

Notice of Exemption

Appendix E

To: Office of Planning and Research
1400 Tenth Street
Sacramento, CA 95814
County Clerk
County of: Sam Joaquin

From: (Public Agency) Caltrans, Dist. 10
1976 E. Dr. Martin Luther King Jr. Blvd.
Stockton CA 95205

2020090152

Project Title: 1M610: SR-4 & Aurora St Fencing Installation

Project Applicant: California Department of Transportation

Project Location - Specific:
The project is located under the State Route (SR) 4 bridge No. 29-0269 at post mile 17.30 in San Joaquin County.

Project Location - City: Stockton Project Location - County: SJ

Description of Nature, Purpose and Beneficiaries of Project:
Caltrans proposes installing Right of Way (ROW) fencing around a parcel located at Aurora St under SR-4 at post mile 17.30, where bridge No. 29-2069 sustained fire damage. The scope includes: installing wrought iron fence, access gates, a concrete driveway, and a concrete foundation along the perimeter, excavating, and traffic control. The purpose of this project is to immediately secure Caltrans ROW and prevent further damage to the SR-4 bridge structure. The project is needed to ensure bridge functionality and safety for motorists traveling on SR-4

Name of Public Agency Approving Project: California Department of Transportation

Name of Person or Agency Carrying Out Project: California Department of Transportation

- Exempt Status (check one):
[ ] Ministerial (Sec. 21080(b)(1); 15268);
[ ] Declared Emergency (Sec. 21080(b)(3); 15269(a));
[x] Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
[ ] Categorical Exemption. State type and section number:
[ ] Statutory Exemption. State code number:

Reason why project is exempt:
Specific actions necessary to prevent or mitigate an emergency.

Lead Agency
Contact Person: Elizabeth Hummel Area Code/Telephone/Extension: 209-948-3825

- 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: Elizabeth Hummel Date: 09/08/2020 Title: Associate Environmental Planner
[ ] Signed by Lead Agency [x] Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code. Date Received for filing at OPR
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code Governor's Office of Planning & Research

Sep 08 2020

Revised 2011



**CEQA EXEMPTION / NEPA CATEGORICAL EXCLUSION  
DETERMINATION FORM (rev. 05/2020)**

**Project Information**

**DIST-CO-RTE:** 10-SJ-4

**PM/PM:** 17.30

**EA:** 1M610

**Federal-Aid Project Number:** N/A

**Project Description**

The California Department of Transportation (Caltrans) proposes installing Right of Way (ROW) fencing around a Caltrans parcel located at Aurora Street under State Route (SR) 4 at post mile 17.30, within San Joaquin County. In July 2020, the SR-4 bridge No. 29-2069 sustained fire damage to a bridge column at this location. The scope of work includes: installing wrought iron fencing and access gates, a concrete driveway, excavating, installing a concrete foundation along the perimeter of the parcel to prevent digging under the fencing, and traffic control. The purpose of this project is to secure Caltrans ROW and prevent further damage to the SR-4 bridge structure. The project is needed to ensure bridge functionality and safety for motorists traveling on SR-4.

**Caltrans CEQA Determination** (Check one)

- Not Applicable** – Caltrans is not the CEQA Lead Agency
- Not Applicable** – Caltrans has prepared an IS or EIR under CEQA

Based on an examination of this proposal and supporting information, the project is:

- Exempt by Statute.** (PRC 21080[b]; 14 CCR 15260 et seq.)
- Categorically Exempt. Class** Enter class. (PRC 21084; 14 CCR 15300 et seq.)
  - No exceptions apply that would bar the use of a categorical exemption (PRC 21084 and 14 CCR 15300.2). See the [SER Chapter 34](#) for exceptions.
- Covered by the Common Sense Exemption.** 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].)

**Senior Environmental Planner or Environmental Branch Chief**

Dominic Vitali

8/31/2020

Print Name

Signature

Date

**Project Manager**

Eduardo Morente

8-31-2020

Print Name

Signature

Date



CEQA EXEMPTION / NEPA CATEGORICAL EXCLUSION DETERMINATION FORM

Caltrans NEPA Determination (Check one)

Caltrans 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). See SER Chapter 30 for unusual circumstances. As such, the project is categorically excluded from the requirements to prepare an EA or EIS under NEPA and is included under the following:

[ ] 23 USC 326: Caltrans has been assigned, and hereby certifies that it has carried out the responsibility to make this determination pursuant to 23 USC 326 and the Memorandum of Understanding dated April 18, 2019, executed between FHWA and Caltrans. Caltrans has determined that the project is a Categorical Exclusion under:

- [ ] 23 CFR 771.117(c): activity (c)(Enter activity number)
[ ] 23 CFR 771.117(d): activity (d)(Enter activity number)
[ ] Activity Enter activity number listed in Appendix A of the MOU between FHWA and Caltrans

[ ] 23 USC 327: Based on an examination of this proposal and supporting information, Caltrans 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.

Senior Environmental Planner or Environmental Branch Chief

Print Name Signature Date

Project Manager/ DLA Engineer

Print Name Signature Date

Date of Categorical Exclusion Checklist completion: Enter date
Date of Environmental Commitment Record or equivalent: Enter date

Briefly list environmental commitments on continuation sheet if needed (i.e., not necessary if included on an attached ECR). Reference additional information, as appropriate (e.g., additional studies and design conditions).



## CEQA EXEMPTION / NEPA CATEGORICAL EXCLUSION DETERMINATION FORM

### Continuation sheet:

#### General:

- Environmental reevaluation will be required if the scope of the project changes to include additional areas or activities, or if previously unknown cultural or other sensitive resources are discovered. Contact the Environmental Office if project changes occur or sensitive resources discovered.

#### Cultural:

- If cultural materials are discovered at the job site, do not disturb the resources and immediately:
  1. Stop all work within a 60foot radius of discovery
  2. Protect the discovery area
  3. Notify the Engineer
  4. The Department Investigates. Do not move cultural materials or take them from the job site. Retain a qualified archaeologist to assess the significance of the find. Do not resume work within the discovery area until authorized.
- If human remains are discovered, State Health and Safety Code Section 7050.5 states that further disturbances and activities shall cease in any area or nearby area suspected to overlie remains, and the County coroner contacted. Pursuant to Public Resources Code Section 5097.98. If the remains are thought to be Native American, the coroner will notify the Native American Heritage Commission (NAHC) who will then notify the Most Likely Descendent (MLD). At the same time the landowner will work with the MLD on the respectful treatment and disposition of the remains. Further provisions of PRC 5097.98 are to be followed as applicable.

No permits required.