

**CALENDAR ITEM
C91**

A 31
S 14

04/23/15
PRC 8877.1
D. Oetzel

REVISION OF RENT

LESSEE:

Pacific Gas and Electric Company
P.O. Box 770000, Mail Code N10A
San Francisco, CA 94177

LAND, TYPE, AND LOCATION:

0.206 acre, more or less, of sovereign land in the bed of the Kings River adjacent to Fresno County Assessor's Parcel Numbers 365-072-13T, 19T, and 20T, in the city of Reedley, Fresno County.

AUTHORIZED USE:

The retention, use, and maintenance of an existing 12kV overhead distribution line; and the reconstruction, use and maintenance of an existing 70kV overhead transmission line to a 115 kV overhead transmission line.

LEASE TERM:

25 years, beginning June 28, 2010.

CONSIDERATION:

This lease provides that Lessor may modify the rent periodically during the lease term. Pursuant to this provision, staff conducted a review of the rent under this lease and recommends that rent be revised from \$100 per year to \$450 per year, effective June 28, 2015.

OTHER PERTINENT INFORMATION:

1. Lessee has the right to use the upland adjacent to the Lease Premises.

2. On June 28, 2010, the Commission authorized issuance of Lease No. PRC 8877.1, a General Lease – Right-of-Way Use, to Pacific Gas and Electric Company for a previously unauthorized 70kV overhead transmission line and for the upgrade of that line to a new industry standard 115kV line as part of a larger project in the Fresno-Sanger-Reedley area of Fresno County.

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3. On June 23, 2011, the Commission authorized an Amendment of Lease to include an existing 12kV overhead transmission line and to change the Land Description to reflect a new right-of-way alignment.
4. Staff has conducted the rent review called for in the lease and recommends the revision of rent.
5. Staff recommends that the Commission find that the subject revision of rent does not have a potential for resulting in either a direct or a reasonably foreseeable indirect physical change in the environment, and is, therefore, not a project in accordance with the California Environmental Quality Act (CEQA).

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

EXHIBIT:

- A. Site And Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

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

AUTHORIZATION:

Approve the revision of rent for Lease No. PRC 8877.1 from \$100 per year to \$450 per year, effective June 28, 2015.

