



CITY OF EAST PALO ALTO

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www.cityofepa.org

Notice of Exemption California Environmental Quality Act

TO: COUNTY CLERK

County of San Mateo
555 County Center Redwood City, CA 94063

FROM: CITY OF EAST PALO ALTO

Community & Economic Development Department
1960 Tate Street, East Palo Alto, CA 94303

PROJECT TITLE: Ordinance Amendments to the City of East Palo Alto, Chapter 15.11 (California Green Building Standards, California Code of Regulations, Title 24, Part 11) and 15.25 (California Energy Code, California Code of Regulations, Title 24, Part 6) of the East Palo Alto Municipal Code (EPAMC)

PROJECT LOCATION SPECIFIC: Citywide (City of East Palo Alto)

PROJECT LOCATION, CITY, COUNTY: City of East Palo Alto, San Mateo County

PROJECT DESCRIPTION: 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 East Palo Alto has applied to the California Energy Commission for a determination that its locally adopted energy efficiency standard, enacted in Local Ordinance No. 03-2024 (the Ordinance), will require buildings to be designed to consume no more energy than permitted by the 2022 *Building Energy Efficiency Standards* (2022 Energy Standards) 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. Energy Performance Approach: This ordinance requires meeting a source energy margin target through the performance path. To do so, one must install decarbonization measures in mixed fuel buildings or build an all-electric building. Consistent with PRC Section 25402.1(h)(2), the Energy Commission found that the Jurisdiction of City of East Palo Alto's Ordinance will require the diminution of energy consumption levels permitted by the 2022 Energy Standards.

NAME OR PUBLIC AGENCY APPROVING PROJECT:

City of East Palo Alto, a municipal corporation

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT:

City of East Palo Alto

EXEMPT STATUS (Check One)

- Ministerial (Sec. 21080 (b) (1); 15268)
- Declared Emergency (Sec 21080 (b) (4); 15269 (a))
- Emergency Project (Sec 21080 (b) (4) 15269 (b) (c))
- Categorical Exemption – California Code of Regulations, Title 14, § 15061(b)(3) and Title 14, § 15308.
- Statutory Exemption –

REASON WHY PROJECT IS EXEMPT: The project is statutorily exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) under Section 15262 "Feasibility and Planning Studies": "A project involving only feasibility or planning studies for possible future actions which the agency, board, or commission has not approved, adopted, or funded does not require the preparation of an EIR or Negative Declaration but does require consideration of environmental factors. This section does not apply to the adoption of a plan that will have a legally binding effect on later activities." Consistent with this exemption, the plan is limited to a concept plan for possible future actions which the City Council of the City of East Palo Alto has not approved, adopted, or funded. The project is the first step toward improvement of the City's various parks. The Plan will not have a legally binding effect on later activities. No design engineered plans have been prepared. The result of approval of the plan would be pursuing funding and does not commit the City to any specific project. Should funding be pursued and obtained, site-specific studies would be required to develop detailed designs beyond the conceptual level, which would at that time require complete environmental review pursuant to CEQA.

LEAD AGENCY CONTACT PERSON

Amy Chen

AREA CODE, TELEPHONE, Extension

(650) 853-3189

SIGNATURE

Signed by ___ Applicant Lead Agency

TITLE

Community & Econ Dev Director

DATE

6/21/2024

AFFIDAVIT OF COUNTY CLERK FILING AND POSTING

I declare that on _____ I received and posted this Notice as required by California Public Resources Code Section 2115.2. Said Notice will remain posted for thirty (30) days from the filing date.

By _____ Date _____