

2019071078

Notice of Exemption**Appendix E**

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

From: (Public Agency): Caltrans

703 B Street

Marysville, CA 95901

County Clerk

County of: _____

(Address)

Project Title: SUT 99 Widening Seg. 2 Relinquishments (03-1A432)

Project Applicant: California Department of Transportation

Project Location - Specific:

The Project is located in Sutter County on State Route (SR) 99 at Sacramento Ave. at post mile (PM) 13.68.

Project Location - City: East Nicolaus

Project Location - County: Sutter

Description of Nature, Purpose and Beneficiaries of Project:

The California Department of Transportation (Caltrans) is proposing to relinquish either side of Sacramento Ave. associated with State Route 99 Safety & Operational Improvement Project to the County of Sutter. The parcel will be relinquished by Caltrans to the County of Sutter to be maintained as county Right of Way (ROW).

Name of Public Agency Approving Project: Caltrans

Name of Person or Agency Carrying Out Project: Caltrans

Exempt Status: (check one):

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Categorical Exemption. State type and section number: Class 12
- Statutory Exemptions. State code number: _____

Reasons why project is exempt:

Relinquishment of surplus government property (state-owned roads) to the County of Sutter.


Lead Agency

Contact Person: Erin Dwyer

Area Code/Telephone/Extension: (530) 741-4538

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? Yes No

Signature:  Date: 7/29/2019 Title: Sr. Env. Planner

Signed by Lead Agency Signed by Applicant

Governor's Office of Planning & Research

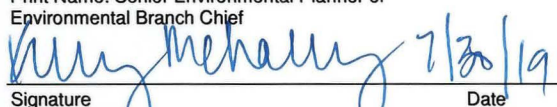
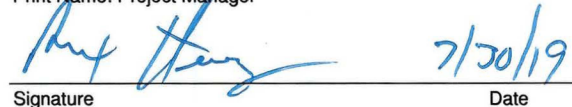
JULY 30 2019

