MINUTE ITEM
This Calendar Item No. C52
was approved as Minute Item
No. 52 by the State Lands
Commission by a vote of 3
to 0 at its 9/23/92
meeting.

CALENDAR ITEM

C 52

A 56

S 24

09/23/92
W 24167
Reese
Pelkofer

TRANSFER OF JURISDICTION - LOS ANGELES PRISON SITE

PARTY:

California Department of Corrections
Planning and Construction Division
P. O. Box 942883
Sacramento, California 94283-0001

BACKGROUND

The State Lands Commission acquired management authority over the Los Angeles Prison Site by the provisions of Chapter 165/87, which required that the property be "immediately transferred to and remain under the control and jurisdiction of the State Lands Commission until the Department of Corrections has completed an Environmental Impact Report (EIR) as required by this Act and by the California Environmental Quality Act." The final EIR was challenged by opponents of the prison site and has been going through the appeals process.

CURRENT SITUATION

Pursuant to Chapter 165/87, the Department of Corrections may request transfer of the property from State Lands Commission to them upon expiration of the time for commencement of an action challenging the EIR, and any suit challenging the EIR has been resolved by judgement which is final. On July 17, 1992, the Supreme Court issued a decision which denied the request of the City of Los Angeles, et al, for review of the lower court decision on the EIR for this project. Therefore, on July 22, 1992, the Department of Corrections, in accordance with Chapter 165/87, requested the State Lands Commission transfer control and jurisdiction over the subject property to them.

AB 884:
N/A.

OTHER PERTINENT INFORMATION:

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

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

2. All revenue accounts have been cleared and there are no outstanding debts due to the State Lands Commission.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. CODE REGS. 15378.

2. AUTHORIZE THE EXECUTION OF A TRANSFER OF JURISDICTION COVERING THE LOS ANGELES PRISON SITE TO THE CALIFORNIA STATE DEPARTMENT OF CORRECTIONS.