MINUTE ITEM
This Calendar Item No. 59
was approved as Minute Item
No. 59 by the State Lands
Commission by a vote of 3
to 0 at its 2/6/89
meeting.

CALENDAR ITEM

A 58 | 59 | 02/06/89
S 29 | | W 10419
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 90802

CAPITAL IMPROVEMENT PROJECT:
Restroom modifications at the Long Beach Arena.

PROPOSED EXPENDITURE:
A. City's Estimate: $178,000.
B. Staff Review: Reasonable.

PROJECT PURPOSE:
The Long Beach Arena is a City facility that is used primarily for major indoor sports events. It is located on granted tidelands and is an asset of the City's tidelands trust.

Existing restroom facilities for women are insufficient to meet demands. The proposed project will expand the facilities to meet requirements of the Uniform Building Code and will also make provisions for the handicapped which are currently lacking.

Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the Commission's review of this activity is exempt from the requirements of the CEQA because such review is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: P.R.C. 21065 and 14 Cal. Code Regs. 15378.

The Commission's action in this matter constitutes a determination of whether the proposed expenditure is authorized under Section 6(a) to 6(f) of Chapter 138.

The City's letter dated December 20, 1988 notifying the Commission of its intent to spend in excess of $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). In support of the Notice of Intent, the City furnished adequate detailed description of the proposed work in the form of construction contract plans and specifications and a copy of a notice of categorical exemption from CEQA requirements.

The Commission may either:

1. Find that the project is authorized by Chapter 138, Section 6; or

2. Find 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 February 20, 1989) in which case the City may then proceed to spend its tideland oil revenues for the project.

Action 1 is recommended because Section 6(c) provides for "The ... reconstruction, repair, operation and maintenance of ... structures, recreational facilities ... and other improvements on or adjacent to the Long Beach tidelands ... for the benefit and use of said tidelands ...". Section 6(f) provides for " ... the 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.

AB 884: N/A.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE COMMISSION'S REVIEW OF THE PROPOSED ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 BECAUSE SUCH ACTION BY THE COMMISSION IS NOT A PROJECT UNDER CEQA.

2. FIND THAT THE PROPOSED EXPENDITURE OF AN ESTIMATED $178,000 BY THE CITY OF LONG BEACH FROM ITS SHARE OF TIDELAND OIL REVENUES FOR RESTROOM MODIFICATIONS AT THE LONG BEACH ARENA IS IN ACCORD WITH CHAPTER 138/'64 1ST E.S. SECTIONS 6(c) AND 6(f), SUBJECT TO THE CONDITIONS THAT THE PROJECT CONFORM IN ESSENTIAL DETAILS TO BACKGROUND INFORMATION PREVIOUSLY SUBMITTED TO THE COMMISSION AND THAT THE CITY FILE A STATEMENT OF FINAL PROJECT COSTS WITH THE COMMISSION WITHIN 180 DAYS AFTER COMPLETION OF THE WORK.

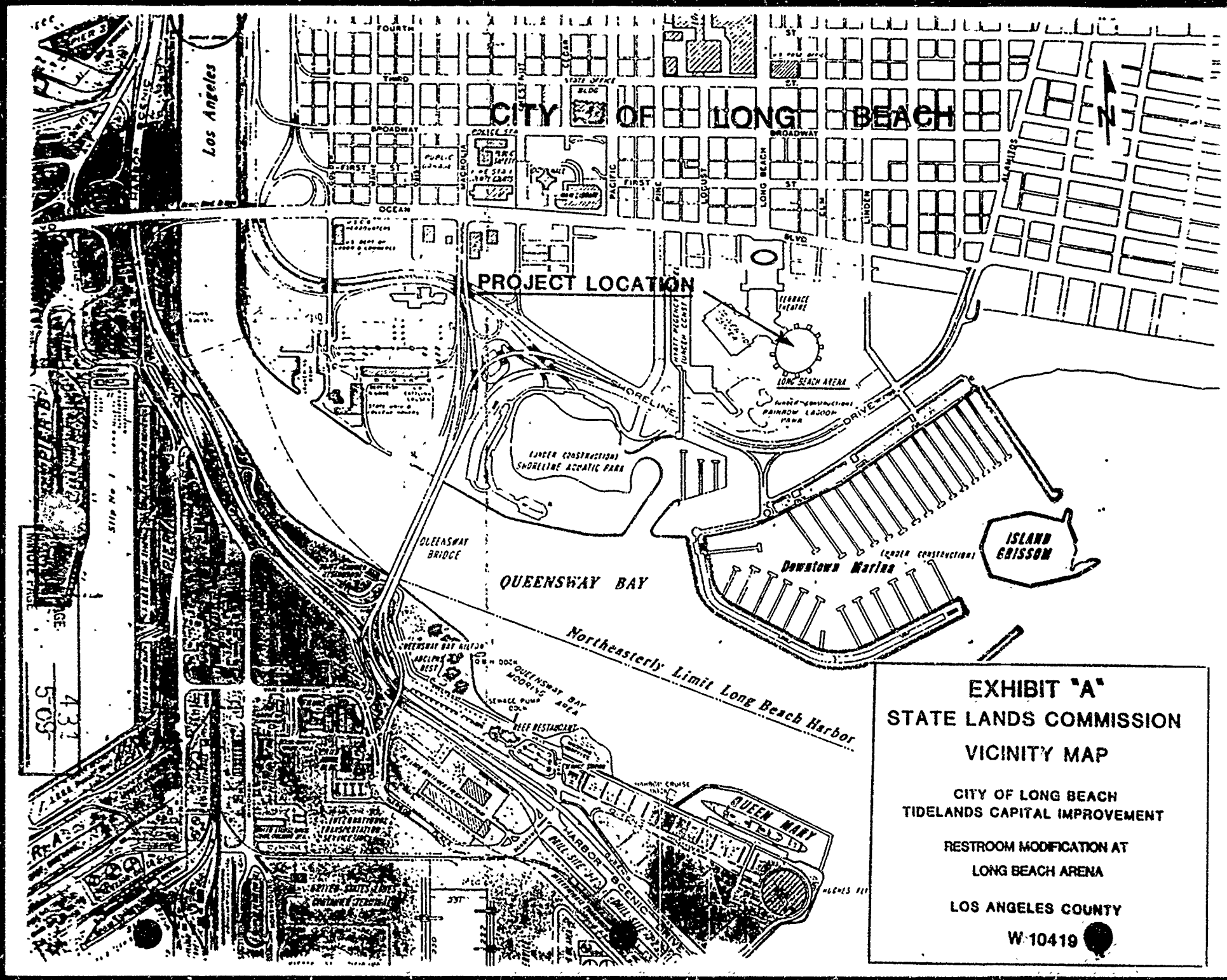

EXHIBIT "A"
STATE LANDS COMMISSION
VICINITY MAP

CITY OF LONG BEACH
TIDELANDS CAPITAL IMPROVEMENT

RESTROOM MODIFICATION AT
LONG BEACH ARENA

LOS ANGELES COUNTY

W 10419

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