

STATE OF CALIFORNIA

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

APPEARANCES

Commissioners Present:

Kenneth Cory, State Controller, Chairman
David Ackerman, Commission-Alternate for Mike Curb,
Lieutenant Governor
Susanne Morgan, Commission-Alternate for Mary Ann
Graves, Director of Finance

Staff Members in Attendance

William F. Northrop, Executive Officer
James F. Trout, Assistant Executive Officer
R. C. Hight, Chief Counsel
D. J. Everitts, Chief, Division of Energy and
Mineral Resources Development
W. M. Thompson, Chief, Division of Long Beach
Operations
A. D. Willard, Supervisor Mineral Resources Engineer

Representing the Office of the Attorney General

N. Gregory Taylor, Assistant Attorney General
Susanne Wylie, Deputy Attorney General
Timothy Patterson, Deputy Attorney General

Re Minute Item 16:

Senator Allie Sperau, 31st District
Assemblyman Dave Elder, 57th District
Assemblyman Dennis Brown, 58th District
John Dever, City Manager, City of Long Beach

Re Minute Item 19:

Ted MacDonell, City Manager, City of Vallejo
Clemente Shute, Attorney representing The Mare
Island Ferry Company
Charles Lamery, Assistant City Manager, City
of Vallejo
Mayor Terry Curtola, Jr., City of Vallejo

Re Minute Item 20:

Richard Parsons, Harbor Director, City of
Redondo Beach

Re Minute Item 36:

David Lafaille, attorney representing the two
property owners at 514 and 522 Palisades Beach
Road, Santa Monica

Re Minute Item 37:

David Lafaille, attorney representing the two
property owners at 514 and 522 Palisades Beach
Road, Santa Monica

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MINUTES OF THE STATE LANDS COMMISSION
MEETING OF

April 7, 1981

The regular meeting of the State Lands Commission was called to order by Chairman Kenneth Cory, State Controller at 10:06 a.m. in Room 102, at the Department of Consumer Affairs, 1020 N Street, Sacramento.

Also present were David Ackerman and Susanne Morgan.

The minutes of the meeting of March 5, 1981 were approved as presented.

EXECUTIVE OFFICER'S REPORT:

Mr. William F. Northrop's written report is attached as Exhibit "A".

STAFF REPORT:

Mr. R. S. Golden's report is attached as Exhibit "B".

Attachments: Exhibits "A" and "B".

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EXHIBIT "A"

EXECUTIVE OFFICER'S REPORT

BY

WILLIAM F. NORTHROP

APRIL 7, 1981

SOLAR POND PROJECT

W 30014

PURSUANT TO THE COMMISSION'S NOVEMBER 1980 REQUEST, \$1 MILLION WERE INCLUDED IN THE GOVERNOR'S PROPOSED 1981-82 BUDGET FROM THE ENERGY AND RESOURCES FUND (ERF), FOR A DEMONSTRATION SOLAR POND POWER PLANT AT OWENS LAKE. AT THE SAME TIME, THE COMMISSION SOUGHT AN ADDITIONAL \$1 MILLION FOR THE PROJECT FROM THE FEDERAL GOVERNMENT. SINCE THEN, THREE SIGNIFICANT EVENTS HAVE OCCURRED:

1. A COMPREHENSIVE STUDY OF THE PROJECT AT THE PROPOSED SITE, INCLUDING A FIRMER COST ESTIMATE AND SCHEDULE HAVE BEEN COMPLETED;
2. THE PROSPECT OF FEDERAL FUNDS FOR THE PROJECT NO LONGER EXISTS;
3. A "PARTNERSHIP" HAS BEEN FORMED BETWEEN THE COMMISSION, THE LOS ANGELES DEPARTMENT OF

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WATER AND POWER (DWP) AND INYO COUNTY, FOR THE
JOINT DEVELOPMENT OF THE PROJECT.

