

Notice of Exemption

Fee Exempt per Government Code Section 6103

To: Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

Tulare County Clerk
Room 105, Courthouse
221 South Mooney Boulevard
Visalia, California 93291

Lead Agency: Tulare County- Resource Management Agency
5961 South Mooney Blvd.
Visalia, Ca 93277 Ph.: (559) 624-7000
Attn: hguerra@tularecounty.ca.gov & jwillis@tularecounty.ca.gov

Applicant(s): Tulare County
5961 South Mooney Blvd.
Visalia, CA 93277 Phone (559) 624-7150 (County Surveyor's Office)

Activity/Project Title: Vacation of Avenue 36 between Young Road and Road 80 in the unincorporated community of Allensworth.

Activity/Project Location: Avenue 36 from the west right of way of Young Road to the west 775 feet, in the unincorporated community of Allensworth, Tulare County, CA.

Activity/Project Location- Section, Township, Range: West half of Section 9, Township 24 South, Range 24 East, M.D.B.&M.

Project Location - City: N/A

Project Location - County: Tulare

Description of Nature, Purpose, and Beneficiaries of Project: This activity will vacate the public road right of way interest in the segment of Avenue 36 between Young Road and Road 80. The County holds an easement over this segment of unmaintained road right of way. Once the Board of Supervisor Resolution approving the vacation is recorded, the easement rights revert to the underlying fee owners.

The activity was initiated by the Allensworth Elementary School District (District), who collected the necessary signatures on a petition to start the proceedings. The District has safety and security concerns which they believe will in part be addressed by the vacation of this segment. The District also wishes to enclose the property. After the vacation, the underlying owners, in this case the District and one other property owner, will have control of the vacated area as if it was any other part of their property, subject to reserved existing utility rights.

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));
- Common Sense: CEQA guidelines (14 Cal. Code Regs. Section 15061 (b)(3)) (No Possibility of Significant Impact)
- Categorical Exemption:
- Statutory Exemptions:

Reasons Why Activity/Project is exempt from CEQA: The activity is covered by Section 15061 (b)(3), the Common Sense exemption on the grounds that it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. This exemption is appropriate because the activity is a right of way being vacated by the County in favor of another adjacent owner. Since the activity itself is only a change in title, this activity will not create significant traffic, or vehicle miles traveled, nor will it create any significant effects regarding cumulative impacts, hazardous materials, cultural or biological resources, and no more so, than a County road would have caused, if it had been placed in this location. Therefore, the County as lead agency can say with certainty there is sufficient evidence, logically and by the mere nature of the activity, to conclude that there will not be a significant effect on the environment as defined under State CEQA Guidelines § 15064(b)(1).

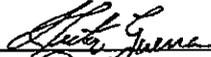
Name of Public Agency Approving Activity/Project: County of Tulare Board of Supervisors

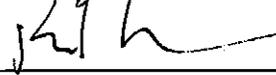
FILED TULARE COUNTY DEC 08 2022 ASSESSOR/CLERK RECORDER BY:
<i>Date Filed with Tulare County Clerk</i>

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Activity/Project Representative: Rob Abrahamian, County Surveyor

Area Code/Telephone: 559-624-7150

Signature:  Date: 12/07/22 Title: Chief Environmental Planner
Hector Guerra

Signature:  Date: 12/8/22 Title: Environmental Assessment Officer
Reed Schenke RMA Director

Signed by Lead Agency

Date received for filing at OPR: N/A