

MINUTES OF THE STATE LANDS COMMISSION
MEETING OF

8/26/82

The regular meeting of the State Lands Commission was called to order by Chairman Ken Cory at 10:30 a.m. in the Council Chambers, City Hall, 915 I Street, 2nd Floor, Sacramento, California.

Also present were Commission Alternate Dave Ackerman, representing Mike Curb, Lieutenant Governor, Member; and Commission-Alternate Susanne Morgan, representing Mary Ann Graves, Director of Finance, Member.

The minutes of the meeting of 7/22/82 were approved as presented.

EXECUTIVE OFFICER'S REPORT:

Assembly Bill 3088 (Elk Hills)

Commission authorized staff to proceed with selection of consultant, who will advise staff and the Commission on potential lands for selection at Elk Hills.

Attached as Exhibit "A".

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STATE OF CALIFORNIA

Minutes of the meeting of 8/26/82
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

Claire T. Dedrick, Executive Officer
James F. Trout, Assistant Executive Officer
R. C. Hight, Chief Counsel
Lance Kiley, Chief, Division of Land Management
and Conservation
W. M. Thompson, Chief, Extractive Development
Program
D. J. Everitts, Assistant Chief, Extractive Development
D. E. Sanders, Chief, Planning and Environmental
Coordination
A. D. Willard, Supervisor Mineral Resources Engineer

Representing the Office of the Attorney General

N. Gregory Taylor, Assistant Attorney General

Regarding Minute Item 42:

Tom McLaughlin Project Manager
Riverbank Holding Company
Thomas Natope, Partner, RBH Co.

Regarding Minute Item 26:

Brad Veek, Chairman
Research Vessel Operator's Council and
University of Southern California.

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Regarding Minute Item 41:

Henry Snyder, Private Citizen
Joseph R. Steele, President,
Boat Owners Associated Together
Gilbert R. Soldana, Mayor, City of Avalon
Charles E. Greenberg, Esq., Catalina
Conservancy and Santa Catalina Island
Company
James Radcliffe, Esq., Island Navigation
Company Inc.
Harrison W. Hertzberg, Esq., Catalina Marine
Services, Inc.
Rosemary Woodlock, Catalina Marine
Services, Inc.

EXECUTIVE OFFICER'S REPORT

8/26/82

BY

CLAIRE T. DEDRICK
EXECUTIVE OFFICER

LETTER OF PERMISSION - MRS. BEATRICE FITZGERALD

SD 82-07-22
PRC 6195

A LETTER OF PERMISSION WAS GRANTED TO MRS. BEATRICE FITZGERALD TO ENTER UPON TIDE AND SUBMERGED LANDS IN THE PACIFIC OCEAN AT BOLINAS, MARIN COUNTY, TO CONSTRUCT A FENCE TO CORDON OFF THE BEACH AREA IMMEDIATELY BELOW HER PROPERTY AS A SAFETY MEASURE.

THE IMPROVEMENT IS IMPERILED BY SOIL EROSION AS A RESULT OF A WINTER STORM CAUSING A POSSIBILITY OF SLIPPAGE.

CONSTRUCTION OF THE CHAIN LINK TYPE FENCE WILL BE CONDUCTED BY STATE FARM INSURANCE COMPANY TO PREVENT BEACH USERS FROM ENTERING THE AREA OF DANGER.

THIS ACTION IS CATEGORICALLY EXEMPT FROM CEQA AS IT INVOLVES SPECIFIC ACTIONS NECESSARY TO PREVENT OR MITIGATE AN EMERGENCY.

TAHOE CITY PUBLIC UTILITY DISTRICT

W 22969
PRC 6317

ON AUGUST 12, 1982, I EXECUTED A TEMPORARY RIGHT

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OF-ENTRY LETTER AUTHORIZING TAHOE CITY PUBLIC UTILITY DISTRICT TO ENTER UPON SUBMERGED LANDS IN LAKE TAHOE APPROXIMATELY 1 1/4 MILES SOUTH OF TAHOE CITY, PLACER COUNTY, FOR AN ADDITIONAL PERIOD OF NINETY (90) DAYS TO CONSTRUCT, RECONSTRUCT, OPERATE AND MAINTAIN THE BEAN INTAKE REPLACEMENT PIPELINE. THE INITIAL NINETY (90) DAY AUTHORIZATION WAS EXECUTED ON APRIL 20, 1982. THIS SECOND TEMPORARY AUTHORIZATION WAS GRANTED TO ALLOW STAFF THE TIME NECESSARY TO DETERMINE THE DISTRICT'S OBLIGATION TO THE COMMISSION UNDER PUBLIC RESOURCES CODE §327.

THIS IS A REPLACEMENT INTAKE PIPELINE WHICH WILL BE UTILIZED FOR FIRE PROTECTION AND DOMESTIC WATER SERVICE WITHIN THE DISTRICT'S SERVICE AREA. THE EXISTING BEAN INTAKE PIPELINE IS LOCATED APPROXIMATELY 1/4 MILE NORTH OF THE PROJECT SITE.

