

Continued 11/15
Adjourned 12:15

FOR INFORMATION, PLEASE CONTACT:
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SUMMARY

MEETING OF THE STATE LANDS COMMISSION
STATE CAPITOL, ROOM 2040
SACRAMENTO, CALIFORNIA

LEO T. MCCARTHY, LIEUTENANT GOVERNOR, CHAIRMAN
GRAY DAVIS, STATE CONTROLLER, COMMISSIONER
JESSE R. HUFF, DIRECTOR OF FINANCE, COMMISSIONER

WEDNESDAY - AUGUST 30, 1989

10:30 A.M. - CLOSED SESSION. "CONSIDERATION OF POSSIBLE AND PENDING LITIGATION. THESE MATTERS WILL BE DISCUSSED IN A SESSION CLOSED TO THE PUBLIC, PURSUANT TO ATTORNEY-CLIENT PRIVILEGES. (SEE GOVERNMENT CODE SECTION 11126.)

THE FOLLOWING MATTERS WILL BE CONSIDERED UNDER GOVERNMENT CODE SECTION 11126(Q)(1):

ATLANTIC RICHFIELD COMPANY v. STATE LANDS COMMISSION ET AL.

MONTREY SAND CO. v. STATE LANDS COMMISSION, ET AL.

PEOPLE v. EXXON.

STATE OF CALIFORNIA v. CITY OF STOCKTON, ET AL.

STATE OF CALIFORNIA v. LAFCO OF SAN JOAQUIN COUNTY, ET AL.

IN ADDITION, THE COMMISSION SHALL CONSIDER MATTERS WHICH FALL UNDER GOVERNMENT CODE SECTION 11126(Q)(2) AND (3).

11:00 A.M. - OR THEREAFTER UPON ADJOURNMENT OF THE CLOSED SESSION - PUBLIC MEETING (OPEN SESSION).

CALENDAR ITEM REFERENCES TO AB 884 DENOTE THE PERMIT STREAMLINING ACT (CALIFORNIA GOVERNMENT CODE SECTION 65920 ET SEQ.)

ORDER OF BUSINESS

- I. CONFIRMATION OF MINUTES FOR THE MEETING OF JULY 10, 1989.
- II. CONSENT CALENDAR C01-C11. THE FOLLOWING ITEMS ARE CONSIDERED TO BE NON-CONTROVERSIAL. ANYONE WISHING TO ADDRESS AN ITEM ON THE CONSENT CALENDAR MAY COME FORWARD AND STATE THEIR NAME FOR THE RECORD.
 - C01 A) JOHN H. LANGE AND DIANA M. LANGE, B) RICHARD K. TILGHMAN, C) BRADLEY K. FOREMAN AND DARENE JO FOREMAN (APPLICANTS): Approve three Recreational Pier Permits: one at Huntington Harbor, Orange County; one at Sacramento River, Sacramento County; and one at San Joaquin River, Contra Costa County. (Garibay; PRC 5245, PRC 5699, PRC 5731) (A 10, 58; S 6, 7, 37)
 - C02 A) DON HALLS, B) GARY AND JEANNE WILSON, C) LOUISIANA PACIFIC CORP., D) MARCONI COVE MARINA, E) HORST HANF, F) SUN EXPLORATION AND PRODUCTION CO., G) GENERAL CHEMICAL CORP., H) SAN DIEGO GAS AND ELECTRIC CO., I) MR. AND MRS. PAUL ERMAN DBA ERMAN'S PIERCE HARBOR, J) DAVID J. AND BETTY LAWOREE, K) JAMES BULLOCK, L) CECELIA L. KRAMER, M) DAVID M. CAPIK, N) GERALDINE G. O'CONNOR (LESSEES): Approve 14 Rent Reviews/Continuations: five at Maro Island Strait, Solano County; one at Pacific Ocean at Samoa, Humboldt County; one at Tomales Bay, Marin County; one in Whiskey Slough, San Joaquin County; one at Goose Lake, Modoc County; one at San Joaquin River, San Joaquin County; one at Santa Barbara Channel at Summerland, Santa Barbara County; one at Suisun Bay, Contra Costa County; one at Section 36, T15S R3E, S0M in San Diego County; and one in Goodyear Slough, Solano County. (Garibay; PRC 2619, PRC 2649, PRC 3186, PRC 3221, PRC 4082, PRC 4324, PRC 4410, PRC 4451, PRC 5393, PRC 5782, PRC 5794, PRC 5962, PRC 6733, PRC 6833) (K 1, 2, 4, 9, 11, 26, 35, 76; S 1, 2, 3, 5, 7, 18, 39)

