

**CALENDAR ITEM
C32**

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04/06/10
PRC 5211.1
D. Simpkin

CONTINUATION OF RENT

LESSEE:

Millbrae Highlands Co., L.P.
50 Bon Air Center, Ste 200
Greenbrae, CA 94904

AREA, LAND TYPE, AND LOCATION:

Sovereign land in the Corte Madera Creek, adjacent to 1005 South Eliseo Drive, city of Greenbrae, Marin County.

AUTHORIZED USE:

Continued use and maintenance of an existing ramp, and floating boat dock, cables, and other appurtenances thereto.

LEASE TERM:

10 years, beginning October 1, 2004.

CONSIDERATION:

This lease provides that Lessor may modify the rent periodically during the lease term. Pursuant to this provision, staff has conducted a review of the rent under this lease, and recommends that the rent be continued at \$247 per year, effective October 1, 2009.

OTHER PERTINENT INFORMATION:

On August 17, 2004, the Commission authorized the issuance of a General Lease - Recreational Use to Millbrae Highlands Co., L.P. for a term of 10 years. The lease will expire on September 30, 2014.

EXHIBIT:

A. Site and Location Map

CALENDAR ITEM NO. **C32** (CONT'D)

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the activity is not subject to the requirements of 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.

AUTHORIZATION:

Approve the continuation of rent for Lease No. PRC 5211.1 at \$247 per year, effective October 1, 2009.