

**MINUTE ITEM**  
This Calendar Item No. C02 was approved as  
Minute Item No. 02 by the California State Lands  
Commission by a vote of 2 to 0 at its  
07/13/07 meeting.

**CALENDAR ITEM  
C02**

A 4  
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07/13/07  
PRC 6055 WP 6055.1  
N. Smith

**AMENDMENT OF LEASE**

**LESSEES:**

Alan Barker and Linda Barker

**AREA, LAND TYPE, AND LOCATION:**

0.023 acres, more or less, of sovereign lands in Mare Island Strait, city of Vallejo,  
Solano County.

**AUTHORIZED USE:**

Reconstruction and maintenance of a deck and residence (1,023 square feet).

**LEASE TERM:**

20 years, beginning December 5, 2005.

**CONSIDERATION:**

\$330 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:**

Amend the construction completion date from March 1, 2007 to December 31,  
2007. All other terms and conditions of the lease shall remain in effect without  
amendment.

**OTHER PERTINENT INFORMATION:**

1. Lessee owns the uplands adjoining the lease premises.
2. On December 8, 2005, the Commission authorized the issuance of a  
General Lease - Recreational and Residential Use for the reconstruction,  
use and maintenance of a deck and residence. Lessees were to  
reconstruct the improvements between December 8, 2005, and March 1,  
2007, However, acquiring all the permits for construction took longer than  
anticipated therefore, construction did not begin until January 2007.

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Construction is ongoing, therefore, the Lessees are requesting an extension of the construction completion date.

3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines [Title 14, California Code of Regulations, section 15060(c)(3)], the staff has determined that this activity is not subject to the provisions of the CEQA because it is not a "project" as defined by the CEQA and the State CEQA Guidelines.

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

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.

**EXHIBITS:**

- A. Land Description
- B. Location Map

**RECOMMENDED ACTION:**

IT IS RECOMMENDED THAT THE COMMISSION:

**CEQA FINDING:**

FIND THAT THE ACTIVITY IS NOT SUBJECT TO THE REQUIREMENTS OF THE 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.

**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. C02 (CONT'D)

**AUTHORIZATION:**

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 6055.1, A GENERAL LEASE - RECREATIONAL AND RESIDENTIAL USE, OF SOVEREIGN LANDS DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, EFFECTIVE JULY 13, 2007, TO EXTEND THE CONSTRUCTION COMPLETION DATE FROM MARCH 1, 2007 TO DECEMBER 31, 2007; ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.

**EXHIBIT A**

**PRC 6055.1**

**LAND DESCRIPTION**

A parcel of tide and submerged land situate in Solano County, California lying immediately beneath the proposed building and deck as shown on the Site Plan, Project No. 92-382, Revision 3, Prepared by James P. Gibbon AIA, as submitted to the California State Lands Commission and retained in file PRC 6055.1, Records of the State Lands Commission, said proposed structures to be situate on Parcel 7 and adjacent to the southwesterly line of Parcel 7, as shown on the James and Waters Map of Sandy Beach Cabin Sites, Recorded in the Office of the County Recorder of Solano County, California, on February 14, 1944, Book 1 of Survey Maps, Pages 1 and 2.

EXCEPTING THEREFROM any portion of the above described parcel lying landward of the mean high tide line as shown on the W. B. Boggs Survey, per Solano County Superior Court Case Numbers 16949 and 19259.

**END OF DESCRIPTION**

Prepared November, 2005 for the California State Lands Commission.

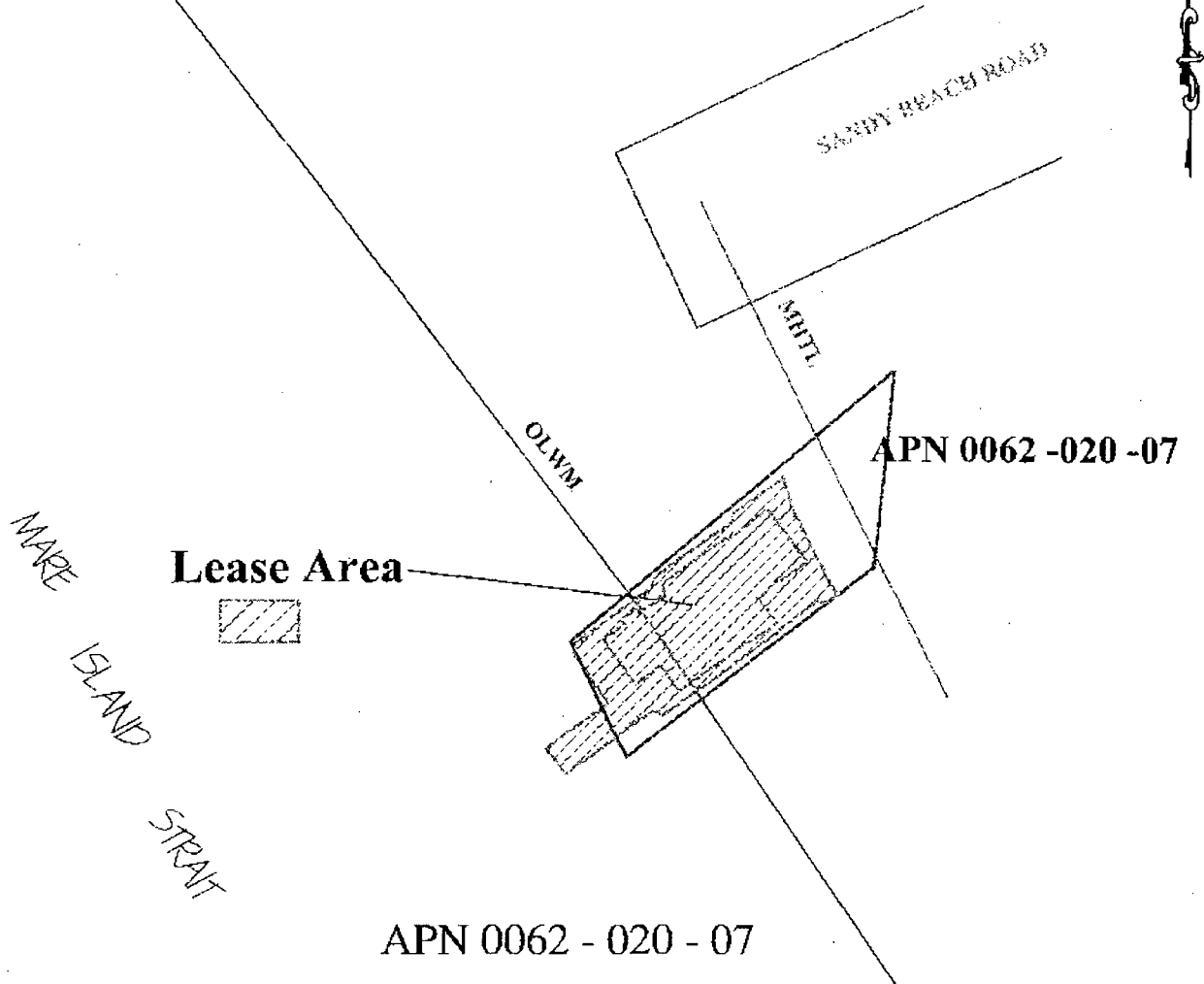


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NO SCALE

SITE



NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

**EXHIBIT B**

PRC 6055.1

Recreational and Residential Use  
Sandy Beach, Solano County  
California



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the 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.