

MINUTE ITEM
This Calendar Item No. C15
was approved as Minute Item
No. 13 by the State Lands
Commission by a vote of 3
to 0 at its 3/24/87
meeting.

CALENDAR ITEM

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C15

03/26/87

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SA 5681

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DENIAL OF APPLICATION
CHARLES E. MADDUX

Current Law requires State agencies to compile lists of criteria specifying the detailed application information required of applicants for development projects. Accordingly, the State Lands Commission adopted its application criteria through Calendar Item 2 at its April 12, 1978 meeting.

Once an application has been accepted as complete, the Commission must act on the application within specified time periods. Failure to act within the time allowed, either by approving or denying the project, could result in approval of the project, as proposed.

Therefore, pursuant to Government Code Section 65920, et seq., the following application is submitted for denial.

APPLICANT: Charles E. Maddux
HCR 2939
Lucerne Valley, California 92356

AB 884: 04/15/87.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a statutory exempt project. The project is exempt because CEQA does not apply to projects which a public agency rejects or disapproves.

Authority: P.R.C. 21080(b)(5) and 14 Cal. Adm. Code 15270.

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2. The applicant has applied to State Lands Commission to purchase an access easement across State owned lands in order to obtain legal access to a landlocked parcel located within Lucerne Valley, San Bernardino County. During the course of negotiation it was determined that a legally acceptable land survey map depicting the location of an existing desert road relative to the access easement strip would be required. Insufficient time remains within the specified time period to approve or disapprove this application for the applicant to obtain this certification. The applicant has been informed of the proposed denial.

EXHIBIT: A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A STATUTORY EXEMPT PROJECT PURSUANT TO P.R.C. 21080(b)(5) AND 14 CAL. ADM. CODE 15270, PROJECTS WHICH A PUBLIC AGENCY REJECTS OR DISAPPROVES.
2. DENY WITHOUT PREJUDICE THE APPLICATION OF CHARLES E. MADDUX FOR PURCHASE OF AN ACCESS EASEMENT ACROSS STATE OWNED LAND WITHIN LUCERNE VALLEY, SAN BERNARDINO COUNTY (SA 5681) IN COMPLIANCE WITH THE STANDARDS FOR DENIAL SET FORTH IN STATE ADMINISTRATIVE MANUAL SECTION 1099.
3. AUTHORIZE STAFF TO ADVISE THE APPLICANT OF THE COMMISSION'S ACTION TO DENY AND THE APPLICANT'S RIGHT TO REAPPLY FOR THE SAME PROJECT.

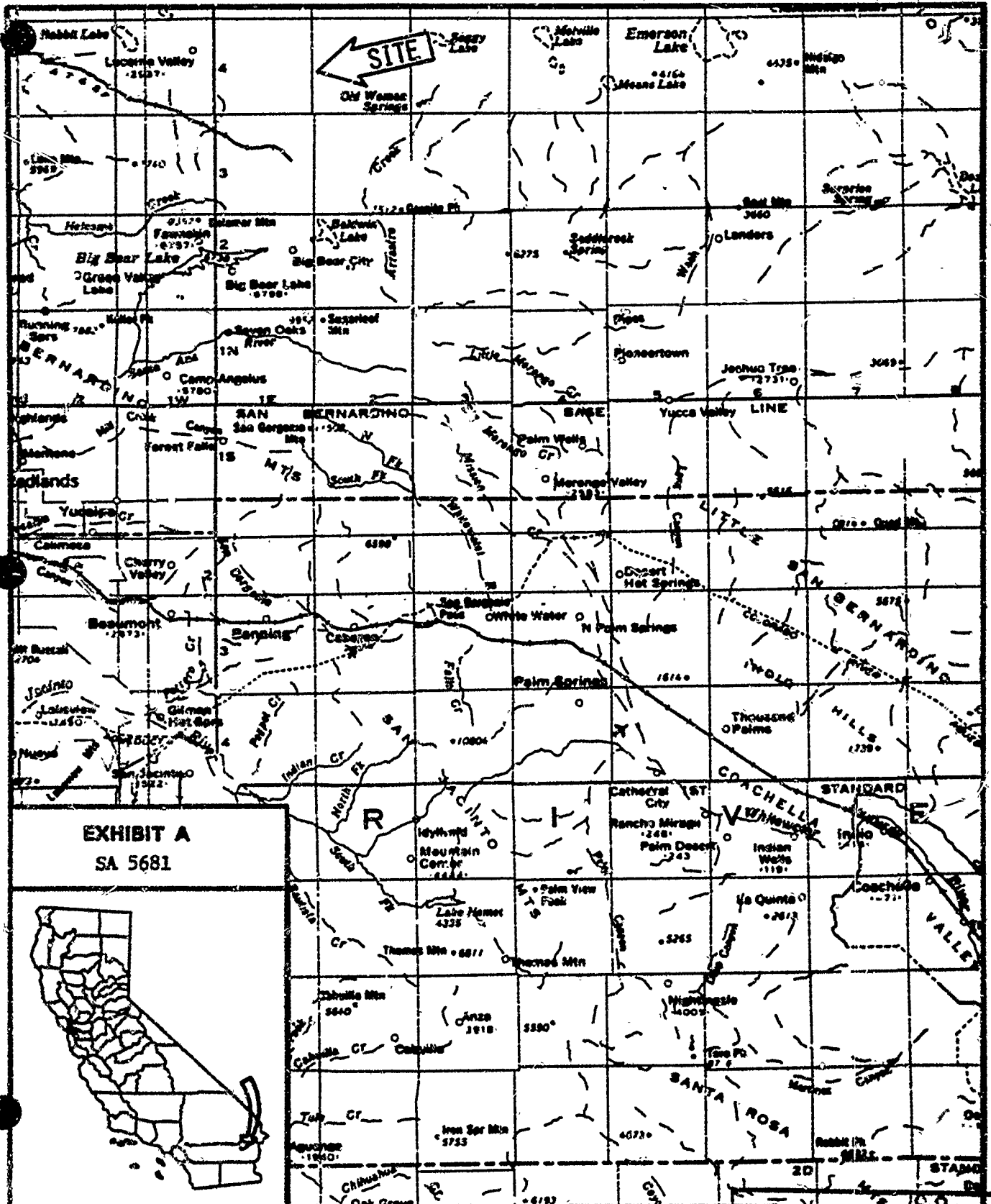


EXHIBIT A
SA 5681



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