MINUTE ITEM 12/17/70
NB

12. PROPOSED ANNEXATION OF TIDE AND SUBMERGED LANDS TO THE CITY OF NEEDLES DESIGNATED AS NEEDLES ANNEXATION DISTRICT NO. 3; SAN BERNARDINO COUNTY - W 2400.90.

After consideration of Calendar Item 3 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. APPROVES THE OFFSHORE BOUNDARIES OF NEEDLES ANNEXATION DISTRICT NO. 3 TO THE CITY OF NEEDLES AS SET FORTH IN EXHIBIT "A" ATTACHED AND INCORPORATED BY REFERENCE HEREIN TO THE EXTENT THAT STATE-OWNED TIDE AND SUBMERGED LANDS LYING WITHIN THE BED OF THE COLORADO RIVER ARE INCLUDED THEREIN, THE LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF SAN BERNARDINO AND THE CITY COUNCIL OF THE CITY OF NEEDLES TO BE INFORMED OF SUCH APPROVAL.

2. AUTHORIZES NOTIFICATION TO THE CITY COUNCIL OF THE CITY OF NEEDLES, SAN BERNARDINO COUNTY, PURSUANT TO THE PROVISIONS OF SECTION 35313.1 OF THE GOVERNMENT CODE, THAT THE STATE LANDS COMMISSION HAS DETERMINED THE VALUE OF STATE-OWNED TIDE AND SUBMERGED LANDS PROPOSED TO BE ANNEXED BY THE CITY OF NEEDLES DESIGNATED AS NEEDLES ANNEXATION DISTRICT NO. 3 IS $87,000.00.

3. CONSENTS TO THE ANNEXATION BY THE CITY OF NEEDLES OF STATE-OWNED TIDE AND SUBMERGED LANDS DESCRIBED IN SAID EXHIBIT "A".

Attachment:
Calendar Item 3 (2 pages)

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CALENDAR ITEM

12/70
W 2400.90
NB

3.

PROPOSED ANNEXATION OF TIDE AND SUBMERGED LANDS TO THE CITY OF NEEDLES DESIGNATED AS NEEDLES ANNEXATION DISTRICT NO. 3; SAN BERNARDINO COUNTY - W 2400.90.

The City of Needles has requested the State Lands Commission to approve the boundaries of a proposed annexation that includes tide and submerged lands owned by the State lying within the bed of the Colorado River. Section 35014 of the Government Code provides for approval or disapproval by the State Lands Commission of the offshore boundaries of an annexation that includes State-owned tide and submerged lands.

The description of the offshore boundaries has been reviewed by the Division and found to be technically sufficient.

Section 35313.1 of the Government Code provides that where territory proposed to be annexed consists wholly or partly of tide and submerged lands owned by the State, the State Lands Commission shall fix the value thereof and notify the legislative body of the City of its determination. The State-owned tide and submerged lands involved in the proposed annexation have been valued by the State Lands Division at $87,000.

The City of Needles has asked the State Lands Commission, as land owner, to consent to the inclusion of State-owned lands within the area to be annexed. The sole private land owner has consented to the annexation. However, the United States, another land owner, has objected on the basis that the annexation appears to be a piecemeal approach. Intervening lands in Section 19, T. 9 N., R. 22 E., are to remain outside the City of Needles. Nevertheless, it does not appear that there is any reason that the State-owned lands should not be included within the City of Needles and therefore no objection should be filed by the State.

IT IS RECOMMENDED THAT THE COMMISSION:

1. APPROVE THE OFFSHORE BOUNDARIES OF NEEDLES ANNEXATION DISTRICT NO. 3 TO THE CITY OF NEEDLES AS SET FORTH IN EXHIBIT "A" ATTACHED AND INCORPORATED BY REFERENCE HEREIN TO THE EXTENT THAT STATE-OWNED TIDE AND SUBMERGED LANDS LYING WITHIN THE BED OF THE COLORADO RIVER ARE INCLUDED THEREIN, AND INFORM THE LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF SAN BERNARDINO AND THE CITY COUNCIL OF THE CITY OF NEEDLES OF SUCH APPROVAL.

2. AUTHORIZE NOTIFICATION TO THE CITY COUNCIL OF THE CITY OF NEEDLES, SAN BERNARDINO COUNTY, PURSUANT TO THE PROVISIONS OF SECTION 35313.1 OF THE GOVERNMENT CODE, THAT THE STATE LANDS COMMISSION HAS DETERMINED THE VALUE OF STATE-OWNED TIDE AND SUBMERGED LANDS PROPOSED TO BE ANNEXED BY THE CITY OF NEEDLES DESIGNATED AS NEEDLES ANNEXATION DISTRICT NO. 3 IS $87,000.00.

3. CONSENT TO THE ANNEXATION BY THE CITY OF NEEDLES OF STATE-OWNED TIDE AND SUBMERGED LANDS DESCRIBED IN SAID EXHIBIT "A".

Attachment: Exhibit "A"

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EXHIBIT "A"

LEGAL DESCRIPTION OF
NEEDLES ANNEXATION DISTRICT NO. 3

Beginning at a point on the present boundary of the City of Needles at the NW corner of the SW$\frac{1}{4}$ of the NE$\frac{1}{4}$ of Section 24 along the northerly boundary of said SW$\frac{1}{4}$ of the NE$\frac{1}{4}$ of Section 24 to the midpoint of the NE$\frac{1}{4}$ of Section 24, T. 9 N., R. 22 E., S.B.B.M.

Thence turning and running northeasterly along the NE SW diagonal of the NE$\frac{1}{4}$ of the NE$\frac{1}{4}$ of Section 24 to the California-Arizona State Line;

Thence turning and running southeasterly along said California-Arizona State Line to the eastern boundary of Section 24;

Thence turning and running southerly along said easterly boundary of Section 24 to the midpoint of the easterly boundary of Section 24;

Thence turning and running westerly to the SW corner of the SE$\frac{1}{4}$ of the NE$\frac{1}{4}$ of Section 24;

Thence turning and running southerly along the easterly boundary of the NW$\frac{1}{4}$ of the SE$\frac{1}{4}$ of Section 24 to the intersection with the northerly right of way of Interstate Highway 40;

Thence turning and running in a southeasterly direction along the northerly boundary of the right of way of Interstate Highway 40 to the point of intersection of said right of way line with the easterly boundary of Section 24;

Thence turning southerly and following the easterly boundary of Section 24 to the southerly boundary of Section 24 where it meets the present boundary of the City limits of the City of Needles;

Thence turning westerly and following the present boundary of the City limits of the City of Needles to the POINT OF BEGINNING.