

**MINUTE ITEM**

This Calendar Item No. C38 was approved as Minute Item No. 38 by the California State Lands Commission by a vote of 3 to 0 at its 11/07/97 meeting.

**CALENDAR ITEM**

**C38**

A 21

11/07/97

S 11

BLA 141  
D. Plummer

**CONSIDER REQUEST FOR AUTHORIZATION TO RELOCATE A RIGHT-OF-WAY EASEMENT TO SAN FRANCISCO BAY**

**APPLICANT:**

Ryland Homes  
c/o Brian Kangus Foulk  
540 Price Avenue  
Redwood City, California 94063

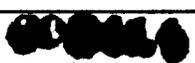
**LOCATION:**

A right-of-way easement for road purposes at Redwood Shores, in the city of Redwood City, San Mateo County.

**BACKGROUND:**

In February, 1968, Leslie Properties, Inc. (Grantor) entered into an agreement which granted a right-of-way easement for road purposes to Westbay Community Associates (Grantee) to provide access to Grantee's property. The agreement provided that the easement could be relocated from time to time by Grantor upon approval of Grantee. The State of California, acting by and through the State Lands Commission, became successor in interest to the lands of Grantee in July, 1977, pursuant to a Compromise Title Settlement Agreement. As successor in interest, the State is the beneficiary of the easement. Recently, Ryland Homes acquired title from the successor in interest of Grantor, and now desires to relocate the easement to enable development of its property.

Staff has reviewed the proposed relocation of the easement and has determined that the State's ability to access its property will not be adversely impacted by the relocated easement. The relocation will be completed through deeds between the State and Ryland Homes conveying the State's rights in the existing easement, upon the simultaneous granting of the relocated easement by Ryland Homes.

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**OTHER PERTINENT INFORMATION:**

Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a statutorily exempt project. The project is exempt because it involves settlements of title and boundary problems.

Authority: Title 14, California Code of Regulations, section 15061 (b) (3) and Public Resources Code section 21080.11.

**EXHIBIT:**

A. Location Map

**RECOMMENDED ACTION:**

IT IS RECOMMENDED THAT THE COMMISSION:

**CEQA FINDING:**

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, 15061 AS A STATUTORILY EXEMPT PROJECT PURSUANT TO PUBLIC RESOURCES CODE SECTION 21080.11, SETTLEMENT OF TITLE AND BOUNDARY PROBLEMS.

**AUTHORIZATION:**

AUTHORIZE THE EXECUTIVE OFFICER OR HIS DESIGNEE TO EXECUTE A DEED CONVEYING THE EXISTING EASEMENT, AND TO ACCEPT A GRANT OF THE RELOCATED EASEMENT ON BEHALF OF THE STATE.

AUTHORIZE AND DIRECT THE STAFF OF THE STATE LANDS COMMISSION AND /OR THE CALIFORNIA ATTORNEY GENERAL TO TAKE ALL NECESSARY OR APPROPRIATE ACTION ON BEHALF OF THE STATE LANDS COMMISSION, INCLUDING THE EXECUTION, ACKNOWLEDGMENT, ACCEPTANCE, AND RECORDATION OF ALL DOCUMENTS AS MAY BE NECESSARY OR CONVENIENT TO CARRY OUT THE RELOCATION OF THE EXISTING EASEMENT; AND TO APPEAR ON BEHALF OF THE COMMISSION IN ANY LEGAL PROCEEDINGS RELATING TO THE SUBJECT MATTER OF THE RELOCATION.



PROPOSED STATE  
LANDS EASEMENT

EXISTING STATE  
LANDS EASEMENT

PROPOSED  
GOSSAMER VILLAGE  
SUBDIVISION

WASBACK WAY

### Exhibit A

BLA 141

Existing Easement  
Realignment

Redwood City  
SAN MATEO COUNTY

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