

CHAPTER 616

Stats 1917, p 90, amended *An act to amend Section 1 of an act entitled "An act granting certain tidelands and submerged lands of the State of California to the City of Santa Monica upon certain trusts and conditions," approved April 16, 1917, relating to the use of certain tidelands and submerged lands granted to the City of Santa Monica.*

In effect October 1, 1949

[Approved by Governor June 9, 1949 Filed with Secretary of State June 9, 1949.]

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

SECTION 1. Section 1 of the act cited in the title hereof is amended to read:

Tidelands granted to Santa Monica

Section 1. There is hereby granted to the City of Santa Monica, 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 the tidelands and submerged lands, within the present boundaries of said city, and situated below the line of mean high tide of the Pacific Ocean, to be forever held by said city, and by its successors, in trust for the uses and purposes, and upon the express conditions following, to wit:

Purposes for which land may be used

(a) Said lands shall be used by said city and by its successors, solely for the establishment, improvement and conduct of a harbor and for the establishment and construction of bulkheads or breakwaters for the protection of lands within its boundaries, or for the protection of its 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 or accommodation of commerce and navigation, and the protection of the lands within said city, 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 purpose whatsoever; provided, that said city, or its successors, may grant franchises thereon, for a period not exceeding twenty-five years, for wharves and other public uses and purposes, and may lease said lands, or any part thereof for a period not exceeding twenty-five years, for 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;

Terms of franchises and leases

Harbor improved without expense to State

(b) 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 improvements 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) 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 by its successors. The absolute right to fish in the waters of said harbor with the right of convenient access to said waters over said lands for said purpose, is hereby reserved to the people of the State of California.

No discrimination
in rates,
etc.

Right
to fish
reserved
to people

(d) Insofar as such use does not interfere with the other uses provided for in this act said lands may be used and developed for recreational purposes and facilities, and parking lots necessary for such use and development may be constructed, operated and maintained thereon.

Recreational
uses