

20. AMENDMENT TO INDUSTRIAL LEASE PRC 2180.1, TIDE AND SUBMERGED LAND OFF-SHORE FROM MANDALAY BEACH, VENTURA COUNTY; SOUTHERN CALIFORNIA EDISON COMPANY - WP 2180, PRC 2180.1.

After consideration of Calendar Item 18 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. CERTIFIES THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT BY THE DIVISION FOLLOWING EVALUATION OF COMMENTS AND CONSULTATION WITH PUBLIC AGENCIES WHICH WILL ISSUE APPROVALS FOR THE PROJECT.
2. CONSIDERS AND ADOPTS ENVIRONMENTAL IMPACT REPORT NO. 139.
3. DETERMINES THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZES THE ISSUANCE TO SOUTHERN CALIFORNIA EDISON COMPANY OF AN AMENDMENT TO LEASE PRC 2180.1 THAT WILL:
 - A. CHANGE THE LAND DESCRIPTION TO THAT SHOWN IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF;
 - B. ADD PUBLIC LIABILITY INSURANCE IN THE AMOUNTS OF \$300,000/\$900,000 FOR PERSONAL INJURY AND \$5,000,000 FOR PROPERTY DAMAGE.
 - C. SET ANNUAL RENTAL IN THE AMOUNT OF \$17,206 FOR ADDITIONAL LEASED AREA DURING THE REMAINING PERIOD OF THE LEASE, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE.

THE EFFECTIVE DATE OF THE AMENDMENT SHALL BE JANUARY 1, 1974; PROVIDED THAT ALL OTHER TERMS AND CONDITIONS OF LEASE PRC 2180.1 SHALL REMAIN IN FULL FORCE AND EFFECT.

Attachment:

Calendar Item 18 (3 pages)

CALENDAR ITEM

12/73
GRH
WP 2180

18.

AMENDMENT TO INDUSTRIAL LEASE PRC 2180.1

APPLICANT: Southern California Edison Company.

AREA, TYPE LAND AND LOCATION:

An 88.22-acre parcel of tide and submerged land offshore from Mandalay Beach, Ventura County.

LAND USE: Offshore fuel unloading facility.

TERMS OF ORIGINAL LEASE:

Initial period: 49 years, from July 1, 1958.

Consideration: \$7,842.64 total rent covering 9.105 acres.

TERMS OF AMENDMENT LEASE DURING REMAINING PERIOD:

33 years, and 6 months, from January 1, 1974.

Public liability insurance:

\$300,000/\$900,000 for personal injury and
\$5,000,000 for property damage.

CONSIDERATION: \$13,206 per annum, with the State reserving the right to fix a different rental on each fifth anniversary of the lease.

BASIS FOR CONSIDERATION:

6% of appraised value of land.

PREREQUISITE TERMS:

U. S. Army Corps of Engineers permit issued.

Applicant is lessee or permittee of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Parts 1 and 2.
- b. Administrative Code: Title 2, Div. 3, Arts. 1, 2 and 10.

OTHER PERTINENT INFORMATION:

1. Minute Item No. 12, dated June 11, 1958, authorized the issuance to Southern California Edison Company of a 49-year easement; for the construction, maintenance and operation of a marine pipeline and appurtenances; for the purpose of conveying petroleum products. The terms and conditions of the easement agreement were in accordance with the established policies and regulations of the Commission at that time.

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CALENDAR ITEM NO. 18. (CONTD)

2. Southern California Edison Company has requested an amendment to their lease to relocate the existing radar reflector guide buoy and 5 mooring buoys and add two additional buoys; to replace the present pipeline reducer at the terminal head; and to replace 200 feet of 12-inch hose with 225 feet of 16-inch hose and 25 feet of 12-inch hose. The purpose of these improvements is to allow usage of tankers with a capacity of 35,000 DWT and light-loaded 70,000 DWT tankers inasmuch as smaller capacity tankers are becoming obsolete.
3. The proposed lease amendment increases the leased premises from 9.105 acres to 88.22 acres; annual rental will be charged for the increased area and liability insurance is to be provided in accordance with current Commission policies and regulations.
4. An environmental impact report has been prepared by the Division and circulated to agencies and persons having jurisdiction and expertise in accordance with CEQA, via the Office of Intergovernmental Management-State Clearinghouse. There were no comments received from the circulation of the EIR.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. CERTIFY THAT AN ENVIRONMENTAL IMPACT REPORT HAS BEEN PREPARED FOR THIS PROJECT BY THE DIVISION FOLLOWING EVALUATION OF COMMENTS AND CONSULTATION WITH PUBLIC AGENCIES WHICH WILL ISSUE APPROVALS FOR THE PROJECT.
2. CONSIDER AND ADOPT ENVIRONMENTAL IMPACT REPORT NO. 139.
3. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
4. AUTHORIZE THE ISSUANCE TO SOUTHERN CALIFORNIA EDISON COMPANY OF AN AMENDMENT TO LEASE PRC 2180.1 THAT WILL:
 - A. CHANGE THE LAND DESCRIPTION TO THAT SHOWN IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF;
 - B. ADD PUBLIC LIABILITY INSURANCE IN THE AMOUNTS OF \$300,000/\$900,000 FOR PERSONAL INJURY AND \$5,000,000 FOR PROPERTY DAMAGE.
 - C. SET ANNUAL RENTAL IN THE AMOUNT OF \$13,206 FOR ADDITIONAL LEASED AREA DURING THE REMAINING PERIOD OF THE LEASE, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE.

THE EFFECTIVE DATE OF THE AMENDMENT SHALL BE JANUARY 1, 1974; PROVIDED THAT ALL OTHER TERMS AND CONDITIONS OF LEASE PRC 2180.1 SHALL REMAIN IN FULL FORCE AND EFFECT.

EXHIBIT "A"

WP 2180

PARCEL 1:

A strip of tide and submerged land 20 feet wide lying in the Pacific Ocean, approximately 4 miles west of the City of Oxnard, Ventura County, State of California, being 10 feet on each side of the following described centerline:

COMMENCING at a two inch diameter iron pipe, with brass disc marked "Southern California Edison Company R.E. 6371" set for the northwesterly terminous of that certain course of "N 25° 00' 05" W 569.21 feet" as shown on a Record of Survey Map filed in Book 20 of Record of Surveys, pages 32 and 33, Office of the County Recorder of Ventura County; thence N 23° 46' 25" W, 41.43 feet; thence S 69° 42' 21" W, 300.00 feet to the TRUE POINT OF BEGINNING; thence continuing S 69° 42' 21" W, 3909.76 feet into the Pacific Ocean to a point designated as Point "A", said Point "A" being the terminous of the herein described centerline.

PARCEL 2:

A parcel of tide and submerged land lying in the Pacific Ocean, approximately 4 miles west of the City of Oxnard, Ventura County, State of California, being more particularly described as follows:

BEGINNING at the point heretofore designated as Point "A"; thence along the following 9 courses:

1. S 20° 47' 19" E 459.531 feet;
2. S 20° 47' 19" W 672.576 feet;
3. S 66° 33' 43" W 851.550 feet;
4. S 80° 56' 01" W 475.946 feet;
5. N 54° 05' 42" W 1,777.672 feet;
6. N 54° 05' 42" E 1,777.672 feet;
7. S 80° 56' 01" E 475.946 feet;
8. S 66° 33' 43" E 851.550 feet;
9. S 20° 47' 19" E 213.045 feet to the POINT OF BEGINNING

EXCEPTING FROM this description any portion lying landward of the ordinary high water mark.

The bearings in the above description are referenced to the true meridian.

END OF DESCRIPTION