



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:
E202310000076
 STATE CLEARINGHOUSE NUMBER (if applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF CLOVIS	LEAD AGENCY EMAIL	DATE 03/21/2023
COUNTY/STATE AGENCY OF FILING FRESNO COUNTY		DOCUMENT NUMBER E202310000076
PROJECT TITLE CONDITIONAL USE PERMIT CUP2023-001		

PROJECT APPLICANT NAME CITY OF CLOVIS	PROJECT APPLICANT EMAIL	PHONE NUMBER (559) 324-2305
PROJECT APPLICANT ADDRESS 1033 FIFTH STREET	CITY CLOVIS	STATE CA
		ZIP CODE 93612

PROJECT APPLICANT (Check appropriate box)

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

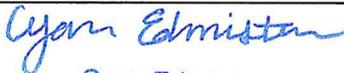
CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$3,839.25	\$	<u>0.00</u>
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,764.00	\$	<u>0.00</u>
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,305.25	\$	<u>0.00</u>
<input type="checkbox"/> Exempt from fee			
<input type="checkbox"/> Notice of Exemption (attach)			
<input type="checkbox"/> CDFW No Effect Determination (attach)			
<input type="checkbox"/> Fee previously paid (attach previously issued cash receipt copy)			
<hr/>			
<input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only)	\$850.00	\$	<u>0.00</u>
<input checked="" type="checkbox"/> County documentary handling fee	\$50.00	\$	<u>50.00</u>
<input checked="" type="checkbox"/> Other CATEGORICAL EXEMPTION		\$	<u>0.00</u>

PAYMENT METHOD:

Cash
 Credit
 Check
 Other

TOTAL RECEIVED \$ 50.00

SIGNATURE X  Cyan Edmisten	AGENCY OF FILING PRINTED NAME AND TITLE Cyan Edmisten Deputy Clerk
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County of Fresno
Clerk's Office
James A. Kus

Elections Department
(559) 600-8683

Clerk Services Department
(559) 600-2575

Finalization 2023005837
3/21/2023 12:20 PM
CCR572471 Cedmisten

Description	Fee
EIR Administrative Fee	
Time Recorded: 12:20 PM	
Recording Fee:	\$50.00
Total Amount Due	\$50.00
Total Paid	
Credit Card	\$50.00
	
Amount Due	\$0.00

E202310000076

THANK YOU
PLEASE KEEP FOR REFERENCE



E202310000076

CITY of CLOVIS

PLANNING & DEVELOPMENT

1033 FIFTH STREET • CLOVIS, CA 93612

NOTICE OF EXEMPTION Conditional Use Permit 2023-001

The City of Clovis has determined that the project described below will not have a significant effect on the environment and shall be exempt from the provisions of CEQA. The project listed is exempt pursuant to CEQA Guidelines, Section 15301 (Class 1, Existing Facilities).

Exemption Filed With: Fresno County Clerk, 2221 Kern Street, Fresno, California.
Office of Planning & Research, 1400 10th Street #100, Sacramento, CA

Lead Agency: City of Clovis, 1033 5th Street, Clovis, California.

Project Title: Conditional Use Permit CUP2023-001

Project Location: 1305 N. Willow Avenue Suite 190, Clovis, CA 93619, Fresno County

Project Description: A request to approve a conditional use permit for a restaurant with a full bar serving beer, wine, and distilled spirits with an outdoor patio located at 1305 N. Willow Avenue Suite #190. Parkway Trails, L.P., a California limited partnership, property owner; John Marihart, Yolked Kitchen, applicant.

Project Applicant: John Marihart of Yolked Kitchen

Exempt Status: Categorical Exemption, Class 1 (Section 15301), Existing Facilities

Reasons Why Project Is Exempt: The project listed is exempt pursuant to CEQA Guidelines, Section 15301 (Class 1) because the project consists of an existing facility. None of the exceptions identified in CEQA Guidelines Section 15300.2 apply to the project

Lead Agency Contact Person: Liz Salazar, Assistant Planner

Telephone Number: (559) 324-2305

FILED
MAR 21 2023
TIME

FRESNO COUNTY CLERK
By _____
DEPUTY

Signature:
Liz Salazar
Assistant Planner

Date: March 20, 2023

CITY OF CLOVIS
Categorical Exemption
Conditional Use Permit 2023-001

E202310000076

Pursuant to Article 19 of the State CEQA Guidelines, the City of Clovis has determined that the project described below will not have a significant effect on the environment and shall be categorically exempt from the provisions of CEQA.

