

**CALENDAR ITEM
C98**

A 20
S 10

6/23/11
PRC 8370.1
D. Simpkin

REVISION OF RENT

LESSEE:

Kings and Lyons, a partnership

AREA, LAND TYPE, AND LOCATION:

0.07 acres, more or less, of sovereign land in Coyote Creek, near the city of Fremont, Alameda County.

AUTHORIZED USE:

Continued use and maintenance of four flap/slide-gate culverts.

LEASE TERM:

30 years, beginning January 31, 2002.

CONSIDERATION:

This lease provides that Lessor may modify the rent periodically during the lease term. Pursuant to this provision, staff has conducted a review of the rent under this lease, and recommends that the rent be revised from \$2,340 per year to \$2,572 per year, effective January 31, 2012.

OTHER PERTINENT INFORMATION:

1. The Lessee has the right to use the uplands adjoining the lease premises.
2. On January 30, 2002, the Commission authorized a General Lease – Right of Way Use with King and Lyons, a partnership, for a term of 30 years. This lease will expire on January 30, 2032.

EXHIBIT:

- A. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CALENDAR ITEM NO. **C98** (CONT'D)

CEQA FINDING:

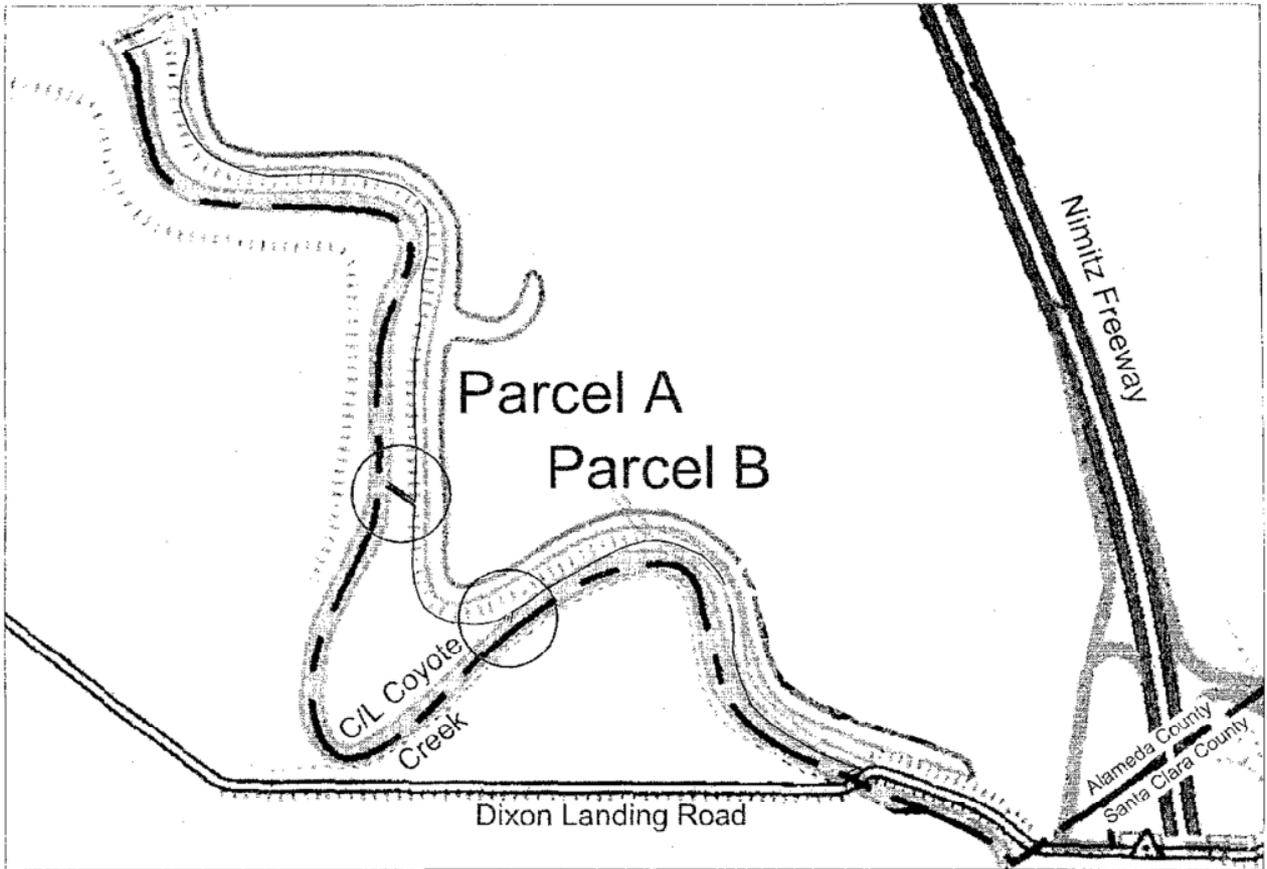
Find that the activity is not subject to the requirements of CEQA pursuant to Title 14, California Code of Regulations, section 15060(c)(3) because the activity is not a project as defined by Public Resources Code section 21065 and Title 14, California Code of Regulations, section 15378.

AUTHORIZATION:

Approve the Revision of Rent for Lease No. PRC 8370.1 from \$2,340 to \$2,572 per year, effective January 31, 2012.

NO SCALE

SITE MAP



Bayside Business Park II, FREMONT CA

NO SCALE

LOCATION MAP

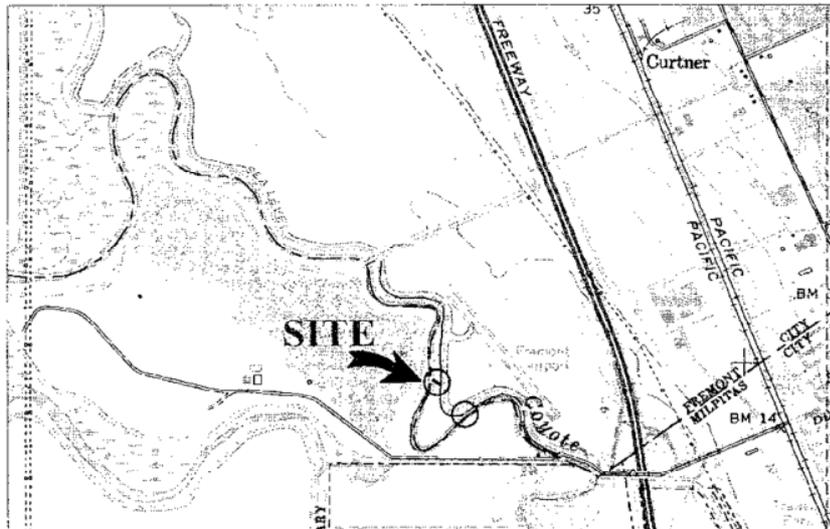


EXHIBIT A
PRC 8370.1
 APN 519-0820-002-16
 King & Lyons
 Culvert Right of Way
 Alameda County



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