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CALENDAR ITEM

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DENIAL OF APPLICATION

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.

Therefore, pursuant to Government Code Section 65920, et seq., the following application is submitted for denial pending the results of further title study. The exact nature and extent of State ownership is not yet sufficiently certain to permit leasing at this time.

APPLICANT: Robert and Leah Forester
220 Redwood Hwy, #162
Mill Valley, California 94941

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.

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2. Due to title uncertainties on the subject parcel, staff requests that the Commission deny the application pending further investigation.

AB 884: 01/29/86.

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 ROBERT AND LEAH FORESTER FOR A LEASE FOR A BOAT REPAIR SHOP ON FILLED LAND AT THE CONFLUENCE OF THE NAPA RIVER AND DUTCHMAN SLOUGH IN VALLEJO, SOLANO COUNTY (W 23368) 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.

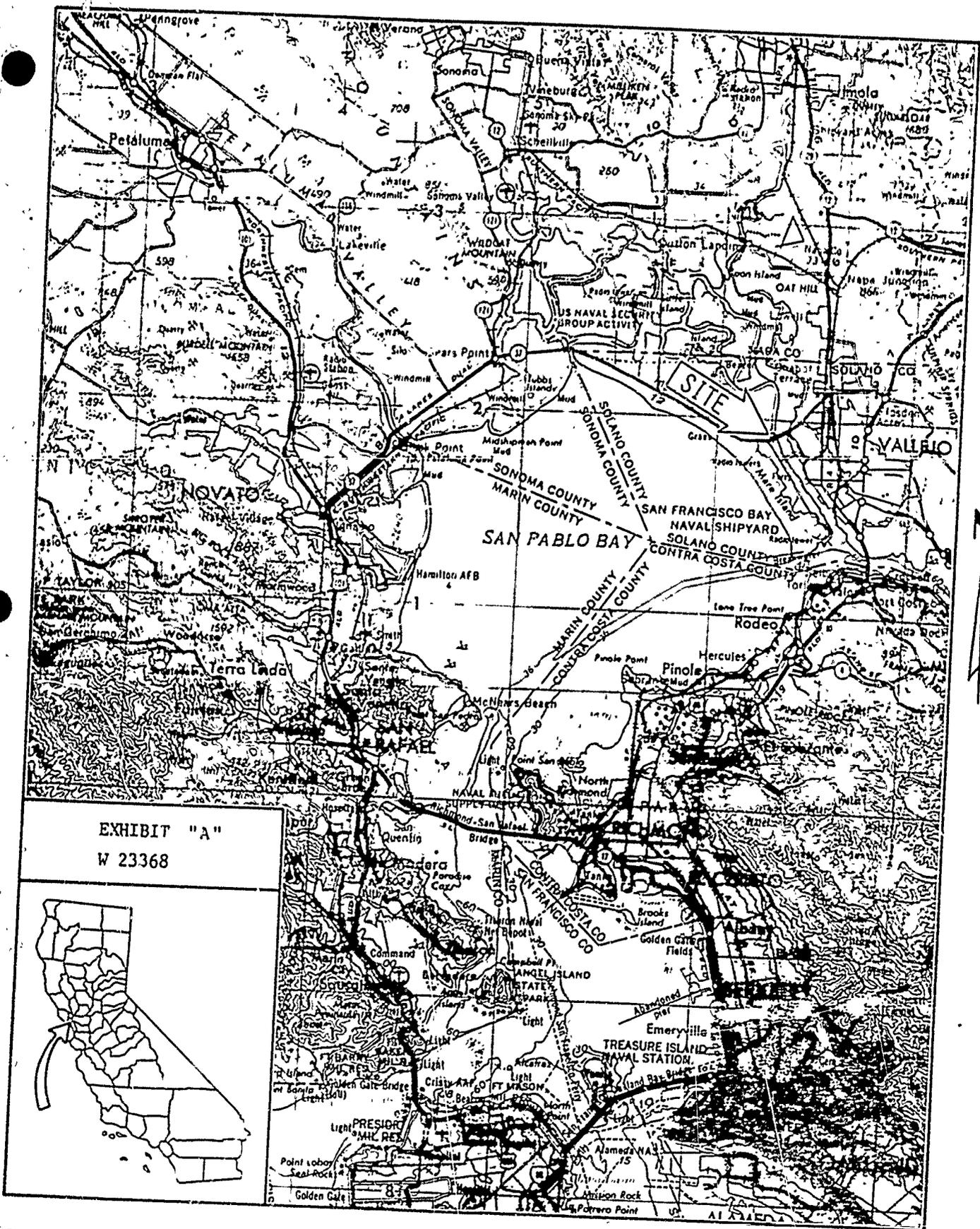


EXHIBIT "A"
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