

MINUTE ITEM

This Calendar Item No. 13  
was approved as Minute Item  
No. 13 by the State Lands  
Commission by a vote of 2  
to 0 at its 12/20/84  
meeting.

CALENDAR ITEM

A 14  
S 18

13

12/20/84  
W 23342  
Grimmett

DENIAL OF APPLICATION

Chapter 1200, Statutes of 1977 (AB 884), 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 No. 2 at its April 12, 1978 meeting.

Under AB 884, 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.

Therefore, pursuant to Chapter 1200, Statutes of 1977, the following application for the State Lands Commission lease is submitted for denial due to the applicant's rejection of the State's lease terms.

APPLICANT: Design and Construction  
Associates, Inc.  
(Fred Patrick)

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 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.

AB 884: 01/06/85.

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TYPE OF LEASE REQUIRED:

The application is for an existing residential structure with appurtenant facilities and a protective structure on State-owned tidelands in Santa Monica Bay, Los Angeles County.

EXHIBIT: A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THIS ACTIVITY IS EXEMPT FROM CEQA BECAUSE CEQA DOES NOT APPLY TO PROJECTS WHICH A PUBLIC AGENCY REJECTS OR DISAPPROVES PURSUANT TO 14 CAL. ADM. CODE 15270.
2. DENY, WITHOUT PREJUDICE TO THE APPLICANT'S RIGHT TO REAPPLY FOR THE SAME PROJECT, THE APPLICATION OF DESIGN AND CONSTRUCTION ASSOCIATES, INC. FOR A LEASE FOR AN EXISTING RESIDENTIAL STRUCTURE WITH APPURTENANT FACILITIES AND A PROTECTIVE STRUCTURE ON STATE-OWNED TIDELANDS IN SANTA MONICA BAY, LOS ANGELES COUNTY (W 23342) 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.