Authority cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: _____

STATE CLEARINGHOUSE

CATEGORICAL EXEMPTION/CATEGORICAL EXCLUSION DETERMINATION FORM

03-SUT-99	13.68	03-1A432/03-1A43A	0300000206
Dist.-Co.-Rte. (or Local Agency)	P.M./P.M.	E.A/Project No.	Federal-Aid Project No. (Local Project)/Project No.
PROJECT DESCRIPTION: (Briefly describe project including need, purpose, location, limits, right-of-way requirements, and activities involved in this box. Use Continuation Sheet, if necessary.)			
<p>The California Department of Transportation (Caltrans) is proposing to relinquish a 0.35 parcel located on either side of Sacramento Ave, along State Route 99 (PM 13.68) in Sutter County, California. This section of highway was widened by the <i>State Route 99 Safety and Operational Improvement Project; State Route 99 Sutter County, California (03-SUT-99; PM 8.7-14.3/16.8-23.0; 03-1C3200)</i> and is no longer needed by Caltrans. The parcel will be relinquished by Caltrans to the County of Sutter to be maintained as county Right of Way (ROW).</p>			
CALTRANS CEQA DETERMINATION (Check one)			
<input type="checkbox"/> Not Applicable – Caltrans is not the CEQA Lead Agency		<input type="checkbox"/> Not Applicable – Caltrans has prepared an Initial Study or Environmental Impact Report under CEQA	
Based on an examination of this proposal, supporting information, and the above statements, the project is:			
<input type="checkbox"/> Exempt by Statute. (PRC 21080[b]; 14 CCR 15260 et seq.)			
<input checked="" type="checkbox"/> Categorically Exempt. Class 12 . (PRC 21084; 14 CCR 15300 et seq.)			
Based on an examination of this proposal and supporting information, the following statements are true and exceptions do not apply:			
<ul style="list-style-type: none"> • If this project falls within exempt class 3, 4, 5, 6 or 11, it does not impact an environmental resource of hazardous or critical concern where designated, precisely mapped, and officially adopted pursuant to law. • There will not be a significant cumulative effect by this project and successive projects of the same type in the same place, over time. • There is not a reasonable possibility that the project will have a significant effect on the environment due to unusual circumstances. • This project does not damage a scenic resource within an officially designated state scenic highway. • This project is not located on a site included on any list compiled pursuant to Govt. Code § 65962.5 ("Cortese List"). • This project does not cause a substantial adverse change in the significance of a historical resource. 			
<input type="checkbox"/> Exempt by General Rule. [This project does not fall within an exempt class, but it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment (14 CCR 15061[b][3].)]			
Kelly McNally for Erin Dwyer Print Name: Senior Environmental Planner or Environmental Branch Chief  Signature _____ Date <u>7/30/19</u>		Rex Hervey Print Name: Project Manager  Signature _____ Date <u>7/30/19</u>	
NEPA COMPLIANCE			
In accordance with 23 CFR 771.117, and based on an examination of this proposal and supporting information, the State has determined that this project:			
<ul style="list-style-type: none"> • does not individually or cumulatively have a significant impact on the environment as defined by NEPA, and is excluded from the requirements to prepare an Environmental Assessment (EA) or Environmental Impact Statement (EIS), and • has considered unusual circumstances pursuant to 23 CFR 771.117(b). 			
CALTRANS NEPA DETERMINATION (Check one)			
<input type="checkbox"/> 23 USC 326: The State has determined that this project has no significant impacts on the environment as defined by NEPA, and that there are no unusual circumstances as described in 23 CFR 771.117(b). As such, the project is categorically excluded from the requirements to prepare an EA or EIS under the National Environmental Policy Act. The State has been assigned, and hereby certifies that it has carried out the responsibility to make this determination pursuant to Chapter 3 of Title 23, United States Code, Section 326 and a Memorandum of Understanding dated May 31, 2016, executed between the FHWA and the State. The State has determined that the project is a Categorical Exclusion under:			
<input type="checkbox"/> 23 CFR 771.117(e): activity (e) ()			
<input type="checkbox"/> 23 CFR 771.117(d): activity (d) ()			
<input type="checkbox"/> Activity _____ listed in Appendix A of the MOU between FHWA and the State			
<input type="checkbox"/> 23 USC 327: Based on an examination of this proposal and supporting information, the State has determined that the project is a Categorical Exclusion under 23-USC 327. The environmental review, consultation, and any other actions required by applicable Federal environmental laws for this project are being, or have been, carried out by Caltrans pursuant to 23-USC 327 and the Memorandum of Understanding dated December 23, 2016 and executed by FHWA and Caltrans.			
_____ Print Name: Senior Environmental Planner or Environmental Branch Chief _____ Signature _____ Date _____		_____ Print Name: Project Manager/DLA Engineer _____ Signature _____ Date _____	
Date of Categorical Exclusion Checklist completion: N/A		Date of ECR or equivalent : N/A	

Briefly list environmental commitments on continuation sheet. Reference additional information, as appropriate (e.g., CE checklist, additional studies and design conditions).

CATEGORICAL EXEMPTION/CATEGORICAL EXCLUSION DETERMINATION FORM

Continuation Sheet

03-SUT-99	13.68	03-1A432/03-1A43A	0300000206
Dist.-Co.-Rte. (or Local Agency)	P.M./P.M.	E.A/Project No.	Federal-Aid Project No. (Local Project)/Project No.

Continued from page 1:

Biology:

The proposed project will not affect any state or federally listed species or State or Federal waters. No permits will be required. There will be no biological impacts as a result of this project.

Cultural Resources:

Review of the project determined that no cultural resources listed within the National Register of Historic Places, California Historical Landmarks, California Inventory of Historic Resources, California Points of Historical Interest, or California Register of Historical Resources are present within the proposed project area limits. Pursuant to Public Resource Code 5024 MOU Stipulation IX.A.2, A Finding of no State-owned Resources affected is appropriate.

Hazardous Materials:

The proposed project does not fall within an area associated with variance approved, aerially deposited lead soil disposal. There are no other significant hazardous waste/material issues identified for the relinquishment as proposed.

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