MINUTE ITEM

This Calendar Item No. 34 was approved as Minute Item No. 34 by the State Lands Commission by a vote of 3 to 0 at its 3/22/84 meeting.

CALENDAR ITEM

3/22/84
W 2400.150
Tossum

ANNEXATION OF TIDE AND SUBMERGED LANDS,
CITY OF CARLSBAD, SAN DIEGO COUNTY

The State Lands Commission has received a request from San Diego County LAFCO to review and approve the annexation and boundaries of the proposed Batiquitos Pointe Reorganization annexation.

This area includes approximately 50.53, more or less, acres of land including a portion of the present and historic tide and submerged lands in the bed of Batiquitos Lagoon. The area proposed for annexation is located between previously annexed areas east of the Santa Fe Railroad right-of-way and west of and including former US Highway 101.

Pursuant to Government Code Section 35009, the Commission is to review and approve or deny the proposed annexation boundaries as appropriate and correct.

The staff of the Commission has reviewed the proposed annexation boundary description and finds it adequate. Furthermore, staff has no objection to transfer of local police power jurisdiction from the county to the city and, therefore, submits the recommendations of approval below.

A 74,75

S 3

CALENDAR PAGE 178
MINUTE PAGE 672

(Added 3/16/84)

CALENDAR ITEM NO. 34 (CONT'D)

[illegible]: N/A.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. APPROVE THE PROPOSED BOUNDARIES OF THE BATIQUITOS POINTE REORGANIZATION ANNEXATION TO THE CITY OF CARLSBAD AS DESCRIBED IN EXHIBIT "A", ATTACHED AND BY REFERENCE MADE A PART HEREOF; AND APPROVE AS THE LANDOWNER THE PROPOSED ANNEXATION OF THE TIDE AND SUBMERGED LANDS UNDER THE OWNERSHIP AND JURISDICTION OF THE STATE LANDS COMMISSION WITHIN THE AREA DESCRIBED IN EXHIBIT "A", PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 35309.

2. FIND THAT THE ACTIVITY IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PURSUANT TO 14 CAL. ADM. CODE 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. ADM. CODE 15378.

3. AUTHORIZE STAFF COUNSEL TO GIVE THE REQUISITE NOTICES OF SAID APPROVALS TO THE CITY OF CARLSBAD AND TO THE EXECUTIVE OFFICER OF THE SAN DIEGO LOCAL AGENCY FORMATION COMMISSION.

CALENDAR PAGE 178.1
MINUTE PAGE 673

(Added 3/16/84)

EXHIBIT "A"

LAND DESCRIPTION W 2400.150

All that portion of Sections 28, 29, 32 and 33, Township 12 South, Range 4 West, San Bernardino Base and Meridian, in the County of San Diego, State of California, according to United States Government Survey, together with any and all tidelands and submerged lands in Batiquitos Lagoon, lying within the following described boundaries:

BEGINNING at the intersection of the easterly prolongation of the northerly line of the South two-thirds of Lot 4 (Southeast Quarter of the Southeast Quarter) of said Section 29 with the northeasterly line of the Atchison Topeka and Santa Fe Railway Company right-of-way, 200.00 feet wide, said point being an angle point in the boundary of the City of Carlsbad as established by their Ordinance No. 1122, adopted July 21, 1970, by said City;

1. thence southeasterly along said northeasterly line to a east-west center line of Section 33, said Township and Range;

2. thence westerly along said east-west center line to the southwesterly line of said 200.00 foot railway right-of-way;

3. thence southeasterly along said southwesterly line to a point distant thereon 2,939.21 feet southeasterly from the northerly line of said Section 33, being also a point in the center line of a channel as described in deed to W. D. Cannon, recorded July 6, 1955 in Book 5705, page 55 of Official Records;

4. thence along said center line as follows:

   A. South 46° 04' West, 202.96 feet (record - 204.03 feet);

   B. South 71° 52' West, 195.12 feet;

   C. North 74° 34' West, 244.37 feet to the northeasterly line of State Highway XI-SD-2-B (formerly U.S. 101 as located in July 1955) map on file in the Office of the State Division of Highways of said County;

