

MINUTE ITEM

7/30/70
CRK

5. AUTHORIZATION FOR ISSUANCE OF 49-YEAR PUBLIC AGENCY PERMIT, TIDE AND SUBMERGED LAND IN SANTA MONICA BAY, LOS ANGELES COUNTY; CITY OF LOS ANGELES, DEPARTMENT OF WATER AND POWER - W-6387, P.R.C. 4480.9.

After consideration of Calendar Item 6 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE APPROVAL OF A PLAT PREPARED PURSUANT TO SEC. 10155 OF THE PUBLIC UTILITIES CODE AND OF THE ISSUANCE TO THE CITY OF LOS ANGELES, DEPARTMENT OF WATER AND POWER, OF A 49-YEAR PERMIT FROM JULY 23, 1970, IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE COMMISSION RESERVING THE RIGHT TO REVIEW AND SET A REASONABLE MONETARY RENTAL AT ANY TIME IF IT SHALL FIND SUCH ACTION TO BE IN THE STATE'S BEST INTEREST, FOR INSTALLATION AND OPERATION OF AN OCEAN ELECTRODE, PROVIDED THAT PERMITTEE SHALL AGREE TO INDEMNIFY, SAVE HARMLESS, AND DEFEND THE STATE, ITS OFFICERS, AGENTS, AND EMPLOYEES AGAINST ANY AND ALL CLAIMS ARISING FROM USE OR OCCUPANCY OF THE DEMISED LAND.

Attachment:

Calendar Item 6 (2 pages)

CALENDAR ITEM

7/70
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CRK

6.

PUBLIC AGENCY PERMIT

APPLICANT: City of Los Angeles, Department of Water and Power.

LOCATION: A 20-x 600-ft. (approx.) parcel of tide and submerged land in Santa Monica Bay, Los Angeles County.

LAND USE: The installation and operation of an ocean electrode which is appurtenant to a high-voltage direct-current power transmission line from the Columbia River to Los Angeles.

TERM: Initial period: 49 years, from July 23, 1970.

CONSIDERATION: The public use and benefit. However, the Commission reserves the right to set a monetary rental at any time if it shall determine such action to be in the State's best interest.

PREREQUISITE ITEMS:

U.S.A. Corps of Engineers Permit issued.
Applicant is lessee or permittee of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509.
- b. Administrative Code: Title 2, Div. 3, Arts. 1 & 2 as amended effective May 10, 1969.
- c. Public Utilities Code: Sections 10151 and 10155.

OTHER PERTINENT INFORMATION:

1. The annual rental value of the site cannot be estimated at this time because of the unique nature of the land use.
2. Permittee will be required to indemnify, save harmless, and defend the State, its officers, agents, and employees against any and all claims arising from use or occupancy of the State land.

EXHIBITS: A. Land description. B. Location map.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE APPROVAL OF A PLAT PREPARED PURSUANT TO SEC. 10155 OF THE PUBLIC UTILITIES CODE AND OF THE ISSUANCE TO THE CITY OF LOS ANGELES, DEPARTMENT OF WATER AND POWER, OF A 49-YEAR PERMIT FROM JULY 23, 1970, IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE COMMISSION RESERVING THE RIGHT TO REVIEW AND SET A REASONABLE MONETARY RENTAL AT ANY TIME IF IT SHALL FIND SUCH ACTION TO BE IN THE STATE'S BEST INTEREST, FOR INSTALLATION AND OPERATION OF AN OCEAN ELECTRODE, PROVIDED THAT PERMITTEE SHALL AGREE TO INDEMNIFY, SAVE HARMLESS, AND DEFEND THE STATE, ITS OFFICERS, AGENTS, AND EMPLOYEES AGAINST ANY AND ALL CLAIMS ARISING FROM USE OR OCCUPANCY OF THE DEMISED LAND.

Attachment: Exhibit "A"

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EXHIBIT "A"

Permittee: City of Los Angeles, Department of Water and Power.

A parcel of tide and submerged land in Santa Monica Bay at Will Rogers State Beach situate in the County of Los Angeles, State of California, more particularly described as follows:

Beginning at the southerly terminus of the centerline of an easement acquired from the State of California, acting through the Department of Parks and Recreation, described in deed recorded January 30, 1970, Book D-4621, Page 451, official records of Los Angeles County, as bearing N. 3° 03' 36" E., a distance of 222.58 feet, said point also being a point in the mean high tide line of the Pacific Ocean as described therein; thence from said point of beginning S. 86° 56' 24" E., 5 feet; thence S. 1° 14' 44" E., 5162 feet; thence S. 76° 20' 07" W., 673 feet; thence No. 5° 41' 50" E., 5346 feet; thence S. 86° 56' 24" E., 5 feet to said point of beginning.