An act granting certain tidelands and submerged lands of the State of California to the city of Albany, and regulating the management, use and control thereof.

[Approved May 6, 1919. In effect July 22, 1919.]

The people of the State of California do enact as follows:

Section 1. There is hereby granted to the city of Albany, a municipal corporation of the State of California, and to its successors, all the right, title and interest of the State of California, held by said state by virtue of its sovereignty in and to all tidelands and submerged lands, whether filled or unfilled, which are included within the present boundaries of the city of Albany, to be forever held by said city and by its successors in trust for the use and purposes, and upon the express conditions following, to wit:

(a) That said lands shall be used by said city and its successors, only for the establishment, improvement and conduct of a harbor, and for the construction, maintenance and operation thereon of wharves, docks, piers, slips, quays, and other utilities, structures and appliances necessary or convenient for the promotion and accommodation of commerce and navigation, and said city or its successors shall not, at any time, grant, convey, give or alien said lands or any part thereof to any individual, firm or corporation, for any purposes whatever; provided, that said city or its successors may grant franchises thereon, for limited periods, but in no event exceeding fifty years for wharves and other public uses and purposes, and may lease said lands or any part thereof for limited periods, but in no event exceeding fifty years, for the purposes consistent with the trusts upon which said lands are held by the State of California, and with the requirements of commerce or navigation at said harbor.

(b) That said harbor shall be improved by said city without expense to the state, and shall always remain a public harbor for all purposes of commerce and navigation, and the State of California shall have at all times the right to use, without
charge, all wharves, docks, piers, slips, quays and other improve-
ments constructed on said lands, or any part thereof, for any
vessel or other water craft, or railroad, owned or operated by
the State of California.

(c) That in the management, conduct or operation of said
harbor, or of any of the utilities, structures or appliances
mentioned in paragraph (a), no discrimination in rates, tolls,
or charges or in facilities for any use or service in connection
therewith shall ever be made, authorized or permitted by said
city or its successors.

(d) There is hereby reserved, however, in the people of the
State of California the absolute right to fish in all the waters
of said harbor, with the right of convenient access to said
waters over said land for said purpose.

CHAPTER 212.

An act to amend section seven hundred sixty-three of an
act entitled “An act to provide for the organization, incor-
poration and government of municipal corporations,”
approved March 13, 1883, as amended.

[Approved May 5, 1919. In effect July 22, 1919.]

The people of the State of California do enact as follows:

SECTION 1. Section seven hundred sixty-three of an act
entitled “An act to provide for the organization, incorpora-
tion and government of municipal corporations,” approved
March 13, 1883, as amended, is hereby amended to read as
follows:

Sec. 763. No resolution granting any franchise, and no
ordinance for any purpose, shall be passed by the board of
trustees on the day of its introduction, nor within five days
thereafter, nor at any other than a regular meeting, or an
adjourned regular meeting, and no such resolution and no
ordinance granting any franchise shall be passed without being
first submitted to the city attorney. No resolution or order for
the payment of money shall be passed at any other than a
regular meeting, or an adjourned regular meeting, and no
resolution or order for the payment of money, no resolution
granting a franchise, and no ordinance for any purpose, shall
have any validity or effect unless passed by the affirmative
vote of at least three trustees. In cases of urgency the board
of trustees by a four-fifths vote may adopt any ordinance or
resolution affecting the health and safety of the public on the
day of its introduction or at any regular or special meeting.