

RESOLUTION 2013-112

**RESOLUTION ESTABLISHING MINIMUM ANNUAL
RENT FOR CHULA VISTA MARINA AT 550
MARINA PARKWAY, FOR THE PERIOD FROM
DECEMBER 1, 2011 THROUGH NOVEMBER 30,
2016**

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, Chula Vista Marina/RV Park Ltd. has a lease with the District to operate the Chula Vista Marina (Marina) on file in the Office of the District Clerk as Document No. 14244; and

WHEREAS, the lease requires minimum annual rent (MAR) reviews every five years; and

WHEREAS, pursuant to the lease, the MAR for each rental period is to be set at not less than 75% of the average percentage rent paid during the last three years of the preceding rental period; and

WHEREAS, based on this calculation, the MAR for the Marina should increase from \$370,000 per year to \$486,392 per year; and

WHEREAS, District received percentage rent of \$578,872 in 2012.

NOW, THEREFORE, BE IT RESOLVED by the Board of Port Commissioners of the San Diego Unified Port District, as follows:

That the Executive Director or his authorized representative is hereby authorized to establish the minimum annual rent for Chula Vista Marina located at 550 Marina Parkway, in the amount of \$486,392 for the period from December 1, 2011 through November 30, 2016.

2013-112

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 16th day of July, 2013, by the following vote:

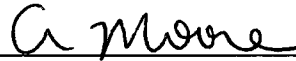
AYES: Castellanos, Malcolm, Merrifield, Moore, Nelson, Smith, Valderrama

NAYS: None.

EXCUSED: None.

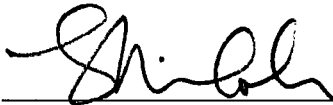
ABSENT: None.

ABSTAIN: None.



Ann Y. Moore, Chair
Board of Port Commissioners

ATTEST:



Laura Nicholson
Deputy District Clerk



(Seal)