

CALENDAR ITEM

C63

A 74

12/06/16

G 09-02

R. Boggiano

S 37

J. Porter

CONSIDER APPROVAL OF A RECORD OF SURVEY DEPICTING THE LOCATION OF A PORTION OF THE LEGISLATIVE TRUST GRANT TO THE CITY OF NEWPORT BEACH WITHIN THE SEMENIUK SLOUGH PORTION OF THE FORMER CHANNEL OF THE SANTA ANA RIVER, CITY OF NEWPORT BEACH, ORANGE COUNTY

GRANTEE:

City of Newport Beach
100 Civic Center Drive
Newport Beach, CA 92660

BACKGROUND:

The City of Newport Beach is trustee of sovereign tide and submerged lands granted by the Legislature pursuant to Chapter 74, Statutes of 1978, and as amended. The City requested that the Commission help research and depict the extent of the City's granted sovereign lands in a former channel of the Santa Ana River in Newport Beach known as Semeniuk Slough.

STAFF ANALYSIS:

Commission staff has reviewed historic mapping of the Santa Ana River and researched various records related to the events affecting the Santa Ana River throughout the years. Staff also performed field survey work to locate monuments and more accurately place historic mapping and legal descriptions. The result of this work is a record of survey prepared by the Commission's Boundary staff, which, if approved by the Commission, will be filed with the County of Orange. Staff believes the record of survey accurately shows the location of a portion of the lands granted to the City in the Semeniuk Slough area based on the best evidence known to Commission staff at this time. The City and the Orange County Surveyor's Office have reviewed the record of survey and do not have any concerns or objections. The record of survey will be filed after it is approved by the Commission.

OTHER PERTINENT INFORMATION:

1. The City's original grant of tide and submerged lands dates back to 1919.

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2. Approval of the record of survey is consistent with Strategy 1.2 of the Commission's Strategic Plan to provide that the current and future management of ungranted sovereign lands and resources and granted lands, including through strategic partnerships with trustee ports and harbor districts, are consistent with evolving Public Trust principles and values, particularly amid challenges relating to climate change, sea-level rise, public access and complex land-use planning and marine freight transportation systems.

3. Approval of a record of survey is not a project as defined by the California Environmental Quality Act because it is an administrative action that will not result in direct or indirect physical changes in the environment.

Authority: Public Resources Code section 21065 and California Code of Regulations, title 14, section 15378, subdivision (b)(5).

EXHIBIT:

- A. Location and Site Map

RECOMMENDED ACTION:

