

## CHAPTER 1163

An act relating to tidelands and submerged lands granted by the state to the City of Long Beach, and declaring the urgency thereof, to take effect immediately.

[Approved by Governor October 14, 1991. Filed with  
Secretary of State October 14, 1991.]

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

**SECTION 1.** (a) Pursuant to Chapter 29 of the Statutes of 1956, First Extraordinary Session, the State Lands Commission has authorized the execution of a contract between a private contractor and the City of Long Beach known as the Long Beach Harbor Tidelands Parcel and Parcel "A" Oil Contract. This contract will expire by its terms within the next 10 years. The city and the contractor desire to amend the contract to provide for the implementation of a steamflood and cogeneration project for the Long Beach Harbor tidelands, and to provide for the replacement and consolidation of tank farms, electrification of facilities, the repair and replacement of pipelines, and the construction of a waste water treatment facility. It is necessary that the City of Long Beach be empowered immediately to extend the contract so that its term from inception to termination equals 35 years, so that these amendments and modifications will become economically feasible.

(b) As used in this act:

- (1) "Commission" means the State Lands Commission.
- (2) "City" means the City of Long Beach.

(3) "Contractor" means a person or entity contracting with the commission and the city pursuant to subdivision (a).

(4) "Chapter 29" means Chapter 29 of the Statutes of 1956, First Extraordinary Session.

(5) "Chapter 138" means Chapter 138 of the Statutes of 1964, First Extraordinary Session.

**SEC. 2.** Notwithstanding anything to the contrary in Chapter 29, Chapter 138, the Long Beach City Charter, or any law or ordinance of the city, the contract described in subdivision (a) of Section 1 of this act may be extended, with the approval of the commission, such that the total term of the contract, from inception to termination, does not exceed 35 years.

**SEC. 3.** The Legislature finds and declares that this act is necessary for the promotion of the public interest and is of statewide concern. To the extent that any provision of this act conflicts with Chapter 29, Chapter 138, the Long Beach City Charter, or any law or ordinance of the city, the provisions of this act shall prevail. No person or entity shall have liability to any other person or entity by reason of the preparation, execution, or delivery of any and all contracts provided for in this act. However, nothing in this act shall relieve any person or entity from liabilities imposed by those contracts or from operations conducted pursuant to those contracts.

**SEC. 4.** This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to implement urgently needed capital improvements and an urgently needed steamflood and cogeneration project for the Long Beach tidelands at the earliest possible time, it is necessary that this act take effect immediately.