THE TIME FRAME FOR INSTALLING THE NEW PIPELINE BECAME EXTREMELY CRITICAL BECAUSE THE DEPARTMENT OF FISH AND GAME REQUIRED THE EXCAVATION WORK TO BE COMPLETED BY MAY 30, 1982. THE DISTRICT FILED THE COMMISSION'S APPLICATION ON MARCH 29, 1982.

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THE DISTRICT REQUESTED THE STATE LANDS COMMISSION'S PERMISSION TO ENTER ONTO THE SUBJECT LANDS AS SOON AS POSSIBLE IN ORDER TO COMPLETE THE REQUIRED EXCAVATION WORK BY MAY #), 1982. THE STATE WILL BE INDEMNIFIED AGAINST ANY LOSS BY THE DISTRICT.

A NEGATIVE DECLARATION HAS BEEN PREPARED BY TAHOE CITY UTILITY DISTRICT FOR THIS PROJECT. A NOTICE OF DETERMINATION IS ON FILE IN THE OFFICE OF THE SECRETARY FOR RESOURCES. NO NEGATIVE COMMENTS HAVE BEEN RECEIVED FROM THE PUBLIC OR AGENCIES WITH JURISDICTION BY STAFF.

ASSEMBLY BILL 3088 (ELK HILLS) W 40351

THE LEGISLATURE HAS PASSED AB 3088 WHICH, AS AMENDED, PROVIDES \$550,000 TO THE COMMISSION FOR WORK ON OIL AND GAS INDEMNITY SELECTIONS. FUNDS ARE INCLUDED FOR A CONSULTANT TO REVIEW THE ELK HILLS BASE LAND VALUE AND ADVISE THE COMMISSION AND STAFF ON POTENTIAL LANDS FOR SELECTION. ALSO INCLUDED ARE FUNDS TO HIRE THE NECESSARY FIELD INSPECTION, ROYAL

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ACCOUNTING AND AUDIT STAFF TO MANAGE THE SELECTED LANDS.

BECAUSE OF THE SHORT TIME INVOLVED IN MAKING SELECTIONS WHICH WOULD PROVIDE ROYALTY INCOME DURING THIS FISCAL YEAR WE WILL NEED TO HAVE THE CONSULTANT WORKING AS SOON AS POSSIBLE. WITH YOUR PERMISSION, I WILL SEEK PROPOSALS AND SELECT A CONSULTANT WITHIN THE NEXT 2 TO 3 WEEKS. THE CONSULTANT SELECTED WILL BE REPORTED TO YOU AT THE SEPTEMBER COMMISSION MEETING.

DREDGING - AMERICAN RIVER BIKE TRAIL, CAL-EXPO

W 23084

THE COMMISSION'S STAFF HAS RECEIVED AND REVIEWED A COPY OF PUBLIC NOTICE NO. 7948, ISSUED BY THE ARMY CORPS OF ENGINEERS. THIS NOTICE INVOLVES A PROPOSAL TO EXCAVATE APPROXIMATELY 2.5 MILLION CUBIC YARDS OF SAND AND AGGREGATE FROM A 60 ACRE SITE ON THE RIGHT BANK OF THE AMERICAN RIVER, ADJACENT TO THE AMERICAN RIVER BIKE TRAIL AND "CAL-EXPO".

THE APPLICANT, LEWIS E. FARRELL, HAS BEEN ADVISED OF THE NECESSITY OF OBTAINING A DREDGING PERMIT AND DUE TO THE ENVIRONMENTAL SENSITIVITY OF THIS AREA WILL BE FOLLOWING CLOSELY THE REGULATORY PROCESS IN THIS MATTER.

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EXXON - BELMONT OFFSHORE FIELD PRC 186

IN APRIL OF THIS YEAR, THE COMMISSION GRANTED EXXON
A ONE-YEAR DEFERMENT OF DRILLING REQUIREMENTS ON LEASE PRC
186 IN BELMONT TO ALLOW THEM TO MORE FURTHER EVALUATE THE
LAST WELL THEY HAD DRILLED.

THE COMMISSION GRANTED THAT DEFERMENT WITH THE STIPULATION
THAT EXXON REPORT THE STATUS OF STUDIES BI-MONTHLY.

EXXON HAS PROVIDED STAFF WITH A SECOND PROGRESS REPORT.
WE BELIEVE THAT EXXON IS COMPLYING WITH THE COMMISSION'S DIRECTIVE,
AND RECOMMEND A CONTINUATION OF THAT DEFERMENT UNTIL THE NEXT
BI-MONTHLY REVIEW.

RECORD OF ACTION TAKEN BY THE
STATE LANDS COMMISSION
AT ITS MEETING OF 8/26/82

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, C15, C16, 17, 18, 19, 20, 21, 23, 24, 27, 28, 30, 31, 32, 33, 34, 36, 38, 39, and 40 were adopted as resolutions of the Commission by unanimous vote.

Commission action on Calendar Items 25, 26, 41, and 42 are set forth on pages

Calendar Items 22, 29, 35, and 37 were withdrawn from the agenda prior to the meeting.