

NOTICE OF EXEMPTION NO. 24-13

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

From: (Public Agency)
City of Buena Park
Attn: Matt Foulkes
6650 Beach Blvd
Buena Park, CA 90622

Orange County Clerk Recorder
601 N. Ross Street
Santa Ana, CA 92701

Project Title: Text Amendment No. C-24-3

Project Location: Commercial and Industrial Zones Citywide

Project Location - City: Buena Park **Project Location - County:** Orange

Description of Nature, Purpose, and Beneficiaries of the Project: A revision within Title 19 (Zoning) of the Buena Park Municipal Code (BPMC) regarding development standards for fences and walls in the Commercial and Industrial zones Section 19.528 (Fences, Walls, Hedges, and Berms) citywide. Beneficiaries include the residents and business community of Buena Park.

Name of Public Agency Approving Project: City of Buena Park

Name and Address of Person or Agency Carrying Out Project: City of Buena Park, 6650, Beach Boulevard, Buena Park, CA 90622


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: Class 3, Section 15303(e) (New Construction or Conversion of Small Structures).
- Statutory Exemptions. State CEQA Guidelines Section 15061 (b)

Reasons why project is exempt: The Zoning Text Amendment is exempt from CEQA pursuant to CEQA Guidelines Section 15061 (b)(3), which provides that a project is exempt as CEQA only applies to projects which have the potential for causing a significant effect on the environment and does not apply where it can be seen with certainty that there is no possibility of a significant effect. The proposed ordinance is also categorically exempt from CEQA under the Class 3 exemption set forth in State CEQA Guidelines section 15303(e). Section 15303 (New Construction or Conversion of Small Structures) specifically lists the construction of appurtenant accessory structures and fences as examples of activity that expressly falls within this exemption. The proposed amendment regulates the development standards for fence heights within commercial and industrial zones, which are, by definition, structures that are accessory to a primary structure on the lot and which are limited in size.

Lead Agency Contact Person: Swati M. Meshram, PhD, AICP, LEED AP
Area Code/Telephone/Ext: (714) 562-3611

Signature: 
Matt Foulkes

Date: 4/11/24 

Title: Director of Community & Economic Development

Signed by Lead Agency Date received for filing at OPR: N.A. Signed by Applicant