5. thence northwesterly along said northeasterly line to the east-west center line of said Section 33;

6. thence westerly along said east-west center line to the mean high tide line of the Pacific Ocean, said point being an angle point in the boundary of the City of Carlsbad as established by their Ordinance No. 1084, adopted November 5, 1963, by said City;

7. thence northwesterly along said city boundary and mean high tide line to an intersection with the southwesterly extension of the southerly lot line of Lot 6 of said Section 33 shown on Record of Survey Map No. 6561, filed in the County Recorder's Office of said County, being also an angle point in the boundary of the City of Carlsbad as established by their Ordinance No. 1141, adopted December 7, 1971, by said City;

CALENDAR PAGE 178.2
MINUTE PAGE 674

(Added 3/16/84)

8. thence along said city boundary as follows:

   A. North 60° 21' 05" East, 204.96 feet along said southwesterly extension and southerly lot line to an intersection with the westerly line of said State Highway, as described in deeds to the State of California, recorded July 23, 1926, in Book 1258, page 1 of Deeds, Records of said County and April 9, 1935, in Book 393, page 200 and April 9, 1935, in Book 358, page 451 of Official Records of said County;

   B. North 60° 21' 05" East, 270.03 feet to a point in the northeasterly line of said State Highway as described as Parcel No. 2851 in deed from John M. Metcalf, et al., to the State of California, recorded on June 23, 1954, in Book 5130, page 473, of Official Records of said County;

   C. North 17° 31 West, 823.25 feet along said northeasterly line to an angle point in the boundary of the City of Carlsbad as established by said Ordinance No. 1084;

9. thence generally northwesterly, northerly, westerly and northwesterly along said northeasterly line and city boundary to the southerly line of County Road Suvey No. 339 (Ponto Drive) map on file in the County Engineers Office of said County;

10. thence South 89° 49' East along the southerly line of said Road Survey No. 339 to the Easterly line of the ABANDONED portion of the Atchison Topeka and Santa Fe Railway Company's right-of-way across the said south two-thirds of said Lot 4, as shown on Record of Survey Map No. 682 filed in the Recorder's Office of said County;

11. thence along said easterly line of said railway right-of-way North 4° 40' 18" West to an intersection with the southwesterly line of the existing 200 foot Atchison Topeka and Santa Fe Railway right-of-way, as shown on State Board of Equalization Map 804-37-9K on file in the Assessor's Office of said County;

12. thence North 21° 08' 18" West along said southwesterly line to an intersection with said northerly line of the southerly two-thirds of said Lot 4;

