

**CALIFORNIA STATE LANDS  
COMMISSION**100 Howe Avenue, Suite 100-South  
Sacramento, CA 95825-8202*Established in 1938***JENNIFER LUCCHESI**, Executive Officer**916.574.1800**TTY CA Relay Service: 711 or Phone **800.735.2922**  
from Voice Phone **800.735.2929**  
or for Spanish **800.855.3000****Contact Phone: 916.574.1900****NOTICE OF DETERMINATION  
(Public Resources Code section 21108)**File Ref: Lease 9504  
SCH#:2021110076  
Item: 58

Title: Gem Hill Quarry Project

Applicant: CalPortland Company

Location: 0.23 acre, more or less, of State-owned school land located in the East ½ of the Northwest ¼ of Section 36, Township 10 North, Range 13 West, SBM, northwest of Rosamond, Kern County.

Description: The project proponent has submitted: a Conditional Use Permit (CUP 45, Map 214) application, to allow a surface mining operation and development of a reclamation plan on 82 acres of an approximately 210-acre reclamation plan boundary, which would utilize a 0.75-acre primary access road outside of such reclamation plan boundary to provide access to/from Mojave Tropic Road. Access to the site would be obtained via two access roads to Mojave Tropic Road, specifically the aforementioned access road and a secondary access road to the north thereof. The State Lands Commission action is an amendment of a 20-year General Lease – Right-of-Way Use through August 22, 2038, for an access road.

This is to advise that the California State Lands Commission, as  Lead Agency  Responsible Agency, approved the above-described project on April 7, 2023, and made the following determinations regarding the project.

- 1) The project  will  will not have a significant effect on the environment.
- 2) An  Environmental Impact Report (EIR) was prepared pursuant to the provisions of CEQA.
- 3) Mitigation measures  were  were not made a condition of the approval of the project.
- 4) A mitigation reporting or monitoring plan  was or  was not adopted for this project.
- 5) A Statement of Overriding Considerations  was  was not adopted for the project.
- 6) Findings  were  were not made pursuant to the provisions of CEQA.

The lead agency for the project, Kern County, certified the Environmental Impact Report (EIR) and Mitigation Measure Monitoring Program and approved the project on January 30, 2023. The California State Lands Commission has considered the EIR as prepared for this project by Kern County and adopted an independent Mitigation Monitoring Program incorporating Kern County's document. The EIR and the record of project approval may be examined at the above shown California State Lands Commission Sacramento office address.

**DATE RECEIVED FOR FILING AND POSTING BY THE  
GOVERNOR'S OFFICE OF PLANNING AND RESEARCH**


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ERIC GILLIES, Assistant Chief  
Environmental Science, Planning, and Management Division

Contact Person: Cynthia Herzog (916) 574-1900