

29. PROPOSED ANNEXATION OF TIDE AND SUBMERGED LANDS FRONTING THE CITY OF CARPINTERIA DESIGNATED AS "CARPINTERIA TIDE AND SUBMERGED LANDS ANNEXATION NO. 1-A-1; SANTA BARBARA COUNTY - W.O. 2400.54D.

During consideration of Calendar Item 25 attached, the Executive Officer informed the Commission that the annexation proceedings of the City of Carpinteria were scheduled for January 9, 1967, and that the annexation would take place unless there was an action by the present Lands Commission to file a protest or request a deferment of the annexation proceedings. The latter would permit the staff in conjunction with the Attorney General to review the issue of appropriate valuation bases that has now been raised.

During the lengthy discussion that followed, Mr. R. F. Outcault, an attorney representing the Standard Oil Company of California and the Atlantic-Richfield Oil Corporation, as lessees of State Lease P.R.C. 3150, urged the Commission to protest the annexation, and outlined the reasons therefor.

Mr. James R. Christiansen, City Attorney for the City of Carpinteria, outlined his reasons as to why immediate action by the State in reporting its present appraised value was necessary, and summed up what he considered would be a number of advantages to the oil companies if the annexation took place.

Assistant Attorney General Jay L. Shavelson suggested that perhaps it should be left up to the Courts to determine the correct valuation procedure.

UPON MOTION DULY MADE AND CARRIED, THE FOLLOWING RESOLUTION WAS ADOPTED:

THE COMMISSION AUTHORIZES THE EXECUTIVE OFFICER TO NOTIFY THE CITY COUNCIL OF THE CITY OF CARPINTERIA, SANTA BARBARA COUNTY, THAT, PURSUANT TO THE PROVISIONS OF SECTION 35313.1 OF THE GOVERNMENT CODE, THE STATE LANDS COMMISSION HAS DETERMINED THE VALUE OF THE STATE'S INTEREST IN THE TIDE AND SUBMERGED LANDS SOUGHT TO BE ANNEXED UNDER THE PROPOSED ANNEXATION DESIGNATED AS "CARPINTERIA TIDE AND SUBMERGED LANDS ANNEXATION NO. 1-A-1" IS \$7,825,000.

Attachment  
Calendar Item 25 (1 page)

25.

PROPOSED ANNEXATION OF TIDE AND SUBMERGED LANDS FRONTING THE CITY OF CARPINTERIA DESIGNATED AS "CARPINTERIA TIDE AND SUBMERGED LANDS ANNEXATION NO. 1-A-1; SANTA BARBARA COUNTY - W.O. 2400.54D.

The State Lands Commission, by notice received November 22, 1966, has been informed that the City Council of the City of Carpinteria has set for hearing on January 9, 1967, the matter of the annexation of tide and submerged lands fronting the City designated as Annexation 1-A-1. The Commission had previously informed the Local Agency Formation Commission of the County of Santa Barbara and the City of Carpinteria that the offshore boundaries of proposed Annexation 1-A-1 conform to the requirements of Section 35014 of the Government Code.

Included within the area sought to be annexed is State Oil and Gas Lease No. P.R.C. 3150.1.

Section 35313.1 of the Government Code provides in part as follows:

"When the territory proposed to be annexed consists wholly or partly of tide or submerged lands owned by the State, the legislative body (of the City) shall determine the value of such tide or submerged lands for the purpose of this article. For the purpose of such determination, the State Lands Commission shall fix the value of tide or submerged lands owned by the State and shall notify in writing the legislative body of its determination."

The State's reserved mineral interest in the involved tide and submerged lands has been appraised by the staff of the State Lands Division at a value of \$7,825,000. If the tide and submerged lands proposed to be annexed were assessable to the State, the value would be approximately 25 per cent thereof or \$1,973,750.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO NOTIFY THE CITY COUNCIL OF THE CITY OF CARPINTERIA, SANTA BARBARA COUNTY, THAT PURSUANT TO THE PROVISIONS OF SECTION 35313.1 OF THE GOVERNMENT CODE THE STATE LANDS COMMISSION HAS DETERMINED THE FULL PRESENT VALUE OF THE STATE'S INTEREST IN THE TIDE AND SUBMERGED LANDS SOUGHT TO BE ANNEXED UNDER THE PROPOSED ANNEXATION DESIGNATED AS "CARPINTERIA TIDE AND SUBMERGED LANDS ANNEXATION NO. 1-A-1", TO BE \$7,825,000.