MINUTE ITEM

This Calendar Item No. <u>2/8</u> was approved as Minute Item No. <u>18</u> by the California State Lands Commission by a vote of <u>3</u> to <u>6</u> at its <u>12-3-99</u> meeting.

CALENDAR ITEM C18

A 8, 11, 13 12/03/99
PRC 5871.1
PRC 5733.1
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ASSIGNMENT OF LEASES

LESSEE/ASSIGNOR:

Bell Marine Co., Inc. 775 Seaport Blvd. Redwood City, CA 94063

ASSIGNEE:

RMC Pacific Materials, Inc. 6601 Koll Center Parkway Pleasanton, CA 94566

AREA, LAND TYPE, AND LOCATION:

948 acres, more or less, of tide and submerged lands in San Francisco Bay, Carquinez Strait and Alcatraz Shoals, Contra Costa, San Francisco and Solano counties.

AUTHORIZED USE:

Continued extraction of sand and gravel for commercial use.

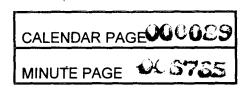
LEASE TERM:

Ten years, beginning July 1, 1998.

CONSIDERATION:

Land rent of \$2 per acre or \$1,896 per year, with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

Royalty of 23% of gross sales value, and a minimum biannual royalty of \$16,250; with the State reserving the right to fix a different royalty periodically during the lease term, as provided in the lease.



CALENDAR ITEM NO. C18 (CONT'D)

OTHER PERTINENT INFORMATION:

- 1. The lease provides that subject to prior written consent of Lessor, Lessee may assign the leases or any interest in them.
- 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 because the activity 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, section 15378.

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.

EXHIBIT:

A. Location and site 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 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

· CALENDAR ITEM NO. C18 (CONT'D)

AUTHORIZATION:

AUTHORIZE THE ASSIGNMENT OF LEASE NOS. PRC 5871.1 AND PRC 5733.1, SAND AND GRAVEL EXTRACTION LEASES, OF TIDE AND SUBMERGED LANDS DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, FROM BELL MARINE CO., INC., TO RMC PACIFIC MATERIALS, INC.; EFFECTIVE ON THE DATE OF CLOSE OF ESCROW BUT NO LATER THAN JANUARY 7,2000.

