

MINUTE ITEM

27. APPLICATION OF THE CITY OF LONG BEACH FOR EXPENDITURE OF TIDELAND OIL REVENUES FOR IMPROVEMENT OF APPIAN WAY - L.B.W.O. 10,087.

After presentation of Calendar Item 36 attached, Deputy Attorney General Jay Shavelson reported that Long Beach is willing to accept the principle of future determination of participation by tideland funds as determined from operating studies of the completed project.

Mr. Harold Lingle, Deputy City Attorney of Long Beach, reported that the City was anxious to get action as soon as possible, and informed the Commission that three public hearings had been held in Long Beach. Upon inquiry by Mr. Zweiback as to whether a transcript of testimony given at any of the public hearings held in Long Beach was available, Mr. Lingle indicated that this probably would appear in the minutes of Council meetings.

Mr. H. A. Buehler appeared on behalf of three separate organizations, the North Alamitos Bay Property Owners Association, the Naples Improvement Association, and the Marina Improvement Association, all of Long Beach, and all opposed to the building of the Appian Way Bridge, and requested the Commission to defer taking action, and to recalendar the item for a future meeting to be held in Southern California when residents of the area can be present, and also to give those opposed more time for specific preparation of their protest.

The Executive Officer summarized that the responsibility of the Commission was to consider a basis for the allocation of tideland funds to the project, whereas the dispute as to the project per se between the residents of Long Beach and the City administration of Long Beach should be a matter to be resolved locally.

The Commission thereupon deferred consideration on this application until the next scheduled meeting which is to be held in Los Angeles on Thursday, October 29, 1959, with the hope that the differences of opinion on local issues can be resolved locally.

Attachment

Calendar Item 36 (2 pages)

CALENDAR ITEM

36.

APPLICATION OF THE CITY OF LONG BEACH FOR EXPENDITURE OF TIDELAND OIL REVENUES FOR IMPROVEMENT OF APPIAN WAY - L.B.W.O. 10,087.

On April 2, 1959, the City of Long Beach submitted a request for the expenditure of a portion of its share of the tideland oil revenues, pursuant to the authority of Chapter 29/56, 1st E.S., for the improvement of Appian Way and the construction of a bridge on Appian Way over the north arm of Alamitos Bay, at a cost of \$325,000.

The purpose of the proposed improvements is to be an ingress and egress route to the Long Beach Marina, as well as an accommodation of traffic, which has been re-routed by reason of the removal of the East Ocean Boulevard Bridge. The proposed improvements contemplate four 12-foot traffic lanes and two 8-foot parking lanes on Appian Way, for a total distance in excess of one mile. Also included in the proposed project is the construction of a bridge over the north arm of Alamitos Bay, permitting ingress and egress to and from the Long Beach Marina over Appian Way as improved. Cost breakdown of the project on the basis of plans and specifications is to be \$120,500 for widening and improving Appian Way, and approximately \$204,500 for construction of the bridge over Alamitos Bay.

The question of the legal propriety of the proposed expenditure was submitted to the office of the Attorney General for opinion. It is the opinion of the Attorney General's office that the proposed street improvement and bridge construction would have substantial use as an artery for non-Marina traffic between Long Beach and Orange County, while at the same time the facilities will be used to a substantial degree for ingress and egress to the Marina. Consequently, it would be proper for the City to expend its share of the tideland oil revenues for the proportionate share of the proposed improvements, which are necessitated by and would be incident to use of the Long Beach Marina.

Upon receipt of the opinion referred to above, the staff requested the City of Long Beach to submit reports necessary to determine the extent to which the proposed improvements will be used in conjunction with or incidental to the Marina. This study was undertaken by the City of Long Beach through its Traffic Engineering Division, and the result of that study was forwarded to the State Lands Division offices on August 18, 1959. The gist of the Long Beach study was that the projected Marina traffic will constitute 58.64 per cent of the average daily traffic using the proposed improvements.

The Long Beach study has been reviewed by the Civil Engineering staff of this Division. It was the opinion of the Civil Engineers that the scarcity of factual material was cause for many necessary assumptions in the study but that, in any event, the proportionate share of the use attributable to the Marina should not exceed 50 per cent. The staff recognizes the difficulty of anticipating the use of the proposed improvements prior to their completion, and also the fact that the traffic studies which have been conducted are necessarily based upon some arbitrary assumptions.

CALENDAR ITEM 36. (CONTD.)

IT IS RECOMMENDED THAT THE COMMISSION APPROVE THE APPLICATION OF THE CITY OF LONG BEACH, PURSUANT TO THE AUTHORITY OF CHAPTER 29/56, 1ST E.S., TO EXPEND NOT MORE THAN \$190,600 FOR THE IMPROVEMENT OF APPIAN WAY AND THE CONSTRUCTION OF A BRIDGE OVER THE NORTH ARM OF ALAMITOS BAY IN THE CITY OF LONG BEACH, TO BE USED IN SUBSTANTIAL PART AS A MEANS OF INGRESS AND EGRESS TO THE LONG BEACH MARINA. IT IS FURTHER RECOMMENDED THAT THIS APPROVAL BE GIVEN UPON THE CONDITION THAT A FINAL AUDIT OF THE COSTS TO BE PAID FROM TIDELAND FUNDS WILL BE MADE UPON THE BASIS OF A TRAFFIC STUDY TO BE CONDUCTED NO LATER THAN THREE YEARS AFTER COMPLETION OF THE PROPOSED IMPROVEMENTS, WHICH STUDY WILL SHOW THE PERCENTAGE OF ACTUAL USE AS A BASIS FOR DETERMINING FUTURE PROJECTED USE OF THE IMPROVEMENTS IN CONJUNCTION WITH OR INCIDENT TO THE LONG BEACH MARINA.