

MINUTE ITEM

4/28/69

52. ANNEXATION OF TIDE AND SUBMERGED LANDS FRONTING THE CITY OF CARPINTERIA DESIGNATED AS CARPINTERIA TIDE AND SUBMERGED LANDS ANNEXATION NO. 1-A-1; SANTA BARBARA COUNTY - W.O. 2400.54 AND W.O. 503.521.

After consideration of Calendar Item 28 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION:

1. APPROVES THE REVISED BOUNDARIES OF PROPOSED CITY OF CARPINTERIA TIDE AND SUBMERGED LANDS ANNEXATION NO. 1-A-1 AS SET FORTH IN EXHIBIT "A" AND INCORPORATED BY REFERENCE HEREIN.
2. CONSENTS TO SAID ANNEXATION BY THE CITY OF CARPINTERIA OF THE TIDE AND SUBMERGED LANDS DESCRIBED IN SAID EXHIBIT "A".
3. AUTHORIZES THE EXECUTIVE OFFICER TO GIVE THE REQUISITE NOTICES AND TO EXECUTE ANY REQUIRED DOCUMENTS IN RESPECT TO SAID ANNEXATION.
4. AUTHORIZES THE ATTORNEY GENERAL TO ENTER INTO ANY NECESSARY STIPULATIONS IN RESPECT TO THE CIVIL ACTION TITLED STANDARD OIL COMPANY OF CALIFORNIA AND ATLANTIC RICHFIELD COMPANY V. THE CITY OF CARPINTERIA ET AL., LOS ANGELES SUPERIOR COURT CASE NO. 903,714, AND EXECUTE ANY DOCUMENTS IN CONNECTION THEREWITH.

Attachment
Calendar Item 28 (3 pages)

CALENDAR ITEM

28.

PROPOSED ANNEXATION OF TIDE AND SUBMERGED LANDS FRONTING THE CITY OF CARPINTERIA DESIGNATED AS CARPINTERIA TIDE AND SUBMERGED LANDS ANNEXATION NO. 1-A-1; SANTA BARBARA COUNTY - W.O. 2400.54 AND W.O. 503.521.

On May 26, 1966 (Minute Item 31, page 12,719), the State Lands Commission, pursuant to the request of the City of Carpinteria, approved the map and legal description of the proposed annexation of tide and submerged lands fronting the City of Carpinteria designated as Carpinteria Tide and Submerged Lands Annexation No. 1-A-1, in accordance with Government Code Section 35014, and informed the City of Carpinteria and the Local Agency Formation Commission of the County of Santa Barbara to that effect.

On December 14, 1966 (Minute Item 29, page 13,465), the State Lands Commission authorized the Executive Officer to notify the City Counsel of the City of Carpinteria that, pursuant to the provisions of Section 35313.1 of the Government Code, the value of the State's interest in the tide and submerged lands sought to be annexed under said Annexation No. 1-A-1 was \$7,825,000.

Before the above-named annexation became effective, Standard Oil Company of California and Atlantic Richfield Company filed a civil action to stop the annexation (Standard Oil Company of California and Atlantic Richfield Company v. City of Carpinteria et al., Los Angeles Superior Court Case No. 903,714). Among other matters, Standard Oil Company challenged the valuation placed by the Commission on the State's interest in the annexed lands.

By letter from the City Attorney for the City of Carpinteria dated March 18, 1969, the State Lands Commission was advised that the parties in the action had reached an accommodation as to annexation matters, including disposition of the litigation. The City of Carpinteria agreed as part of the settlement that the waterward boundaries of Annexation No. 1-A-1 be changed from three geographical miles to two geographical miles. Proceedings for the annexation will now be conducted pursuant to Section 35310.1 of the Government Code, and under this section no State Lands Commission appraisal is required.

The amended description has been reviewed by the Division and found to be technically sufficient. The Division and the Office of the Attorney General believe that the proposed change in the boundary and the settlement of the lawsuit are proper.

IT IS RECOMMENDED THAT THE COMMISSION:

1. APPROVE THE REVISED BOUNDARIES OF PROPOSED CITY OF CARPINTERIA TIDE AND SUBMERGED LANDS ANNEXATION NO. 1-A-1 AS SET FORTH IN EXHIBIT "A" AND INCORPORATED BY REFERENCE HEREIN.
2. CONSENT TO SAID ANNEXATION BY THE CITY OF CARPINTERIA OF THE TIDE AND SUBMERGED LANDS DESCRIBED IN SAID EXHIBIT "A".

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3. AUTHORIZE THE EXECUTIVE OFFICER TO GIVE THE REQUISITE NOTICES AND TO EXECUTE ANY REQUIRED DOCUMENTS IN RESPECT TO SAID ANNEXATION.
4. AUTHORIZE THE ATTORNEY GENERAL TO ENTER INTO ANY NECESSARY STIPULATIONS IN RESPECT TO THE CIVIL ACTION TITLED STANDARD OIL COMPANY OF CALIFORNIA AND ATLANTIC RICHFIELD COMPANY V. THE CITY OF CARPINTERIA ET AL., LOS ANGELES SUPERIOR COURT CASE NO. 903,714, AND EXECUTE ANY DOCUMENTS IN CONNECTION THEREWITH.

Attachment: Exhibit "A"

EXHIBIT "A"

City of Carpinteria Tide and Submerged Lands Annexation No. 1-A-1

That portion of the County of Santa Barbara, State of California, described as follows:

Beginning at the southeasterly corner of the City of Carpinteria at the southerly end of the 57th course of the city limits of said city as said city limits are described as Exhibit "A" in the Board of Supervisors Resolution No. 24988 on file in the office of the County Clerk of said County; thence,

- 1st South $0^{\circ} 29'$ West, along the southerly prolongation of said 57th course hereinabove described to a point two geographical miles seaward from the coast line along the mainland of the Santa Barbara Channel, as said coast line is defined in the Supplemental Decree of the United States Supreme Court in United States of America v. State of California, No. 5, Original, dated January 31, 1966; thence
- 2nd Northwesterly along a line every point of which is at a distance of two geographical miles seaward from said coast line hereinabove described, to the intersection with the southerly prolongation of the 55th course of the above described city limits of said city of Carpinteria; thence,
- 3rd Along said southerly prolongation of said 55th course of said city limits North $21^{\circ} 23'$ East, to the southwesterly corner of said City of Carpinteria being the southerly end of the 55th course according to the above mentioned resolution; thence,
- 4th Southeasterly along the 56th course of the above described city limits to the Point of Beginning.