

# Notice of Exemption

# Appendix E

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

County Clerk  
County of: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**From:** (Public Agency): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
(Address)

Project Title: \_\_\_\_\_

Project Applicant: \_\_\_\_\_

Project Location - Specific:

Project Location - City: \_\_\_\_\_ Project Location - County: \_\_\_\_\_

Description of Nature, Purpose and Beneficiaries of Project:

Name of Public Agency Approving Project: \_\_\_\_\_

Name of Person or Agency Carrying Out Project: \_\_\_\_\_

**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: \_\_\_\_\_
- Statutory Exemptions. State code number: \_\_\_\_\_

Reasons why project is exempt:

Lead Agency  
Contact Person: \_\_\_\_\_ Area Code/Telephone/Extension: \_\_\_\_\_

**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: \_\_\_\_\_ Title: \_\_\_\_\_

Signed by Lead Agency      Signed by Applicant

Governor's Office of Planning & Research

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: **Oct 26 2020**

**STATE CLEARINGHOUSE**



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

**Project Information**

**DIST-CO-RTE:** 03-SUT-113

**PM/PM:** .65/.78

**EA:** 03-1J310

**Federal-Aid Project Number:** 0320000196

**Project Description**

California Department of Transportation (Caltrans) proposes to install 250 feet of mid-west guardrail system (MGS) and in-line terminal system on the eastern side of State Route (SR) 113 in Sutter County. The installation would occur between Jennings Court (PM 0.65) and the intersection of SR-113 with Knights Rd (PM 0.78).

The purpose of this project is to prevent motorists from running off the east side of SR-113 and into the adjacent homes and trees. There is a high concentration of collisions at this location, so the project is needed to reduce the number and severity of collisions.

**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 1.** (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**

Cara Lambirth

Cara Lambirth Digitally signed by Cara Lambirth  
Date: 2020.10.26 06:51:38 -0700

10/26/20

Print Name

Signature

Date

**Project Manager**

Yashaswi Valluripalli

*Y. Yashaswi*

10/26/20

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)()
- 23 CFR 771.117(d): activity (d)()
- 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

N/A Signature Date

Project Manager/ DLA Engineer

N/A Signature Date

Date of Categorical Exclusion Checklist completion: N/A
Date of Environmental Commitment Record or equivalent: 10/22/20

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:

**Air:** The proposed project may result in short-term construction-related air emissions, including fugitive dust and exhaust emissions from construction equipment. Fugitive dust, sometimes referred to as windblown dust or PM<sub>10</sub>, would be the primary short-term construction impact, which may be generated during excavation, grading and hauling activities. However, both fugitive dust and construction equipment exhaust emissions would be temporary and transitory. The Caltrans Standard Specifications should effectively reduce and control emission impacts during construction. The provision below will be implemented with all pertinent rules, regulations, ordinances, and statues of the local air district.

- Section 14-9.02 Air Pollution Control

**Noise:** Noise may be generated from the contractors' equipment and vehicles. The noise generated during construction could be contained by implementing Standard Specifications which are required for construction. Section 14-8.02A, Noise Control specified as follows: *"Do not exceed 86 dBA LMax at 50 feet from the job site activities from 9 p.m. to 6 a.m. Equip an internal combustion engine with the manufacturer-recommended muffler. Do not operate an internal combustion engine on the job site without the appropriate muffler."*

**Hazardous Materials:** Aerially Deposited Lead (ADL) from the historical use of leaded gasoline exists along roadway throughout California. There is likely presence of soils with elevated concentrated of lead as a result of ADL on the State Highway system right-of-way within the limits of the projects alternatives that must be managed under the ADL Agreement between Caltrans and the Caltrans Department of Toxic Substances Control.

**Use Standard Special Provision (SSP) 7-1.02K(6)(j)(iii)** Earth material containing lead - which provides for a Lead Compliance Plan (LCP) to protect the health and safety of construction workers.