

MINUTE ITEM

This Calendar Item No. C99 was approved as Minute Item No. 99 by the California State Lands Commission by a vote of 3 to 0 at its 12/16/98 meeting.

**CALENDAR ITEM
C99**

A 11
S 7

12/16/98
PRC #402 WP 402.9
N. Smith

AMENDMENT OF LEASE

LESSEE:

Department of Transportation
Attn: Mr. Robert Bachtold
P.O. Box 23440
Oakland, California 94623-0440

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Carquinez Strait, in the town of Crockett, Contra Costa County.

AUTHORIZED USE:

Construction and maintenance of the Carquinez Bridge for Interstate 80.

LEASE TERM:

Continuous use plus one year, beginning March 21, 1949.

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.

PROPOSED AMENDMENT:

Construction of a temporary access trestle and a construction access easement (Dowrelia Road). All other terms and conditions of the lease shall remain in effect without amendment.

OTHER PERTINENT INFORMATION:

1. Applicant has a right to use the uplands adjoining the lease premises.
2. The purpose of the project is to begin construction of the Carquinez Bridge Project to provide a westbound I-80 crossing that meets current seismic and traffic safety standards.

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3. Environmental Review. The project is statutorially exempt from the requirements of the California Environmental Quality Act (CEQA) under section 21080 (b)(4) of the Public Resources Code and section 180.2 of the Streets and Highways Code. The applicant prepared an environmental assessment and, based on this assessment, the Federal Highway Administration made a finding of no significant impact dated September 22, 1998.
4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

FURTHER APPROVALS REQUIRED:

San Francisco Bay Conservation and Development Commission, Department of Fish and Game.

EXHIBITS:

- A. Land Description
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

April 20, 1999.

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 STATUTORILY EXEMPT PROJECT PURSUANT TO PUBLIC RESOURCES CODE SECTION 21080 (b) (4), TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15269 (c), AND SECTION 180.2 OF THE STREETS AND HIGHWAYS CODE, SPECIFIC ACTIONS NECESSARY TO PREVENT OR MITIGATE AN EMERGENCY.

CALENDAR ITEM NO. C99 (CONT'D)

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 402.9, TO INCLUDE ADDITIONAL LANDS DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, EFFECTIVE NOVEMBER 1, 1998, FOR THE CONSTRUCTION OF A TEMPORARY ACCESS TRESTLE AND A CONSTRUCTION ACCESS EASEMENT; ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.

EXHIBIT A

WP 402

Two parcels of State owned tide and submerged lands lying in Carquinez Straits, Contra Costa and Solano Counties California described as follows:

PARCEL I

All those portions of tide and submerged lands in Carquinez Straits, Contra Costa and Solano Counties, California, needed for construction of Temporary Trestle, said temporary trestle to be situated entirely within the area shown on that California Division of Highways map approved by the California State Lands Commission, November 13, 1962, and filed as CXB Map 3760, pursuant to the provisions of Section 101.5 of the California Streets and Highways Code.

PARCEL II

A parcel of tide and submerged lands in Contra Costa County, California, described as follows:

A temporary easement for access purposes and incidents thereto upon, over and across the parcel of the land described as follow:

Beginning for reference at the U. S. Army Corps of Engineers' monument "MON 33", as shown on the Record of Survey Map Entitled "Lot Line Adjustment #47-93", filed in the Office of the County Recorder of Contra Costa County on July 26, 1993, in Book 103 of Licensed Surveyor's Maps, Page 10; thence along the southerly line of the lands of the State Lands Commission N 82°15'43" W, 230.77 feet to the westerly line of the lands of the State Lands Commission; thence along last said line N 00°59'47" E, 6.74 feet; thence N 80°02'52" W, 505.72 feet; thence S 40°01'00" W, 67.37 feet; thence N 80°03'00" W, 211.19 feet; thence S 85°31'15" W, 39.50 feet; thence S 10°06'06" W, 82.42 feet to the southerly line of the Union Pacific Railroad, as last line is described in the Quitclaim Deed from the Southern Pacific Transportation Company to the California and Hawaiian Sugar Company, recorded July 21, 1975, in Book 7570, Page 761, Official Records of Contra Costa County, said point being the **TRUE POINT OF COMMENCEMENT**; thence S 14°49'55" W, 222.71 feet; thence S 20°52'59" E, 42.65 feet; thence S 53°33'00" E, 345.22 feet; thence along a tangent curve to the left with a radius of 505.00 feet, through an angle of 27°09'41" an arc length of 239.40 feet; thence S 83°28'08" E, 123.61 feet; thence S 1°48'58" E, 22.19 feet; thence S 89°38'32" W, 94.00 feet; thence N 63°56'52" W, 39.81 feet; thence from a tangent that bears N 80°35'48" W, along a curve to the right with a radius of 525.00 feet, through an angle of 27°02'48" an arc length of 247.82 feet; thence N 53°33'00" W, 398.19 feet; thence N 17°29'30" E, 254.62 feet to the aforementioned southerly line of the Union Pacific Railroad; thence along last said line S 81°06'16" E, 20.00 feet to the true point of commencement.

