

Notice of Exemption

Attachment 7

FILED

Filing Requested By and When Filed Return To:

09/04/2024

Marin Municipal Water District
220 Nellen Ave
Corte Madera, CA 94925
Attn: Shaun Horne, Director of Watershed Resources

SHELLY SCOTT
MARIN COUNTY CLERK
By J. Cruz, Deputy
21 - 2024 - 157

Project Title: Mt. Tamalpais Watershed E-Bike Class I Trial

Project Location: 49 Sky Oaks Road, Fairfax

Project Location - County: Marin

Public Agency Approving Project: Marin Municipal Water District

Name of Person or Agency Carrying Out Project: Marin Municipal Water District

Project Description: The Marin Municipal Water District (District) proposes to implement an E-Bike Class I Trial for a period of up to two years on existing fire roads and trails within the Mt. Tamalpais Watershed where conventional bicycles are permitted. This trial aims to evaluate the impacts of Class I E-Bike use on visitor experience, providing data to inform future decisions regarding E-Bike access on watershed lands.

Reason for Exemption: The District has reviewed the proposed project and determined it to be exempt from the California Environmental Quality Act (CEQA) requirements under *Article* 19, Categorical Exemptions, of the State CEQA Guidelines in the California Administrative Code:

CEQA Exemption Status: The District has reviewed the proposed project and determined that following exemptions apply to the Mt. Tamalpais Watershed E-bike Class I Trial.

Section 15301- Existing Facilities - The Project meets the requirements of a Class 1 Categorical Exemption for Existing Facilities, which includes operation, permitting and minor alteration of existing public or private structures or facilities or topographical features involving negligible or no expansion of existing or former use. Implementing the E-Bike Trial would have a negligible impact on existing facilities, such as highways, streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities. The use of Class I E-bikes on existing fire roads and multiuse trails where conventional bicycles are allowed represents a negligible expansion of use of existing trails.

Section 15304 - Minor Alterations to 1a~d - The project qualifies for a Class 4 Categorical Exemption under CEQA Guidelines Section 15304, as it involves minor public or private alterations to the condition of land, water, and/or vegetation, The continued use of existing trails will not involve the removal of healthy, mature, scenic trees and will only include minimal signage or similar features.

Section 15306 -Information Collection - The proposed project meets the requirements of a Class 6 Categorical Exemption -Information Collection. The project consists of basic data collection, which do not result in a serious or major disturbance to an environment. By allowing Class I E-bikes for a trial period the District can gather information relating E-Bike Class I compliance and bike usage on the watersheds fire roads and multi-use trails. The trial will gather data on E-Bike usage to inform future management decisions.

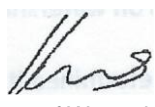
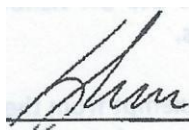
No exceptions to the use of a Categorical Exemption apply to the Project. The District has thoroughly evaluated the project under CEQA Guidelines Section 15300.2 and determined that none of the exceptions to categorical I exemptions apply. Specifically:

POSTED 09/04/2024 TO 10/04/2024

- Location in Sensitive Environments - The project does not impact any environmentally sensitive areas as defined under CEQA. The selected fire roads and trails are located outside areas of critical concern, ensuring compliance with CEQA Guidelines § 15300.2(a).
- Cumulative Impact - The project is temporary, adaptive, and closely monitored, ensuring that no significant cumulative impacts occur in conjunction with other ongoing or foreseeable activities within the watershed, consistent with CEQA Guidelines § 15300.2(b).
- Significant Effect Due to Unusual Circumstances - The project does not present *any* unusual circumstances that could result in significant environmental effects. The use of trails and roads for multiple recreational activities, including the introduction of Class I E-Bikes, is consistent with past uses, and the project does not introduce new or unique factors that would invoke this exception, consistent with CEQA Guidelines § 15300.2(c).
- Scenic Highways - The project does not involve the removal or alteration of any significant visual resources along a scenic highway, consistent with CEQA Guidelines § 15300.2(d).
- Historical Resources - The project does not impact any historical resources, as the roads and trails involved are not designated as historic, consistent with CEQA Guidelines § 15300.2(f).

Project Approval: The Marin Municipal Water District Board of Directors approved the Mt. Tamalpais Watershed E-Bike Class I Trial, at their regularly scheduled meeting on September 3, 2024.

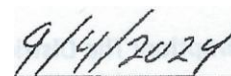
Lead Agency Contact Person: Shaun Horne, Marin Municipal Water District Telephone: (415) 945-1190



Shaun Horne,

Director of Watershed

Date



Resources



State of California - Department of Fish and Wildlife
 2024 ENVIRONMENTAL DOCUMENT FILING FEE
 CASH RECEIPT
 DFW 753.5a (REV. 01/01/24) Previously DFG 753.5a

RECEIPT NUMBER:
 21 09/04/2024 157

STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY LEAD AGENCY EMAIL
MARIN MUNICIPAL WATER DISTRICT
 COUNTY STATE AGENCY OF FILING
 Marin
 PROJECT TITLE

DATE
09/04/2024
 DOCUMENT NUMBER

MT. TAMALPAIS WATERSHED E-BIKE CLASS I TRIAL

PROJECT APPLICANT NAME PROJECT APPLICANT EMAIL
MARIN MUNICIPAL WATER DISTRICT

PHONE NUMBER
(415)945-1190

PROJECT APPLICANT ADDRESS CITY STATE ZIP CODE
220 NELLEN AVE CORTE MADERA CA 94925

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)		\$ 0.00	-----
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$4,051.25	\$ 0.00	-----
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$2,916.75	\$ 0.00	-----
	\$1,377.25		-----

~ Exempt from fee

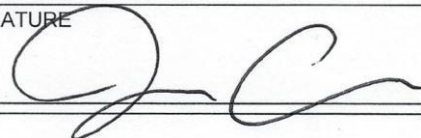
Notice of Exemption (attach)
 CDFW No Effect Determination (attach)

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	\$	0.00
<input type="checkbox"/> County documentary handling fee		\$	50.00
<input type="checkbox"/> Other		\$	

PAYMENT METHOD:

Cash Credit Check Other TOTAL RECEIVED \$ 50.00

SIGNATURE
 X 

AGENCY OF FILING PRINTED NAME AND TITLE
MARIN COUNTY CLERK, J. CRUZ, SR DEPUTY CLERK