

32. PROPOSED ANNEXATION OF ADJACENT TIDE AND SUBMERGED
LANDS TO THE CITY OF HUNTINGTON BEACH, ORANGE COUNTY -
W 2400.114

During consideration of Calendar Item 32, attached, Mr. William F. Northrop, Executive Officer, submitted for the record a Mailgram dated August 24, 1976, from Amigos de Bolsa Chica, to the Commissioners requesting that the Commission reject the Item. Mr. N. Gregory Taylor, Assistant Attorney General, briefly summarized the transaction. Acting Chairman Lymally raised the point if the Commission had another recourse in this matter before it is finalized. Mr. N. Gregory Taylor stated that is correct, but he wanted the record to be clear that approval of this description does not constitute any expression of the Commission as to whether the annexation should proceed. Mr. Sid McCausland, Alternate Commissioner, moved for adoption.

Upon motion duly made and carried, the resolution as presented in Calendar Item 32, was approved by a vote of 2-0.

Attachment: Calendar Item 32 (1 page)

PROPOSED ANNEXATION OF ADJACENT
TIDE AND SUBMERGED LANDS TO THE
CITY OF HUNTINGTON BEACH,
ORANGE COUNTY

The City of Huntington Beach proposes to annex lands adjacent to its city limits including tide and submerged lands. The tide and submerged lands are owned by the State of California and under the jurisdiction of the State Lands Commission and subject to a lease to the Department of Fish and Game. Section 35014, of the California Government Code, provides for the approval or disapproval by the State Lands Commission of the description of the boundaries of an annexation that includes tide and submerged lands owned by the State, and for the reporting of its determination to the City and the County and the Executive Officer of the Local Agency Formation Commission of the County. Staff review of the legal description for the 300 acres of tide and submerged lands within the proposed annexation shows compliance with the provision of said section. In addition, staff has reviewed and concurred, as to its interests, in the legal description of a 230 acre parcel adjoining the tide and submerged lands, which area is also being annexed. The State holds an interest of record in this area resulting from the Bolsa Boundary Agreement and Exchange.

Approval of the legal description, for the tide and submerged lands, is made pursuant to Section 35014, of the California Government Code, and does not constitute approval by the State, as owner of the tide and submerged lands within the proposed annexation. This matter will be the subject of separate, later consideration by the State Lands Commission.

EXHIBITS: A. Land Description - Tide and Submerged Lands.
B. Location Map.
C. Land Description, 230 Acre Parcel.

IT IS RECOMMENDED THAT THE COMMISSION:

1. APPROVE THE BOUNDARIES OF STATE OWNED TIDE AND SUBMERGED LANDS WITHIN THE PROPOSED ANNEXATION BY THE CITY OF HUNTINGTON BEACH, AS DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF AND AUTHORIZE STAFF COUNSEL TO GIVE THE REQUISITE NOTICES TO THE COUNTY OF ORANGE, CITY OF HUNTINGTON BEACH AND THE EXECUTIVE OFFICER OF THE LOCAL AGENCY FORMATION COMMISSION OF ORANGE COUNTY OF SAID APPROVAL.
2. APPROVE THE BOUNDARIES OF THE 230 ACRE PARCEL ADJOINING THE TIDE AND SUBMERGED LANDS, AS TO ITS INTERESTS THEREIN, RELATIVE TO THE PROPOSED ANNEXATION.

A 73

S 36

Attachments: A. Land Description - Tide and Submerged Lands.
C. Land Description, 230 Acre Parcel. (Rev. 8/18/76)

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