

MINUTE ITEM
This Calendar Item No. 25
was approved as Minute Item
No. 25 by the State Lands
Commission by a vote of 2
to 0 at its 9/25/86
meeting.

CALENDAR ITEM

25 1

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09/25/86
W 10406
Naughton

PROPOSED EXPENDITURE OF TIDELAND OIL REVENUE
FOR A CAPITAL IMPROVEMENT PROJECT BY
THE CITY OF LONG BEACH

APPLICANT: City of Long Beach
333 West Ocean Boulevard
Long Beach, California 90802

CAPITAL IMPROVEMENT PROJECT:
Construct lifeguard substation and public
restrooms at Marine Park.

PROPOSED EXPENDITURE:
A. City's Estimate: \$257,000.
B. Staff Review: Reasonable.

PROJECT PURPOSE:
Provide lifeguard and public toilet facilities
at a public recreational beach in the
Long Beach tidelands.

FISCAL IMPACT: The City will fund the total project cost from
its share of tideland oil revenues.

COMPLIANCE WITH CEQA (1970) AS AMENDED:
The City determined that the project is exempt
from the requirements of CEQA (1970) as a
Categorical Exemption, Class 1.

Pursuant to the Commission's delegation of
authority and the State CEQA Guidelines
(14 Cal. Adm. Code 15061) the staff has
determined that the Commission's review is
exempt from the requirements of CEQA because
such activity is not a "project" as defined by
CEQA and the State CEQA Guidelines.

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Authority: P.R.C. 21065 and 14 Cal. Adm.
Code 15378.

STATUTORY AUTHORITY:

Chapter 138/'64 1st E.S., Sections 6(c) and
6(f).

OTHER PERTINENT INFORMATION:

1. The City notified the Commission by letter dated August 11, 1986, of its intent to spend in excess of \$50,000 of its tideland oil revenues for this capital improvement project.
2. The City's notification of intent is in conformance with the requirements of Chapter 138/'64 1st E.S., Section 6(h). As support documentation, the City furnished an adequate, detailed description of the proposed work in the form of construction plans and specifications and a copy of the project's Notice of Categorical Exemption.
3. The Commission may either:
 1. Determine that the project is authorized by Chapter 138, Section 6; or
 2. Determine that the project is not authorized by Chapter 138; or
 3. Take no action within 60 days after receipt of the City's letter of clarification (by October 11, 1986) in which case the City may then proceed to spend its tideland oil revenues for the project.
4. Action 1 is recommended because Section 6(c) provides for "The construction ... operation and maintenance of ... buildings ... recreational facilities ... and other improvements on or adjacent to the Long Beach tidelands ... for the benefit and use of said tidelands ..." Section 6(f) provides for "... rendition of services reasonably necessary to the carrying out of the foregoing uses and purposes", in this case the engineering costs of the project.

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5. The staff also recommends that the Commission's finding include a requirement that the City file a statement of final project costs with the Commission within 180 days after completion of the work, to ensure timely auditing of accounts.

AB 884: N/A.

EXHIBIT: A. Vicinity Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE COMMISSION'S REVIEW OF THE PROPOSED ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 BECAUSE SUCH ACTION IS NOT APPROVAL OF A PROJECT UNDER CEQA; AND
2. FIND THAT THE PROPOSED EXPENDITURE OF AN ESTIMATED \$257,000 BY THE CITY OF LONG BEACH FROM ITS SHARE OF TIDELAND OIL REVENUES FOR CONSTRUCTION OF A LIFEGUARD SUBSTATION AND PUBLIC RESTROOMS AT MARINE PARK IS IN ACCORD WITH CHAPTER 138/'64 1ST E.S. SECTIONS 6(c) AND 6(f), SUBJECT TO THE CONDITIONS THAT THE PROJECT CONFORM IN ESSENTIAL DETAILS TO BACKGROUND INFORMATION PREVIOUSLY SUBMITTED AND THAT THE CITY FILE A STATEMENT OF FINAL PROJECT COSTS WITH THE COMMISSION WITHIN 180 DAYS AFTER COMPLETION OF THE WORK.

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