



STANISLAUS COUNTY CLERK  
CEQA FILING COVER SHEET

Mail to: City of Oakdale  
Name: Jeff Gravel  
Address: 455 S. Fifth Ave.  
City, State, Zip Oakdale, CA 95361

50-2024-197

**FILED**

November 8, 2024  
DONNA LINDER  
STANISLAUS COUNTY  
CLERK-RECORDER

By: Mou  
Deputy Clerk

THIS SPACE FOR CLERK'S USE ONLY

Complete and attach this form to each CEQA Notice filed with the County Clerk

TYPE OR PRINT CLEARLY

Project Title

Major Use Permit, Site Plan Review, and Variance 2023-26

Check Document being Filed:

- Environmental Impact Report (EIR)
- Mitigated Negative Declaration (MND) or Negative Declaration (ND)
- Notice of Exemption (NOE)
- Other (Please fill in type):

FILED IN THE OFFICE OF THE STANISLAUS	
COUNTY CLERK ON	<u>11/08/2024</u>
Posted <u>11/08/2024</u>	Removed _____
Returned to agency on	<u>12/17/2024</u>
DEPUTY	<u>Mou</u>

Filing fees are due at the time a Notice of Determination/Exemption is filed with our office. For more information on filing fees and No Effect Determinations, please refer to California Code of Regulations, Title 14, section 753.5.

**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: Stanislaus  
1021 I Street, Suite 101  
Modesto, CA 95354

From: (Public Agency): City of Oakdale  
455 S. Fifth Avenue  
Oakdale, CA 95361  
  
(Address)

Project Title: Major Use Permit, Site Plan Review, and Variance No. 2023-26

Project Applicant: Ardurra Group, Inc., 440 S. Yosemite Ave., Oakdale, CA 95361

Project Location - Specific: (209) 847-8726

The Project is located at the northeast corner of East F Street and Lundy Road.

Project Location - City: Oakdale Project Location - County: Stanislaus

Description of Nature, Purpose and Beneficiaries of Project:  
The Project consists of the development of an eighty-three (83) room, four (4) story Fairfield Inn by Marriot within the East F Street Corridor Specific Plan.

Name of Public Agency Approving Project: City of Oakdale


Name of Person or Agency Carrying Out Project: Mr. Craig Chalk

- 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: 15168, 15162, and 15183
  - Statutory Exemptions. State code number: \_\_\_\_\_

Reasons why project is exempt:  
The Project is consistent with, and within the scope of, the East F Street Corridor Specific Plan Environmental Impact Report.

Lead Agency  
Contact Person: Mr. Mark Niskanen Area Code/Telephone/Extension: (209) 599-8377

- 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:  Date: 11/6/24 Title: Contract Planner

▪ Signed by Lead Agency      Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.      Date Received for filing at OPR: \_\_\_\_\_  
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.



**IN THE PLANNING COMMISSION  
OF THE CITY OF OAKDALE  
PLANNING COMMISSION RESOLUTION 2024-03**

**A RESOLUTION OF THE CITY OF OAKDALE PLANNING COMMISSION  
APPROVING MAJOR USE PERMIT, SITE PLAN REVIEW AND VARIANCE NO. 2023-26 –  
FAIRFIELD INN BY MARRIOTT HOTEL; LOCATED WITHIN THE ADOPTED EAST F STREET  
CORRIDOR SPECIFIC PLAN, OAKDALE, CA ASSESSOR PARCEL NUMBER 064-013-023**

**THE CITY OF OAKDALE PLANNING COMMISSION DOES HEREBY RESOLVE  
THAT:**

**WHEREAS**, a request has been submitted by Mr. Jacob Harvey of the Ardurra Group, Inc. (440 S. Yosemite Avenue, Oakdale, CA 95361) on behalf of the Property Owner, Mr. Craig Chalk (6225 Crooked Circle, Stockton, CA 95219) as to Assessor Parcel Numbers 064-013-023 to develop an eighty-three (83) room Fairfield Inn by Marriot Hotel on a 2.08-acre parcel located within the adopted East F Street Corridor Specific Plan area. The Applicant is requesting a variance to allow for a building height higher than what is permitted in Table 3-6 of the East F Street Corridor Specific Plan. The Project will connect to the City of Oakdale sewer, water and storm drain services. The Project is designated by the Oakdale General Plan and East F Street Corridor Specific Plan as General Commercial and is zoned Specific Plan (SP) – 3 District; and,

