

**RESOLUTION 2016-90**

**RESOLUTION CONSENTING TO SUBLEASE  
BETWEEN LFN DEVELOPERS, LLC, A  
DELAWARE LIMITED LIABILITY COMPANY, AND  
ALOHA DELI ENTERPRISES, LLC, A CALIFORNIA  
LIMITED LIABILITY COMPANY, FOR A TEN-YEAR  
TERM WITH TWO FIVE-YEAR OPTIONS, WITH  
CONDITIONS**

**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**, Section 21 of the Port Act authorizes the Board of Port Commissioners (BPC) to pass all necessary ordinances and resolutions for the regulation of the District; and; and

**WHEREAS**, the District entered into a 66-year lease with LFN Developers, LLC (Lease) on May 1, 2014 to operate a 400-room dual-branded hotel Lane Field North, located at 900 Bayfront Court, in the City of San Diego; and

**WHEREAS**, LFN Developers, LLC is requesting approval of a sublease with Aloha Deli Enterprises, LLC (Aloha Deli) to operate a Beach Hut Deli and Ryan Bro's Coffee within the hotel building; and

**WHEREAS**, the proposed sublease with Aloha Deli is a ten-year term with two five-year options to extend conditioned upon consent of the sublease by the Board of Port Commissioners; and

**WHEREAS**, the proposed sublease is consistent with the terms of the Lease and Board of Port Commissioners Policy No. 355.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Port Commissioners of the San Diego Unified Port District hereby consents to a sublease between LFN Developers, LLC, a Delaware limited liability company, and Aloha Deli Enterprises, LLC, a California limited liability company, for a ten-year term with two five-year options, subject to the terms and conditions of the Master Lease.

2016-90

APPROVED AS TO FORM AND LEGALITY:  
GENERAL COUNSEL



By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 15<sup>th</sup> day of June, 2016, by the following vote:

AYES: Bonelli, Castellanos, Merrifield, Moore, Nelson, and Valderrama.

NAYS: None.

EXCUSED: Malcolm.

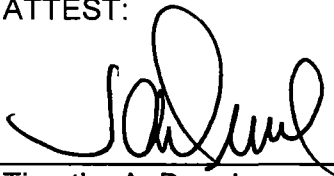
ABSENT: None.

ABSTAIN: None.



Marshall Merrifield, Chairman  
Board of Port Commissioners

ATTEST:



Timothy A. Deuel  
District Clerk

(Seal)