

MINUTE ITEM

This Calendar Item No. 39
was approved as Minute Item
No 4 by the State Lands
Commission by a vote of 3
to 0 at its 5/26/77 CALENDAR ITEM
meeting.

5/77
W 21425
SA

C4.

PRC 5291

PUBLIC AGENCY PERMIT

APPLICANT: Department of Fish and Game
1416 - 9th Street
Sacramento, California 95814.

AREA, TYPE LAND AND LOCATION:
A parcel of tide and submerged land near
Rancho Palos Verdes, Los Angeles County.

LAND USE: The establishment and operation of Abalone
Cove Ecological Reserve.

TERMS OF PROPOSED LEASE:
Initial period: 49 years from June 1, 1977.

CONSIDERATION: The public use and benefit, with the State
reserving the right at any time to set a
monetary rental if the Commission finds such
action to be in the State's best interest.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is permittee of upland.

STATUTORY AND OTHER REFERENCES:
A. Public Resources Code: Div. 6, Parts 1 & 2.
B. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, 6.5, 10 & 11.

OTHER PERTINENT INFORMATION:
1. The Department of Fish and Game, will
implement on this site the following
special regulations for use:
a. Fishing: Fishing is permitted for
fin fish (those having vertebrae) only.
Take and possession of invertebrates
and marine plants is prohibited.
b. Swimming and Boating: Swimming, surf-
ing, boating, skin and scuba diving
are permitted except that such activi-
ties shall not involve the taking of
marine plants, marine life (except fin
fish), geological formations or archeo-
logical artifacts.
c. Spear guns may be used for the taking
of fin fish.

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2. The annual rental value of the site is estimated to be \$35,000..
3. An Environmental Impact Report is not required as this transaction is within the purview of Section 15108, of the Secretary for Resources Guidelines, which exempts actions taken by a regulatory agency to assure the maintenance, restoration, enhancement or protection of the environment. Construction activities are not included in the exemption.
4. This project is situated on State land identified as possessing significant environmental values pursuant to Public Resources Code 6370.1 and is classified in a use category, Class A which authorizes restricted use.

Staff has coordinated this project with those agencies and organizations who nominated the site as containing significant environmental values. They have found this project to be compatible with their nomination.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRG 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. DETERMINE THAT THIS PERMIT DOES NOT FALL WITHIN THE PROVISIONS OF ARTICLE 6.5 OF TITLE 2, OF THE CALIFORNIA ADMINISTRATIVE CODE, BECAUSE THIS PROJECT IS NOT A DEVELOPMENT WITHIN THE PURVIEW OF SECTION 2503, 2 CAL. ADM. CODE AS DEFINED IN SECTION 30106, OF THE PUBLIC RESOURCES CODE.
3. FIND THAT GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE PUBLIC RESOURCES CODE.
4. AUTHORIZE ISSUANCE TO DEPARTMENT OF FISH AND GAME OF A 49-YEAR PUBLIC AGENCY PERMIT FROM JUNE 1, 1977; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR THE ESTABLISHMENT AND OPERATION OF ABALONE COVE ECOLOGICAL RESERVE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

W 21425

A parcel of tide and submerged land situated adjacent to Lot H, Rancho Los Palos Verdes, in the City of Rancho Palos Verdes, County of Los Angeles, State of California, as shown on partition map filed in Case No. 2373 of the District Court of the 17th Judicial District of the State of California in and for the County of Los Angeles, said parcel more particularly described as follows:

BEGINNING at the intersection of the mean high tide line of the Pacific Ocean, as shown on County Surveyor's Map No. B-1858, on file in the office of the County Engineer of the County of Los Angeles, with that certain course of S 5° 21' 50" W in the westerly boundary of that certain parcel of land described in deed to Palos Verdes Corporation, recorded as Document No. 1292, on July 18, 1941, in Book 18518, page 280, of Official Records, in the office of the Recorder of said County; thence S 5° 21' 50" W along the southerly prolongation of said certain course 300.00 feet; thence N 79° 37' 44" W, 2070.80 feet, thence N 45° 56' 28" W, 2782.44 feet, more or less, to the southerly prolongation of that certain course of N 11° 15' 30" W, 298.68 feet in the westerly boundary of that certain parcel of land described as Parcel 1 in deed to Filiorum Corporation, recorded as Document No. 1258, on August 15, 1930, in Book 10226, page 170, of said Official Records; thence N 11° 15' 30" W along said last mentioned southerly prolongation and along said course 594.44 feet to the northerly terminus thereof; thence N 76° 38' 14" E, 533.60 feet; thence S 59° 37' 54" E, 1626.04 feet, more or less, to a line which bears N 51° 55' 51" W from the westerly terminus of that certain course of S 79° 20' 45" W, 259.39 feet in the southerly boundary of said certain parcel of land described as Parcel 1; thence S 51° 55' 51" E, 192.26 feet, more or less, to said westerly terminus; thence S 50° 36' 40" E, 293.33 feet, thence S 37° 13' 06" E, 405.84 feet; thence S 16° 00' 00" E, 240.00 feet; thence S 8° 52' 00" E, 244.84 feet; thence N 43° 54' 46" E, 335.81 feet; thence N 57° 55' 12" E, 456.68 feet, more or less, to the westerly terminus of that certain course of N 72° 59' 50" W, 744.38 feet in the northerly boundary of Parcel 125, as shown on Los Angeles County Assessor's Map No. 51, filed in Book 1, page 1, of Assessor's Maps, in the office of said Recorder; thence S 72° 59' 50" E, along said last mentioned certain course 744.38 feet to the easterly terminus thereof; thence S 32° 10' 29" E, 482.97 feet, more or less, to that certain course of S 5° 21' 50" W, in the westerly boundary of that certain parcel of land described in the abovementioned deed to Palos Verdes Corporation, thence along said westerly boundary S 3° 54' 50" W, 130.05 feet, more or less, and S 5° 21' 50" W, 523.32 feet to the point of beginning.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the Pacific Ocean.

Prepared: R. W. Hill END OF DESCRIPTION
 Checked: Frank T. Carey
 Reviewed: A. H. Kinnicke Date: 4/29/77