Amended*	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved as presented	VOTE		
						Controller	Lt. Governor	Director of Finance
					✓	Y	Y	Y
					✓	Y	Y	Y
					✓	Y	Y	Y

*See Attached

	Y=Yes	N=No	A=Abstain						
Amended*	Deferred	Pulled	Considered - No Action Taken	VOTE					
				Informational Only - No Action Taken	Approved as presented	Controller	Lt. Governor	Director of Finance	
				✓	Y	Y	Y		
				✓	Y	Y	Y		
				✓	Y	Y	Y		
				✓	Y	Y	Y		
				✓	Y	Y	Y		
				✓	Y	Y	Y		
				✓	Y	Y	Y		
				✓	Y	Y	Y		
				✓	Y	Y	Y		
	✓								
				✓	Y	Y	Y		
				✓	Y	Y	Y		
				✓	Y	Y	Y		

- C03 CALIFORNIA DEPARTMENT OF FISH AND GAME (APPLICANT):** Approve a 20-year General Permit - Public Agency Use, of submerged land located in the Merced River below the Crocker-Huffman Dam near Snalling, Marced County, for the placement of gravel for fish spawning habitat. (J. Ludlow; W 24396) (A 27; S 14)
- C04 EAST BAY EXCAVATING CO. INC. (APPLICANT):** Approve a ten-year General Lease - Right-of-Way Use of tide and submerged land located in the bed of Old River at Eucalyptus Island, Contra Costa County. (Bancroft; PRC 6090) (A 10; S 7)
- C05 HORACE W. AND DOROTHY K. HENRIS (APPLICANT):** Approve the first of three ten-year renewals as provided for in the original lease (Industrial Use - sand and gravel operation) of tide and submerged land in the Petaluma River, City of Petaluma, Sonoma County. (Bancroft; PRC 532) (A 9; S 2)
- C06 DEL REY YACHT CLUB (LESSEE/APPLICANT):** Approve an amendment to General Permit Public Agency Use to provide for the installation and maintenance of an extension to a dinghy dock located on State-owned tide and submerged land in Catalina Harbor, Santa Catalina Island, Los Angeles County. (Townsend; PRC 6412) (A 18; S 29)
- C07 WILLIAM AND JEANNE RUCH (ASSIGNOR); AND FRED AND EMILY SHADBURN, D.B.A.: GRIMES BOAT LANDING (ASSIGNEE):** Approve an assignment and five-year rent review for a General Lease - Commercial Use, of a parcel of submerged land located in the Sacramento River at Grimes, Colusa County for the continued use and maintenance of an existing commercial marina. (J. Ludlow; PRC 3309) (A 3; S 4)
- C08 COMTEL OF CALIFORNIA (APPLICANT):** Approve a General Permit - Right-of-Way Use, of relicted land adjacent to Mono Lake, Mono County. (Fong; W 24395) (A 7; S 5)
- C09 VENTURA PORT DISTRICT (LESSEE/SUBLESSEE), CITY OF SAN BUENAVENTURA (SUBLESSOR):** Approve an amendment to lease PRC 5892 and sublease of lease PRC 5930, General Permits - Public Agency Use, for a new parking facility located on tide and submerged lands at Ventura Harbor, Ventura County. (N. Smith; PRC 5892, PRC 5930) (A 36; S 18)
- C10 QMC MINING CORPORATION (FORMERLY QUINTANA MINERALS CORPORATION) (ASSIGNOR): BLUE RANGE MINING COMPANY, L.P. (ASSIGNEE):** Assignment of General Lease - Right-of-Way Use of State school land for the operation and maintenance of existing utility lines, Inyo County. (Roese; PRC 4627) (A 34; S 25)
- C11 THE ASHLOWE FARM, INC. (APPLICANT):** Approve a 30-year General Lease - Right-of-Way Use of tide and submerged land in the Pacific Ocean near Cayucos, San Luis Obispo County. (Fong; W 24115) (A 29; S 14)