**WHEREAS**, said Major Use Permit, Site Plan Review and Variance Application was received in the Public Services Department on December 20, 2023, and was accepted for filing and deemed complete in July 2024, in accordance with the provisions of Section 31-48(b) of the Oakdale Municipal Code; and

**WHEREAS**, copies of said Major Use Permit, Site Plan Review and Variance Application have been sent to the Oakdale Joint Unified School District and, Oakdale Irrigation District, the local utility companies, and all City Departments; and

**WHEREAS**, the Planning Commission held a noticed public hearing on Wednesday, November 6, 2024, considered staff recommendations for approval, heard public testimony and adopted the following findings; and

**WHEREAS**, the Planning Commission has considered compliance with the California Environmental Quality Act, which concluded that the Project is within the scope of the previously certified City of Oakdale East F Street Corridor Specific Plan Environmental Impact Report and Supplemental Environmental Impact Report, and is consistent with the adopted land use regulations of the East F Street Corridor Specific Plan; and,

**WHEREAS**, in accordance with Sections 15183 and 15162 of the CEQA Guidelines, the Project is exempt from further environmental analysis.

**NOW, THEREFORE, BE IT RESOLVED** by the Planning Commission that it hereby finds and determines and follows:



**CITY OF OAKDALE**  
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1. The Proposed Project is consistent with the 2030 General Plan. The Proposed Project is within the City's East F Street Corridor Specific Plan and is designated for commercial land uses. The East F Street Corridor Specific Plan implements the policies and is consistent with the 2030 General Plan. Section 3.5 of the East F Street Corridor Specific Plan ("Specific Plan") describes the Plan Area's commercial component, and clearly states that hotels/motels are uses envisioned for the commercial land within the Specific Plan.
2. The Proposed Project has been reviewed in accordance with CEQA Statutes and Guidelines, and the CEQA determination is contained herein.
3. As with Finding 1, above, the Proposed Project is located on a site that has been designated for commercial land uses and is a use that was envisioned in the East F Street Corridor Specific Plan.
4. The Project site is of a size that can accommodate the Proposed Project and comply with all development standards, including but not limited to, setbacks, off-street parking, and landscaping.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** by the Planning Commission that it hereby finds and determines and follows:

1. Granting of the variance does not constitute a grant of special privilege inconsistent with the limitations upon other properties in the vicinity and the district in which the Project is located.
2. Strict application of the Zoning Code is found to deprive the Project of privileges enjoyed by other properties in the vicinity and within a similar zone classification. A review of other jurisdictions within the vicinity of the Project (i.e. cities of Riverbank, Hughson, and Escalon) allow for maximum building heights of seventy (70) feet or higher. The typical height standard for C-2 zone districts is significantly higher than what the City of Oakdale allows, depriving Projects that are higher than the standard of forty-five (45) feet.
3. Granting of the variance will not be contrary to the intent of the Zoning Code or the public health, safety, and welfare, or injurious to other properties in the vicinity.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** by the Planning Commission that it hereby finds and determines as follows:

1. The Project, together with the provisions for its design and improvements, and subject to the conditions is consistent with the 2030 General Plan and the East F Street Corridor Specific Plan.



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2. As per Sections 15168 and 15162 of the California Environmental Quality Act ("CEQA") Guidelines, this Project is within the scope of the projects covered by the 2030 General Plan EIR and East F Street Corridor Specific Plan EIR.
3. There are no substantial changes proposed in the project, which result in new significant environmental effects, or a substantial increase in the severity of previously identified significant effects and, therefore, no major revisions to the EIR are required.
4. No substantial changes have occurred with respect to the circumstances under which the project is undertaken which will result in new significant environmental effects or a substantial increase in the severity of previously identified significant effects and therefore, no major revisions to the EIR are required.
5. There is no new information of substantial importance that was not known and could not have been known with the exercise of reasonable diligence when the EIR was adopted.
6. CEQA Guidelines § 15183 provides that no further environmental review is required for projects that are consistent with the development density established by a Specific Plan for which an EIR has been certified, except as might be necessary to examine project-specific significant effects which are peculiar to the project or the site. The Project conforms to the density and development standards for the commercial area provided in the Specific Plan and the applicable zoning. There are no specific significant effects peculiar to the site or the Project which are not already addressed in the EIR. The Project will be subject to all applicable mitigation measures, as provided by the Conditions of Approval for the Project.

**NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE OAKDALE PLANNING COMMISSION THAT THE FINDINGS STATED ABOVE ARE ADOPTED, AND THAT MAJOR USE PERMIT, SITE PLAN REVIEW, AND VARIANCE NO. 2023-26 IS APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:**

***Project Conditions***

1. All development, (including but not limited to, building setbacks, lot sizes, street widths, etc.) shall conform to the stamped approved plans approved by the Public Services Department, and as approved by the Oakdale Planning Commission. Minor amendments to the Site Plan may be approved by the Public Services Director and City Engineer, provided the Planned Development remains in general conformance with applicable City policies and regulations. (Planning Division)
2. Except as amended herein, or by reference, all development shall be in accordance with the East F Street Corridor Specific Plan, as amended on November 4, 2019. (Planning Division)



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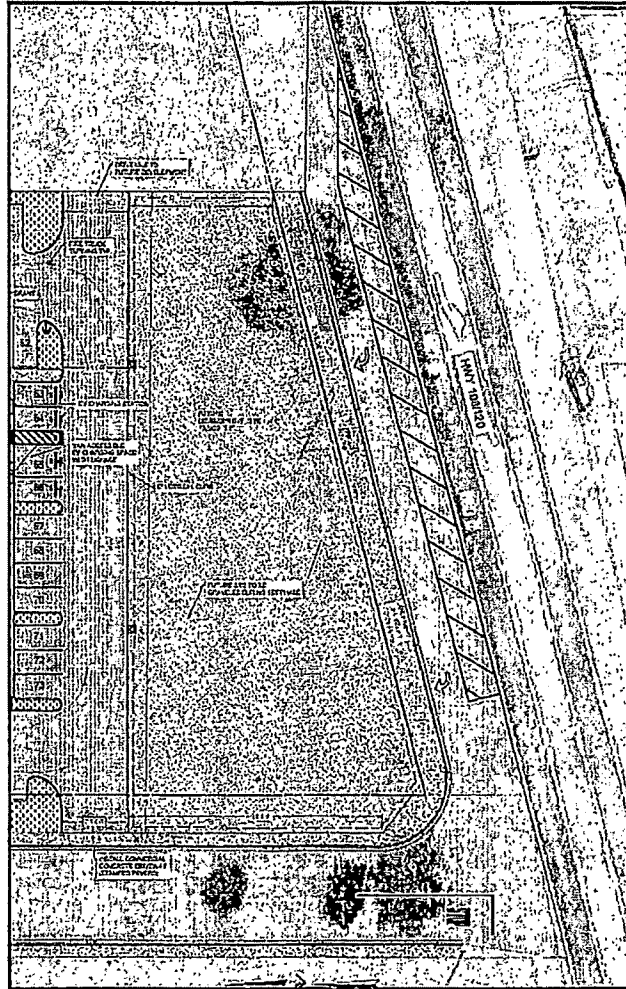
3. The Property Owner and Developer/Project Proponent shall, at their sole expense, defend, indemnify and hold harmless the City of Oakdale, its agents, officers, directors and employees, from and against all claims, actions, damages, losses, or expenses of every type and description, including but not limited to payment of attorneys' fees and costs, by reason of, or arising out of, this development approval. The obligation to defend, indemnify and hold harmless shall include but is not limited to any action to arbitrate, attack, review, set aside, void or annul this development approval on any grounds whatsoever. The City of Oakdale shall promptly notify the developer of any such claim, action, or proceeding and shall cooperate fully in the defense. (Planning Division)
4. All landscaping, fences, and walls shall be maintained, and the premises shall be kept free of weeds, trash, and other debris. Any modifications to landscaping, street furniture or any other outdoor amenities shall be subject to review and approval of the Public Services Department (Planning Division)
5. On-site lighting within the Project shall comply with the East F Street Corridor Specific Plan.
6. The Project site is within the boundary of the Amended and Restated Development Agreement between the City of Oakdale and Tesoro Homes, Inc. and Triest Investors, LLC ("Agreement"). This Agreement was approved by the Oakdale City Council on November 4, 2019.
7. In accordance with Section 5.3(c) of the Agreement, *"Developer shall be responsible for the remaining D Street improvements between North Stearns Road and Trevor Road prior to occupancy of the first commercial parcel on the Property. Notwithstanding the foregoing and at City's discretion, City may allow phasing of D Street in connection with its review of any Subsequent Project Approvals for the Commercial Property."* The remaining D Street improvements are illustrated in Exhibit K-4 of the Agreement.
8. In accordance with Section 5.4(a) of the Agreement, *"Each proposed commercial project fronting East F Street/SR 108 on the Commercial Property shall construct East F Street widening improvements necessary for the safe operation of the roadway, as determined by the City to serve such project."* East F Street widening improvements shall also be reviewed and approved by Caltrans through the required Encroachment Permit process.
9. Consistent with Section 5.4(a) of the Agreement, the Project shall install the following improvements to East F Street/SR 108:
  - a. Demolition of the existing four (4) foot shoulder.
  - b. Widening East F Street/SR 108 to include an eleven (11) foot "no access" lane, and a fourteen (14) foot turn lane, curb, gutter, and ten (10) foot sidewalk.
  - c. Installation of a 10-foot landscape parkway strip.

