



NOTICE OF CATEGORICAL EXEMPTION

Sonoma County Permit and Resource Management Department

2550 Ventura Avenue, Santa Rosa, CA 95403

(707) 565-1900

Fax (707) 565-1103

Pursuant to Section 23A of the Sonoma County Code, it has been determined that this project is categorically exempt from the requirements of the California Environmental Quality Act (CEQA):

Project Title: Legal Nonconforming Use Determination, ORD19-0011; Vacation Beach
Public Agency: Sonoma County
Project Applicant: Russian River Recreation and Park District
Applicant Address: PO Box 195, Guerneville, CA 95446
Project Location: 17448 River Lane, Guerneville, CA
Date of Approval: March 7, 2023

To:
County Clerk- Recorder Office
County of Sonoma
585 Fiscal Drive, Room 103
Santa Rosa, CA 95403

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

DESCRIPTION OF NATURE, PURPOSE AND BENEFICIARIES OF THE PROJECT:

The County of Sonoma issued a legal non-conforming use determination on the subject property. The determination recognizes the subject property's historic use as a public access point to the Russian River meets the criteria of a legal non-conforming use because the current use of the property is substantially unchanged and no new development, uses, or structures are proposed. Therefore, the public may continue to use the subject property as a public trail.

EXEMPT STATUS:

CEQA Guidelines at California Code of Regulations, Title 14, Sections 15060(c)(1), 15060(c)(2), 15301, and 15061(b)(3).

REASON WHY THIS PROJECT IS EXEMPT:

This determination is statutorily exempt from the California Environmental Quality Act ("CEQA") pursuant to CEQA Guidelines Section 15060(c)(1) because the determination did not involve the use of discretionary powers. Additionally, the nonconforming use determination is not subject to CEQA because it will not result in a direct or reasonably foreseeable indirect physical change in the environment. The determination does not authorize any alterations to land, modifications to the historic and existing use, new land uses, development, or any structures. Therefore, the determination will not result in a direct or reasonably foreseeable indirect physical change in the environment and is not subject to CEQA according to CEQA Guidelines Section 15060(c)(2). Therefore, under either section 15060(c)(1) or 15060(c)(2), the nonconforming use determination is not a project and not subject to CEQA.

Alternatively or additionally, even if the nonconforming use determination were a project, the determination would be exempt under CEQA Guidelines Section 15301 (Existing Facilities Exemption) because the determination only recognizes the existing, historic use on the subject property. Since at least the 1940's, the subject property has been continuously used as a public trail. The determination does not authorize any alterations to land, new uses, modifications to the existing use, or any development. Further, if this determination were a project, it would also be exempt under CEQA Guidelines Section 15061(b)(3) (Common Sense Exemption) because it can be seen with certainty that there will be no significant impacts caused by the County recognizing a historic, existing public trail. The determination does not authorize any alterations to land, structures, new uses, modifications to the existing use, or any development.

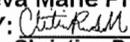
This Notice of Exemption is filed pursuant to the provisions of Section 15062 of the State CEQA Guidelines.

Lead Agency Contact Person:


Marina Herrera, Planner III
County of Sonoma,
(707) 565-2397

This notice was posted on 03/14/2023
and will remain posted for a period of thirty days
through 04/14/2023

Doc No.49-03142023-067

Deva Marie Proto, County Clerk
BY: 
Christina Prado-Mendoza, Deputy Clerk



State of California - Department of Fish and Wildlife
2023 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
 DFW 753.5a (REV. 01/01/23) Previously DFG 753.5a

RECEIPT NUMBER:
49-03142023-067

STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY SONOMA COUNTY	LEAD AGENCY EMAIL	DATE 03/14/2023
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COUNTY/STATE AGENCY OF FILING SONOMA	DOCUMENT NUMBER 23-0314-01
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PROJECT TITLE
LEGAL NONCONFORMING USE DETERMINATION, ORD19-0011; VACATION BEACH

PROJECT APPLICANT NAME RUSSIAN RIVER RECREATION AND PARK	PROJECT APPLICANT EMAIL	PHONE NUMBER (707) 565-2397
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PROJECT APPLICANT ADDRESS PO BOX 195	CITY GUERNEVILLE	STATE CA	ZIP CODE 95446
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PROJECT APPLICANT (Check appropriate box)

Local Public Agency
 School District
 Other Special District
 State Agency
 Private Entity

CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$3,839.25	\$ _____
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,764.00	\$ _____
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,305.25	\$ _____

Exempt from fee
 Notice of Exemption (attach)
 CDFW No Effect Determination (attach)
 Fee previously paid (attach previously issued cash receipt copy)

<input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only)	\$850.00	\$ _____
<input checked="" type="checkbox"/> County documentary handling fee		\$ _____ \$50.00
<input type="checkbox"/> Other		\$ _____

PAYMENT METHOD:

Cash
 Credit
 Check
 Other

TOTAL RECEIVED \$ _____ \$50.00

SIGNATURE 	AGENCY OF FILING PRINTED NAME AND TITLE Christina Prado-Mendoza, Deputy County Clerk-Recorder
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