

MINUTE ITEM.

This Calendar Item No. 27  
was approved as Minute Item  
No. 27 by the State Lands  
Commission by a vote of 2  
to 0 at its 3/25/85  
meeting.

CALENDAR ITEM

A: 58  
S: 29

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03/28/85  
W 10399  
Naughton

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

APPLICANT: City of Long Beach  
333 West Ocean Boulevard  
Long Beach, California 90801

CAPITAL IMPROVEMENT PROJECT:  
Furnish, deliver, and stockpile 4,500 tons of  
beach sand in the City of Long Beach,  
East Beach at 55th Place.

PROPOSED EXPENDITURE:  
A. City's Estimate: \$50,000  
B. Staff Review: Reasonable

PROJECT PURPOSE:  
The work to be performed consists of supplying  
and stockpiling sand to replenish the inner bay  
recreational beach on the Alamitos Bay  
Peninsula where tidal erosion has taken place.

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

COMPLIANCE WITH CEQA (1970) AS AMENDED:  
The City determined that the project is exempt  
from the requirements of CEQA (1970) as a  
Categorical Exemption, Class 1 (maintenance,  
repair of existing public facility).

CEQA is not applicable to the Commission action  
sought by the City because such action is not a  
project approval under CEQA.

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CALENDAR ITEM NO. 27. (CONT'D)

STATUTORY AUTHORITY:

Chapter 138/'64 1st E.S., Section 6(d) and 6(f)

AB 884:

N/A.

OTHER PERTINENT INFORMATION:

The City's letter dated January 29, 1985, notifying the Commission of its intent to spend \$50,000 of its tideland oil revenues for this capital improvement project, is in conformance with the requirements of Chapter 138/'64 1st E.S., Section 6(h). Chapter 138 requires such notification only when the cost exceeds \$50,000. The City, however, is notifying the Commission at this time, since the stated cost is a best estimate and could exceed this amount depending on an acceptable contract low bid.

In support of the Notice of Intent, the City furnished an adequate, detailed description of the proposed work in the form of construction contract plans and specifications and a copy of the notice of categorical exemption.

The Commission may either:

1. Determine that the project is authorized by Chapter 138, Section 6; or
2. Determine that the project is not authorized by Chapter 138; or
3. Take no action within 60 days after receipt of the City's notification of intent (by March 31, 1985) in which case the City may then proceed to spend its tideland oil revenues for the project.

Action 1 is recommended because Section 6(d) provides for "The ...reconstruction, repair, operation and maintenance of...beaches...on or adjacent to the Long Beach tidelands...for the

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benefit and use of said tidelands..."  
Section 6(f) provides for "...rendition of services reasonably necessary to the carrying out of the foregoing uses and purposes"; in this case, the engineering costs of the project.

The staff also recommends that the Commission's finding include a requirement that the City file a statement of final project costs with the Commission, within 180 days after completion of the work, to ensure timely auditing of accounts.

EXHIBIT: A. Vicinity Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE PROPOSED EXPENDITURE OF AN ESTIMATED \$50,000 BY THE CITY OF LONG BEACH FROM ITS SHARE OF TIDELAND OIL REVENUES FOR FURNISHING, DELIVERING, AND STOCKPILING BEACH SAND AT 55TH PLACE IS IN ACCORD WITH CHAPTER 138/164 1ST E.S. SECTIONS 6(d) AND 6(f) SUBJECT TO THE CONDITIONS THAT THE PROJECT CONFORMS IN ESSENTIAL DETAILS TO BACKGROUND INFORMATION PREVIOUSLY SUBMITTED, AND THAT THE CITY SHALL FILE A STATEMENT OF FINAL PROJECT COSTS WITH THE COMMISSION WITHIN 180 DAYS AFTER COMPLETION OF THE WORK.
2. FIND THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED BY THE COMMISSION BECAUSE THE ACTION SOUGHT BY THE CITY OF LONG BEACH DOES NOT CONSTITUTE PROJECT APPROVAL AS DEFINED IN CEQA AND ITS IMPLEMENTING GUIDELINES (P.R.C. 21060 ET SEQ.; CAL. ADM. CODE 15020 ET SEQ.).



