

STATE OF CALIFORNIA

Minutes of the Meeting of the
State Lands Commission
Sacramento, California

APPEARANCES

Commissioners Present:

Kenneth Cory, State Controller, Chairman
Rex Hime, Commission-Alternate for Mike Curb,
Lieutenant Governor
Roy M. Bell, Deputy Director of Finance,
Commission-Alternate for Mary Ann Graves,
Director of Finance

Staff Members in Attendance:

William F. Northrop, Executive Officer
James F. Trout, Assistant Executive Officer
Robert C. Hight, Chief Counsel
W. M. Thompson, Chief, Long Beach Operations
D. J. Everitts, Chief, Extractive Development - State
Leases
R. S. Golden, Chief, Division of Land Management
and Conservation
D. E. Sanders, Chief, Planning and Environmental
Coordination Unit
Diane Jones, Executive Secretary

Representing the Office of the Attorney General:

N. Gregory Taylor, Assistant Attorney General,
Department of Justice, Los Angeles, CA
Robert Collins, Deputy Attorney General,
Department of Justice, Los Angeles, CA
Ken Williams, Deputy Attorney General,
Department of Justice, Los Angeles, CA

Re Minute Item 28:

K. Phillip Knierim, representing law firm of
FULOP, ROLSTON, BURNS AND MCKITTRICK, representing
North Coast Village

MINUTES OF THE STATE LANDS COMMISSION
MEETING OF
OCTOBER 29, 1979

The regular meeting of the State Lands Commission was called to order by Chairman Kenneth Cory at 10:03 a.m. in Room 2170, State Capitol. Also present were Commission-Alternates Roy Bell, representing Commissioner Mary Ann Graves, Director of Finance; and Rex Hime, representing Commissioner Mike Curb, Lieutenant Governor.

The minutes of the meeting of September 26, 1979 were approved as presented.

EXECUTIVE OFFICER'S REPORT:

The written reports of William F. Northrop (Exhibit "A") and R. S. Golden concerning the Coastal Commission (Exhibit "B") are attached.

Attachments: Exhibits "A" and "B".

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1930

EXHIBIT "A"

EXECUTIVE OFFICER'S REPORT

By

WILLIAM F. NORTHROP
OCTOBER 29, 1979

W 22281
PRC 5758

EMERGENCY PERMIT/ GEOLOGICAL SURVEY-WATER RESOURCES DIVISION

THE UNITED STATES DEPARTMENT OF THE INTERIOR, GEOLOGICAL SURVEY-WATER RESOURCES DIVISION HAS REQUESTED PERMISSION TO PLACE A TEMPORARY DOUBLE ARMORED CABLE SLIGHTLY OVER ONE-HALF INCH IN DIAMETER ACROSS THE BOTTOM OF SUISUN BAY FROM CHIPPS ISLAND TO WEST PITTSBURG AS A PART OF AN "ACOUSTIC VELOCITY FLOW" MEASURING SYSTEM USED TO MEASURE THE NET OUTFLOW OF WATER FROM THE SACRAMENTO-SAN JOAQUIN DELTA. THE PERIOD REQUIRED FOR STUDY WILL TAKE 90 DAYS OR LESS AND THE CABLE WILL THEN BE REMOVED. THIS PROPOSED PROJECT IS WITHIN THE PRIMARY MANAGEMENT AREA OF SUISUN MARSH AND SUISUN BAY AND IS PROVIDED FOR IN THE MULTI-AGENCY MANAGEMENT AGREEMENT SIGNED BY THE U.S. BUREAU OF RECLAMATION, U. S. FISH AND WILDLIFE SERVICE, STATE DEPARTMENT OF WATER RESOURCES AND STATE DEPARTMENT OF FISH AND GAME IN 1970. THE DEPARTMENT OF THE INTERIOR MUST RECORD THE CURRENT LOW FLOW PRIOR TO THE WINTER PRECIPITATION. IN LINE WITH THIS COMMISSION'S ONGOING POLICY OF PROTECTING THE STATE'S WETLANDS, I HAVE ISSUED A LETTER PERMIT AUTHORIZING THE IMMEDIATE PLACEMENT OF THE TEMPORARY CABLE. STAFF WILL PRESENT A FULL REPORT IN CALENDAR ITEM FORM TO THE COMMISSION ON NEXT MONTH'S AGENDA.

(Nonsubstantive Revision, 4/18/80)

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MINUTE PAGE

1931

PROPOSED PIPELINE STUDIES

W 7403

WITH THE OPENING OF THE ELK HILLS NAVAL PETROLEUM RESERVE TO ACTIVE COMMERCIAL DEVELOPMENT, INCREASING SALES AND DEVELOPMENT ACTIVITIES IN THE SANTA BARBARA CHANNEL OUTER CONTINENTAL SHELF (OCS) AND THE RECENT FEDERAL CONTROL OF "HEAVY" CRUDE OIL PRODUCTION, CALIFORNIA IS ONCE AGAIN FACED WITH QUESTIONS CONCERNING THE TRANSPORTATION AND DISTRIBUTION OF ADDITIONAL CRUDE OIL TO EXISTING REFINERIES. IN GENERAL, STATE POLICY HAS STRESSED THE USE OF PIPELINES RATHER THAN TANKERS TO TRANSPORT ELK HILLS AND THE SANTA BARBARA OCS PRODUCTION TO THE LOS ANGELES BASIN. THE ANTICIPATED PRODUCTION OF HEAVY CRUDE FROM KERN COUNTY REINFORCES THIS POSITION. IN LIGHT OF THIS POSITION AND THE COMMISSION'S INTEREST AND EXPERIENCE IN SUCH MATTERS, WE HAVE BEEN ASKED BY THE GOVERNOR TO "UNDERTAKE STUDIES TO DETERMINE WHAT TRANSPORTATION PIPELINES ARE REQUIRED AND TO IDENTIFY THE STATE'S ROLE IN CONSTRUCTION AND OPERATION OF THEM". IT IS OUR INTENT TO PROVIDE A REPORT TO THE GOVERNOR WITHIN SIXTY DAYS OF THE RECEIPT OF ADDITIONAL FUNDING NECESSARY TO INITIATE THE STUDIES.