Lead Agency: City of Clovis
Planning and Development Services

Lead Agency Contact: Liz Salazar, Assistant Planner
(559) 324-2305
lizs@cityofclovis.com

Applicant: John D. Marihart
550 N. Bush Avenue 101
Clovis, CA 93611

Project Location: 1305 N. Willow Avenue Suite 190, Clovis, CA 93619, Fresno County

Exemption: Section 15301 (Class 1, Existing Facilities)

Project Description:

Consider Conditional Use Permit 2023-001, A request to approve a conditional use permit for a restaurant with a full bar serving beer, wine, and distilled spirits with an outdoor patio located at 1305 N. Willow Avenue Suite #190. Parkway Trails, L.P., a California limited partnership, property owner; John Marihart, Yolked Kitchen, applicant.

Determination:

Pursuant to Article 19 of the California Environmental Quality (CEQA) Guidelines, the Project is categorically exempt under Section 15301 (Class 1, Existing Facilities). None of the exceptions identified in CEQA Guidelines Section 15300.2 apply to the project, as described below.

Section 15301 (Class 1, Existing Facilities) consists 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 existing or former use.

Exceptions:

CEQA Guidelines Section 15300.2 set forth exceptions to categorical exemptions which must be assessed as part of the determination to use a Categorical Exemption. If any of the exceptions apply, a Categorical Exemption cannot be used.

(a) ***Location.*** Classes 3, 4, 5, 6, and 11 are qualified by consideration of where the project is to be located - a project that is ordinarily insignificant in its impact on the environment may in a particularly sensitive environment be significant. Therefore, these classes are considered to apply all instances, except where the project may impact on an environmental resource of hazardous or critical concern where designated, precisely mapped, and officially adopted pursuant to law by federal, state, or local agencies.

This exception does not apply to Class 1 exemptions. Therefore, this exception would not apply to the project.

- (b) **Cumulative Impact.** All exemptions for these classes are inapplicable when the cumulative impact of successive projects of the same type in the same place, over time is significant.

The proposed use is allowed in the land use designation and zone district with approval of the requested entitlement(s); therefore, the use and operation would be compatible with the area and would not result in cumulative impacts with the operation of the use. Thus, this exception would not apply to the Project.

- (c) **Significant Effect.** A categorical exemption shall not be used for an activity where there is a reasonable possibility that the activity will have a significant effect on the environment due to unusual circumstances.

There are no unusual circumstances of the proposed Project as a restaurant with a full bar. The use is allowed under the Clovis Development Code, thus, the use is not unusual within the established P-C-C Zone District. Therefore, this exception would not apply to the Project.

- (d) **Scenic Highways.** A categorical exemption shall not be used for a project which may result in damage to scenic resources, including but not limited to, trees, historic buildings, rock outcroppings, or similar resources, within a highway officially designated as a state scenic highway. This does not apply to improvements which are required as mitigation by an adopted negative declaration or certified EIR.

The Project site is not located near a scenic highway as it is located within an urban area. Therefore, this exception would not apply to the Project.

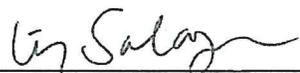
- (e) **Hazardous Waste Sites.** A categorical exemption shall not be used for a project located on a site which is included on any list compiled pursuant to Section 65962.5 of the Government Code.

The Project site is not located on a site on any list compiled pursuant to Section 65962.5 of the Government Code. Therefore, this exception would not apply to the project.

- (f) **Historical Resources.** A categorical exemption shall not be used for a project which may cause a substantial adverse change in the significance of a historical resource.