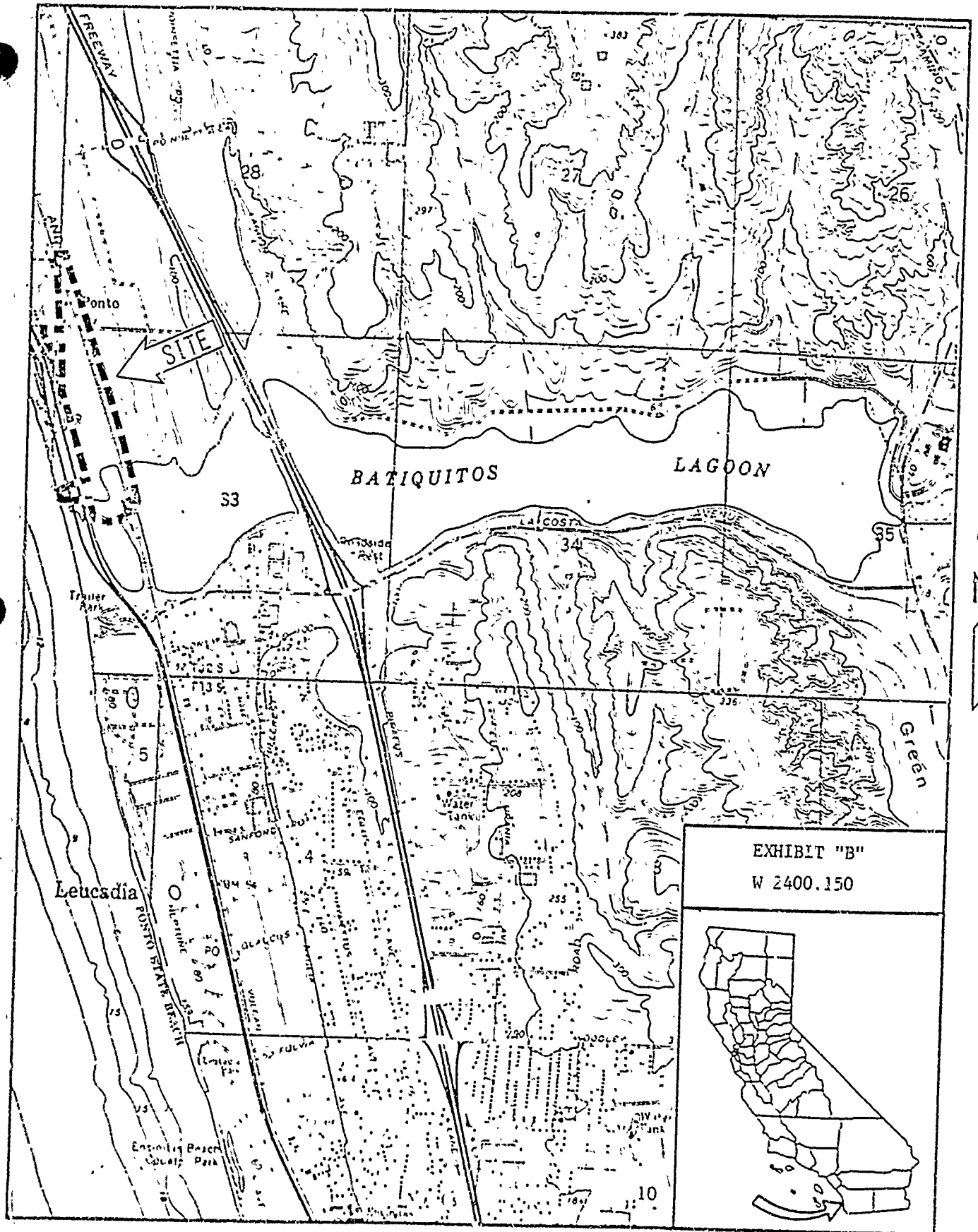
13. thence along said northerly line South 89° 49' 50" East to the point of beginning.

END OF DESCRIPTION

REVIEWED MARCH 8, 1984 BY BOUNDARY AND TITLE UNIT, LEROY WEED, SUPERVISOR.