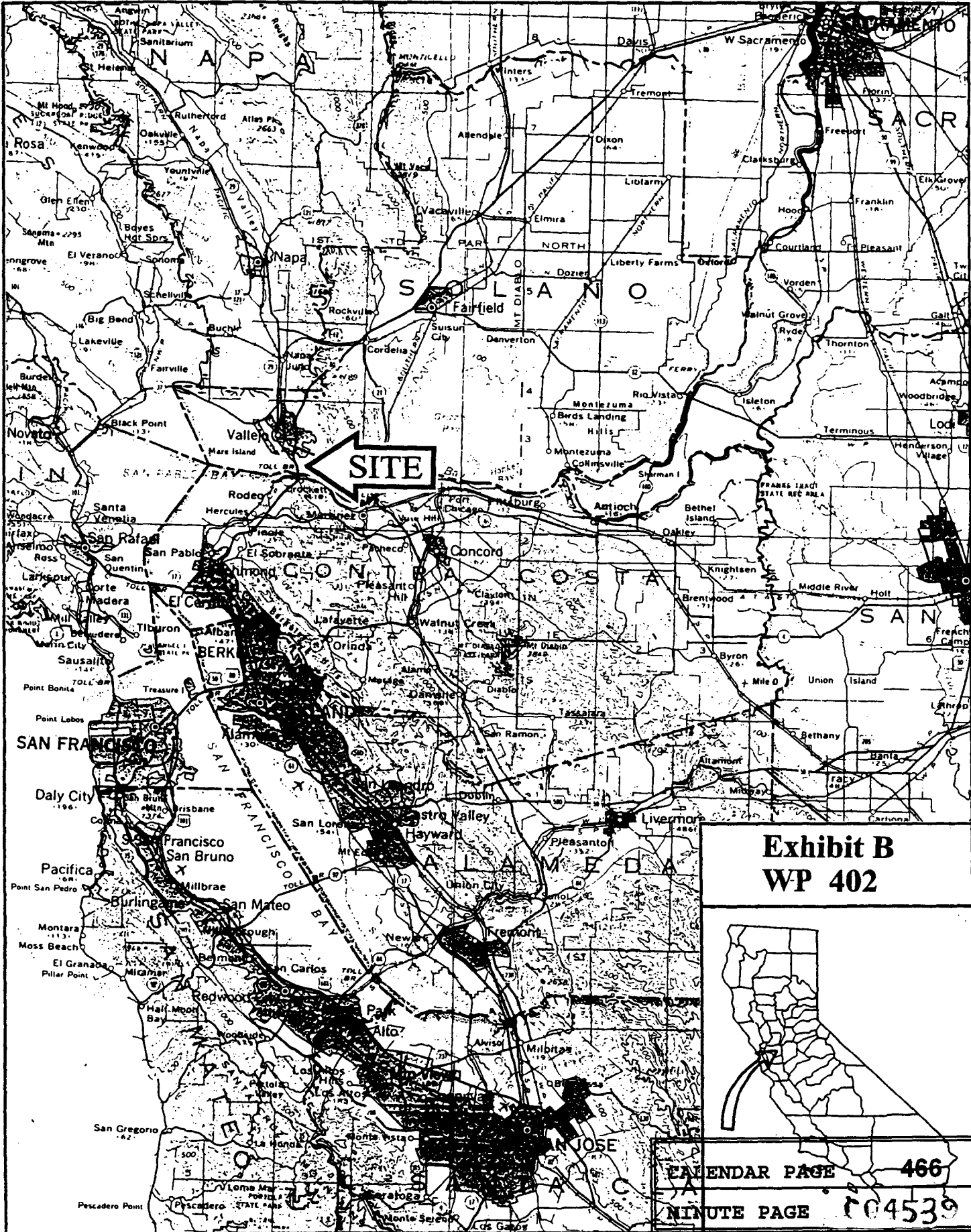
EXCEPTING THEREFROM those interests leased to the C&H Sugar Company

The bearings and distances used in the above description are on the California Coordinate System of 1927, Zone 3. Multiply the above distances by 1.0000715 to obtain ground distances.

END OF DESCRIPTION

Reviewed and revised by LMD Boundary Staff, November 1998.

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SITE

**Exhibit B
WP 402**



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