THE FEASIBILITY STUDY HAS FOUND OWENS LAKE TO BE
A HIGHLY ATTRACTIVE SITE FOR THE PROJECT AND HAS ESTIMATED
ITS COST AT \$2.7 MILLION. FOLLOWING THE LOS ANGELES DEPARTMENT
OF WATER AND POWER'S COMMITMENT TO FUND \$750,000 OF THE PROJECT
AND INYO COUNTY'S AGREEMENT TO PROVIDE AN ACCESS ROAD AND
VISITOR OVERLOOK TO IT, THE REQUEST FOR THE STATE'S CONTRIBUTION
WAS AMENDED TO \$2 MILLION, ELIMINATING THE NEED FOR FEDERAL
FUNDS. WE HAVE BEEN INFORMED BY THE DEPARTMENT OF FINANCE
THAT BECAUSE OF CANCELLED ERF PROJECTS, THIS NEW REQUEST HAS BEEN
ACCOMMODATED.

SEVERANCE TAX

LB Administration

THE ASSEMBLY REVENUE AND TAXATION COMMITTEE HELD A
HEARING LAST WEEK ON ASB 19 AND ACA 1. THIS BILL AND CONSTITUTIONAL
AMENDMENT WOULD SUBSTITUTE A SEVERANCE TAX FOR THE AD VALOREM TAX
ON OIL AND GAS MINING RIGHTS. THEY ARE PLANNING TO FORM A TASK FORCE
TO GATHER DATA AND THE STATE LANDS COMMISSION WILL BE ASKED TO
PARTICIPATE.

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EXHIBIT "B"

Staff Report on State Coastal Commission

Coastal Commission

W 9601

On June 30, 1981 the Regional Commissions are to be abolished and the State Commission with a revised membership will take over the workload. Numerous bills are in the Legislature to modify policies of the Coastal Act. The State Commission is seeking to arrive at a unified position with the League of California Cities.

Scheduled for major revision are the housing policy, and procedural matters related to processing local coastal programs. Under consideration are changes which would remove Coastal Commission original permitting jurisdiction over public trust lands and place it in local government. This proposal may present major problems for State Lands. If enacted into law, we would be required to segregate patented tidelands from ungranted tide and submerged lands which would still remain under original Coastal Commission permitting jurisdiction. The splintering of jurisdiction can also make it much more difficult to review projects which might adversely affect public trust interests such as reviewing projects to insure they do not encroach upon State-owned sovereign lands.

San Francisco Bay Conservation and Development Commission

W 3909
W 5762
W 22539

Several items of concern to BDC are likewise of concern to State Lands. First of these are projects arising from Anza Liquidating Trust in the bayfront area of Burlingame. BCDC has 100'

shoreline band jurisdiction which calls for maximum feasible public access. When State Lands entered into a boundary line agreement with Anza in 1969, one condition was the creation of a lagoon opening to the Bay. By virtue of this action, BCDC gained shoreline jurisdiction around the lagoon. Up until now as project sites are sold by Anza to private developers, access requirements are measured against the particular project. Now BCDC is changing the approach and they are now considering the whole project of Anza's as a project and demanding a master plan. However, most of Anza's lands are already sold leaving a high percentage of State leased lands to be incorporated into the project. Thus our parcels will probably end up as those dedicated to public access while Anza's parcels will carry the development and obtain the revenue benefits. We are working to prevent an unfair treatment of our lands.

Extended public hearings have been held on use designations of lands at Hamilton Air Force Base, if and when they are conveyed out of Federal ownership. As you know we have a suit pending to quiet title to state claimed lands which were taken by the air base when it was being expanded. Marin County has been embroiled in extensive controversy relative to uses. The Bay Plan designated the area as Airport priority use which is at odds with Marin County's wishes. BCDC took action last week to retain the airport priority use designation but to modify it to provide for general aviation use only - no commercial. It was the judgment of the Commission that

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such use could provide relief of the air space over Oakland and San Francisco so that additional bay fill would be obviated.

DG:jp

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RECORD OF ACTION TAKEN BY THE
STATE LANDS COMMISSION
AT ITS MEETING OF APRIL 7, 1981

During the meeting, the recommendations of the staff relative to Calendar Items C1, C2, C3, C4, C5, C6, C7, C8, C9, C10, C11, C12, C13, C14, 17, 18, 21, 23, 24, 25, 26, 27, 28, 29, 30, 32, 33, 34, 35, 36 and 38 were adopted as resolutions of the Commission by unanimous vote.

Commission action on Calendar Items C15, 16, 19, 20, and 37 are set forth on pages 524, 531, 579, 596, 688.

Calendar Item 22 was withdrawn from the agenda prior to the meeting.

Commission on Calendar Item 31 was deferred.

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