III. REGULAR CALENDAR ITEMS 12-50.

- 12 CITY OF PALO ALTO (APPLICANT):** Approve a 49-year General Permit - Public Agency Use - Recreational Development of filled land located in Palo Alto near Embarcadero Way in Santa Clara County. (Maricle; W 24334) (A 21; S 11)
- 13 PACIFIC OFFSHORE PIPELINE COMPANY (LESSEE):** Approve an amendment to General Lease - Industrial Use, to reduce land use area and amend the term, consideration, and other provisions of the lease, consistent with the Commission's current leasing practice on tide and submerged land located in the Pacific Ocean near El Capitan State Beach, Santa Barbara County. (Louie, Small; PRC 4977) (A 35; S 18)
- 14 ROY WICKLAND AND JANET WICKLAND (APPLICANT):** Approve a five-year Recreational Pier Permit of a submerged land located in Lake Tahoe at Meeks Bay, El Dorado County. (J. Ludlow; W 24193) (A 7; S 1)
- 15 BEVERLY BONE (APPLICANT):** Approve a five-year Recreational Pier Permit for the partial reconstruction, use, and maintenance of existing pier on submerged land located in Lake Tahoe at Agate Bay, Placer County. (J. Ludlow; PRC 5401) (A 7; S 1)

*See Attached

Y=Yes		N=No		A=Abstain			
Amended*	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	VOTE		
					Approved as presented	Controller	Lt. Governor
				✓	Y	Y	Y
				✓	Y	Y	Y
		✓					
				✓	Y	Y	Y
				✓	Y	Y	Y
				✓	Y	Y	Y
				✓	Y	Y	Y
		✓					
				✓	Y	Y	Y
				✓	Y	Y	Y
				✓	Y	Y	Y
		✓					
				✓	Y	Y	Y
				✓	Y	Y	Y
				✓	Y	Y	Y
				✓	Y	Y	Y
				✓	Y	Y	Y
				✓	Y	Y	Y

- 16 P-SQUARED, A PARTNERSHIP (APPLICANT): Approve a ten-year Recreational Pier Permit for the repair, use, and maintenance of existing rock crib pier and boathouse at Fallen Leaf Lake, El Dorado County. (J. Ludlow; W 24209) (A 7, S 1)
- 17 ANW MILTON WALLIS TRUST (APPLICANT): Approve a five-year Recreational Pier Permit for the partial reconstruction of existing boathouse and continued use and maintenance of two mooring buoys in Lake Tahoe, at Sunnyside, Placer County. (J. Ludlow; PRC 4314) (A 7, S 1)
- 18 CHARLOTTE M. ANGELL AND ROBERT W. ANGELL, TRUSTEES (APPLICANTS). Approve a five-year Recreational Pier Permit of submerged land located in Lake Tahoe, near Cedar Point, Placer County. (J. Ludlow; W 24144) (A 7; S 1)
- 19 BARBARA HEFNER (APPLICANT): Approve of a five-year Recreational Pier Permit of submerged land in Lake Tahoe, Dollar Point, Placer County. (J. Ludlow, W 23946) (A 7; S 1)
