansion (PRC 7063)
and fishing pier (PRC 5011).

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

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. 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.

- 2. PG&E has agreed to the deletion from PRC 4444 of the areas occupied by the City of Pittsburg's marina expansion (PRC 7053) and fishing pier (PRC 5011).

An amendment to PRC 7063 is being submitted concurrently. A new 49-year lease for PRC 5011 was approved by the Commission on 03/22/90, Item C19.

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. AUTHORIZE AN AMENDMENT TO LEASE PRC 4444, EFFECTIVE JANUARY 1, 1990, PROVIDING FOR THE DELETION OF THE LAND DESCRIPTION DATED JUNE 15, 1982 IN SAID LEASE PRC 4444 AND REPLACING IT WITH THE LAND DESCRIPTION DATED AUGUST 27, 1990, IDENTIFIED AS EXHIBIT "A", ATTACHED HERETO, AND BY REFERENCE MADE A PART HEREOF.

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

3. DETERMINE THAT, EXCEPT FOR THE CHANGES AUTHORIZED HEREIN, ALL OTHER TERMS AND CONDITIONS OF SAID LEASE SHALL REMAIN IN FULL FORCE AND EFFECT.

EXHIBIT "A"

LAND DESCRIPTION

PRC 4444.1

A parcel of tide and submerged land in the bed of the Sacramento River, in the vicinity of Pittsburg, Contra Costa County, California, described as follows:

BEGINNING at Station 2 as shown on the map entitled "Plat of the North Property Line of P.G.E." filed for record in Book 19, page 33, Licensed Land Surveys, Contra Costa County Records; thence from said point of beginning along said north property line the following three courses:

