

# NOTICE OF EXEMPTION

---

**FROM:** City of Fresno  
Department of Public Works  
2600 Fresno Street, 4<sup>th</sup> Floor  
Fresno, California 93721-4016

**TO:**  Fresno County Clerk  
2220 Tulare Street  
Fresno, California 93721

Office of Planning & Research      SCH NO.: N/A  
P.O. Box 3044, Room 212  
Sacramento, California 95812-3044

**Project Title:** Cedar Avenue Complete Street, Jensen Avenue to Church Avenue, (PW00928)

**Project Location:** Cedar Avenue from Jensen Avenue to Church Avenue.

**Project Location – City:** City of Fresno      **Project Location – County:** County of Fresno

**Description of Nature, Purpose and Beneficiaries of Project:** The City of Fresno, Public Works Department, is proposing to perform an AC grind and overlay to include installation/replacement of curb and gutter, sidewalk, class II bicycle lanes, on-street parking, striping and signage, accessible ramps, pedestrian crossing upgrades, replacement of traffic signal loops, and adjustment of water valves and manhole lids to grade.

**Name of Public Agency Approving Project:** City of Fresno – Department of Public Works, Engineering Division

**Name of Person or Agency Carrying Out Project:** Jason Miller  
City of Fresno  
Department of Public Works  
2600 Fresno Street  
Fresno, CA 93721

**Exempt Status:** (check one)

- Ministerial: PRC § 21080(b)(1); CEQA Guidelines §15268
- Declared Emergency: PRC § 21080(b)(3); CEQA Guidelines §15269(a)
- Emergency Project: PRC § 21080(b)(4); CEQA Guidelines §15269(b) and (c)
- Categorical Exemption: CEQA Guidelines §15301/Class 1 and §15302/Class 2
- Statutory Exemption: PRC § \_\_\_\_\_

**Reasons why project is exempt:** Section 15301/Class 1 of the CEQA Guidelines exempts from the provisions of CEQA, projects consisting of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination. The types of "existing facilities" itemized below are not intended to be all-inclusive of the types of projects which might fall within Class 1. The key consideration is whether the project involves negligible or no expansion of an existing use. An example of this exemption includes existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities (this includes road grading for the purpose of public safety).

PW00928  
CEQA Notice of Exemption  
January 5, 2023

Section 15302/Class 2 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, including but not limited to: water main, sewage, electrical, gas, and other utility extensions, including street improvements, of reasonable length to serve such construction.

The proposed project is consistent with Class 1 and Class 2 exemptions because the project is proposing to make improvements to existing pavement, reinstall signage and striping. The proposed improvements are minor, do not constitute an expansion of use, and will improve the public right-of-way without increasing road capacity. The proposed project involves negligible expansion of the existing use and will have substantially the same purpose.

Based on staff analysis, it was determined that no adverse environmental impacts would occur as a result of the proposed project and none of the exceptions to Categorical Exemptions set forth in the CEQA Guidelines Section 15300.2 apply to this project.

**Lead Agency Contact Person:** Jason Miller **Telephone No.** (559) 621-8653

**Signature:** Jason Miller **Date:** 1/5/23

**Printed Name and Title:**

Jason Miller, PE, Supervising Professional Engineer  
Department of Public Works, Engineering Division

**Signed by Lead Agency**

**Signed by applicant**

**Attachments:** Categorical Exemption Determination

**CITY OF FRESNO  
CATEGORICAL EXEMPTION  
ENVIRONMENTAL ASSESSMENT NO. PW00928**

THE PROJECT DESCRIBED HEREIN IS DETERMINED TO BE CATEGORICALLY  
EXEMPT FROM THE PREPARATION OF ENVIRONMENTAL DOCUMENTS  
PURSUANT TO ARTICLE 19 OF THE STATE CEQA GUIDELINES.

**APPLICANT:** Jason Miller, PE  
Supervising Professional Engineer  
City of Fresno Public Works Department  
2600 Fresno Street, Room 4016  
Fresno, CA 93721

**PROJECT LOCATION:** Cedar Avenue Grind and Overlay from Jensen Avenue to  
Church Avenue.

(City of Fresno Council District 5)  
(County of Fresno Supervisorial District 3)

**PROJECT DESCRIPTION:** The City of Fresno, Public Works Department, is proposing to perform an AC grind and overlay to include installation/replacement of curb and gutter, sidewalk, class II bicycle lanes, on-street parking, striping and signage, accessible ramps, pedestrian crossing upgrades, replacement of traffic signal loops, and adjustment of water valves and manhole lids to grade.

**This project is exempt under Sections 15301/Class 1 of the California Environmental Quality Act (CEQA) Guidelines. None of the exceptions to Categorical Exemptions set forth in the CEQA Guidelines, Section 15300.2 apply to this project.**

**EXPLANATION:**

Section 15301/Class 1 of the CEQA Guidelines exempts from the provisions of CEQA, projects consisting of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination. The types of "existing facilities" itemized below are not intended to be all-inclusive of the types of projects which might fall within Class 1. The key consideration is whether the project involves negligible or no expansion of an existing use. An example of this exemption includes existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities (this includes road grading for the purpose of public safety).

Section 15302/Class 2 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, including but not limited to: water main, sewage, electrical, gas, and other utility extensions, including street improvements, of reasonable length to serve such construction.

The proposed project is consistent with Class 1 and Class 2 exemptions because the project is proposing to make improvements to existing pavement, reinstall signage and striping. The proposed improvements are minor, do not constitute an expansion of use, and will improve the public right-of-way without increasing road capacity. The proposed project involves negligible expansion of the existing use and will have substantially the same purpose.

Based on staff analysis, it was determined that no adverse environmental impacts would occur as a result of the proposed project and none of the exceptions to Categorical Exemptions set forth in the CEQA Guidelines Section 15300.2 apply to this project. Therefore, a categorical exemption, as noted above, has been prepared for the project.

Date: January 5, 2023

Prepared By: Jason Miller, PE  
Supervising Professional Engineer

Submitted by: Jason Miller  
Jason Miller, PE  
Supervising Professional Engineer  
City of Fresno  
Public Works Department  
(559) 621-8653