

MEETING 11-1

This is a calendar item  
with a date of 12/18/76  
to be discussed at the  
meeting

CALENDAR ITEM

12/76  
WP 5026  
SJS

37.

AMENDMENT OF INDUSTRIAL LEASE PRG. 5026.1

APPLICANT: California and Hawaiian Sugar Company  
One California Street  
San Francisco, California 94106

AREA, TYPE LAND AND LOCATION: An 0.157 acre parcel of submerged land in  
Carquinez Strait at Crockett, Contra Costa  
County.

LAND USE: Extension of existing 20-inch diameter outfall

TERMS OF ORIGINAL LEASE: Initial period: 39 years from August 1, 1975.

Surety bond: \$100,000.

Public liability insurance: \$1,000,000 per  
occurrence for bodily injury  
and \$100,000 for property  
damage.

Consideration: \$24,108.79, with 5-year review.

Special: 4 provisos, none applicable  
hereto.

TERMS OF PROPOSED AMENDMENT:

Special: Add Parcel VI to Section 3, land  
description.

CONSIDERATION: \$24,212 per annum, with the State reserving  
the right to fix a different rental on each  
fifth anniversary of the lease.

BASIS FOR CONSIDERATION:

1 1/2 cents per diameter inch of pipeline  
or conduit, per lineal foot.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is permittee of upland.

Filing fee has been received.

STATUTORY AND OTHER REFERENCES:

A. Public Resources Code: Div. 6, Parts 1 & 2.

B. Administrative Code: Title 2, Div. 3,  
Arts. 1, 2, 10 & 11.

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CALENDAR ITEM NO. 37. (CONTD)

OTHER PERTINENT INFORMATION:

1. This project is exempt from CEQA because the project qualifies as categorically exempt (2 Cal. Adm. Code 2907).
2. The need of the extension of the outfall line is based on the increased volume of effluent over that which was originally estimated.
3. This project is situated on State land identified as environmentally significant, pursuant to Public Resources Code 6370.1, and is classified in a significant use category, Class C: Multiple Use. The project is determined to be a compatible use consistent with identified significant environmental values, in that extension of outfall line will help preserve the values which were identified.

EXHIBITS:      A. Land Description.      B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. FIND THAT GRANTING OF THE APPLICATION IS COMPATIBLE WITH ENVIRONMENTAL VALUES IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE PUBLIC RESOURCES CODE.
3. AUTHORIZE ISSUANCE TO CALIFORNIA AND HAWAIIAN SUGAR COMPANY OF AN AMENDMENT TO LEASE PRC 5026.1; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$24,212, AN INCREASE OF \$103.21; FOR THE CONSTRUCTION AND MAINTENANCE OF A 20-INCH DIAMETER OUTFALL AND SUPPORTING STRUCTURES ON THE LAND DESCRIBED ON EXHIBIT "A" AND TITLED PARCEL VI, ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

WP 5026

PARCEL VI

A strip of land 20 feet in width in Carquinez Strait and lying 10 feet on each side of the following described centerline, said centerline being located approximately 670 feet northerly of the southwest corner of Section 32, T3N, R3W, 10M, Contra Costa County, California:

COMMENCING at a concrete monument set and marked by California and Hawaiian Sugar Company as No. 258 and since adopted and so marked by the United States Corps of Engineer as their Harbor Line Monument No. 33 and shown on those certain maps entitled "Harbor Lines for Carquinez Strait, California" dated June 10, 1924, and August 31, 1965, respectively; thence N 37° 50' 21" W, 438.72 feet to the TRUE POINT OF BEGINNING of this description; thence N 47° 34' 54" W, 5.82 feet; thence N 02° 34' 54" W, 335.74 feet to the terminous of the herein described centerline;

END OF DESCRIPTION

Prepared *John H. Gering* Checked *H. W. Runnecke*  
Reviewed *G. Bittman* Date *12/14/76*