

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: Tulare
 221 S. Mooney Blvd., Room 105
 Visalia, CA 93291

From: (Public Agency): City of Tulare (Lead Agency)
411 E. Kern Avenue, Tulare, CA 93274
(559) 684-4223
 (Address)

FILED
TULARE COUNTY

FEB 09 2021

ROLAND P. HILL
ASSESSOR/CLERK RECORDER
BY:

Project Title: Elliott Tract Improvements Project

Project Applicant: City of Tulare, 411 E. Kern Avenue, Tulare, CA 93274 (559) 684-4209

Project Location - Specific:
 Owens between West and Santa Clara; Los Angeles between Bardsley and Owens; Elm between West and Sacramento; Santa Clara between Bardsley and Inyo.

Project Location - City: Tulare Project Location - County: Tulare

Description of Nature, Purpose and Beneficiaries of Project:
 See attached Supplemental Information. The proposed project involves making needed improvements to the pavement, installing ADA-compliant infrastructure, making needed repairs and replacement of in-street water, sewer, and surface water facilities.

Name of Public Agency Approving Project: City of Tulare, 411 E. Kern Avenue, Tulare, CA 93274

Name of Person or Agency Carrying Out Project: Nick Bartsch, Senior Project Manager, (559) 684-4209

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: 15301(b)(c), 15302(c)
- Statutory Exemptions. State code number: _____

Reasons why project is exempt:
 See attached Supplemental Information. The proposed project involves making needed improvements to the pavement, installing ADA-compliant infrastructure, making needed repairs and replacement of in-street water, sewer, and surface water facilities.

Lead Agency
 Contact Person: Mario Anaya Area Code/Telephone/Extension: (559) 684-4223

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: *Mario Anaya* Date: 2/9/2021 Title: Principal Planner

Signed by Lead Agency 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.

Elliott Tract Improvements Project
Supplemental Information
Categorical Exemption – Section 15301 and
15302

Introduction and Background

The proposed project will include the following improvements along Owens between West and Santa Clara; Los Angeles between Bardsley and Owens; Elm between West and Sacramento; Santa Clara between Bardsley and Inyo:

- Pavement repair
- Install ADA improvements where necessary – includes replacement of all ramps that do not meet current ADA standards, replacement of non-ADA compliant driveway and alley approaches.
- Within the roadway, replace various components of water, sewer, and surface water facilities.

Categorical Exemption, Section 15301 Existing Facilities

The project meets the conditions for the Existing Facilities Exemption described in Section 15301 of the State CEQA Guidelines as explained below.

Section 15301 consists of repair, maintenance or minor alterations to existing public facilities. This includes: (c) Existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails and similar facilities. The proposed project will make improvements to existing streets, sidewalks and gutters by repairing deficient pavement, modifying sidewalks to comply with ADA requirements and by making improvements to existing in-street infrastructure. The project does not involve an expansion of an existing use.

Categorical Exemption, Section 15302 Replacement or Reconstruction

The project meets the conditions for the Replacement/Reconstruction Exemption described in Section 15302 of the State CEQA Guidelines as explained below.

Section 15302 consists of replacement or reconstruction of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced. This includes: (c) Replacement or reconstruction of existing utility systems and/or facilities involving negligible or no expansion of capacity. The proposed project will make improvements to the existing sewer and water facilities within the street. The project does not involve a significant expansion of services.

Environmental Impacts

Pursuant to Section 15300.2 of the CEQA Guidelines, the City has determined there are no exceptions that preclude the use of the CEQA Exemptions:

1. Cumulative Impacts – the project involves replacement and minor improvements to the existing streets, sidewalks and infrastructure described herein. No new or expanded facilities are proposed and there are no other associated or nearby projects that, when combined with the proposed project, would result in a significant cumulative impact.
2. Significant Effect – the project will result in minimal impacts, as the site is heavily disturbed and will be returned to pre-construction conditions once the project is complete. No significant effects will result from the project.
3. Scenic highways – there are no scenic highways on or near the project sites.
4. Hazardous Waste Sites – there are no hazardous waste sites associated with the project.
5. Historical Resources – the project involves improvements to streets, sidewalks and infrastructure. There are no components of the project that would impact a historical resource.

Other information

Standard best management practices related to water quality (SWPPP), construction noise, traffic control and other regulations will be implemented as required.

RESOLUTION NO. 5387

A RESOLUTION OF THE CITY OF TULARE PLANNING COMMISSION
APPROVING A CEQA EXEMPTION FOR THE
ELLIOTT TRACT IMPROVEMENTS PROJECT

WHEREAS, the proposed project is required in order to make needed improvements to the pavement, to install ADA-compliant infrastructure, to make needed repairs and replacement of in-street water, sewer, and surface water facilities, along Owens between West and Santa Clara; Los Angeles between Bardsley and Owens; Elm between West and Sacramento; Santa Clara between Bardsley and Inyo; and

WHEREAS, the proposed project is exempt from Environmental Review under the California Environmental Quality Act (CEQA), pursuant to Sections 15301(b) (c) and 15302(c).

NOW, THEREFORE, BE IT RESOLVED, by the City of Tulare Planning Commission that by this Resolution, an Exemption pursuant to CEQA Sections 15301(b) (c) and 15302(c) is approved for the Elliott Tract Improvements Project.

PASSED, APPROVED AND ADOPTED this eighth day of February, 2021 by the following recorded vote:


AYES: Miller, Cox, Alvarez, ~~Rocha~~ ^{LB} Miguel

NOES: 

ABSENT: Rocha

ABSTAIN: 


CHUCK MIGUEL, CHAIRMAN
City of Tulare Planning Commission


TRACI MYERS, SECRETARY
City of Tulare Planning Commission