

MINUTE ITEM  
This Calendar Item No. C103  
was approved as Minute Item  
No. 103 by the State Lands  
Commission by a vote of 3  
to 0 at its 06/19/98  
meeting.

CALENDAR ITEM  
**C103**

A 53, 54

S 27, 28

06/19/98

W25394

Frey

**CONSIDERATION OF RETROCESSION OF JURISDICTION  
AT LONG BEACH NAVAL SHIPYARD AND NAVAL STATION,  
LONG BEACH, LOS ANGELES COUNTY  
AND ESTABLISHMENT OF CONCURRENT JURISDICTION OVER SAME.**

Under Government Code Section 113, the Legislature has granted the Commission the authority to accept a retrocession of legislative jurisdiction from the United States upon receipt of a written request and an agreement to pay the costs associated with the retrocession. The statute also provides for the establishment of concurrent jurisdiction.

**BACKGROUND:**

By letter dated May 31, 1997 the United States requested that the Commission accept a retrocession of partial legislative jurisdiction over 105 acres of land at the Long Beach Naval Shipyard and the Naval Station, Long Beach, Los Angeles County. The United States further requested that the Commission establish concurrent legislative jurisdiction over the same area. The United States has agreed to pay the costs associated with the retrocession.

Pursuant to Government Code Section 113, a notice of hearing on the proposed retrocession and establishment of concurrent jurisdiction was published in a local newspaper. Notice was also served on the Clerk for the Board of Supervisors of Los Angeles County and the Clerk for the City Council of Long Beach. The hearing was held as scheduled on June 5, 1997 in the offices of the Commission. Representatives of the U. S. Navy and the City of Long Beach appeared.

The United States believes this action is necessary because it is closing these facilities and leasing portions of them to the local reuse authority with the intent of making an eventual conveyance of the properties to it. The retrocession "will allow State and local law enforcement to exercise authority over and ensure proper protection of the property. The change in jurisdiction will also promote redevelopment of the Naval Shipyard and Naval Station to commercial uses under the Defense Base Closure and Realignment process."

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The City of Long Beach is supportive of the action. At the hearing, however, the City requested that the Commission either delay processing of the retrocession or condition its effectiveness until the City has actually obtained the right to occupy the facilities. The Navy acquiesced and has continued to provide services pending City occupancy of the premises. The City of Long Beach has now negotiated a lease with the Navy and believes it is appropriate under the circumstances to provide municipal services to the Shipyard.

The retrocession and establishment of concurrent jurisdiction will be effective upon the recordation of the Commission's action with the Los Angeles County Recorder and its filing with the California Secretary of State.

**PERMIT STREAMLINING ACT DEADLINE:**

N/A

**EXHIBITS:**

- A: Land Description
- B: Form of Retrocession Certification

**IT IS RECOMMENDED THAT THE COMMISSION:**

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061, BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.
2. FIND THAT THE REQUIREMENTS OF GOVERNMENT CODE SECTION 113 HAVE BEEN COMPLIED WITH IN THAT THE UNITED STATES HAS REQUESTED IN WRITING THAT THE STATE OF CALIFORNIA ACCEPT A RETROCESSION OF EXCLUSIVE AND PARTIAL JURISDICTION AND ESTABLISH CONCURRENT JURISDICTION OVER THE LANDS KNOWN AS THE LONG BEACH NAVAL SHIPYARD AND NAVAL STATION, LONG BEACH, LOS ANGELES COUNTY AS MORE PARTICULARLY DESCRIBED IN EXHIBIT "A"; THAT THE UNITED STATES HAS AGREED TO PAY THE COSTS ASSOCIATED WITH THE RETROCESSION; THAT A NOTICE OF HEARING WAS SERVED ON THE CLERK FOR THE BOARD OF SUPERVISORS FOR THE COUNTY OF LOS ANGELES AND THE CLERK FOR THE CITY COUNCIL OF LONG BEACH; AND THAT THE PUBLIC HEARING WAS HELD AS NOTICED.

