

MINUTE ITEM

This Calendar Item No. C67 was approved as Minute Item No. 67 by the California State Lands Commission by a vote of 3 to 0 at its 6-27-00 meeting.

**CALENDAR ITEM
C67**

A 20
S 10

June 27, 2000
PRC 8174.9 W 25474
N. Smith

GENERAL LEASE - PUBLIC AGENCY USE

LESSEE:

City of Fremont
39550 Liberty Street
Fremont, California 94537-5006

AREA, LAND TYPE, AND LOCATION:

0.80 acres, more or less, of sovereign lands in Alameda County Flood Control and Water Conservation District channel at Cushing Road, city of Fremont, Alameda County.

AUTHORIZED USE:

Extension of existing culvert and widening of Cushing Road.

LEASE TERM:

25 years, beginning March 2, 2000.

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 right to use the uplands adjoining the lease premises.
2. A Negative Declaration was prepared and adopted for this project by the city of Fremont. The California State Lands Commission's staff has reviewed such document.

CALENDAR PAGE	0340
MINUTE PAGE	8713

CALENDAR ITEM NO. C67 (CONT'D)

3. 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.

APPROVALS OBTAINED:

U.S. Army Corps of Engineers

FURTHER APPROVALS REQUIRED:

San Francisco Bay Regional Water Quality Control Board, Department of Fish and Game, Alameda County Flood Control and Water Conservation District and San Francisco Bay Conservation and Development Commission

EXHIBITS:

- A. Land Description
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

September 2, 2000

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT A NEGATIVE DECLARATION WAS PREPARED AND ADOPTED FOR THIS PROJECT BY THE CITY OF FREMONT AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.

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.

CALENDAR PAGE	0341
MINUTE PAGE	8714

CALENDAR ITEM NO. C67 (CONT'D)

AUTHORIZATION:

AUTHORIZE ISSUANCE TO THE CITY OF FREMONT OF A GENERAL LEASE - PUBLIC AGENCY USE, BEGINNING MARCH 2, 2000, FOR A TERM OF 25 YEARS, FOR AN EXTENSION OF AN EXISTING CULVERT AND WIDENING OF CUSHING ROAD ON THE LAND DESCRIBED 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 RENT IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST.

CALENDAR PAGE	0342
MINUTE PAGE	8715

EXHIBIT A
LAND DESCRIPTION

W 25474

A parcel of unsold State owned land in the City of Fremont, Alameda County, California, said parcel more particularly described as follows:

That portion of Section 23, T5S, R1W, MDM lying within a strip of land 300.00 feet in width lying 150.00 feet on each side of the following described line: COMMENCING at Station 30 + 41.13 on Cushing Road in the City of Fremont, Alameda County as shown on the plans entitled *Box Culvert Extention Cushing Parkway 8285 (PWC)*, dated 1999; thence N 72°00'04" E, 100.00 feet to the POINT OF BEGINNIG of the herein described line; thence S 72°00'04" W, 100.00 feet to the point of commencement; thence continuing S 72°00'04" W, 278.54 feet to the end of said line, said parcel is bounded on the east by Rancho de Auga Caliente, and is bounded on the west by Swamp and Overflowed Lands Survey Number 284.

END DESCRIPTION

Prepared January, 2000 by CSLC boundary staff.

CALENDAR PAGE	0343
MINUTE PAGE	8716

NO SCALE

Rancho Del
Auga
Caliente

S&O
284

State
Parcel
35,440sq.ft.
0.80 acres

Slough

CUSHING ROAD
EXTENSION

300.00 feet wide strip
378.54 feet long

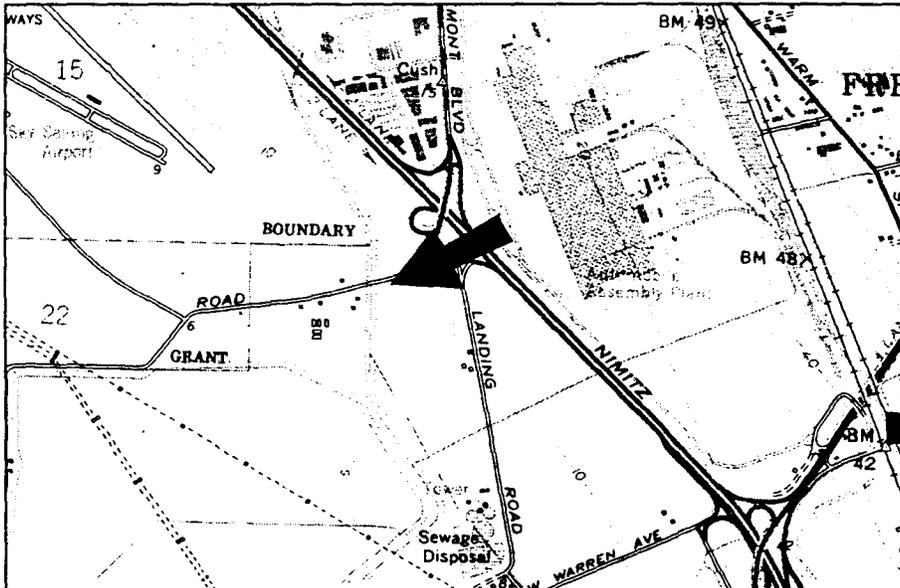
Alameda Co. Flood
Control Dist.
Channel

State owned land need for extension
of Cushing Road. Parcel is situated
between Rancho Del Agua Caliente
and S&O Lands Survey No. 284.

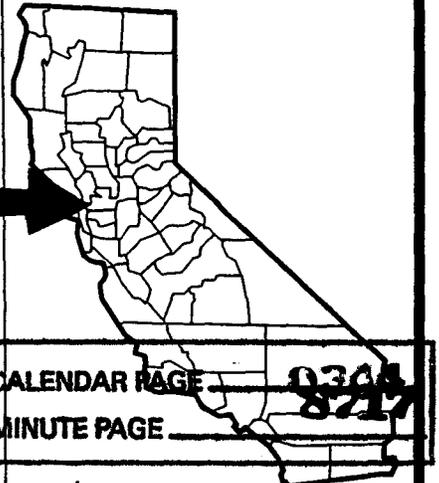
NO SCALE

LOCATION MAP

EXHIBIT B



W 25474
GL -PAU
City of Fremont
Alameda County



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