

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: Santa Clara
70 West Hedding Street
San Jose, CA 95110

From: (Public Agency): City of Saratoga
Community Development Department
13777 Fruitvale Avenue, Saratoga, CA 95070
(Address)

Project Title: Ordinance No. 399 Amending Ch. 14 (Subdivisions) and Ch. 15 (Zoning) of the Saratoga City Code and Amending the Saratoga Zoning Map

Project Applicant: City of Saratoga

Project Location - Specific:

Citywide, City of Saratoga, Santa Clara County

Project Location - City: Saratoga Project Location - County: Santa Clara

Description of Nature, Purpose and Beneficiaries of Project:

The following minor zoning code amendments made by Ordinance No. 399 are exempt from CEQA: amendment to Art. 15-45 (clarifies that objective standards in Art. 15-45 apply to all projects); amendment to Art. 15-57 (corrects cross references & clarifies that certain design standards for SB 9 projects always apply because they derive from state law); amendment to Sec. 15-56.025(a)(8) (requirements re accessory dwelling unit (ADU) driveways); amendment to Sec. 15-56.025(a)(11) (requirements re ADU design and materials); amendment to Sec. 15-80.030(l) (HVAC setback for ADUs & for non-ADUs); addition of Sec. 15-58.020(h) (makes park fees a specific requirement for projects subject to the fees, & adding cross-references).

Name of Public Agency Approving Project: City of Saratoga

Name of Person or Agency Carrying Out Project: City of Saratoga

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));
[X] Categorical Exemption. State type and section number: Common Sense Exemption: Section 15061(b)(3)
Statutory Exemptions. State code number:

Reasons why project is exempt:

The project is exempt under CEQA Guidelines Section 15061(b)(3) because it can be seen with certainty that there is no possibility that the minor zoning code amendments made by the portions of ordinance 399 described above will have a significant adverse effect on the environment.

Lead Agency
Contact Person: Bryan Swanson, Community Dev. Director Area Code/Telephone/Extension: 408-868-1231

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: [Handwritten Signature] Date: 4/19/24 Title: Community Development Director

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.