

MINUTE ITEM

8/29/74
SCL

18. APPROVAL OF AN AMENDED BOUNDARY DESCRIPTION OF THE PROPOSED ANNEXATION OF TIDE AND SUBMERGED LANDS TO THE CITY OF SANTA BARBARA, SANTA BARBARA COUNTY - W 2400.103.

During consideration of Calendar Item 17 attached, the Commission approved the item without objection. However, before the meeting adjourned, Ms. Prem Hunji, Field Representative from the office of Senator Omer Rains, 24th Senatorial District, California State Legislature, appeared on behalf of the Isla Vista Community Council. Ms. Hunji read a statement into the record on behalf of the Isla Vista Community Council (on file in the office of the State Lands Commission and by reference made a part hereof). The statement voiced their objections to the proposed annexation and the lack of notice of this meeting and the February meeting. Ms. Hunji stressed that she was speaking on behalf of the Council and indicated that the views are not necessarily shared by Senator Rains.

In that statement the Council indicated that exclusion of their boundaries from the annexation proposal is their most preferred option. However, if the Commission should decide against the exclusion, the Council requested that the final boundary reconciliation be left to LAFCO.

Mr. Warren J. Abbott, Deputy Attorney General, informed the Commission of their responsibility with regard to the proposed annexation. He explained that the Commission's authority lies with 1) approving the boundaries as to their technical sufficiency, and 2) as land owner of tide and submerged land, consenting to the annexation. Mr. Abbott stated that the final approval of the annexation resides with LAFCO.

Mr. Kirk West, Chief Deputy Controller, alternate for Houston I. Flournoy, Chairman, inquired of Mr. E. N. Gladish, Executive Officer, State Lands Commission, about the remark on the lack of notice to the city. Mr. Gladish stated Senator Rain's office had received notice but that he was not sure if the City of Isla Vista had. After discussing the item, Mr. West stated that he preferred not to take action at this meeting. Since the issue of insufficient notice had arisen, he felt the item should be deferred. He further suggested the earlier action of the Commission be rescinded and the item be rescheduled for the next meeting, thereby allowing the public appropriate notice.

Upon motion duly made and carried, the Commission rescinded the earlier approval of the item, and deferred taking further action on the item until next month.

Attachment:
Calendar Item 17 (2 pages)

Minute item <u>24</u> , meeting of <u>2/28/74</u>	AMENDED
by minute item <u>22</u> , meeting of <u>12/19/74</u>	<u>dj</u> (initials)

CALENDAR ITEM

17.

8/74
SCL
W 2400.103

APPROVAL OF AN AMENDED BOUNDARY DESCRIPTION
OF THE PROPOSED ANNEXATION OF TIDE AND SUBMERGED LANDS
TO THE CITY OF SANTA BARBARA, SANTA BARBARA COUNTY

At its regular February 28, 1974, meeting, the State Lands Commission approved the legal description of the proposed annexation to the City of Santa Barbara as required by Government Code Section 35014. Subsequent to the approval, the Local Agency Formation Commission of Santa Barbara County requested the amendment of the approved description to include an area of tide and submerged lands omitted from the prior description. The purpose of the amendment is to close a gap that would exist between the jurisdictional boundaries of the present city limits of Santa Barbara and the proposed annexation. The amendments to the description of the proposed annexation are shown in the staff's recommendation.

Pursuant to Section 35014 of the Government Code, the State Lands Commission is required to approve or disapprove a description of the boundary of the proposed annexation in respect to the included State-owned tide and submerged lands. The description of the boundaries has been reviewed by the Division and has been found to comply with Section 35014 of the Government Code.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. AMEND ITS RESOLUTION OF THE REGULAR FEBRUARY 28, 1974, MEETING (MINUTE ITEM 24, PAGE 165) TO ADD PARAGRAPH 135A, AND AMEND PARAGRAPHS 136 AND 137 OF EXHIBIT "A" TO READ AS FOLLOWS:

(135A) SOUTHEASTERLY ALONG SAID LINE OF ORDINARY HIGH WATER TO ITS INTERSECTION WITH THE CITY LIMITS LINE OF THE CITY OF SANTA BARBARA AS SAID LINE WAS ESTABLISHED BY ORDINANCE NO. 1066 OF SAID CITY; THENCE

(136) S 15° 44' 30" W ALONG SAID CITY LIMITS LINE AND ITS PROLONGATION SOUTHWESTERLY TO A POINT ON THE SAID STATE OF CALIFORNIA OFFSHORE BOUNDARY AS DEFINED IN THE SUPPLEMENTAL DECREE OF THE UNITED STATES SUPREME COURT IN THE UNITED STATES VS. THE STATE OF CALIFORNIA NUMBER 5, ORIGINAL, DECIDED JANUARY 31, 1966 (382 U.S. 448); THENCE

(137) NORTHWESTERLY ALONG SAID OFFSHORE BOUNDARY EVERY POINT OF WHICH IS AT A DISTANCE OF THREE GEOGRAPHICAL MILES SEAWARD FROM THE NEAREST POINT ON SAID COASTLINE HEREINABOVE DESCRIBED TO THE INTERSECTION WITH THE SOUTHERLY PROLONGATION OF THAT COURSE SHOWN AS (18) OF PARCEL TWO IN THE EMBARCADERO MUNICIPAL IMPROVEMENT DISTRICT ACT APPROVED BY THE GOVERNOR OF THE STATE OF CALIFORNIA AND FILED WITH THE SECRETARY OF STATE OF THE STATE OF CALIFORNIA ON MAY 11, 1960; THENCE (138)

CALENDAR ITEM NO. 17. (CONTD)

2. AUTHORIZE THE REQUISITE NOTICES OF THE FOREGOING APPROVAL AND CONSENT TO THE CITY OF SANTA BARBARA, THE GOLETA VALLEY GOVERNMENT GROUP, AND TO THE LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF SANTA BARBARA.