

MINUTE ITEM

This Calendar Item No. C19
was approved as Minute Item
No. 19 by the State Lands
Commission by a vote of 3
to 0 at its 3-5-81
meeting.

CALENDAR ITEM

C 19

2/81
W 4566
Louie
PRC 5963

GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT: United States Department of the Interior,
Fish and Wildlife Service
Lloyd 500 Building, Suite 1692
500 N.E. Multnomah Street
Portland, Oregon 97232

AREA, TYPE LAND AND LOCATION:
Tide and submerged land in Seal Beach National
Wildlife Refuge.

TERMS OF PROPOSED LEASE:

In brief summary, the terms of the proposed
lease provide for management of the parcel
by the United States Fish and Wildlife
Service as part of the National Wildlife
Refuge system for a term of 49 years beginning
January 1, 1981.

Consideration specified in the proposed
lease consists of the operation, management,
protection and maintenance of the parcel
by the United States and the ensuing public
benefit. Should the United States earn
income from the parcel in excess of its
costs of maintaining the parcel, the State
reserves the right to charge a reasonable
rental.

The State is the owner of the mineral,
etc., rights and reserves the right of
extraction. The proposed lease provides
that the State will notify and involve
the United States and the State Department
of Fish and Game in planning for extraction.

A copy of the proposed lease is on file
in the principal office of the State Lands
Commission. It is referred to for other
specific provisions.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 & 2; Div. 13;
Div. 20.

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B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

OTHER PERTINENT INFORMATION:

1. This project is exempt from CEQA because it involves a lease to a public agency for wildlife preservation activities and is an action by the Commission to assure the maintenance, restoration and enhancement of a natural resource.

Authority: Cal. Adm. Code Title 2, Section 2907 Class 7 (A) and Cal. Adm. Code Title 14, Section 15107.

2. This project is situated on State land identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category, Class B, which authorizes Limited Use.

Staff has coordinated this project with those agencies and organizations which nominated the site as containing significant environmental values. They have found this project to be compatible with their nomination.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21084, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. DETERMINE THAT THE PROJECT IS CONSISTENT WITH THE PROVISIONS OF ARTICLE 6.5, OF TITLE 2, OF THE CAL. ADM. CODE.
3. FIND THAT GRANTING OF THE LEASE WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE P.R.C.
4. AUTHORIZE ISSUANCE TO UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE OF A 49-YEAR LEASE FROM JANUARY 1, 1981, ON FILE IN THE PRINCIPAL OFFICE OF THE STATE LANDS COMMISSION; IN CONSIDERATION OF

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THE PUBLIC BENEFIT WITH THE STATE RESERVING THE RIGHT TO CHARGE A REASONABLE RENTAL SHOULD THE LESSEE EARN INCOME FROM THE LEASE PARCEL IN EXCESS OF ITS COSTS OF MAINTAINING THE PARCEL; PROVIDED FURTHER THAT THE PUBLIC'S RIGHTS TO HUNT ON THE PERMITTED AREA CAN NOT BE PROHIBITED WITHOUT THE CONSENT OF THE CALIFORNIA DEPARTMENT OF FISH AND GAME; FOR INCLUSION OF THE LAND DESCRIBED ON EXHIBIT "A", ATTACHED AND BY REFERENCE MADE A PART HEREOF, WITHIN THE SEAL BEACH NATIONAL WILDLIFE REFUGE, TO BE MANAGED AS A PART OF THE NATIONAL WILDLIFE REFUGE SYSTEM.

EXHIBIT "A"

DESCRIPTION

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All those tidelands and submerged lands in which the State of California has a vested interest, by virtue of its sovereignty, lying below the line of ordinary high water mark, and located within the Seal Beach National Wildlife Refuge which Refuge was established pursuant to an act of Congress approved August 29, 1972 (86 Stat 633), the exterior boundaries of said Wildlife Refuge being more particularly described as follows:

BEGINNING at the road intersection of Case Road and Bolsa Avenue; thence west along the north side of Bolsa Avenue to the intersection with Target Road; thence southeast along the south side of Target Road to its intersection with Case Road; thence south along the west side of Case Road to its intersection with Slough Road; thence easterly along the south side of Slough Road to a point where Slough Road turns northeasterly; thence due east crossing 7th Street to a point on the west side of Madera Road; thence south along the west side of Madera Road to a point where Madera Road turns southwesterly; thence continuing southwesterly along the west side of Madera Road approximately 430 feet to a point; thence due south to a point on the north side of Perimeter Road; thence west along the north side of Perimeter Road to a point where Perimeter Road turns northerly; thence due west following the Station boundary approximately 4,100 feet to a point; thence north with the Station boundary approximately 700 feet to a point; thence west along the Station boundary approximately 950 feet to a corner east of Highway 1; thence northerly and northwesterly with the Station boundary to a corner near the intersection of Highway 1 and Kitts Highway; thence northeasterly along the east side of Kitts Highway passing Forrestal Avenue to a point approximately 1,000 feet past Forrestal Avenue; thence southeasterly along a fence south of Building No. 78 to a point on the east side of 6th Street; thence northeasterly along the east side of 6th Street to Case Road; thence southeasterly along the west side of Case Road to the point of beginning.

END OF DESCRIPTION

Prepared James J. Tuttle Checked H. J. Hamrick
Reviewed Date June 16 1972

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