

ENDORSED
FILED

SEP 04 2024

KIMBERLY L. GRADY, County Clerk
AMADOR COUNTY
By A. HANNA Deputy

Notice of Determination

Appendix D

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

FROM: Amador County
Planning Commission
810 Court St.
Jackson, CA 95642-2132
planning@amadorgov.org
Phone: (209) 223-6380

County Clerk, County of Amador
810 Court St.
Jackson, CA 95642-2132

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

STATE CLEARINGHOUSE NUMBER (if submitted to State Clearinghouse): 2024070785

PROJECT TITLE: Tentative Parcel Map PM 2919 Dos Santos

Applicant: Antonia Dos Santos, Fellion-Dos Santos Trust
Address: PO Box 11, Pine Grove, CA 95665
Phone: (916) 541-8707 **Email:**

PROJECT LOCATION (AMADOR COUNTY): 13600 Valley Vista Court, Pine Grove, CA 95665 (APN: 038-010-143)

PROJECT DESCRIPTION: Tentative Parcel Map PM 2919 Dos Santos, proposing the division of a single ±29.1-acre parcel into 3 parcels of ±8.3, ±9.0, and ±11.8 acres in size. The parcel is zoned R1A, Single-Family Residential and Agricultural Zoning District and has a General Plan Designation of AT, Agricultural Transition (5 to 20-acre minimum). APN: 038-010-143

This is to advise that the Amador County Planning Commission [Lead Agency or Responsible Agency] approved the above-described project on August 13, 2024 and has made the following determinations regarding the above described project:

1. The project [will will not] have a significant effect on the environment.
2. An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
 A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [were were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [was was not] adopted for this project.
5. A statement of Overriding Considerations [was was not] adopted for this project.
6. Findings [were were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the Mitigated Negative Declaration, is available to the General Public at: Amador County Planning Dept., 810 Court St., Jackson, CA 95642.

Signature (Public Agency)  Title: Planner II

Date: 9/4/24

Date Received for Filing at O.P.R.: _____

Authority cited: Sections 21083, Public Resources Code.
Reference: Sections 21000-21174, Public Resources Code.

File No. 0309042024017

Posted On 09/04/2024

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**MITIGATED NEGATIVE DECLARATION
CALIFORNIA ENVIRONMENTAL QUALITY ACT**

PROJECT: Tentative Parcel map Pm 2919 Dos Santos

LEAD AGENCY: Amador County Planning Department

PROJECT LOCATION: 13600 Valley Vista Court, Pine Grove, CA 95665

PROJECT DESCRIPTION: Tentative Parcel Map PM 2919 Dos Santos, proposing the division of a single ±29.1-acre parcel into 3 parcels of ±8.3, ±9.0, and ±11.8 acres in size. The parcel is zoned R1A, Single-Family Residential and Agricultural Zoning District and has a General Plan Designation of AT, Agricultural Transition (5 to 20-acre minimum). APN: 038-010-143

PUBLIC HEARING: The Amador County Planning Commission conducted a public hearing on the matter on August 13, 2024 at 7:00 p.m. in the Board Chambers of the County Administration Center, 810 Court Street, Jackson, CA, 95642.

PROJECT FINDINGS:

1. Given that Section 66474 of the California Subdivision Map Act requires a County to deny approval of a tentative map if it makes any of the following findings:
 - a. That the proposed map is not consistent with applicable general and specific plans as specified in Section 65451.
 - b. That the design or improvement of the proposed subdivision is not consistent with applicable general and specific plans.
 - c. That the site is not physically suitable for the type of development.
 - d. That the site is not physically suitable for the proposed density of development.
 - e. That the design of the subdivision or the proposed improvements is likely to cause substantial environmental damage or substantially and avoidably injure fish or wildlife or their habitat.
 - f. That the design of the subdivision or type of improvements is likely to cause serious public health problems.
 - g. That the design of the subdivision or type of improvements will conflict with easements acquired by the public at large, for access through or use of, property within the proposed subdivision.
2. The above Findings (a) through (g) do not apply to **Tentative Parcel Map 2919** in that:
 - a. The proposed map is consistent with the Amador County General Plan.
 - b. There are no proposed improvements of the proposed subdivision inconsistent with the General Plan.
 - c. The site is physically suitable for commercial development and is compatible with surrounding residential and commercial area.
 - d. The site is appropriate for the specified density of development as provided in the Amador County General Plan.
 - e. The CEQA Initial Study for Tentative Parcel Map 2919 determined that potential environmental impacts from the design of the subdivision or the proposed improvements will

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be mitigated to less than significant levels with implementation of the proposed Mitigation Measures and Conditions of Approval – see attached conditions/mitigation measures.

