

MINUTE ITEM

This Calendar Item No. 20
was approved as Minute Item
No. 20 by the State Lands
Commission by a vote of 3
to 0 at its 5/23/85
meeting.

MINUTE ITEM

20

05/23/85
W 20750
PRC 6841
Scott
Kiley

GENERAL PERMIT - PUBLIC AGENCY USE

During consideration of Calendar Item 20 attached, Assistant Executive Officer Trout requested addition of a recommendation waiving all filing fees. With that change, the following resolution was approved by a vote of 2-0:

THE COMMISSION:

1. FINDS THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 16, TRANSFER OF LAND IN ORDER TO CREATE PARKS, 14 CAL. ADM. CODE 15316.
2. AUTHORIZES ISSUANCE TO THE STATE OF ARIZONA - ARIZONA STATE PARKS BOARD OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE BEGINNING MAY 9, 1985; 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, OR IN THE EVENT THE SUBJECT LANDS CEASE TO BE USED FOR PUBLIC PARK PURPOSES; FOR THE EXTENSION OF THE YUMA CROSSING STATE PARK ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.
3. WAIVES ALL FEES ASSOCIATED WITH THIS TRANSACTION.

CALENDAR ITEM

20 4

05/23/85
W 20750 PRC 6841
Scott, A.
Kiley, L.

GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT: State of Arizona - Arizona
State Parks Board
1688 West Adams
Phoenix, Arizona 85007

AREA, TYPE LAND AND LOCATION:
A strip of land located in the east half of the
Colorado River, in the City of Yuma, State of
Arizona.

LAND USE: Yuma Crossing State Park, which will include
the existing Yuma Territorial Prison State
Historic Park.

TERMS OF PROPOSED PERMIT:

Initial period: 49 years beginning May 9,
1985.

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, or if the subject
lands are used for any
purpose other than operation
and maintenance of a public
park.

APPLICANT STATUS:

Applicant is owner of upland.

(ADDED 05/21/85)

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PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Staff recommends that all fees be waived. This interim solution, pending resolution of titles and boundaries with the State of Arizona, provides for the completion of a public park which is believed by staff to be of benefit to the people of both California and Arizona.

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884:

N/A.

OTHER PERTINENT INFORMATION:

1. This transaction will allow the State of Arizona to proceed in a timely fashion to complete the creation of the Yuma Crossing State Park by including the southerly half of the Colorado River, together with accreted lands claimed by California, within the formal park boundaries. This is an interim solution to longstanding, yet unresolved, title problems involving sovereign lands of California which are within the political jurisdiction of Arizona as a result of the interstate boundary compact. As part of the consideration for the issuance of this permit the State of Arizona has committed to proceeding as soon as possible with a land exchange program covering the lands involved in this project, and other similar lands.
2. The annual rental value of the site is estimated to be \$4,000.
3. This activity involves lands which have NOT been identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. However, the Commission has declared that all tide and submerged lands are "significant" by nature.

(ADDED 05/21/85)

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of their public ownership (as opposed to "environmental significant"). Since such declaration of significance is not based upon the requirements and criteria of P.R.C. 6370, et seq., use classifications for such lands have not been designated. Therefore, the finding of the project's consistency with the use classification as required by 21 Cal. Adm. Code 2954 is not applicable.

4. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorical exempt project. The project is exempt under Class 16, Transfer of Land in Order to Create Parks, 14 Cal. Adm. Code 15316.

Authority: P.R.C. 21084 and 14 Cal. Adm. Code 15300.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 16, TRANSFER OF LAND IN ORDER TO CREATE PARKS, 14 CAL. ADM. CODE 15316.
2. AUTHORIZE ISSUANCE TO THE STATE OF ARIZONA - ARIZONA STATE PARKS BOARD OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE BEGINNING MAY 9, 1985; 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, OR IN THE EVENT THE SUBJECT LANDS CEASE TO BE USED FOR PUBLIC PARK PURPOSES; FOR THE EXTENSION OF THE YUMA CROSSING STATE PARK ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

(ADDED 05/21/85)

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EXHIBIT "A"

LAND DESCRIPTION

All those lands owned by the State of California lying southerly of the centerline of the Colorado River and bounded on the West by the centerline of 23rd Avenue, Yuma, Arizona and bounded on the East by the centerline of the Gila River as it enters the Colorado River.

