

**CALENDAR ITEM
C11**

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08/22/08

WP 2394.9

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M. Clark

GENERAL LEASE – PUBLIC AGENCY USE

APPLICANT:

Sacramento Municipal Utility District
6201 S Street
Sacramento, California 95817

AREA, LAND TYPE, AND LOCATION:

Sovereign lands across the American River, adjacent to Assessor's Parcel Nos. 056-0023-004 and 260-0380-044, Carmichael, Sacramento County.

AUTHORIZED USE:

Continued use and maintenance of an existing 69 kV overhead electrical transmission line as shown on Exhibit A.

LEASE TERM:

20 years, beginning April 30, 2008

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 the right to use the uplands adjoining the lease premises.
2. On April 30, 1959, the Commission authorized a 49-year right of way easement to the Sacramento Municipal Utility District (SMUD) for a 69 kV electrical transmission line. That lease expired April 29, 2008. The Applicant is now applying for a new General Lease – Right of Way Use.
3. SMUD maintains and operates the 69 kV overhead electrical transmission line which serves the Carmichael Water District. The electrical transmission line was upgraded in 1978 as needed to maintain adequate

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power for the Carmichael Water District. Regularly scheduled maintenance testing is performed on the line.

4. 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 (a)(2).

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

5. 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. Site and Location Map
- B. Legal Description

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.

AUTHORIZATION:

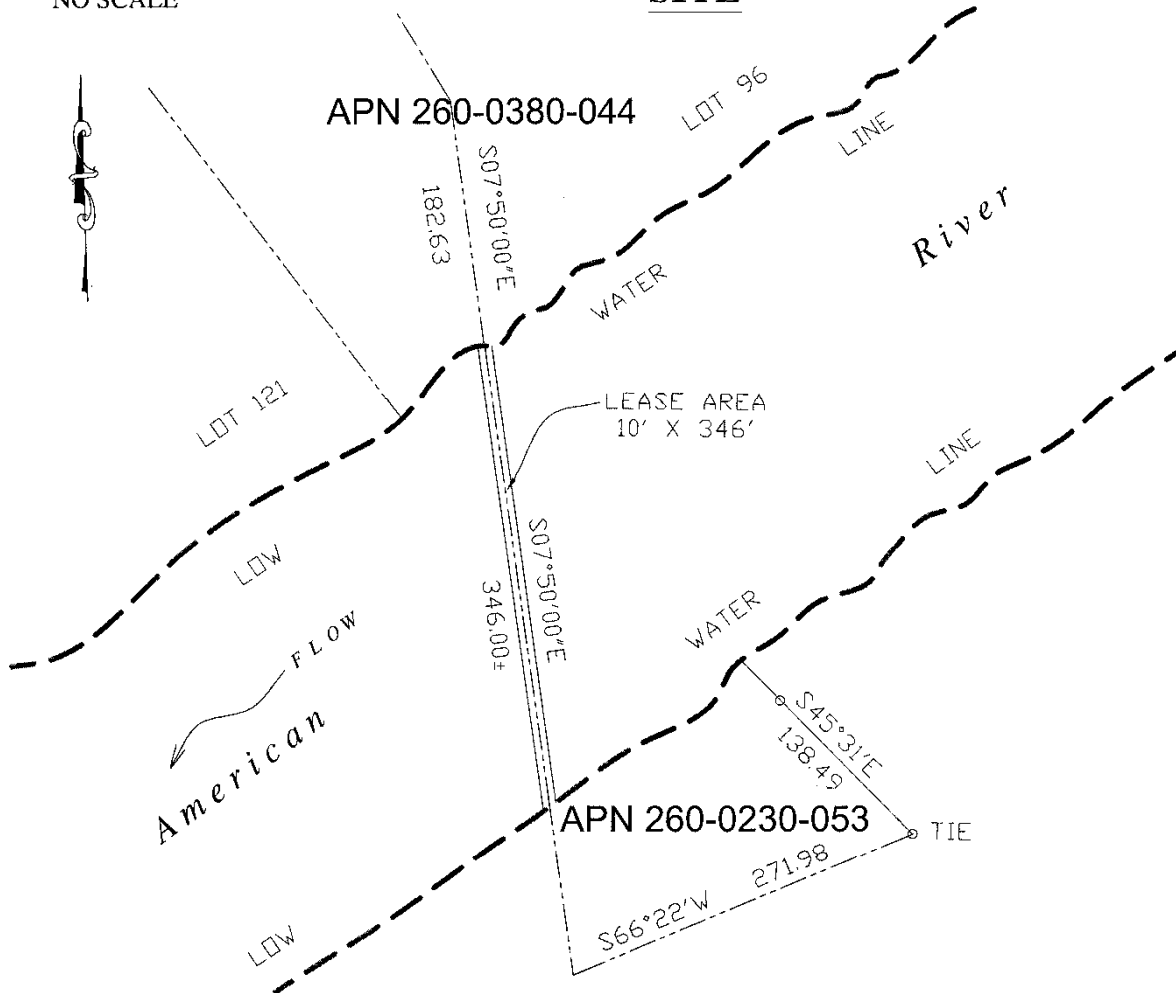
AUTHORIZE ISSUANCE OF A GENERAL LEASE – PUBLIC AGENCY USE, TO THE SACRAMENTO MUNICIPAL UTILITY DISTRICT,

CALENDAR ITEM NO. **C11** (CONT'D)

BEGINNING APRIL 30, 2008, FOR A TERM OF 20 YEARS, FOR THE CONTINUED USE AND MAINTENANCE OF AN EXISTING 69 KV OVERHEAD ELECTRICAL TRANSMISSION LINE AS SHOWN ON EXHIBIT A (FOR REFERENCE PURPOSES ONLY) AND AS DESCRIBED IN EXHIBIT B ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION TO BE 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.

NO SCALE

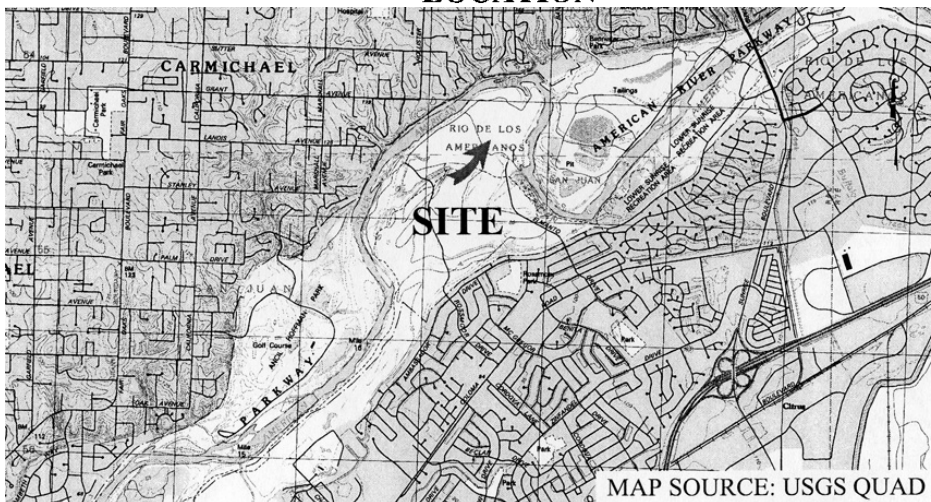
SITE



AMERICAN RIVER, NEAR HOLLISTER AVENUE, CARMICHAEL

NO SCALE

LOCATION



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.

Exhibit A

WP 2394.9

SMUD

GENERAL LEASE-
PUBLIC AGENCY USE
SACRAMENTO CO.



MJJ/05-08