- f. The CEQA Initial Study prepared for Tentative Parcel Map 2919 determined that no potentially serious health impacts were identified from the project.
- g. No conflicts with easements acquired by the public at large, for access through or use of property within the proposed subdivision have been identified.

3. Additionally, Government Code Section 66474.02 requires findings when approving a Parcel or Subdivision Map that is located in a state responsibility area (SRA) or a very high fire hazard severity zone (VHFHSZ). Those findings are:

- a. The design and location of each lot in the subdivision, and the subdivision as a whole, are consistent with any application regulations adopted by the State Board of Forestry and Fire protections pursuant to Sections 4290 and 4291 of the Public Resources Code; Structural fire protection and suppression services will be available for the subdivision through any of the following entities:
 - i. A county, city, special district, political subdivision of the state, or other entity organized solely to provide fire protection services that is monitored and funded by a county or other public entity.
 - ii. The Department of Forestry and Fire Protection by contract entered into pursuant to Section 4133, 4142, or 4144 of the Public Resources Code.
- b. To the extent practicable, ingress and egress for the subdivision meets the regulations regarding road standards for fire equipment access adopted pursuant to Section 4290 of the Public Resources Code and any applicable local ordinance.

4. Additionally, County Code Section 19.50.030 includes required findings for discretionary approvals in the Agricultural-Transition general plan land use classifications, as follow:

- a. Approval of any discretionary action that divides a parcel or increases the legal parcel density or intensity, or requires approving a discretionary use permit in the Agricultural-Transition (AT) land use classification, is subject to the county making all of the following findings concurrent with project approval:
 - i. Feasible measures will be implemented to mitigate the project's significant adverse impacts, if any, on adjoining or nearby agricultural or timberlands and operations and to minimize the likelihood of those lands converting to nonagricultural or non-timberland uses.
 - ii. Any parcels subject to the county action remain suitable for rural ranchettes, limited animal husbandry, and family garden, orchard, or supplementary agricultural income. (Ord. 1777 §2 (part), 2018).

5. The project, as proposed, is consistent with the Amador County General Plan and Zoning District at this location, the site is physically suitable for the type and density of the development proposed; the tentative map does not conflict with any easements of record acquired by the public at large, and the approval of this Tentative Map by the Planning Commission is sanctioned by County code Title 17 for Divisions of Land and that the establishment, maintenance or operation of the project applied for will not under the circumstances of the particular case be detrimental to the health, safety, peace, morals, comfort and general welfare of persons residing or working in the neighborhood of such proposed use or be detrimental or injurious to property and improvements in the neighborhood or to the general welfare of the county with the implementation of the proposed Conditions of Approval and Mitigation Measures.

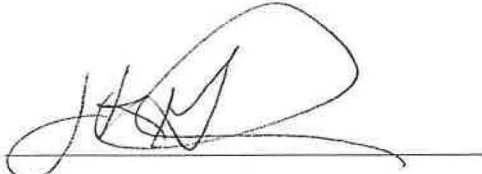
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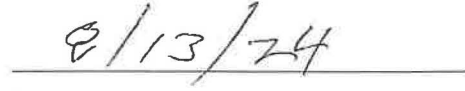
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6. On the basis of the administrative record presented, the Planning Commission finds that there is no substantial evidence that the project will have a significant impact to the environment and that the Mitigated Negative Declaration included in the Staff Report reflects the Commission's independent judgement and analysis.

PREPARATION OF STUDY: Information on file with the Amador County Planning Department, 810 Court Street, Jackson, CA 95642; (209)223-6380; File No. PM 2919 Dos Santos.



Chairperson
Amador County Planning Commission



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