

CALENDAR ITEM
C76

MINUTE ITEM
This Calendar Item No. C 76
was approved as Minute Item
No. 76 by the State Lands
Commission by a vote of 3
to 0 at its 11-26-01
meeting.

A 35, 36, 57, 58, 69
S 18, 19, 37

11/26/01
W 4848.1
W 4848.2
W 4848.3
W 4848.4
W 4848.5
W 4848.6
W 4848.8
W 4848.9
J. Tanner
D. Brown

**CONSIDER APPROVAL OF QUALIFYING MILES FOR SUBVENTIONS
TO CITIES AND COUNTIES FOR FISCAL YEAR 2001-2002,
ORANGE, LOS ANGELES, VENTURA AND
SANTA BARBARA COUNTIES**

APPLICANT:

California State Lands Commission
100 Howe Avenue, Suite 100 South
Sacramento, CA 95825-8202

BACKGROUND:

Public Resources Code section 6817 provides for subventions of State tidelands oil and gas revenues to cities and counties, under conditions described below, and requires the California State Lands Commission to report to the State Controller the amounts of revenues to be used for purposes of calculating subventions.

STATUTORY AND OTHER REFERENCES:

A. Public Resources Code section 6817

OTHER PERTINENT INFORMATION

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1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines [Title 14, California Code of Regulations, section 15060(c)(3)], the staff has determined that this activity is not subject to the provisions of the CEQA because it is not a "project" as defined by the CEQA and the State CEQA Guidelines.

Authority: Public Resources Code section 21065 and Title 14, California Code of Regulations, sections 15060 (c)(3) and 15378.

2. The subventions shall be made to cities and counties that own or operate qualifying beach parks (public beaches) free of charge to the public for recreational purposes.
3. The basis for application of the subvention formula is oil and gas revenues to the State from applicable leases in fiscal year 1983/84.
 - a) For amounts up to applicable lease revenue totals for Fiscal Year 1983/84, subventionees may receive one percent of such revenues, up to a maximum of \$100,000 for each mile of qualifying beach frontage, or portion thereof.
 - b) For amounts over and above applicable lease revenue totals for Fiscal Year 1983/84, subventionees will be entitled to receive one percent of such excess amounts without regard to any maximum limitation.
 - c) In addition, pursuant to the provisions and limitations of Public Resources Code sections 6817(b) and (c) added by Chapter 613, Statutes of 1996, twenty percent of the revenues paid to the State which are derived from the production of oil, gas, and other hydrocarbons from a State tideland lease, not to exceed a total of \$200,000,000, adjusted for inflation, over a 20 year period, may be paid to the city or county within whose boundaries the lease is located, if the oil, gas or other hydrocarbons are extracted under circumstances specified in the statute.

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4. With respect to each city and county, the apportionment for any given fiscal year shall be based upon the physical facts existing on June 30 of the preceding fiscal year. As of June 30, 2001, based on verification letters received by Commission staff from the cities and counties, qualifying mileage is listed in Exhibit A, upon which subventions for Fiscal Year 2001-2002 are to be based.
5. The California State Lands Commission, at the time of remitting revenues to the State Treasurer, shall report to the State Controller the total amount of revenue received from tide and submerged lands shown with respect to each city or county to which such amount is applicable.
6. Subventions for Fiscal Year 2000-2001 were as follows:

City of Huntington Beach	\$159,839.32
City of Long Beach	\$41,590.43
City of Seal Beach	\$32,834.87
County of Santa Barbara	\$57, 852.16
County of Ventura	\$13,993.06
Total	\$306,109.84

EXHIBIT:

- A. Cities and Counties Qualifying for Subventions and Qualifying Mileage, as of June 30, 2001.

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDINGS:

FIND THAT THE ACTIVITY IS NOT SUBJECT TO THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14,

CALENDAR ITEM NO. **C76** (CONT'D)

CALIFORNIA CODE OF REGULATIONS, SECTION 15060(c)(3)
BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY
PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14,
CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

AUTHORIZATION:

APPROVE THE QUALIFYING BEACHES AND PARKS, AS REPORTED
BY CITIES AND COUNTIES, AND VERIFY THIS QUALIFYING MILEAGE
AS A BASIS FOR SUBVENTIONS IN FISCAL YEAR 2001-2002.

APPROVE THE REPORTING OF ASSOCIATED REVENUE BASED ON
THE APPROVED QUALIFIED MILEAGES TO THE STATE
CONTROLLER AS REQUIRED BY PUBLIC RESOURCES CODE
SECTION 6817.

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EXHIBIT A

**CITIES AND COUNTIES QUALIFYING FOR SUBVENTIONS
UNDER PUBLIC RESOURCES CODE SECTION 6817
FISCAL YEAR 2001-2002**

<u>Cities and Counties</u>	<u>Park or Beach Owned or Operated by City or County</u>	<u>Footage</u>	<u>Total Qualified Miles</u>
City of Carpinteria	Carpinteria City Beach Park	9,154.00	2
City of Huntington Beach	Huntington Beach Public Park	5,665.00	2
	Bolsa Chica Public Beach	<u>11,873.00</u>	<u>3</u>
		17,583.00	5
City of Long Beach	Alamitos Beach Park Lands	2,005.00	1
City of Seal Beach	Seal Beach Public Beach	8,214.00	2
County of Ventura	Rincon Parkway	12,269.00	3
	Silver Strand Beach	4,645.00	1
	Mandalay Beach Park	1,530.00	1
	Hollywood Beach	<u>3,563.00</u>	<u>1</u>
		22,007.00	6
County of Santa Barbara	Isla Vista Beach	4,792.00	1
	Rincon Beach Park	1,380.00	1
	Loon Point Recreation Area	<u>1,481.00</u>	<u>1</u>
		7,653.00	3