

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): Fremont Union High School District
589 West Fremont Avenue
Sunnyvale, CA 94087

(Address)

Project Title: School Facilities Fee Increase

Project Applicant: Fremont Union High School District

Project Location - Specific:

Within FUHSD boundaries

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

Description of Nature, Purpose and Beneficiaries of Project:

The Fremont Union High School District will increase the existing fee on development projects within the boundaries of the District for the purposes of funding the construction and reconstruction of school facilities, pursuant to Education Code Section 17620. The increased fee would apply to new commercial and industrial construction, to new residential construction, and to the extent it increases accessible space, to other residential construction, as provided by law.

Name of Public Agency Approving Project: Fremont Union High School District

Name of Person or Agency Carrying Out Project: Fremont Union High School District

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: CEQA Section 15273, Rates, Tolls, Fares, and Charges

Reasons why project is exempt:

CA Education Code § 17621(a) states, Any resolution adopting or increasing a fee, charge, dedication, or other requirement pursuant to Section 17620, for application to residential, commercial, or industrial development, shall be enacted in accordance with Chapter 5 (commencing with Section 66000) of Division 1 of Title 7 of the Government Code. The adoption, increase, or imposition of any fee, charge, dedication, or other requirement pursuant to Section 17620 shall not be subject to the California Environmental Quality Act, Division 13 (commencing with Section 21000) of the Public Resources Code.

Lead Agency
Contact Person: Christine Mallery Area Code/Telephone/Extension: 408-522-2245

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: 04/11/2022 Title: CBO/Associate Superintendent

Signed by Lead Agency Signed by Applicant

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:

**Fremont Union High School District**  
**NOTICE OF EXEMPTION**

**To:** Santa Clara County Clerk-Recorder  
East Wing, First Floor  
70 West Hedding Street  
San José, CA 95110

**From:** Fremont Union High School District  
589 West Fremont Avenue  
Sunnyvale, CA 94087

**Project Title:** School Facilities Fee Increase

**Project Location:** Fremont Union High School District

**Project Location – City:** Within FUHSD  
boundaries

**Project Location – County:** Santa Clara County

**Name of Public Agency Approving Project:** Fremont Union High School District

**Description of Project:** The Fremont Union High School District will increase the existing fee on development projects within the boundaries of the District for the purposes of funding the construction and reconstruction of school facilities, pursuant to Education Code Section 17620. The increased fee would apply to new commercial and industrial construction, to new residential construction, and to the extent it increases accessible space, to other residential construction, as provided by law.

**Name of Person or Agency Carrying Out Project:** Fremont Union High School District

**Exempt Status:** *Statutory Exemption.* CEQA Section 15273, Rates, Tolls, Fares, and Charges - CEQA does not apply to the establishment, modification, structuring, restructuring, or approval of rates, tolls, fares, or other charges by public agencies which the public agency finds are for the purpose of:

- 1) Meeting operating expenses, including employee wages and fringe benefits,
- 2) Purchasing or leasing supplies, equipment, or materials,
- 3) Meeting financial reserve needs and requirements,
- 4) Obtaining funds for capital projects necessary to maintain service within existing service areas, or
- 5) Obtaining funds necessary to maintain such intra-city transfers as are authorized by city charter.

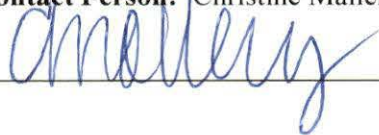
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**Lead Agency Contact Person:** Christine Mallery

**Phone Number:** (408) 522-2245

**Signature:**



**Date:** 4/6/2022

**Title:** Chief Business Officer