

MINUTE ITEM

This Calendar Item No. 22
was approved as Minute Item
No. 22 by the State Lands
Commission by a vote of 3
to 0 at its 1/23/84
meeting.

CALENDAR ITEM

22 . 4

1/23/84
W 503.907
Hight/
Taylor
G-05-03
SLL 115

PROPOSAL OF THE CITY OF LONG BEACH TO
EXPEND TIDELAND OIL REVENUES FOR THE
PURCHASE OF CERTAIN BEACH LOT IN
CENTRAL BEACH AREA OF THE CITY OF LONG BEACH

On April 27, 1967, the State Lands Commission determined that the expenditure of \$2,125,000 from the City of Long Beach's share of tideland oil revenues for acquisition of beach lots in the East and Central Areas of the City was in accordance with the provisions of Chapter 138, Statutes of 1964, 1st Extraordinary Session (provided that the purchases conform in essential details to the information submitted to the Commission).

Upon acquisition, the City stated the lots would be devoted to beach, game and other leisure and recreational activities. Specific authority for such acquisitions is set forth in Sections 6(d) and 6(f) of said Chapter 138.

The City is similarly requesting authorization to expend tideland's revenues towards the acquisition, for public park purposes, of the Taper parcel comprising 3.577 acres. This parcel is located at Ocean Boulevard and 37th Place, and is adjacent to Bluff Park and the public beach in the Central Beach Area of the City of Long Beach.

This proposed expenditure is the result of a settlement of the eminent domain action entitled Coordination Proceeding, Special Title (Rule 1550(b)), Taper Parcel Condemnation Case, Taper vs. City, City v. Taper, Judicial Council

A 58

S 37

CALENDAR PAGE	<u>156</u>
MINUTE PAGE	<u>181</u>

CALENDAR ITEM NO. 22 (CONTD)

Coordination Proceeding No. 430. The Commission, represented by the Attorney General's Office, participated in this litigation to the limited extent of claiming implied dedication easements over certain portions of the parcel. The court found that the sandy beach portion of the parcel was subject to public recreational easements and the value of the parcel was reduced accordingly. The total amount of the settlement is \$9,215,000, which includes acquisition of the property, delay damages, litigation expenses associated with the earlier inverse condemnation case, and liability for any attorney's fees. The property will be improved as a park by the City at an estimated cost of \$491,000, in accordance with plans and specifications which are on file in the offices of the Commission.

The settlement amount and the proposed expenditure has been approved by the City or Long Beach staff. Staffs of the Commission and the Attorney General's Office recommend that the Commission find that the proposed expenditure is authorized under the provisions of Ch. 138/64, 1st E.S.

EXHIBIT: A. Site Map.

IT IS RECOMMENDED THAT:

1. THE COMMISSION DETERMINE THAT THE EXPENDITURE OF A MAXIMUM OF \$9,013,000, TOWARD THE ACQUISITION OF THE TAPER PROPERTY, IS IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 138/64 1ST E.S.; SUBJECT TO THE CONDITION THAT THE PURCHASE CONFORM IN ESSENTIAL DETAILS TO THE INFORMATION HERETOFORE SUBMITTED TO THE COMMISSION;
2. AUTHORIZE THE STAFF AND OFFICE OF THE ATTORNEY GENERAL TO TAKE ALL ACTION NECESSARY TO IMPLEMENT THE FOREGOING AND THE SETTLEMENT OF THE TAPER PARCEL CONDEMNATION ACTION, INCLUDING, BUT NOT LIMITED TO, LITIGATION.



EXHIBIT "A"

W503.907



CALENDAR PAGE

156.2

MINUTE PAGE

133