



Los Angeles County
Department of Regional Planning



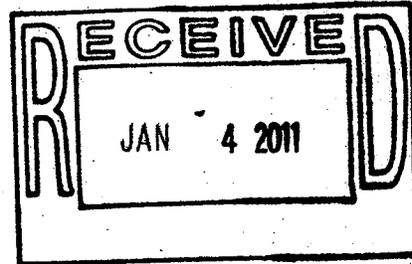
Planning for the Challenges Ahead

Richard J. Bruckner
Director

REGIONAL PLANNING COMMISSION
APPEAL FORM

DATE: January 4, 2011

TO: Ms. Rosie Ruiz
Regional Planning Commission Secretary
Department of Regional Planning
County of Los Angeles
320 W. Temple Avenue, Room 1350
Los Angeles, California 90012



COPIES: EACH COMMISSIONER
STAFF

FROM: Fairmont Town Council; David K. Jefferies (Resident)
Name:

*Alexander
Andel
Thurtell
Keane*

SUBJECT: Project Number(s): R-2009-02089- (5)
Case Number(s): Conditional Use Permit No. 20090015 8
Case Planner: Mr. Thurtell
Address: Avenue B and 210th Street West, Lancaster, CA
Assessors Parcel Number: _____
Zoned District: Antelope Valley West Zone District

Entitlement Requested:

- a. NRG Energy request to construct a solar photovoltaic electric generating plant on 800 acres in the A-2 zone. CUP No. 200900158
- b. NRG Energy request to consider a MND for this project. Environmental assessment No. 200900128

Related Zoning Matters:

Tentative Tract/Parcel Map No.	
CUP, VAR or Oak Tree No.	CUP No. 200900158
Change of Zone Case No.	
Other	

(Reverse)

I am appealing the decision of (check one and fill in the underlying information):

Decision Date: Director Hearing Officer
Public Hearing Date: 12-21-2010
Hearing Officer's Name: Mr. Thurtell, Mr. Glazz
Agenda Item Number: 7

The following decision is being appealed (check all that apply):

- The Denial of this request
- The Approval of this request
- The following conditions of approval:

List conditions here

The reason for this appeal is as follows:

See attached. Here incorporated as if set forth in full.

Are you the applicant for the subject case(s) (check one)? YES NO

Submitted herewith is a check or money order for the amount due, as indicated on the Fee Schedule on the Los Angeles County Department of Regional Planning's website.

David K. Jefferies David K. Jefferies
Appellant (Signature) Print Name

C/O 42544 10th Street West, Suite C, Lancaster, CA 93534
Address

(661)942-8247
Day Time Telephone No.

*Fee subject to change.

Reasons for Appeal:

1. Numerous requests by local residents that Applicant provide an E.I.R were ignored;
2. Applicant's M.N.D. was provided to the residents of the Fairmont area at the last minute. No member of N.R.G. ever met with residents;
3. Applicant's M.N.D. contains significant errors and omissions. All photography provided was for 2006 or prior years. The statement regarding "prior use" of the property neglects to mention that 40 acres were previously used for the dumping of inorganic waste product;
4. Applicant's M.N.D. provides no analysis of the cumulative impact of this and other planned projects in the Western Antelope Valley;
5. Applicant's M.N.D. fails to accurately describe the existence of wildlife, forage, and sites of historical significance. Further, this M.N.D. fails to analyze the potential for loss of habitat, disturbance of foliage, and loss of sites of historical significance;
6. Applicant's M.N.D. does not address the negative impacts of grading the site, the use of herbicides and other chemicals, and the project's impact on drainage and water quality;
7. Applicant's M.N.D. provides no definition of specific mitigation measures;
8. Use of an M.N.D. such as that provided by Applicant on a project of this significance, one of the first, sets a terrible precedent for the standard of care expected in the design and construction of numerous proposed projects;
9. Contrary to Applicant's M.N.D., much of the land on which this project is located is recovering from having been farmed, and is in the process of restoring itself to desert habitat.

Received from David K Jeffares
Address 47544 10th Street West, Suite C
Lancaster, CA 93534
Eight hundred eighty nine 00/100

1-4-11
20
(661) 942-8247 \$ 689.00

Dollars

ENVIRONMENTAL PERMITS

	Case No.	Amount	Surcharge	Total
Initial Study				
Major Environment Impact Report				
Minor Environment Impact Report				
Appeal to the Environmental Review Committee				

SUBDIVISION PERMITS

	# Lots	# Units	Case No.	Amount	Surcharge	Total
Certificate of Compliance						
Condominium Conversion Notification						
Lot Line Adjustment						
Tentative Parcel Map						
PM Revision Before Approval (Major)						
PM Revision After Approval (Minor)						
PM Revision After Approval (Major)						
Parcel Map Waiver						
Tentative Tract Map						
TM Revision Before Approval (Major)						
TM Revision After Approval (Minor)						
TM Revision After Approval (Major)						

ZONING PERMITS

	Case No.	Amount	Surcharge	Total
Animal Permit				
Appeal to the Regional Planning Commission	<u>2009-02089</u>	<u>\$ 680</u>		<u>\$ 680</u>
Approval in Concept		<u>9.00</u>		<u>9.00</u>
Aviation Case				
Cemetery Permit				
Coastal Development Permit				
Coastal Development Permit, Amendment				
Conditional Use Permit				
CUP, Land Reclamation Projects				
CUP, Low Income Housing				
CUP, Significant Ecological Areas				
Development Agreement				
Explosive Storage Permit				
Highway Realignment				
Mobilehome Permit				
Non-Conforming Use				
Oak Tree Permit				
Parking Permit				
Plan Amendment, Local	<u>JAN 4 2011</u>			
Plan Amendment, Countywide				
Plot Plan Review				
Plot Plan Review, Commercial/Industrial/Hillside				
Specific Plans				
Surface Mining Permit				
Temporary Use Permit				
Variance				
Zone Change				

OTHER	Description	Total

OTHER	Description	Total
		<u>\$ 689.00</u>

Cash \$ 9.00 Check/Money Order # \$ 680.00 CAR # 6752

Patricia D. [Signature]
Signature & Official Title