MINUTE ITEM
This Calendar Item No. C37 was approved as Minute Item No. 37 by the California State Lands Commission by a vote of 3 to 0 at its 8-8-05 meeting.

CALENDAR ITEM
C37

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PRC 4943

08/08/05
WP 4943.9
J. McComas

GENERAL LEASE- PUBLIC AGENCY

APPLICANT:

Sacramento Municipal Utility District
P. O. Box 15830
Sacramento, CA 95852-1830

AREA, LAND TYPE, AND LOCATION:

0.148 acre, more or less, of tide and submerged lands in Lost Slough, near Galt, Sacramento County.

AUTHORIZED USE:

Continued use and maintenance of two existing 12 KV overhead power lines for the transmission of electricity.

LEASE TERM:

25 years, beginning January 1, 2005.

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. Applicant has obtained occupancy consents for the uplands adjoining the lease premises.

2. On August 29, 1974, the Commission authorized the issuance of a 49-year public agency permit, from January 1, 1956, to the Sacramento Municipal Utility District for the maintenance of two existing overhead power lines for the transmission of electricity. That lease has expired. Sacramento Municipal Utility District is now applying for a new General Lease - Public Agency Use.

3. 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 categorically exempt project. The project is exempt under Class 1, Existing Facilities; Title 2, California Code of Regulations, section 2905 (a)(2).

   Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

4. This activity involves lands which have NOT been identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. However, the Commission has declared that all state school lands and submerged lands are "significant" by nature of their public ownership (as opposed to "environmentally significant"). Since such declaration of significance is not based upon the requirements and criteria of Public Resources Code sections 6370, et seq., use classifications for such lands have not been designated. Therefore, the finding of the project's consistency with the use classification as required by Title 2, California Code of Regulations, section 2954 is not applicable.

EXHIBIT:

A. Site/Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

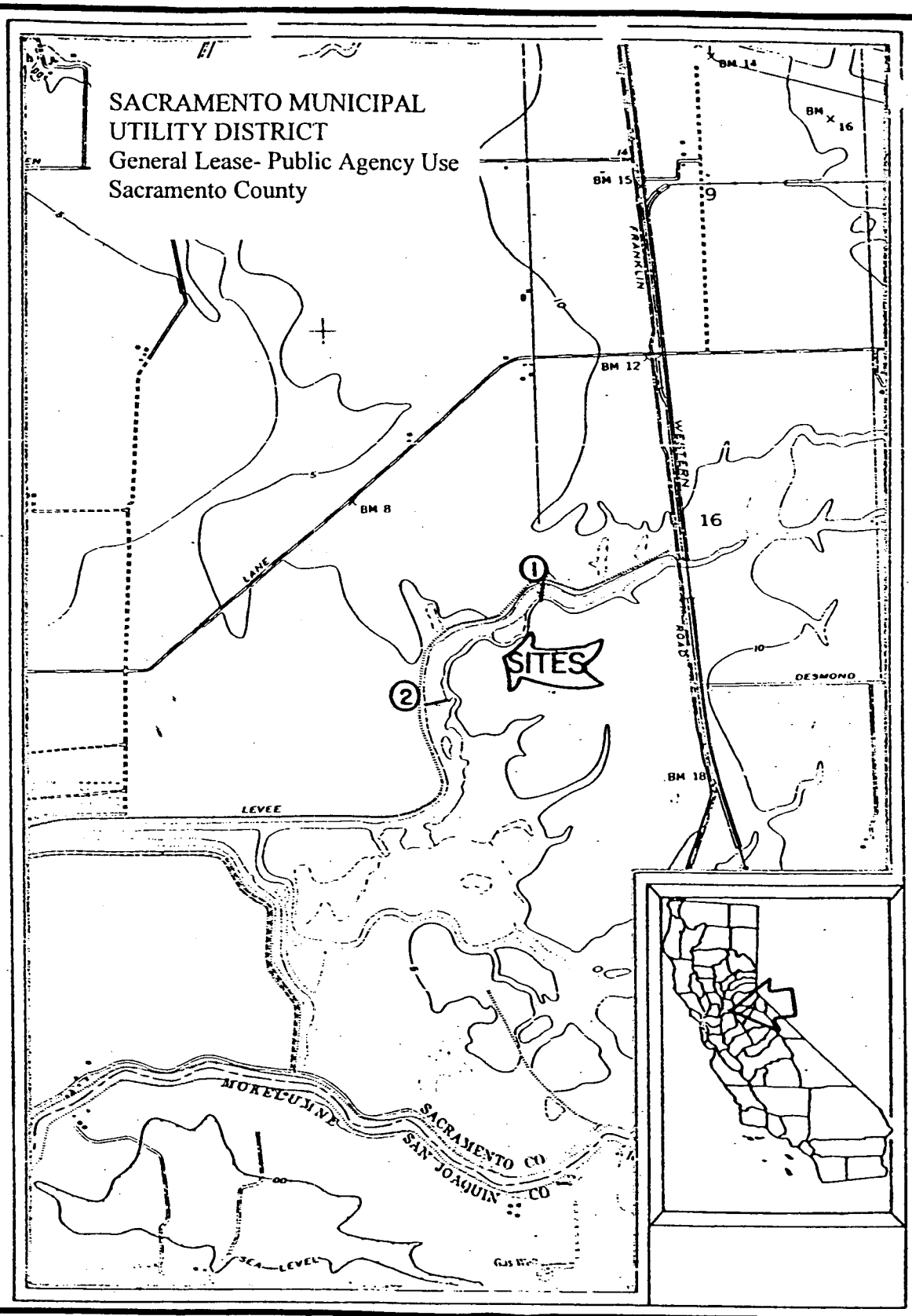
IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a)(2).

AUTHORIZATION:

AUTHORIZE ISSUANCE TO THE SACRAMENTO MUNICIPAL UTILITY DISTRICT OF A GENERAL LEASE - PUBLIC AGENCY USE, BEGINNING JANUARY 1, 2005, FOR A TERM OF 25 YEARS, FOR THE CONTINUED USE AND MAINTENANCE OF TWO EXISTING 12 KV OVERHEAD POWER LINES FOR THE TRANSMISSION OF ELECTRICITY AS REPRESENTED ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION – THE PUBLIC USE AND BENEFIT; WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST.



JM 6/27/05

This exhibit is solely for purposes of generally defining the leased premises, is based on unverified information provided by lessee or other parties, and is not intended to be, nor shall it be construed to as a waiver or limitation of any state interest in the subject or any other property.

Exhibit A
WP 4943