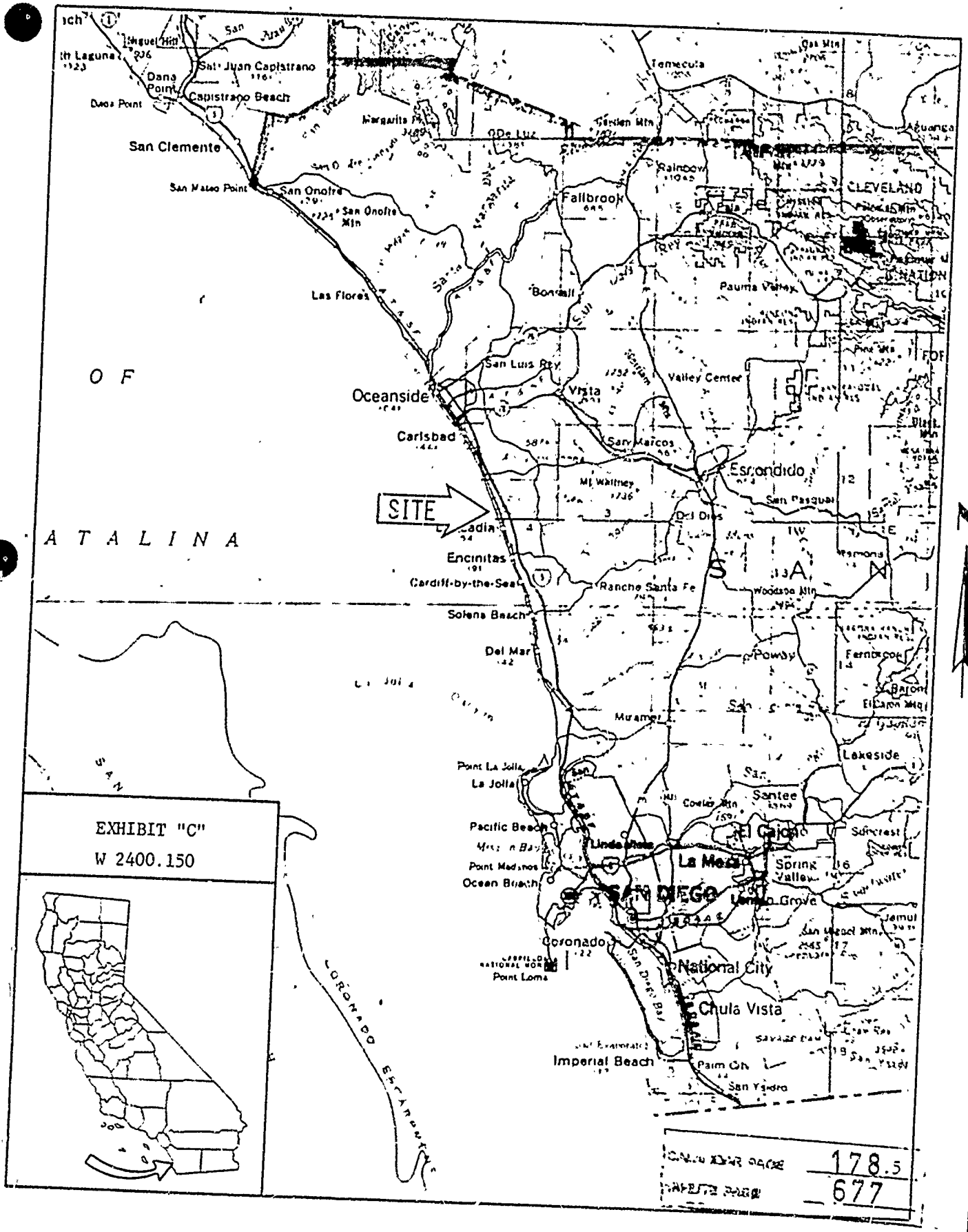
ORDINANCE NO.	178.3
INSERT PAGE	675

(Added 3/16/84)



CALENDAR PAGE 178.4
MINUTE PAGE 676

(Added 3/16/84)



San Clemente
San Mateo Point
San Onofre
San Onofre Mtn
Las Flores
Oceanside
Carlsbad
SITE
Encinitas
Cardiff-by-the-Sea
Solana Beach
Del Mar
Point La Jolla
La Jolla
Pacific Beach
Point Madanos
Ocean Beach
Coronado
Point Loma
Imperial Beach
Palm City
San Ysidro
Chula Vista
National City
SAN DIEGO
La Mesa
El Cajon
Santee
Lakeside
Poway
Del Dios
Escondido
San Pasqual
Valley Center
Vista
San Marcos
Mt Whitney
Bonsall
Fallbrook
Rainbow
Temecula
Pauma Valley
CLEVELAND
Dana Point
Capistrano Beach
San Juan Capistrano
Dana Point
Margarita Pk
De Luz
Garden Mtn
Woodson Mtn
Ranche Santa Fe
Miramar
Cowles Mtn
Lindenhurst
Spring Valley
Lemon Grove
Jamul
Sunscrest
Fernbrook
Baron
El Cajon Mtn
San Miguel Mtn
San Diego Bay
CORONADO ESCARPMENT
O F
A T A L I N A
EXHIBIT "C"
W 2400.150
178.5
677

(Added 3/16/84)