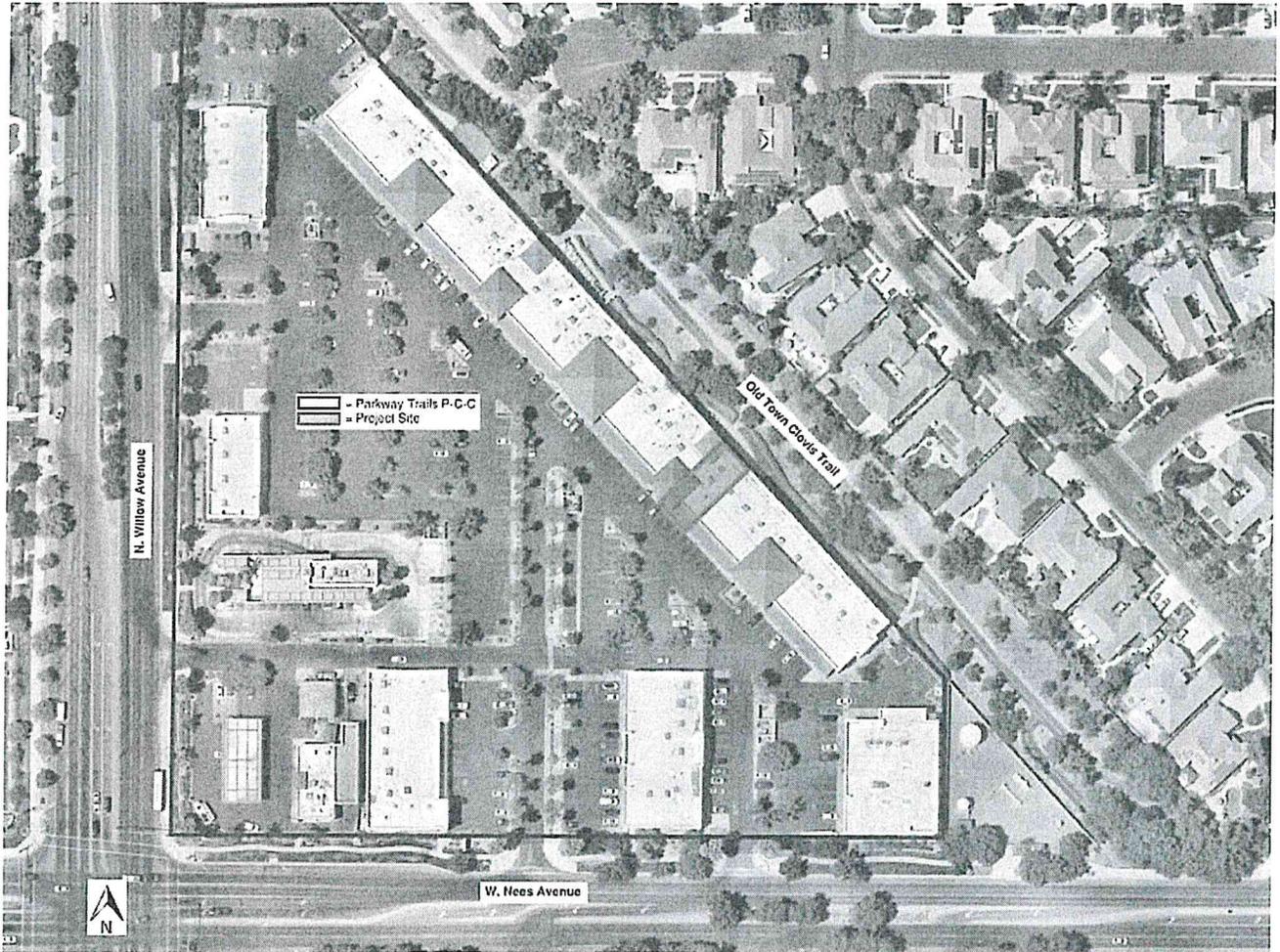
There are no historical resources on the Project site or within its immediate vicinity. Therefore, this exception would not apply to the project.

Date: March 20, 2023
Prepared By: Liz Salazar
Assistant Planner

Submitted By: 
Liz Salazar
Assistant Planner
City of Clovis
Planning & Development Services
(559) 324-2305

E202310000076

Project Location



City Manager 559.324.2060 • Community Services 559.324.2095 • Engineering 559.324.2350
Finance 559.324.2130 • Fire 559.324.2200 • General Services 559.324.2060 • Personnel/Risk Management 559.324.2725
Planning & Development Services 559.324.2340 • Police 559.324.2400 • Public Utilities 559.324.2600 • TTY-711

www.cityofclovis.com