- 20 JEAN R. MINASIAN, PAUL MINASIAN, MALCOLM MINASIAN, AND REGINA MINASIAN AMBROSE (APPLICANTS): Approve a five-year Recreational Pier Permit for reconstruction and extension of existing pier and addition of a boatlift on submerged land located in Lake Tahoe near Carnelian Bay, Placer County. (J. Ludlow; W 1124.207) (A 7; S 1)
- 21 ROBERT F. MARX dba PHOENICIAN SOUTH SEAS TREASURES, LTD (APPLICANT): Approve a one-year extension of salvage permit for retrieval and salvage of sunken vessel, and contents thereof, on tide and submerged land located in the Pacific Ocean, Drake's Bay, Marin County. (Louie, Pelkofer; PRC 7108) (A 9; S 3)
- 22 JOHN BATELLE, BATELLE CONSTRUCTION (PARTIES): Denial of a salvage permit application for failure to provide information to complete it for more than one year. (Louie, Pelkofer; W 23555) (A 35; S 18)
- 23 RIVERBANK HOLDING COMPANY (LESSEE); SACRAMENTO SAVINGS AND LOAN ASSOCIATION (LENDER): Grant approval to encumber a leasehold interest to lands covered in lease PRC 6427 (Commercial Marina), of tide and submerged land in the Sacramento River in Sacramento County. (Maricle, PRC 6427) (A 10; S 6)
- 24 GREAT BASIN UNIFIED AIR POLLUTION CONTROL DISTRICT (APPLICANT): Approve a Geological Survey Permit for two years on Owens Dry Lake, Inyo County. (Willard; W 40174) (A 34; S 25)
- 25 CAPITOL OIL CORPORATION (LESSEE). Consent to pooling of leased lands under State oil and gas lease PRC 7283, Sutter County. (Hamilton; PRC 7283) (A 3; S 1)
- 26 SANTA CATALINA ISLAND COMPANY (LESSEE); DAVID GEMILERE (SUBLESSEE), CATALINA FLYING BOATS, INC. (LICENSEE): Approve a 15-year General Lease - Commercial Use of tidelands and submerged land, Santa Catalina Island, Los Angeles County. (Louie, J. Sekelsky; W 22957.1) (A 58; S 29)
- 27 STATE LANDS COMMISSION/GRI EXPLORATION CORPORATION AND GRI DEVELOPMENT CORPORATION (PARTIES): Status of GRI bankruptcy proceedings involving State geothermal leases Sonoma County. (Willard; PRC 5217, PRC 5870, PRC 5021) (A 2, 8; S 2, 4)
- 28 GRI EXPLORATION CORPORATION AND GRI DEVELOPMENT CORPORATION (APPLICANTS): Amendment of State Geothermal Resources Lease PRC 5217, Sonoma County. (Willard, PRC 5217) (A 2, 8; S 5, 4)
- 29 CGG AMERICAN SERVICES, INC. (APPLICANT): Approve an amendment to Geophysical Survey Permit PRC 7267 issued for State-owned tide and submerged lands in the Sacramento Delta area of Sacramento, Contra Costa and Solano counties. (Nitsche, PRC 7627) (A 4, 10, 11, 12, 15; S 2, 5, 6, 7, 9)
- 30 INFORMATIVE: STATE LANDS COMMISSION (APPLICANT): Year-end status report 1988-89 Plan of Development and Operations and Budget, Long Beach Unit, Wilmington Oil Field, Los Angeles County. (Naughton; W 17094) (A 57, 58; S 29)

