

**CALENDAR ITEM  
C14**

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S 4

02/08/11  
WP 7307.9  
N. Lee

**AMENDMENT OF LEASE**

**APPLICANT/LESSEE:**

County of Del Norte  
981 H Street  
Crescent City, CA 95531

**AREA, LAND TYPE, AND LOCATION:**

Sovereign land in the Klamath River, adjacent to Assessor Parcel Number 140-060-04, near Klamath, Del Norte County.

**AUTHORIZED USE:**

Removal of an existing public boat launching ramp, construction of a new public boat launching ramp, placement of bank protection, revegetation of the bank, and the temporary placement of warning buoys during construction.

**LEASE TERM:**

25 years, beginning June 1, 2009.

**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.

**PROPOSED AMENDMENT:**

Amend the Lease to extend the construction completion date from October 15, 2010 to October 15, 2012. All other terms and conditions of the lease shall remain in effect without amendment.

**OTHER PERTINENT INFORMATION:**

1. Applicant owns the uplands adjoining the lease premises.
2. On June 1, 2009, the Commission approved a 25-year General Lease – Public Agency Use with the County of Del Norte (County) for the removal of the existing public boat launching ramp, construction of a new public

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boat launching ramp, placement of bank protection, revegetation of the bank, and temporary placement of warning buoys during construction. Construction was anticipated to be completed by October 15, 2010; however, due to funding issues, no work has been done.

3. The County is now applying to amend the lease to extend the construction completion date from October 15, 2010 to October 15, 2012. The County has requested an additional two years for construction because it is still negotiating with the Federal Emergency Management Agency for funding and it is not certain if construction will be completed in 2011.
4. 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 CEQA because it is not a "project" as defined by 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.

5. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. but such activity will not affect those significant lands.

**EXHIBIT:**

- A. Site and Location Map

**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.

**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.

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**AUTHORIZATION:**

Authorize the Amendment of Lease No. PRC 7307.9, a General Lease – Public Agency Use, effective February 8, 2011, to extend the construction completion date from October 15, 2010 to October 15, 2012; all other terms and conditions of the lease will remain in effect without amendment.