

SAN DIEGO UNIFIED PORT DISTRICT

ORDINANCE 2743

**ORDINANCE GRANTING AMENDMENT NO. 2 TO
LEASE WITH THE SAN DIEGO COUNTY
REGIONAL AIRPORT AUTHORITY TO INCREASE
LEASE PREMISES BY 3,988 SQUARE FEET AT
THE SOUTHWEST CORNER OF PALM STREET
AND PACIFIC HIGHWAY, CONDITIONED UPON
ACCEPTANCE BY THE SAN DIEGO COUNTY
REGIONAL AIRPORT AUTHORITY**

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the Legislature in 1962 pursuant to Harbors and Navigation Code Appendix I (Port Act); and

WHEREAS, Section 87(b) of the Port Act grants authority to the District to lease the tidelands or submerged lands, or parts thereof, for limited periods, not exceeding 66 years, for purposes consistent with the trusts upon which those lands are held, by the State of California; and

WHEREAS, the San Diego County Regional Airport Authority (Airport Authority) has begun a major redevelopment of its facilities on the former General Dynamics leasehold on Pacific Highway (GD Lease); and

WHEREAS, the Northside Improvement Project components include a 6,500-space consolidated rental car facility, the Terminal Link Road along Pacific Highway, Laurel Street and North Harbor Drive, a centralized receiving and distribution center, the relocated surface parking lot, a redeveloped general aviation facility, operated by Landmark Aviation and road and infrastructure improvements; and

WHEREAS, in order to provide necessary access to the relocated general aviation facility and Terminal Link Road, the Airport Authority seeks to acquire a lease from the District for 3,988 square feet of land, located southwesterly of Pacific Highway at the prolongation of Palm Street, for use as an access road; and

WHEREAS, the requested parcel is currently part of a 17,666 square foot lease from the District to the Airport Authority that is subleased to a general aviation facility operator, Landmark Aviation, for use as customer parking (General Aviation Lease); and

WHEREAS, the General Aviation Lease expired on April 30, 2012, and was placed on month-to-month holdover to allow the general aviation facility to operate while the Airport Authority constructs the replacement facilities; and

WHEREAS, upon completion of the relocated general aviation facility scheduled for summer 2014, the Airport Authority would terminate the General Aviation Lease and enter into Amendment No. 2 to the General Dynamics Lease to amend the lease boundaries to include the requested parcel.

NOW THEREFORE, the Board of Port Commissioners of the San Diego Unified Port District does ordain as follows:

Section 1. Amendment No. 2 to lease with the San Diego County Regional Airport Authority to increase leased premises by 3,988 square feet at the Southwest corner of Palm Street and Pacific Highway is hereby granted, conditioned upon acceptance by the San Diego County Regional Airport Authority.

Section 2. This Ordinance shall take effect on the 31st day from its passage by the Board of Port Commissioners.

APPROVED AS TO FORM AND LEGALITY:



PORT ATTORNEY

2743

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 19th day of November, 2013, by the following vote:

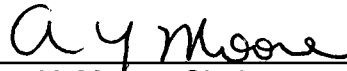
AYES: Castellanos, Merrifield, Moore, Nelson, Smith,

NAYS: None.

EXCUSED: Malcolm, Valderrama

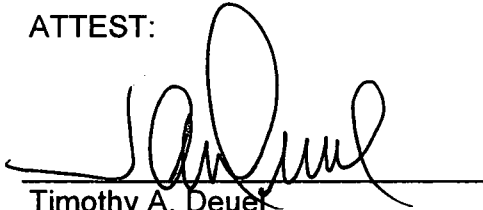
ABSENT: None.

ABSTAIN: None.



Ann Y. Moore, Chair
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)