

MINUTE ITEM

35. PROPOSED ANNEXATION NO. 2 OF TIDE AND SUBMERGED LANDS BY THE CITY OF SAN CLEMENTE, ORANGE COUNTY - W.O. 2400.37.

In presenting Calendar Item 28 attached, the Executive Officer stated that a copy of an ordinance of the City of San Clemente, California, dated 21 March, 1962, had been received disapproving Annexation No. 2, and thereby disposing of any pending annexation proceedings on tide and submerged lands. The ordinance was in a form that was considered satisfactory by the office of the Attorney General.

Attachment

Calendar Item 28 (1 page)

CALENDAR ITEM

INFORMATIVE

28.

PROPOSED ANNEXATION NO. 2 OF TIDE AND SUBMERGED LANDS BY THE CITY OF SAN CLEMENTE, ORANGE COUNTY - W.O. 2400.37.

Consideration of the proposed Annexation No. 2 of approximately 20,132 acres of tide and submerged lands by the City of San Clemente was deferred from the Commission meetings of December 21, 1961, and of January 22, 1962. At the meeting of February 27, 1962, Special Counsel for the City of San Clemente requested that the Commission refrain from filing a formal protest to the annexation in order to provide the City an opportunity to terminate the annexation proceedings voluntarily. The Commission authorized the Executive Officer to file a protest if the San Clemente City Council failed to act to discontinue the annexation proceedings.

The first hearing by the San Clemente City Council of an ordinance terminating Annexation No. 2 was held on March 7, 1962. The second and final hearing is scheduled for March 21, 1962.

The staff has been advised by the office of the Attorney General that, 30 days after final passage by the City Council of San Clemente on March 21, 1962, the action by the San Clemente City Council will be legally sufficient to terminate the annexation proceedings. Therefore, no filing of a protest on behalf of the Commission is necessary unless the City Council deviates from its intended termination action initiated March 7, 1962.

The Commission staff will keep this matter under surveillance.