

**CALENDAR ITEM
C43**

A 21
S 11

10/01/02
WP 8111.9
N. Smith

ASSIGNMENT OF LEASE

LESSEE/ASSIGNOR:

Mr. Max A. Keech
Mark E. Kendell
c/o Brian Kangas Foulk, Engineers, Surveyors, Planners
540 Price Avenue
Redwood City, California 94063

ASSIGNEE:

Redwood Suites, LLC
777 North First Street
San Jose, California 95112

AREA, LAND TYPE, AND LOCATION:

Sovereign lands along Steinberger Slough, in the City of Redwood City, San Mateo County.

AUTHORIZED USE:

Maintenance of an existing public pathway (part of the Bay Trail System) and landscaping.

LEASE TERM:

25 years, beginning September 3, 1999.

CONSIDERATION:

The public use and benefit; with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

OTHER PERTINENT INFORMATION:

1. Assignee owns the uplands adjoining the lease premises.

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2. Grant deed recorded May 18, 2001, transferred the adjacent upland properties, including this leasehold, to Redwood Suites, LLC.
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines [Title 14, California Code of Regulations, section 15060(c)(3)], the staff has determined that this activity is not subject to the provisions of the CEQA because it is not a "project" as defined by the CEQA and the State CEQA Guidelines.

Authority: Public Resources Code section 21065 and Title 14, California Code of Regulations, sections 15060 (c)(3) and 15378.

EXHIBITS:

- A. Land Description
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS NOT SUBJECT TO THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15060(c)(3) BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

AUTHORIZATION:

AUTHORIZE THE ASSIGNMENT OF LEASE NO. PRC 8111.9, A GENERAL LEASE - RIGHT OF WAY USE, OF SOVEREIGN LANDS DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, FROM MAX A. KEECH AND MARK E. KENDALL TO REDWOOD SUITES, LLC; EFFECTIVE MAY 18, 2001. ALL TERMS, PROVISIONS AND REQUIREMENTS OF LEASE NO PRC 8111.9 SHALL REMAIN IN FULL FORCE AND EFFECT.