*See Attached

Y=Yes N=No A=Abstain

	Amended*	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved as presented	VOTE		
							Controller	Lt. Governor	Director of Finance
31						✓	Y	Y	Y
32						✓	Y	Y	Y
33						✓	Y	Y	Y
34						✓	Y	Y	Y
35						✓	Y	Y	Y
36						✓	Y	Y	Y
37		✓							
38									
39						✓	Y	Y	Y
40						✓	Y	Y	Y
41		✓							
42		✓							
43		✓							
44			✓						

- 31 CITY OF LONG BEACH (APPLICANT): Approve consent to first amendment to Long Beach Harbor Tidelands Parcel and Parcel "A" Contract to permit contractor (TOPKO) to conduct field operations on Segment II (uplands) of Fault Block Units, Long Beach Tidelands, Los Angeles County. (Pace; W 12016) (A 57, 58; S 29)
- 32 MORRIS TUG AND BARGE, INC. (APPLICANT): Renew mineral extraction lease for extraction of oyster shell from South San Francisco Bay, Alameda and San Mateo counties. (Martinez; PRC 5534) (A 15, 19; S 6, 8)
- 33 SAND COVE DEVELOPMENT COMPANY (APPLICANT): Issue a dredging permit to authorize removal of material from the Sacramento River at Ski Beach, Sacramento County. (Martinez; W 24407) (A 10; S 6)
- 34 COUNTY OF ORANGE (APPLICANT): Issue a dredging permit authorizing removal of material from Upper Newport Bay, Orange County, to improve navigability at Newport Dunes Aquatic Park as part of Newport Dune Redevelopment Project. (Martinez; W 24318) (A 70; S 37)
- 35 CITY OF SANTA BARBARA (APPLICANT): Issue a maintenance dredging permit to authorize removal of material from five locations in Santa Barbara Harbor, Santa Barbara County. (Martinez; PRC 6620) (A 35; S 18)
- 36 UNITED STATES ARMY CORPS OF ENGINEERS: Issue a dredging permit authorizing removal of material from shoreline adjacent to Surfside-Sunset Beach and Huntington Beach, Orange County. (Martinez; WP4551) (A 70; S 34)
- 37 HOMESTAKE MINING COMPANY OF CALIFORNIA (APPLICANT): Approve a one-year extension of a permit to prospect for minerals other than oil and gas, geothermal resources, sand and gravel, San Bernardino County. (Pelka; PRC 7065) (A 68, S 36)
- 38 EDGINGTON OIL COMPANY (APPLICANT): Approve award by City of Long Beach of sell-off oil sales contract, Long Beach Harbor Department Tidelands Parcel and Parcel "A" (second 10% segment), Wilmington Oil Field, Los Angeles County to highest Edgington Oil Company. (Tanner; W 12036, W 12037, W 12038) (A 57, 58; S 29)
- 39 CROWLEY MARITIME CORPORATION (APPLICANT): Consideration of boundaries and proposal to annex tide and submerged lands into the City of Martinez, Contra Costa County. (Plummer; W 2400.174) (A 11; S 7)
- 40 COUNTY OF MONTEREY (APPLICANT): Consideration of incorporation of tide and submerged lands into the proposed town to Pebble Beach, Monterey County. (Frey, Fossum; W 2400.175) (A 28; S 17)
- 41 WAREHAM PROPERTY GROUP, INC (APPLICANT): Approve a Title Settlement Agreement involving real property in the City of Richmond, Contra Costa County. (J. Sekelsky; W 24363) (A 11; S 7)
- 42 FLEUR DU LAC ESTATES ASSOCIATION, FRED N. SAHADI, T. J. RAGAN MARIN (PARTIES): Violation of dredging permit at Lake Tahoe, Placer County. (Frey; PRC 6454, 503.1623) (A 7; S 1)
- 43 MONTEREY SAND COMPANY (APPLICANT): Consideration of sand extraction lease with Monterey Sand Company, located at Monterey Bay, Monterey County. (Frey; PRC 3694) (A 28; S 17)
- 44 JOHN R. NORTON, III (APPLICANT): Title Settlement Agreement between the State and John R. Norton, III, Jr., Norton Company, and John R. Norton, III, as Trustee under the John R. Norton, Jr. Living Trust Agreement (Norton). Under proposed settlement, State will quitclaim any and all sovereign interest to lands within Norton's recorded ownership in Riverside County, near city of Blythe, along current channel of Colorado River. (Hadley, A. Scott; W 503.1502) (A 68; S 36)

*See Attached

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	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved as presented	VOTE		
						Controller	Lt. Governor	Director of Finance
	✓							
				✓	Y	Y	Y	Y
				✓	Y	Y	Y	Y
				✓	Y	Y	Y	Y
				✓	Y	Y	Y	Y
				✓	Y	Y	Y	Y

- 45 DAVID C. NOWELL (APPLICANT): Title Settlement Agreement between the State and David C. Nowell. Under the proposed settlement, the State will quitclaim any and all sovereign interest to lands within Nowell's record title to certain lands in Riverside County, near the city of Blythe, bordering the current channel of the Colorado River in exchange for \$96,000 to be contributed to the Land Bank Fund. (PRC Sec. 00600 et. seq.) (Hadley, A. Scott; W 503.1502) A 68; S 36)
- 46 STATE LANDS COMMISSION (PARTY): Interagency agreement with Great Basin Unified Air Pollution District for Owens Lake dust abatement from Environmental License Plate Funds (ELDF). (D. Brown; C 8908)
- 47 STATE LANDS COMMISSION (PARTY): Authorize Executive Officer to contract for the services and testimony of an expert witness in reference to the ARCO litigation. (Pelkofer, C 8914)
- 48 STATE LANDS COMMISSION (PARTY): Authorize Executive Officer to contract for a consultant, expert in oil spill recovery, to assess the State's current capacity to respond effectively to a major oil spill. (Pelkofer, C 8915)
- 49 STATE LANDS COMMISSION (PARTY): Approve modifications to present Application List and Criteria forms for applications for surface leases, including recreational pier permits and salvage permits. (Horn, Pelkofer; W 21809, W 5125.4)
- 50 DALE W. HANSON AND MARGERY J. HANSON (APPLICANTS): Approve a five-year Recreational Pier Permit from August 30, 1989, of a submerged parcel of land located in Lake Tahoe near Homewood, Placer County; for the retention, use and maintenance of an existing pier and the replacement of five pilings to the pier. (J. Ludlow; W 24248) (A 7; S 1)