

**CALENDAR ITEM
C24**

A 2
S 4

10/16/08
PRC 5391.2
J. Porter

CONTINUATION OF RENT

LESSEE:

Pacific Gas and Electric Company
P.O. Box 770000
Mail Code N10A
San Francisco, CA 94177

AREA, LAND TYPE, AND LOCATION:

6.8 acres, more or less, of school lands in a portion of Section 16, Township 35 North, Range 5 East, MDM, near Fall River Mills, Shasta County.

AUTHORIZED USE:

Operation and maintenance of an existing 60 kV electric power line.

LEASE TERM:

49 years years, beginning October 27, 1976.

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 \$306 per year, effective October 27, 2008.

OTHER PERTINENT INFORMATION:

1. On September 29, 1977, the Commission authorized the issuance of a General Lease – Right of Way Use to Pacific Gas and Electric Company for an existing 60 kV electric power line across approximately 6.8 acres of school lands. The lease has a term of 49 years and will expire on October 26, 2025.
2. Pursuant to the Commission’s delegation of authority and the State CEQA guidelines [Title 14, California Code of Regulations, section 15060(c)(3)], staff has determined that this activity is not subject to the provisions of the

CALENDAR ITEM NO. C24 (CONT'D)

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.

EXHIBIT:

- A. 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 15060(c)(3) AND SECTION 15378.

AUTHORIZATION:

APPROVE THE CONTINUATION OF RENT FOR LEASE NO. PRC 5391.2 AT \$306 PER YEAR, EFFECTIVE OCTOBER 27, 2008.