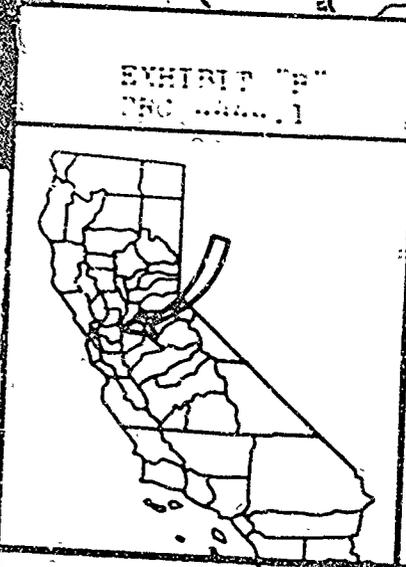
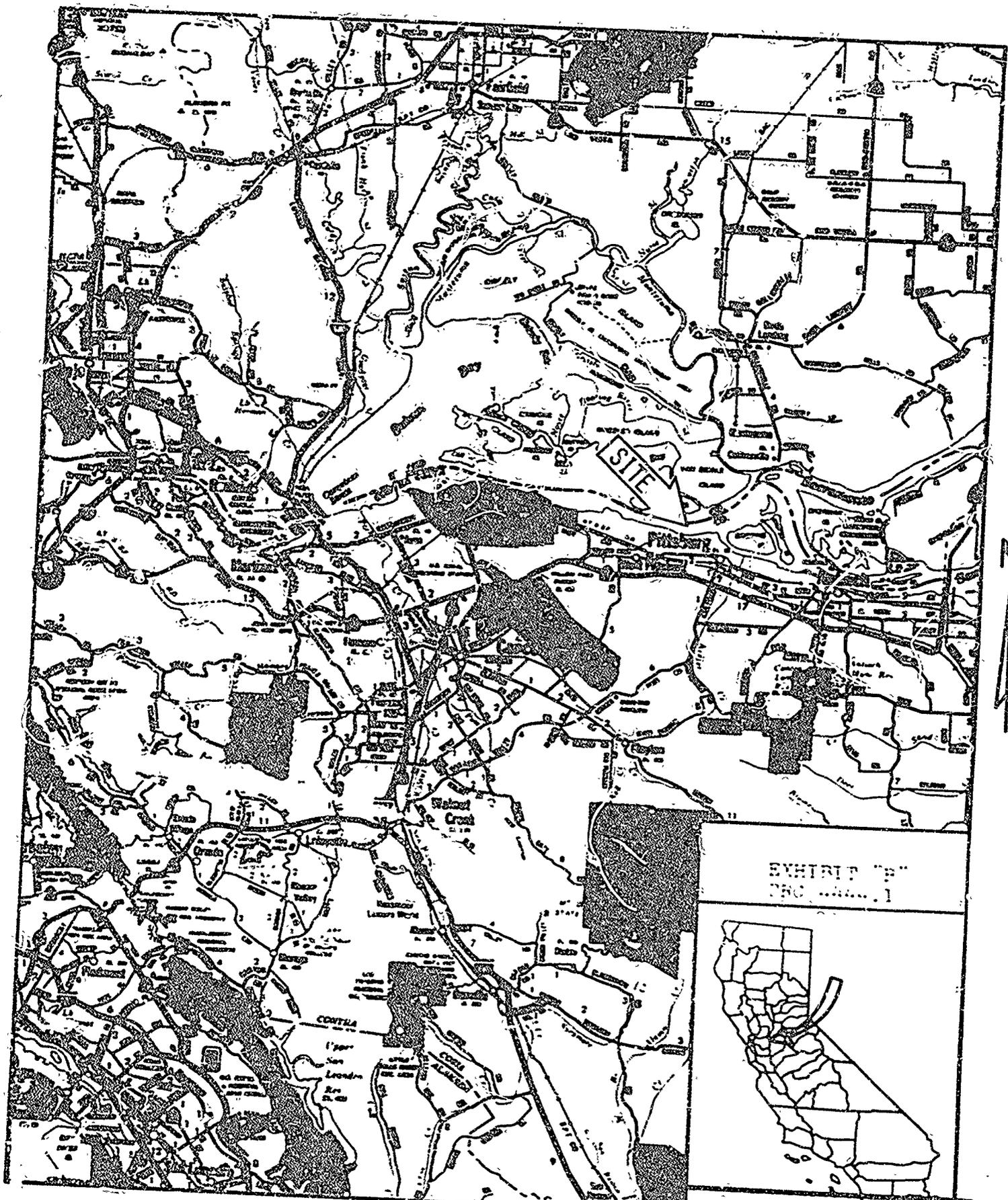
1. N 70° 38' 27" E, 1113.75 feet;
2. N 72° 16' 57" E, 527.03 Feet;
3. S 88° 52' 32" E, 703.85 feet to the westerly line of the City of Pittsburg lease PRC 5011.9, a copy of said lease on file with the State Lands Commission in Sacramento, California; thence along said lease PRC 5011.9 lines the following three courses:
 4. N 01° 07' 28" E, 200 feet;
 5. S 88° 52' 32" E, 75 feet;
 6. S 01° 07' 28" W, 200 feet to said north property line; thence along said north property line:
7. S 88° 52' 32" E, 207.00 feet to the westerly line of the City of Pittsburg lease PRC 7063.9, a copy of said lease on file with the State Lands Commission in Sacramento, California; thence leaving said north property line and along said lease PRC 7063.9 lines the following two courses:
 8. N 15° 52' 01" E, 450.00 feet;
 9. N 70° 00' 26" E, 99.08 feet; thence leaving said lease PRC 7063.9 the following three courses:
 10. N 38° 25' 11" W, 889.95 feet;
 11. S 80° 52' 58" W, 1699.47 feet;
 12. S 20° 26' 15" W, 1499.34 feet to the point of beginning.

This description is based on the California Coordinate System, Zone 3, NAD 1927, with grid coordinates for the point of beginning being X = 1,597,522.06 and Y = 563,685.44.

END OF DESCRIPTION

REVISED AUGUST 27, 1990 BY LLB.

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