Said improvements identified by this Condition of Approval are illustrated below.



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10. Lundy Road shall be improved in accordance with City standards and serve as a commercial entrance to the Project and adjacent parcels. Improvements to Lundy Road shall consist of the following:
- Installation of two (2) travel lanes consisting of thirty-six feet in width (from curb to curb).
  - Installation of curb, gutter, five (5) foot sidewalk, the east side of Lundy Road.
  - Installation of curb and gutter on west side of Lundy Road.
  - Installation of a ten (10) landscape strip on the eastern portion of Lundy Road, behind the sidewalk noted above.
  - Stop sign control for exiting on to East F Street.
11. Concurrent to the review and approval of the Project's Improvement Plans, the east forty (40) feet of right of way for Lundy Road shall be quitclaimed and improvements shall be constructed in accordance with the approved site plan and the Conditions of Approval



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contained herein. Please consult with the Public Services Director and City Engineer for further detail.

12. Prior to the acceptance of improvements to Lundy Road, the Applicant shall prepare and file an access agreement to allow Assessor Parcel Number 064-082-148, and if necessary, the emergency vehicle access (EVA) for the Carmel Ranch Subdivision, access and use of Lundy Road.
13. The "Future Development Site," as labeled and depicted on the approved Site Plan, shall consist of landscape improvements along its western and southern portions. The ten (10) foot landscape parkway strip and improvements installed in Lundy Road shall be extended southerly along the "Future Development Site" and transition into a 10-foot landscape parkway strip along the portion of the "Future Development Site" fronting East F Street. The design and type of trees/shrubs planted within the Future Development Site shall match the improvements installed as part of the Project and subject to review and approval by the Public Services Director.
14. The southern boundary of the hotel site and the northern boundary of the "Future Development Site shall be separated by the installation of a split rail fence, three (3) feet in height.
15. If applicable, Section 11.1, Assignment and Assumption, requires an Assumption Agreement (Exhibit M of the Agreement) to be completed and submitted to the city. Please complete the Assumption Agreement and submit it to the Public Services Department, Attn: Mr. Jeff Gravel, Public Services Director.
16. Driveway access to East F Street shall allow right-turn and left-turn access. The Applicant/Project Proponent shall be required to obtain an Encroachment Permit from the City of Oakdale and Caltrans, District 10, prior to the installation of any improvements within the public right-of-way. The Applicant shall coordinate with Caltrans, District 10, to further allow for full driveway access consistent with Circulation Policy – 8 of the EFCSP.
17. All over head utility lines located within or along with Proposed Project's frontage shall be relocated underground in accordance with Policy GC-38 of the EFCSP. This includes overhead facilities along Lundy Road and East F Street.
18. All mechanical equipment shall be located away from pedestrian traffic and activity areas and screened from public view. All rooftop mechanical equipment, satellite dishes, antennas, and similar shall be screened from public view from property lines through roof wells. See Policy GC-37 of the EFCSP.
19. Entry points to the Project site shall incorporate pavers or other design features (i.e. stamped concrete). See Policies GC-60 through GC-64 of the EFCSP.
20. Light poles within the Project site's parking areas and pedestrian areas shall not be taller than ten (10) feet. See Policy GC-54 of the EFCSP.





