MINUTE ITEM
This Calendar Item No. C10
was approved as Minute Item
No. 12 by the State Lands
Commission by a vote of 3
to 0 at its 5-31-89
meeting.

CALENDAR ITEM

A 58 C10 05/31/89
W 10420
S 29 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:
Replacement of handrailing on Belmont Pier.

PROPOSED EXPENDITURE:
A. City's Estimate: $114,450.
B. Staff Review: Reasonable.

PROJECT PURPOSE:

1. Belmont Pier is a public recreational facility located on granted tidelands in the eastern shoreline of the City of Long Beach. It was constructed in 1963. Much of the existing steel handrailing has deteriorated from exposure to the marine environment. This project will replace approximately 1,650 lineal feet in kind.

2. 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 CEQA because such review is not a "project" as defined by CEQA and the State CEQA Guidelines.

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

3. The Commission's action in this matter constitutes a determination of whether the

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proposed expenditure is authorized under Section 6(a) to 6(f) of Chapter 138.

4. The City's letter, dated April 14, 1989, 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 of the City's notification of intent (by June 16, 1989) in which case the City may then proceed to spend its tideland oil revenues for the project.

5. 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.

6. 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 work, to ensure timely auditing of accounts.

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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 $114,450 BY THE CITY OF LONG BEACH FROM ITS SHARE OF TIDELAND OIL REVENUES FOR REPLACEMENT OF HANDRAILING AT BELMONT PIER 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 SUBMTTTED 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.

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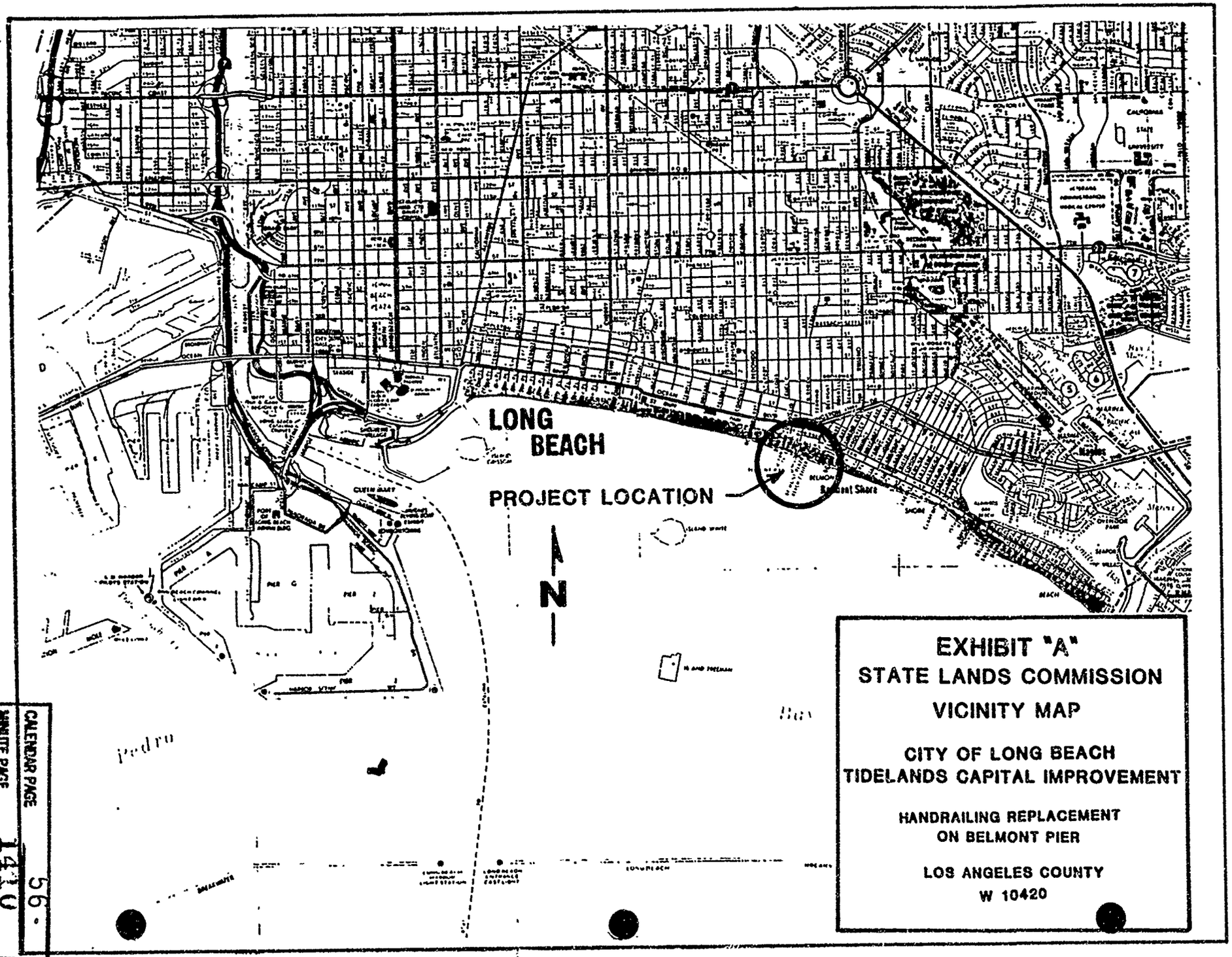

EXHIBIT "A"
STATE LANDS COMMISSION
VICINITY MAP

CITY OF LONG BEACH
TIDELANDS CAPITAL IMPROVEMENT

HANDRAILING REPLACEMENT
ON BELMONT PIER

LOS ANGELES COUNTY
W 10420

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