

MINUTE ITEM

This Calendar Item No. 36
was approved as Minute Item
No. 36 by the State Lands
Commission by a vote of 3
to 0 at its 12/22/83
meeting.

CALENDAR ITEM

38

12/22/83
W 10393
Naughton

PROPOSED EXPENDITURE OF TIDELAND OIL REVENUE
FOR A CAPITAL IMPROVEMENT PROJECT BY
THE CITY OF LONG BEACH

CAPITAL IMPROVEMENT PROJECT:

Construct Beach Stairway at Fifth Place.

PROPOSED EXPENDITURE:

- a. City's Estimate: \$155,400
- b. Staff Review: Reasonable

PROJECT PURPOSE:

To replace old wooden steps from the street level atop a bluff to the beach about 40 feet below with a w reinforced concrete stairway. The work will also include earth fill, irrigation, landscaping, fencing and area lighting. The work will bring this public accessway into conformance with the Uniform Building Code.

FISCAL IMPACT: The City will finance the entire project cost from its share of tideland oil revenues.

STATUTORY AUTHORITY:

- a. City Reference: Chapter 138/'64, 1st E.S., Sec. 6(c) and 6(f).
- b. Staff Review: Chapter 138/'64, 1st E.S., Sec. 6(c), 6(d) and 6(f).

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COMPLIANCE WITH CEQA (1970) AS AMENDED:

The City of Long Beach determined that the proposed work is categorically exempt under the provisions of the California Environmental Quality Act of 1970, Section 15301(d) (restoration or rehabilitation of deteriorated structure to meet standards of public health and safety).

AB 884: N/A.

OTHER PERTINENT INFORMATION:

The City's letter of November 23, 1983, notifying the Commission of its intent to spend tideland oil revenues in excess of \$50,000 as required by Chapter 138/'64 1st E.S., Sec. 6(h), provided a description of and cost estimate for the work and also a set of construction plans and specifications.

The proposed concrete stairway will continue to provide public access from the local street system to the City's recreational beach. It will replace an old wooden stairs that is in poor structural condition and no longer conforms to the City's building code.

The Commission may either:

- (1) Find that the proposed project is authorized by Chapter 138/'64 1st E.S., Section 6; or
- (2) Find that the proposed project is not authorized by Chapter 138/'64 1st E.S.; or
- (3) Take no action on the City's notification, in which case the City may spend its oil revenues after 60 days (January 22, 1984).

The staff recommends action (1) because Section 6(c) provides for the construction, reconstruction of structures and Section 6(d) provides for the construction, recon-

struction of beaches and related facilities, all on or adjacent to and for the use and benefit of the Long Beach tidelands. Section 6(f) provides for the rendition of services reasonably necessary to the carrying out of the foregoing trust uses and purposes, in this case the related engineering costs.

