

Notice of Exemption

Appendix E

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

From: (Public Agency): City of Menlo Park
701 Laurel St. Menlo Park, Ca 94025

County Clerk
County of: San Mateo

(Address)

Project Title: Ordinance Adopting Green Building Amendments to The City of Menlo Park, Municipal Code section 12.16 and 12.18 of the City of Menlo Park ordinances.

Project Applicant: City of Menlo Park

Project Location - Specific:
Menlo Park

Project Location - City: Menlo Park Project Location - County: San Mateo

Description of Nature, Purpose and Beneficiaries of Project:

As the state and the community move toward renewable and clean electricity, the local building standard is securing a GHG free future for new buildings. Solar significantly drives down the cost of electricity for building operations and provides help with grid resilience. Pursuant to Public Resources Code (PRC) Section 25402.1(h)(2) and Section 10-106 of Title 24 of the California Code of Regulations. The City of Menlo Park has applied to the California Energy Commission for a determination that its locally adopted energy efficiency standard, enacted in Local Ordinance 1093 require buildings to be designed to consume no more energy than permitted by the 2022 Building Energy Efficiency Standards, which has been adopted by the Energy Commission. The Energy Commission's Building Standards are set forth in Title 24, Part 6 of the California Code of Regulations. The City of Menlo Park's reach code ordinance was originally approved by it's City Council on 09/24/2019 for new nonresidential and high-rise residential buildings to be all-electric and produce a minimum amount of on-site solar power based on square footage outlined in 12.16 (California Energy code amendments) of our municipal code. Non residential solar requirements are as follows: Less than 10,000 square feet requires a minimum of three kilowatt photovoltaic system. Greater than or equal to 10,000 square feet requires a minimum of five kilowatt photovoltaic system. The City of Menlo Park is looking to renew this requirement through California Energy Commission so our community can move toward more renewable and clean energy.

Name of Public Agency Approving Project: City of Menlo Park

Name of Person or Agency Carrying Out Project: Menlo Park Sustainability Division

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: 15061(b)(3)
- Statutory Exemptions. State code number: _____

Reasons why project is exempt:

These standards are more protective of the environment than the state standards, and there are no reasonably foreseeable adverse impacts, and so there is no possibility that the activity in question may have a significant effect on the environment. As the lead agency, the City of Menlo Park also stated in its application to the Energy Commission that this activity is exempt from CEQA under Section 15061(b)(3) of Title 14 of the California Code of Regulations.

Lead Agency
Contact Person: Chuck Andrews Area Code/Telephone/Extension: 650-330-6757

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: Chuck Andrews Digitally signed by Chuck Andrews
Date: 2023.01.05 10:41:37 -08'00' Date: 01/05/2022 Title: Assistant Community Development Director - Building

- 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: _____