

# Staff Report 10

## **LESSEE:**

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Butte Creek Farms

## **PROPOSED ACTION:**

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Revision of rent

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

0.3561 acres of State sovereign land in the Sacramento River, adjacent to 3249 Butte Slough Road, near Colusa, Colusa County.

## **AUTHORIZED USE:**

Continued use and maintenance of a commercial marina.

## **TERM:**

20 years, beginning January 26, 2012.

## **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 annual rent be revised from \$1,761 per year to \$1,849 per year, effective January 26, 2023.

## **OTHER PERTINENT INFORMATION:**

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1. Approval or denial of the revision of rent is a discretionary action by the Commission. Each time the Commission approves or rejects a revision of rent, it exercises legislatively delegated authority and responsibility as trustee of the State's Public Lands as authorized by law. The Lessee has no right to a new lease or to renewal of any previous lease.

2. On January 26, 2012, the Commission authorized a General Lease – Commercial Use to Butte Creek Farms for a commercial marina, known as Colusa Landing ([Item 15, January 26, 2012](#)), effective January 26, 2012. On February 7, 2017, ([Item 14, February 7, 2017](#)), the Commission approved a revision of annual rent from \$1,602 to \$1,761, effective January 26, 2017. The lease will expire on January 25, 2032.
3. This action is consistent with the “Meeting Evolving Public Trust Needs” Strategic Focus Area of the Commission’s 2021-2025 Strategic Plan.
4. Approving the revision of rent is not a project as defined by the California Environmental Quality Act because it is an administrative action that will not result in direct or indirect physical changes in the environment.

Authority: Public Resources Code section 21065 and California Code of Regulations, title 14, section 15378, subdivision (b)(5).

## **EXHIBIT:**

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A. Site and Location Map

## **RECOMMENDED ACTION:**

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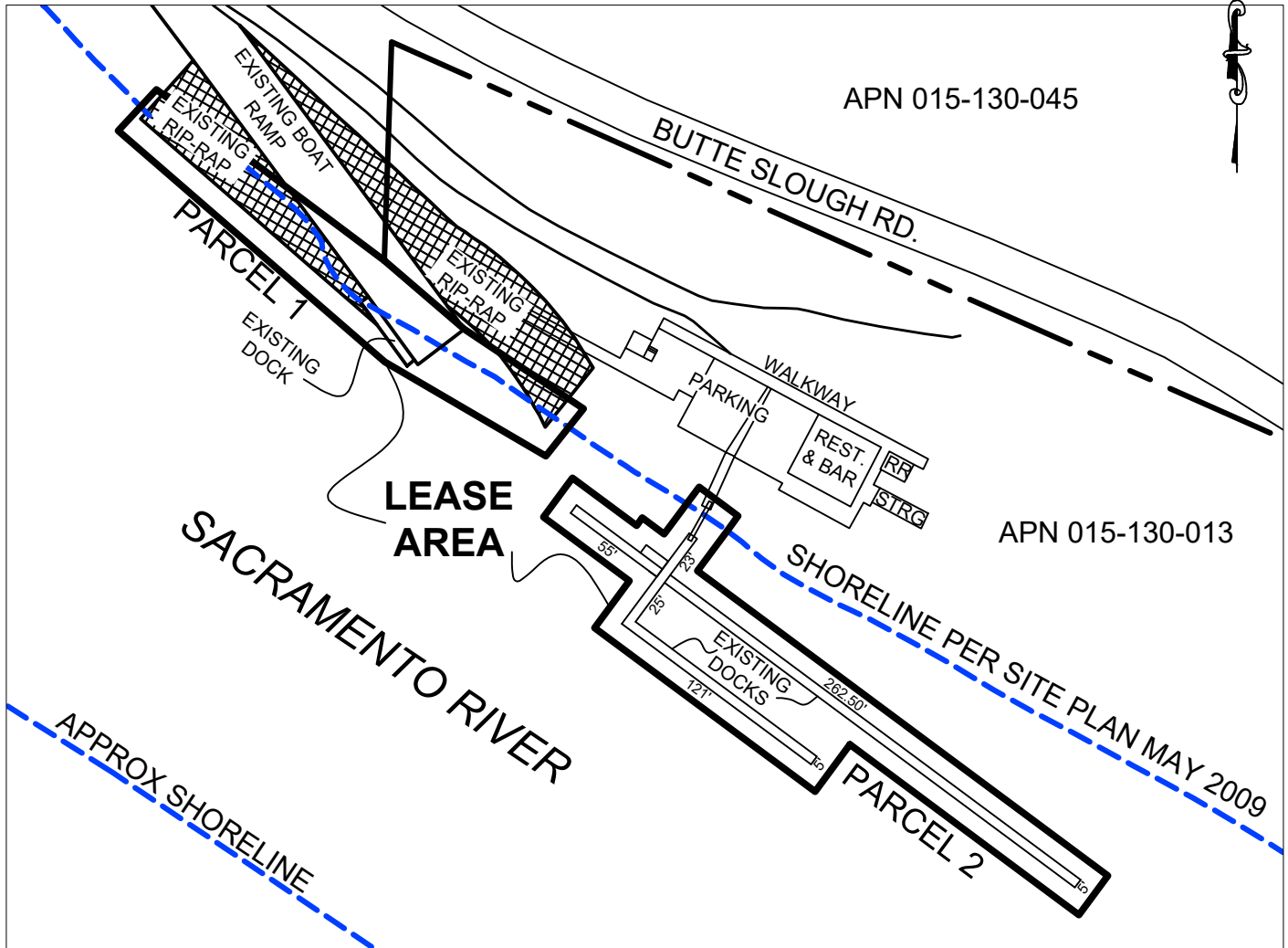
It is recommended that the Commission:

### **AUTHORIZATION:**

Approve the revision of the annual rent for Lease PRC 3933 from \$1,761 per year to \$1,849 per year, effective January 26, 2023.

NO SCALE

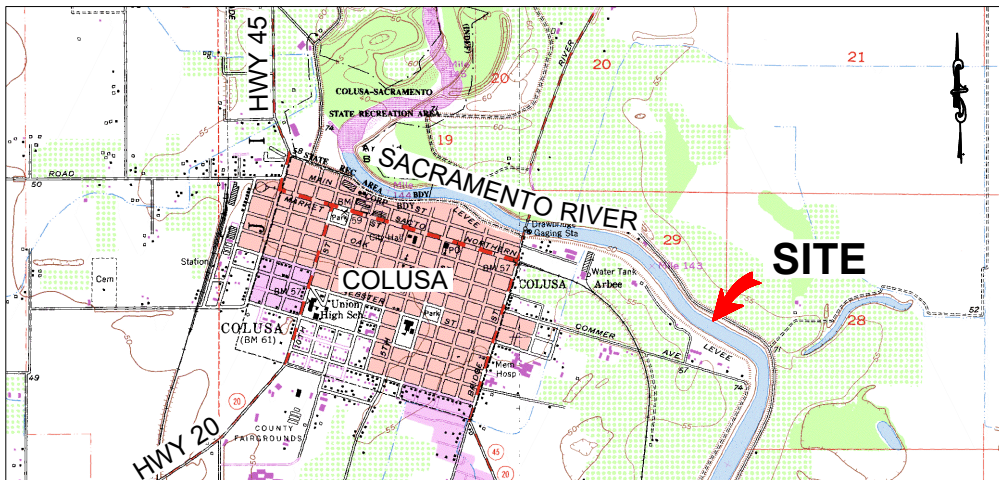
# SITE



3249 Butte Slough Rd, Colusa - Sacramento River

NO SCALE

# LOCATION



MAP SOURCE: USGS QUAD

This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

# Exhibit A

PRC 3933  
 BUTTE CREEK FARMS  
 APN 015-130-013,045  
 GENERAL LEASE -  
 COMMERCIAL USE  
 COLUSA COUNTY



MJF 8/08/2022