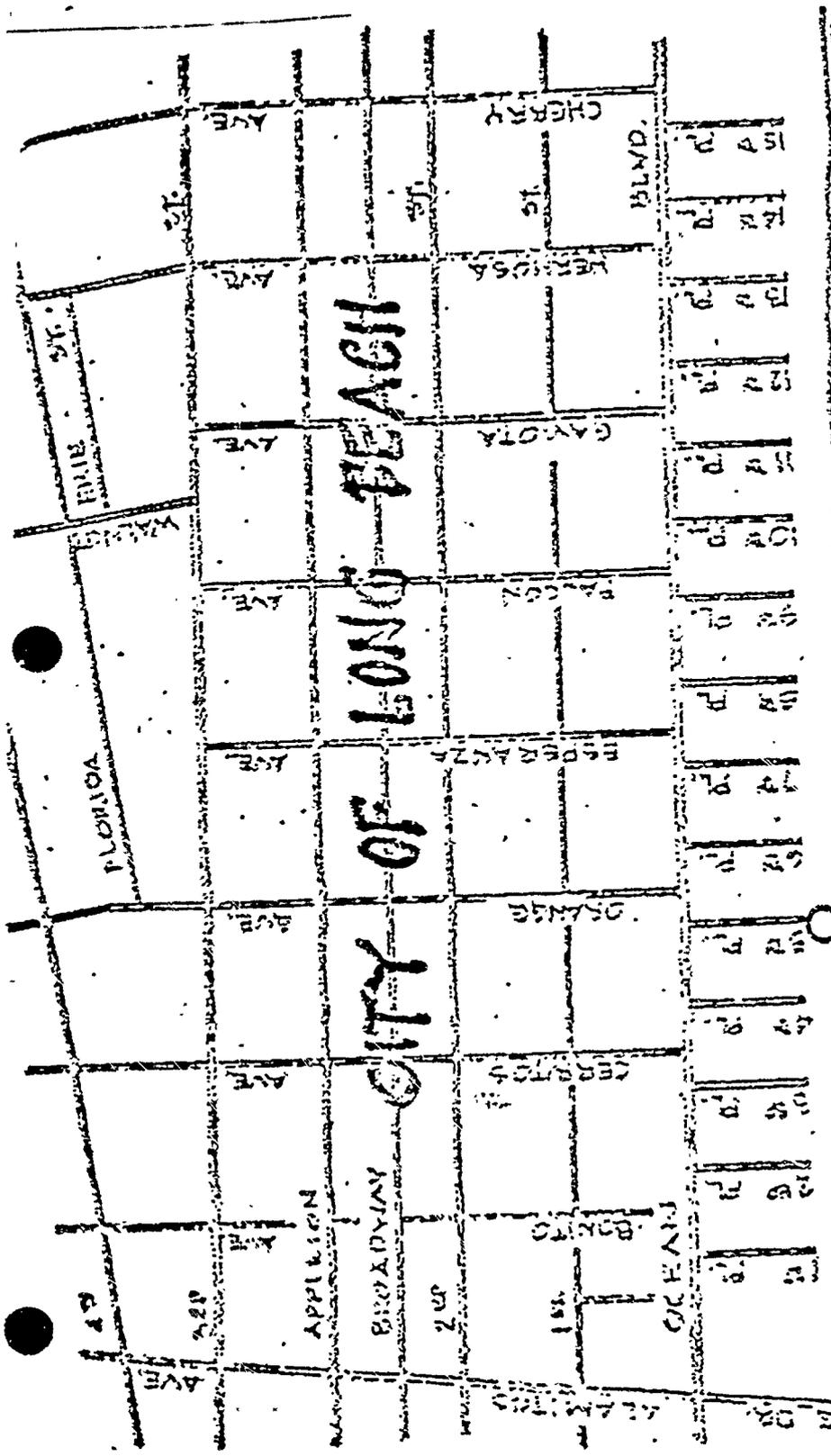
The staff recommends that the Commission's finding includes a provision that the City file a statement of project expenditures with the Commission within 180 days following completion of the work. This is to ensure timely auditing of accounts.

EXHIBIT: A. Vicinity Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT THE PROPOSED EXPENDITURE OF \$155,400 BY THE CITY OF LONG BEACH FROM ITS SHARE OF TIDELAND OIL REVENUES TO CONSTRUCT A BEACH STAIRWAY AT FIFTH PLACE IS IN ACCORD WITH CHAPTER 138/'64 E.S., SECTIONS 6(c), 6(d) AND 6(f) SUBJECT TO THE CONDITIONS THAT THE PROJECT CONFORMS IN ESSENTIAL DETAILS TO BACKGROUND MATERIAL SUBMITTED WITH THE CITY'S LETTER OF NOTIFICATION DATED NOVEMBER 23, 1983, AND THAT THE CITY SHALL FILE A STATEMENT OF FINAL PROJECT EXPENDITURES WITH THE COMMISSION WITHIN 180 DAYS AFTER COMPLETION OF THE WORK.
2. FIND THAT THE COMMISSION'S REVIEW OF THE PROPOSED ACTIVITY IS EXEMPT FROM CEQA PURSUANT TO CAL. ADM. CODE 15061 BECAUSE ITS ACTION IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND CAL. ADM. CODE 15378.

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○ PROPOSED STAIR REPLACEMENT

EXHIBIT "A"
 W 10393
 City of Long Beach Capital Improvement
 Construct Beach Stairway at Fifth Plac
 VICINITY MAP

VICINITY MAP
 NOT TO SCALE

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