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3. FIND THAT A RETROCESSION OF EXCLUSIVE AND PARTIAL JURISDICTION AND THE ESTABLISHMENT OF CONCURRENT JURISDICTION IS IN THE BEST INTERESTS OF THE STATE.
4. ACCEPT A RETROCESSION OF EXCLUSIVE AND PARTIAL JURISDICTION OVER THOSE LANDS KNOWN AS LONG BEACH NAVAL SHIPYARD AND NAVAL STATION, LONG BEACH, LOS ANGELES COUNTY AS DESCRIBED IN EXHIBIT "A" AND ESTABLISH CONCURRENT JURISDICTION OVER THEM.
5. AUTHORIZE THE EXECUTIVE OFFICER TO EXECUTE AN ACCEPTANCE OF RETROCESSION AND ESTABLISHMENT OF CONCURRENT JURISDICTION IN SUBSTANTIALLY THE SAME FORM AS FOUND IN EXHIBIT B ATTACHED HERETO.
6. AUTHORIZE THE FILING OF COPIES OF THE COMMISSION'S ACTION WITH THE LOS ANGELES COUNTY RECORDER AND THE CALIFORNIA SECRETARY OF STATE.

# EXHIBIT A

## RETROCESSION OF LEGISLATIVE JURISDICTION AT LONG BEACH NAVAL SHIPYARD AND NAVAL STATION, LONG BEACH, LOS ANGELES COUNTY

### LEGAL DESCRIPTION

All that land owned by the United States of America lying in the City and County of Los Angeles, State of California described as follows:

Parcel No. 2: Beginning at a point being the intersection of the mean high water line of San Pedro Bay and the line designated as the City of Los Angeles and the City of Long Beach and proceeding north 19° 16' 28" west to a point on the south right of way line of Seaside Boulevard, thence northeasterly and paralleling Seaside Boulevard approximately 2860 feet to a point, thence south 19° 16' 28" east approximately 230 feet to a point, thence northeasterly for a distance of approximately 4185 feet paralleling the south right of way line of Seaside Boulevard and 230 feet therefrom to a point, thence south 19° 16' 25" east to the intersection of the mean high water line of San Pedro Bay, thence meandering along this mean high water line in a general southwesterly direction to the point of beginning, comprising 105 acres more or less, subject to and excepting any and all oil and other mineral deposits underlying the said lands in Parcel No. 2; such lands so taken, however, shall be free and clear of all easements or rights to use the surface of the same for the purposes of exploring, mining, and /or removing the said oil and other minerals therefrom.

### END OF DESCRIPTION

**TOTAL AREA OF RETROCESSION IS 105 acres, more or less.**

Description taken from Final Judgment in the United States of America vs. 333.6 acres of Land more or less, United States District Court, Central Division, No. 1102.

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RECORDED AT THE REQUEST OF  
AND WHEN RECORDED MAIL TO:  
STATE OF CALIFORNIA  
STATE LANDS COMMISSION  
100 HOWE AVE., SUITE 100S  
SACRAMENTO, CA 95825  
ATTN: LEGAL UNIT  
TELEPHONE: (916) 574-1900

STATE OF CALIFORNIA - OFFICIAL  
BUSINESS - DOCUMENT  
ENTITLED TO FREE  
RECORDATION  
PURSUANT TO GOVERNMENT  
CODE SECTION 27383

## **RETROCESSION OF LEGISLATIVE JURISDICTION**

California Government Code Section 113

**WHEREAS** the United States acting by and through the Department of the Navy by letter dated May 31, 1997 has requested that the State of California accept a retrocession of exclusive and partial legislative jurisdiction and establish concurrent legislative jurisdiction over lands comprising the Long Beach Naval Shipyard and Naval Station; and

**WHEREAS** the California State Lands Commission, pursuant to California Government Code Section 113, has been authorized by the California State Legislature to accept a such a retrocession of jurisdiction and establish concurrent jurisdiction; and

**NOW, THEREFORE**, I, Robert C. Hight, Executive Officer of the California State Lands Commission hereby certify that the Commissioners for the California State Lands Commission convened on \_\_\_\_\_ and accepted a retrocession of exclusive and partial legislative jurisdiction from the United States and established concurrent legislative jurisdiction over those lands comprising the Long Beach Naval Shipyard and Naval Station and more particularly described in Exhibit A attached hereto. A copy of the Commission's Agenda Item No. \_\_\_ describing the terms and conditions of the retrocession is attached hereto as Exhibit B.

\_\_\_\_\_  
ROBERT C. HIGHT, EXECUTIVE OFFICER  
CALIFORNIA STATE LANDS COMMISSION

Date: \_\_\_\_\_

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