

MINUTE ITEM
This Calendar Item No. C08
was approved as Minute Item
No. 08 by the State Lands
Commission by a vote of 3
to 0 at its 9-19-00
meeting.

CALENDAR ITEM
C08

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09/19/00

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WP 6871.1

L. Burks

**AMENDMENT OF GENERAL LEASE – PROTECTIVE STRUCTURE USE
TO EXTEND LEASE TERM**

APPLICANT:

Western Water Ways, Inc.
2000 Glen Cove Road
Vallejo, California 94591

AREA, LAND TYPE, AND LOCATION:

0.28 acres, more or less, of tide and submerged lands in Old River at Holland
Tract, near the city of Stockton, Contra Costa County.

AUTHORIZED USE:

Continued use and maintenance of an existing floating breakwater.

LEASE TERM:

15 years, beginning August 1, 1985.

CONSIDERATION:

\$612.98 per year; with the State reserving the right to fix a different rent
periodically during the lease term, as provided in the lease.

PROPOSED AMENDMENT:

1. The expiration date of this lease shall be extended from July 31, 2000 to
July 31, 2005.
2. All other terms and conditions of the lease shall remain in effect without
amendment.

OTHER PERTINENT INFORMATION:

1. Lessee is requesting a five year extension of Lease because they are in
the process of redesigning and reevaluating the needs for the authorized
existing floating breakwater. The redesign will require new permits
because of the significant change to the configuration and different
materials being used.

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2. 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 .

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

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.

EXHIBITS:

- A. Land Description
- B. 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).

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 ITEM NO. **C08** (CONT'D)

AUTHORIZATION:

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 6871.1, A
GENERAL LEASE - PROTECTIVE STRUCTURE USE, OF LANDS
SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE

A PART HEREOF, EFFECTIVE AUGUST 1, 2000, TO EXTEND THE
LEASE TERM TO JULY 31, 2005; ALL OTHER TERMS AND
CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT
AMENDMENT.

EXHIBIT "A"

LAND DESCRIPTION

WP 6871.1

A parcel of tide and submerged land in Old River, Contra Costa County, California, said parcel lying immediately beneath a floating tire breakwater as shown on U.S.C.E. Public Notice No. 8811, said breakwater being easterly of Holland Riverside Harbor in Lot 52 of Holland Tract, and adjacent to and northerly of the land described in the deed recorded September 5, 1962 in Book 4196, Page 192, Official Records of Contra Costa County.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of Old River.

END OF DESCRIPTION

PREPARED MARCH 29, 1985 BY BOUNDARY SERVICES UNIT, M.L. SHAFER, SUPERVISOR

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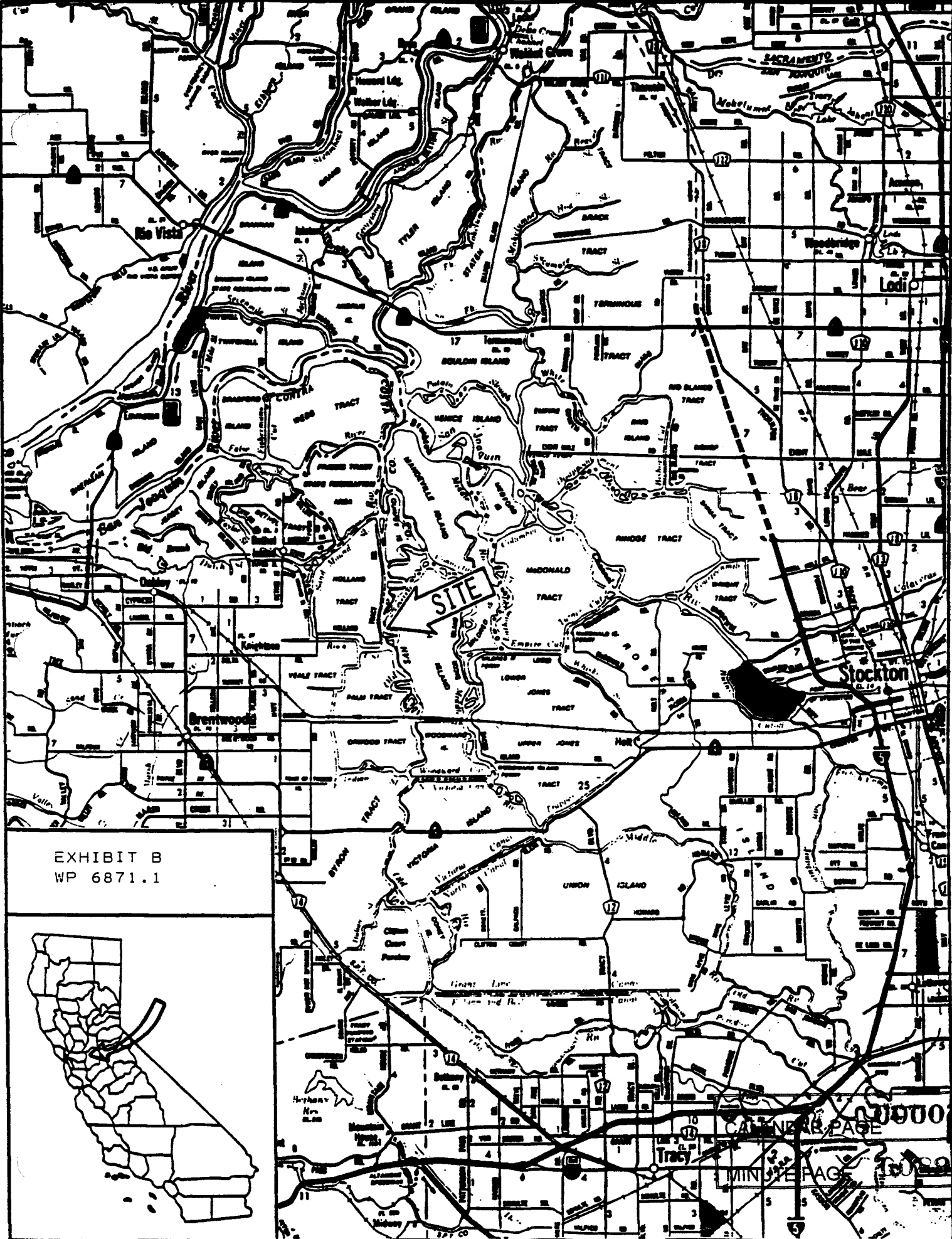


EXHIBIT B
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