1932

EXHIBIT "B"

STAFF REPORT ON STATE COASTAL ZONE MATTERS

By R. S. GOLDEN

I. WILLIAM L. SMITH AND DELTA ASSOCIATES

W 9601

SOLANO COUNTY PLANNING COMMISSION ISSUED A PERMIT TO WILLIAM L. SMITH AND DELTA ASSOCIATES FOR THE EXTRACTION OF SAND, GRAVEL AND OTHER MATERIALS FROM TWO AREAS WITHIN A 160 ACRE PARCEL OF LAND IN THE POTRERO HILLS WITHIN THE SECONDARY MANAGEMENT AREA OF SUISUN MARSH. THIS ACTION WAS APPEALED BY TWO BCDC COMMISSIONERS ON THE GROUNDS THAT THE ISSUANCE OF THIS LOCAL PERMIT AS A MARSH DEVELOPMENT PERMIT MAY NOT HAVE BEEN CONSISTENT WITH THE PROVISIONS OF THE SUISUN MARSH PRESERVATION ACT AND THE POLICIES OF THE SUISUN MARSH PROTECTION PLAN.

HEARINGS BEGAN JULY 19, 1979, CONTINUED THROUGH AUGUST AND SEPTEMBER, WITH A VOTE TAKEN ON OCTOBER 4, 1979. THE STAFF RECOMMENDATION OF THE COMMISSION, WHICH WAS APPROVED, PROVIDED FOR EXPANDED EXCAVATION IN THE AREA ALREADY DEVELOPED, WITH PROVISIONS FOR EROSION CONTROL AND AN OVER-ALL RECLAMATION PLAN.

LOCAL COASTAL PROGRAM UPDATE

CERTIFICATION OF LOCAL COASTAL PROGRAMS (LCPs) ALONG THE COAST, STATEWIDE, IS PROCEEDING SLOWLY. THESE LCPs, WHEN CERTIFIED, WILL CONSIST OF LOCAL PLANS, ZONING ORDINANCES, AND OTHER IMPLEMENTING ACTIONS, AND MUST BE CERTIFIED BY JUNE 30, 1981.

THE CHULA VISTA BAYFRONT LCP WAS RECENTLY CERTIFIED, WITH CONDITIONS RELATING TO USES OF GUNPOWDER POINT, CONSTRUCTION OF TIDELANDS AVENUE, AND PROPOSED FILLING OF A REMNANT MARSH AREA, AMONG OTHERS.

THE COASTAL COMMISSION HAS COMMENTED THAT THE PILOT PROGRAMS, SUCH AS THE CHULA VISTA LCP, HAVE PROVIDED VALUABLE LESSONS IN THE PREPARATION OF LCPs WHICH WILL FACILITATE THE REVIEW OF FUTURE DOCUMENTS. STATE COMMISSION STAFF IS NOW CLOSELY MONITORING STAFF WORK AT THE LOCAL LEVEL TO ASSURE EARLY IDENTIFICATION OF CONFLICTS SO THAT RESOLUTION WILL NOT BE LEFT UNTIL THE END OF THE PROCESS.

STATE LANDS COMMISSION STAFF HAVE WORKED WITH THE COASTAL COMMISSION ON THE TIJUANA RIVER VALLEY SEGMENT OF THE CITY OF SAN DIEGO'S LCP, WHICH IS CURRENTLY BEING CONSIDERED BY THE CITY FOR CERTIFICATION

THE UNIT I MARIN COUNTY LCP COVERS THE SOUTHERN PART OF MARIN COUNTY, INCLUDING BOLINAS LAGOON, AND SEADRIFT. THERE HAS BEEN CONCERN FROM BOTH THIS COMMISSION AND THE COASTAL COMMISSION REGARDING PIECEMEAL DEVELOPMENT AT TOMALES BAY, AND THIS ISSUE IS BEING ADDRESSED IN THE TOMALES BAY PLAN. PROPOSED POLICIES FOR RESIDENTIAL DEVELOPMENT AT TOMALES BAY ARE PRESENTLY BEING FORMULATED. WE HOPE TO HAVE THESE READY FOR YOUR CONSIDERATION AT YOUR NOVEMBER MEETING.

CALENDAR YEAR	1934
MONTH	

RECORD OF ACTION TAKEN BY THE
STATE LANDS COMMISSION
AT ITS MEETING OF OCTOBER 29, 1979

During the meeting, the recommendations of the staff relative to Calendar Items C1, C2, C3, C4, C5, C7, C8, C9, C10, C12, C13, C14, C15, 16, 17, 18, 19, 20, 21, 22, 23, 25, 26, 27, 30, 31, 32, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 47 and 48 were adopted as resolutions of the Commission by unanimous vote.

Commission action on Calendar Items 28 and 29 is set forth on pages 2093 and 2104.

Calendar Items C6, C11, 24, 33 and 46 were withdrawn from the agenda prior to the meeting (see pages 1964, 1992, 2067, 2124, 213).

Status of Major Litigation is set forth on page