

MINUTE ITEM

This Calendar Item No. 26
 was approved as Minute Item
26 by the State Lands
 Commission by a vote of 2
 to 1 at its 8/20/81
 meeting.

CALENDAR ITEM

26

8/20/81
 W 21821
 De La Cruz

DENIAL OF APPLICATION
 AB 884

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. 12 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, results in automatic approval of the project (by operation of law).

Therefore, pursuant to Chapter 1200, Statutes of 1977, the following application for the State Lands Commission lease is submitted for denial. This application should be denied because of the unresolved title problems within this area of the former bed of the Yuba River. This title question is currently in litigation. This application was deemed complete in accordance with Commission-approved criteria.

| <u>W. O.</u> | <u>APPLICANT</u> | <u>TYPE OF FACILITY</u> |
|--------------|---|--|
| W 21821 | Mr. Andy Rossen P. O. Box 2451 Marysville, CA 95901 | Existing fish hatchery in the former bed of the Yuba River, Yuba County. |

AB 884: 10/24/81.

EXHIBIT: A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DENY, WITHOUT PREJUDICE TO APPLICANT'S RIGHT TO REAPPLY FOR THE SAME PROJECT, THE APPLICATION OF MR. ANDY ROSSEN FOR AN EXISTING FISH HATCHERY IN THE FORMER BED OF THE YUBA RIVER, YUBA COUNTY (W 21821), IN COMPLIANCE WITH THE STANDARDS FOR DENIAL SET FORTH IN STATE ADMINISTRATIVE MANUAL SECTION 1099.

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2. AUTHORIZE STAFF TO ADVISE THE APPLICANT OF THE COMMISSION'S ACTION TO DENY AND OF THE APPLICANT'S RIGHT TO REAPPLY FOR A LEASE.

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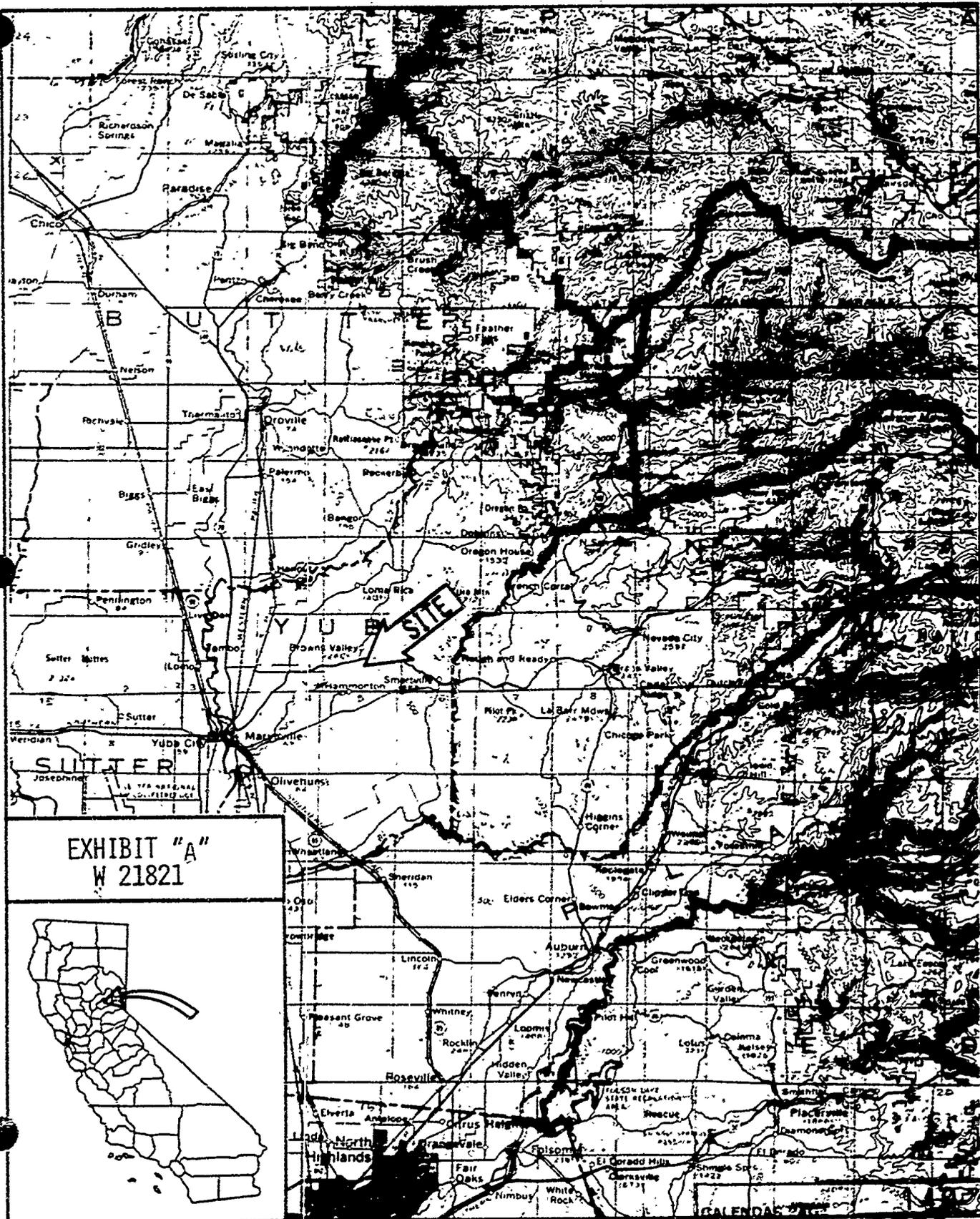


EXHIBIT "A"
W 21821

(Added 8/18/81)

CALENDAR DATE
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