(ADDED 05/21/85)

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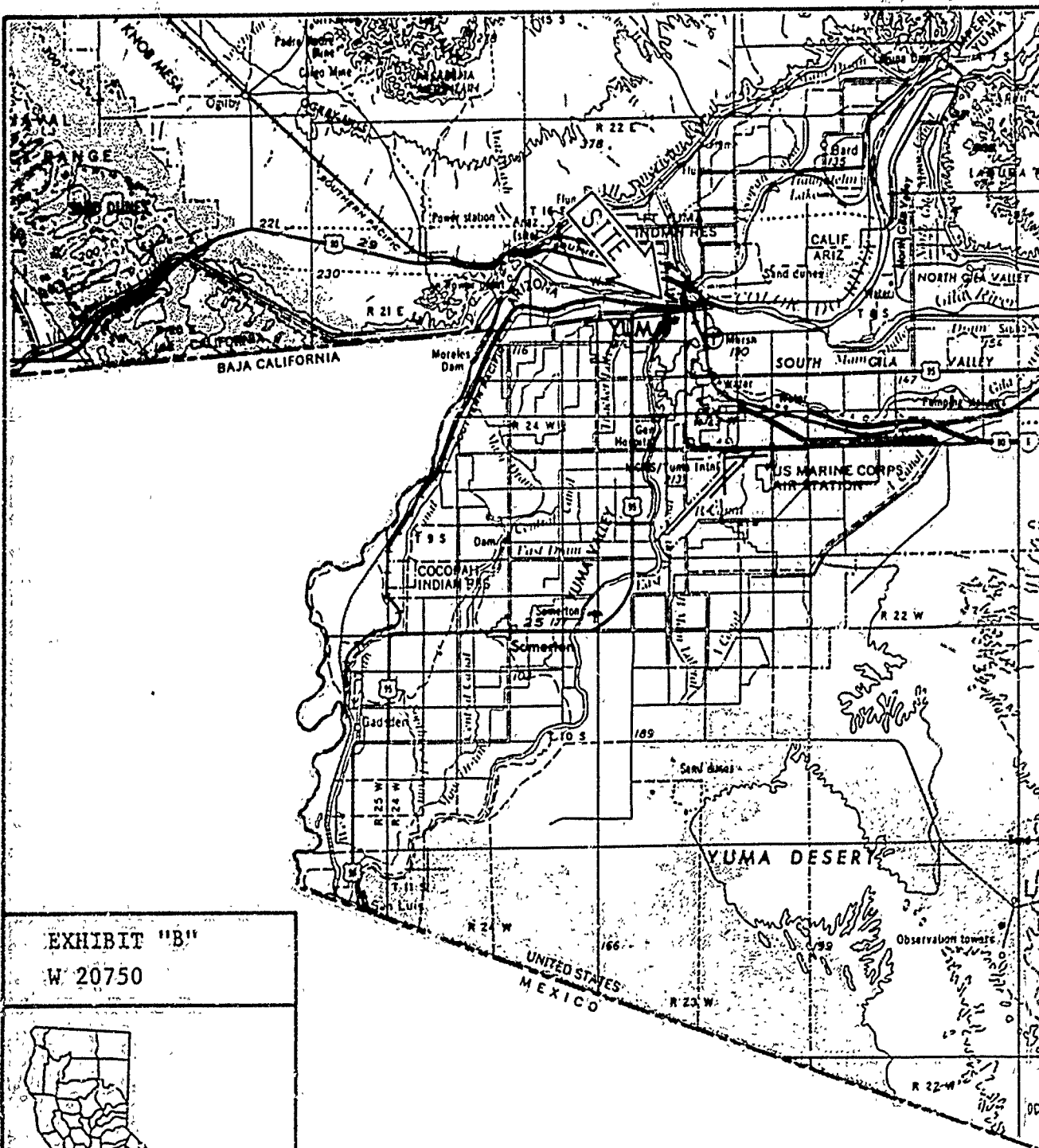


EXHIBIT "B"

W 20750



(ADDED 05/21/85)

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NOTE PAGE