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21. In accordance with Section 36-24.3(3)(f), shade trees shall be provided for every five (5) parking spaces. The type and species of said trees shall be reviewed and approved by the Public Services Department prior to installation.
22. With regard to signage, City staff is recommending the preparation of a Master Sign Program, which can address signage for two (2) or more commercial buildings or users. Please see Policy GC-67 of the EFCSP.
23. Trash enclosure location shall be reviewed and approved by Gilton Solid Waste. The Public Services Director shall review and approve the design of said trash enclosures.
24. Utilities shall be stubbed to the "Future Development Site" as it is noted in the approved Site Plan Packet. Locations of utility line stubs shall be reviewed and approved by the City Engineer.
25. Pedestrian access from Lundy Road to the eastern property line shall be provided within the northern portion of the Project site.
26. The overhead structure located on the east Elevation of the hotel entrance shall extend over and out to the median.
27. The Proposed Project pool area shall permit pool activities between the hours of 7:00a.m. and 10:00p.m. Pool activity shall be restricted at all other times.
28. Truck delivery activities (i.e. loading/unloading of product and refuse collection) shall occur between the hours of 7:00 a.m. and 10:00 p.m.

***Prior to the Approval/Recordation of the Improvement Plans***

29. All improvements shall be designed and constructed in accordance with the most recent edition of the City of Oakdale Development Standards and all applicable state and local ordinances, standards and requirements. Should a conflict arise, the governing specification shall be determined by the City Engineer. (Public Services Department)
30. A Grading Permit shall be required prior to any movement of dirt on site. This will require submittal and approval of complete civil improvement plans, prepared by a California licensed civil engineer. (Public Services Department)
31. An Encroachment Permit shall be required for any construction work in the public right of way, on lands owned by the City of Oakdale, or in easements dedicated to the City of Oakdale. The encroachment permit shall be obtained prior to the start of said work. (Public Services Department)
32. Prior to any work within right-of-way operated and maintained by Caltrans, the Developer and/or Project Proponent shall obtain an Encroachment Permit from Caltrans, District 10.



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33. A fire hydrant use permit shall be required if the Applicant intends to use city water for construction purposes. (Engineering Division)
34. The Applicant and/or Project Proponent shall submit four (4) sets of civil improvement plans depicting all proposed improvements.
- Plans shall be prepared and signed by a California Licensed Civil Engineer in compliance with Section 1 of the City of Oakdale Standard Specifications. The submittal of the plans shall be accompanied by the following: (Public Services Department)
- a. Project Billing Information Form
  - b. Improvement Plan Review Form
  - c. Plan Check Deposit – Please consult with the Public Services Department to confirm the deposit amount
  - d. Supporting Documents and Calculations
35. The Applicant and/or Project Proponent shall submit four (4) sets of landscape and irrigation plans, prepared and signed by a licensed Landscape Architect. The Landscape plans shall indicate the location, size and quantity of all plant materials. The plans shall include the details for an automatic underground irrigation system. The landscape plan shall be consistent with Section 36-24 (Landscaping and Screening) of the Municipal Code and incorporate the following features to the satisfaction of the Public Services Director and City Engineer: (Public Services Department)
- a. Landscaped areas within the project, property frontage along Lundy Road and East F Street, to incorporate a combination of accent plantings, turf areas, ground cover, shrub plantings and shade/screening trees consistent with the plans submitted as part of the Application. All landscape improvements shall be consistent with Section 3.12 of the East F Street Corridor Specific Plan.
  - b. Root barriers and deep-water irrigation required for all trees onsite.
  - c. The Landscape Plan shall conform to the City's Water Efficient Landscaping Ordinance Section 36-24.10 of the Municipal Code.
36. All storm drainage improvements shall conform to the requirements set forth in National Pollution Discharge Elimination System (NPDES) permit 2013-0001-DWQ. Particular attention shall be paid in design, construction, and operations and maintenance of facilities to Section E.9 through E.12 of the NPDES Permit. (Public Services Department)
37. Developer shall prepare and submit a Storm Water Pollution Prevention Plan (SWPPP) and apply for a permit under the California General Construction NPDES permit. The project SWPPP shall be prepared and signed by a Qualified SWPPP Developer (QSD) certified by the State Water Resource Control Board. All modifications to the SWPPP shall be implemented by a QSD in responsible charge for the project. The SWPPP shall be implemented by a Qualified SWPPP Practitioner (QSP). The project's Waste Discharge Identification (WDID) number shall be listed on the cover sheet of the civil improvement plans. (Public Services Department)



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38. The Applicant and/or Project Proponent shall preserve monumentation to the satisfaction of the City Engineer.

