

14. LEGISLATIVE MANDATE FOR THE INVENTORY, CLASSIFICATION AND PROTECTION PLAN FOR TIDAL, SUBMERGED AND SCHOOL LANDS; EXTENSION OF TIME LIMITATION - W 9287.

After consideration of Calendar Item 13 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. FINDS THAT THE DELAYED RECEIPT OF THE \$50,000 APPROPRIATION BY THE STATE LANDS COMMISSION FROM THE CALIFORNIA ENVIRONMENTAL PROGRAM FUND FOR CARRYING OUT THE PURPOSES OF CHAPTER 4.5 (COMMENCING WITH SECTION 6370) OF PART 1 OF DIVISION 6 OF THE PUBLIC RESOURCES CODE HAS SERIOUSLY DETERRED COMPLETION OF REPORTS, AS SPECIFIED, FOR THE LEGISLATURE DUE JANUARY 1, 1973.
2. REQUESTS THE LEGISLATURE TO EXTEND ALL PROVISIONS AND DATES FOR SUBMITTAL OF SPECIFIED REPORTS IN CHAPTER 1555 OF THE STATUTES OF 1970 FROM JANUARY 1, 1973, TO JANUARY 1, 1975.
3. CONTINUES TO WITHHOLD ACCEPTANCE OF NEW SALES APPLICATIONS, EXCEPT THOSE INVOLVING A PUBLIC AGENCY AND UTILITY COMPANY RIGHT-OF-WAY.

Attachment:

Calendar Item 13 (2 pages)

CALENDAR ITEM

12/72
CRK
W 9287

13.

LEGISLATIVE MANDATE FOR THE INVENTORY, CLASSIFICATION
AND PROTECTION PLAN FOR TIDAL, SUBMERGED AND SCHOOL LANDS
EXTENSION OF TIME LIMITATION

Chapter 1555 of the Statutes of 1970 (now Public Resources Code Sections 6370-77), among other things, directed the State Lands Commission to inventory all unconveyed State school and tide and submerged lands under its jurisdiction, and all lands heretofore granted by the State to any governmental agency of the State in trust, with but three specific exceptions, and identify such lands which possess environmentally unique values of Statewide interest.

The statute specifies the State Lands Commission shall submit reports to the Legislature by January 1, 1973, relating to the following:

1. As to unconveyed State school and tide and submerged lands under the Commission's jurisdiction.
 - a. Identification of those lands determined by the Commission to possess unique environmental values, including scenice, historic, natural, or aesthetic values.
 - b. Criteria upon which the determination of unique environmental values were made.
 - c. Regulations adopted by the Commission to assure permanent protection of such lands.
 - d. Recommendations of any additional actions necessary for permanent protection of such identified lands.
2. As to the lands heretofore granted by the State to any governmental agency of the State in trust.
 - a. Identification of those lands having unique environmental values.
 - b. Proposed methods, as approved by the Council of Intergovernmental Relations, for the protection of such identified lands.

The law excepts tidelands transferred to the Port of San Francisco by Chapter 1333 of the Statutes of 1968 in San Francisco Bay, tide and submerged lands granted to the City of Long Beach or to oil and dry gas revenues whose disposition is governed by Chapter 138 of the Statutes of 1964, First Extraordinary Session, or to any sovereign or other State lands transferred to the City of Oakland in trust by the State for port purposes.

CALENDAR ITEM NO. 13. (CONTD)

The State Lands Commission was also directed to submit a report to the Legislature by January 1, 1973, relative to reports required of any governmental agency of the State which had been granted State lands in trust, containing information on the use and development of the granted lands up to the present time, accompanied by a general plan for future use of such lands. The Commission's report shall set forth for the Legislature any deviations in the plan of such governmental agency from the original terms of the grant.

The sum of Fifty Thousand Dollars (\$50,000) was appropriated from the California Environmental Protection Program Fund to the State Lands Commission for the fiscal year 1970-71; however, the funds were not received because of non-availability.

An appropriation of \$55,000 was finally made available for fiscal year 1972-73.

Due to the delay in receipt of the appropriation the Division could not proceed with the necessary work, nor even devote time toward planning the procedures of undertaking such work. Only preliminary procedures for conducting the inventory phase have been possible with the available qualified Division personnel.

As a result of these circumstances, it is suggested at this time that the Commission request the Legislature to extend the date of January 1, 1973, on which all reports were required under Chapter 1555 of the Statutes of 1970, until January 1, 1975.

On April 27, 1972 (Minute Item 27, page 288), the Commission authorized continuance of a moratorium on sales of school lands, except those involving public agency and utility company rights-of-way, pending completion of the management program.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE DELAYED RECEIPT OF THE \$50,000 APPROPRIATION BY THE STATE LANDS COMMISSION FROM THE CALIFORNIA ENVIRONMENTAL PROGRAM FUND FOR CARRYING OUT THE PURPOSES OF CHAPTER 4.5 (COMMENCING WITH SECTION 6370) OF PART 1 OF DIVISION 6 OF THE PUBLIC RESOURCES CODE HAS SERIOUSLY DETERRED COMPLETION OF REPORTS, AS SPECIFIED, FOR THE LEGISLATURE DUE JANUARY 1, 1973.
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