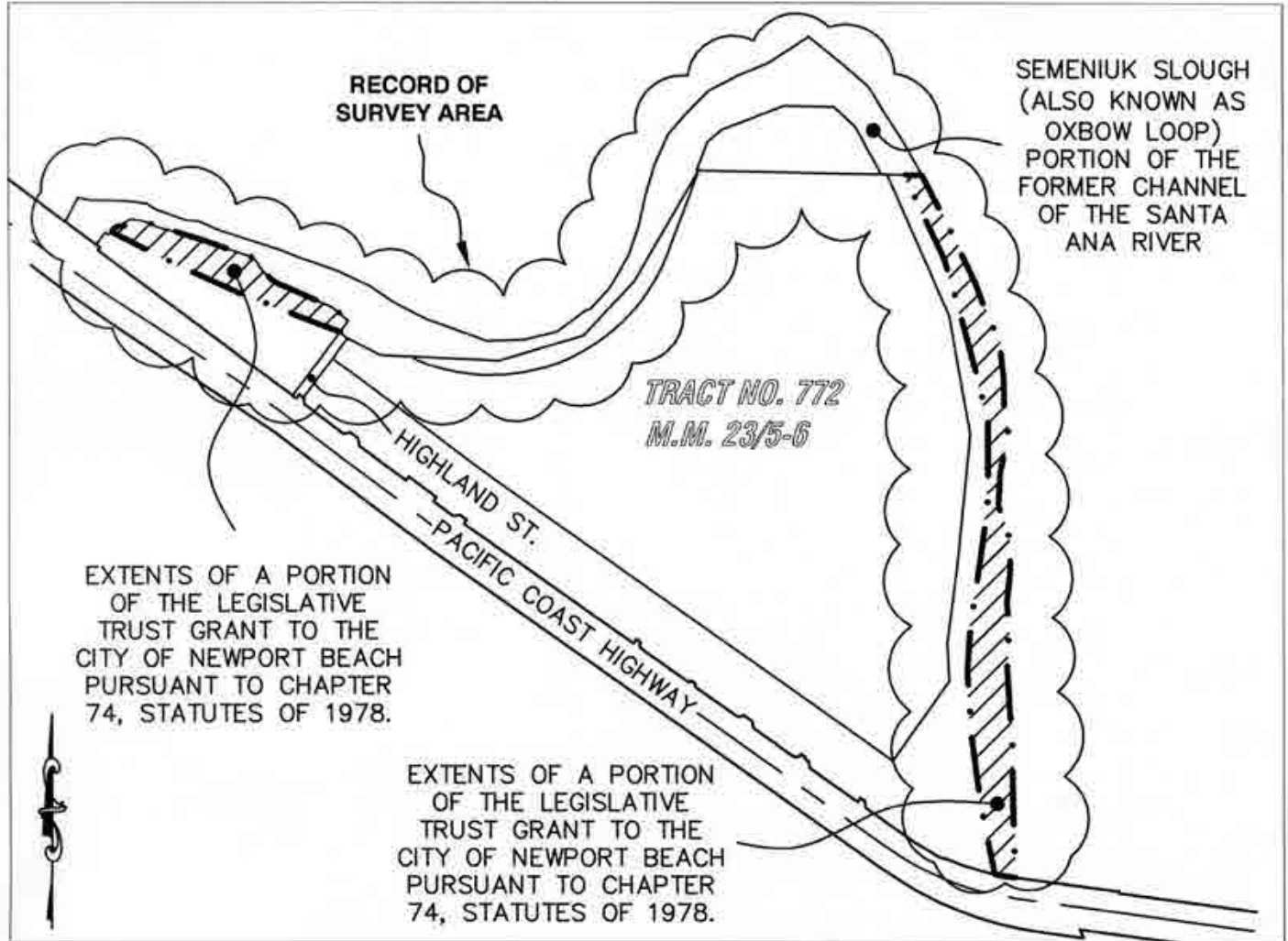
It is recommended that the Commission:

AUTHORIZATION:

Approve the record of survey, substantially in the form on file at the Commission's Sacramento Office, depicting the location of a portion of the legislative trust grant to the City of Newport Beach within the Semeniuk Slough portion of the former channel of the Santa Ana River in the City of Newport Beach, Orange County.

NO SCALE

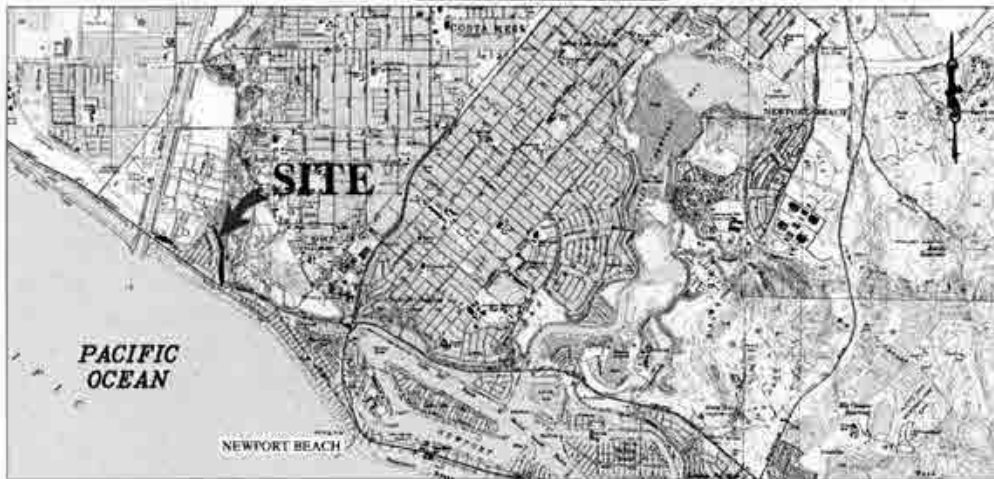
SITE



SEMENIUK SLOUGH, NEWPORT BEACH

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit A

G09-02
CITY OF NEWPORT
BEACH
RECORD OF SURVEY
ORANGE COUNTY



JWP 11/21/16

This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.