

Notice of Exemption

Appendix E

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

County Clerk

County of: Los Angeles

12400 Imperial Highway

Norwalk, CA 90650

From: (Public Agency): City of Santa Monica

1685 Main Street

Santa Monica, CA 90401

(Address)

Project Title: Energy Performance Approach Ordinance

Project Applicant: City of Santa Monica

Project Location - Specific:

Citywide - Santa Monica

Project Location - City: Santa Monica

Project Location - County: Los Angeles

Description of Nature, Purpose and Beneficiaries of Project:

The Ordinance includes local amendments to the 2022 California Energy Code, establishing an Energy Performance Approach Reach Code for new construction. The new Ordinance includes requirements for new buildings that would result in lower operational greenhouse gas emissions by applying an increased source energy margin requirement to all new buildings – both electric and mixed-fuel designs.

Name of Public Agency Approving Project: City of Santa Monica

Name of Person or Agency Carrying Out Project: City of Santa Monica

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: Section 15308 and Section 15061(b)(3)
- Statutory Exemptions. State code number: _____

Reasons why project is exempt:

The Energy Performance Approach Ordinance is categorically exempt pursuant to Section 15308 of the CEQA Guidelines. The Ordinance would help to achieve the intended outcome of low-emission new buildings, and therefore, is exempt pursuant to Section 15308. In addition, this Ordinance is exempt from CEQA under Section 15061(b)(3), which states that CEQA does not apply, "where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment." These standards are more stringent than the State energy standards, and as such, there are no reasonably foreseeable adverse impacts, and there is no possibility that the Ordinance in question may have a significant effect on the environment.

Lead Agency

Contact Person: Rachel Kwok

Area Code/Telephone/Extension: (310) 458 8341

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? ▪ Yes No

Signature: Rachel Kwok Date: 9/25/24 Title: Environmental Planner

▪ Signed by Lead Agency Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: _____