***Prior to the Issuance of a Building Permit or Certificate of Occupancy***

39. All improvements shall either be installed and accepted by the City Engineer, or the Developer and/or Project Proponent shall provide improvement security to the City to ensure completion.

40. Construction shall not commence until such time a Building Permit has been issued by the Building Division.

41. Prior to the issuance of any Building Permits, the Developer and/or Project Proponent shall provide to the City written clearance from the Oakdale Joint Unified School District confirming applicable school mitigation fees have been paid.

42. All applicable Capital Facilities Fees, Plan Area Fees, and other applicable City and County fees shall be payable at the time of Building Permit issuance for any construction within the Project site.

***Modesto Fire Department***

43. The Proposed Project shall meet the following: 2022 CA Fire Code (CFC), 2022 Building Code (CBC), 2023 Oakdale Improvement Standards, and NFPA Standards.

44. Prior to any construction on-site, fire hydrants shall be installed and in service. Travel distance of hydrants shall not exceed three hundred (300) feet, including on-site hydrants not to exceed 300-feet.

45. Fire access requirements for building construction – the City of Oakdale requires that a fire hydrant be in service within 250-feet of the furthest point of construction prior to the stockpiling of combustible materials or the beginning of combustible construction.

46. An all-weather access road, minimum of 26-feet in width, perpendicular to one side of the building (no closer than 15-feet and no greater than 30-feet) from the building. The road shall support up to 77,000lbs for Fire Department Aerial Apparatus.

47. FDC (Fire Department Connection) to be within one hundred (100) feet of fire hydrants.

48. A sprinkler system is required. Standpipes may be required. Please confirm with Modesto Fire Department.

49. KNOX box is required and shall be installed up to the right of the main entrance door and at the Fire Riser room door, mounted 6-feet above grade.

50. Fire Alarms plans shall be required.



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51. If applicable, electronic gates installed at entrance shall comply with Automatic Emergency Vehicle Access, in addition to an Electronic KNOX Key switch (sub-mastered for Fire and Police Departments).

52. Premises identification per Oakdale Standard – 11.3.

**CEQA Mitigation Measures**

53. The Developer and/or Project Proponent shall comply with the adopted Mitigation Monitoring and Reporting Plan prepared for the East F Street Corridor Specific Plan Supplement to the Environmental Impact Report (SCH No. 2003072147) as adopted by the Oakdale City Council on November 4, 2019, per Resolution No. 2019-126.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** by the Planning Commission that the Secretary of the Planning Commission is hereby directed to file a Notice of Exemption with the Stanislaus County Clerk in regard to the environmental impact of the proposed project.

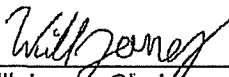
**NOW, THEREFORE, BE IT FINALLY RESOLVED BY THE OAKDALE PLANNING COMMISSION THAT THE ABOVE-RECOMMENDED FINDINGS AND THE INDIVIDUAL ACTIONS AS DESCRIBED ABOVE ARE ADOPTED.**

**THE FOREGOING RESOLUTION IS HEREBY ADOPTED THIS 6TH DAY OF NOVEMBER, 2024.**

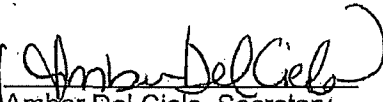
AYES: West, Silfer, Ivey, Heron, Jones  
NOES:  
ABSTAIN:  
ABSENT:

(5)  
○  
○  
○

Signed:

  
\_\_\_\_\_  
Will Jones, Chairperson  
Planning Commission

Attest:

  
\_\_\_\_\_  
Amber Del Cielo, Secretary  
Planning Commission



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:  
 50-11/08/2024-136  
 STATE CLEARINGHOUSE NUMBER (If applicable)

**SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.**

LEAD AGENCY CITY OF OAKDALE	LEAD AGENCY EMAIL	DATE 11/08/2024
COUNTY/STATE AGENCY OF FILING STANISLAUS COUNTY	DOCUMENT NUMBER 50-2024-197	

PROJECT TITLE  
 MAJOR USE PERMIT, SITE PLAN REVIEW, AND VARIANCE NO. 2023-26

PROJECT APPLICANT NAME ARDURRA GROUP, INC.	PROJECT APPLICANT EMAIL	PHONE NUMBER (209) 847-8726
PROJECT APPLICANT ADDRESS 440 S. YOSEMITE AVE	CITY OAKDALE	STATE CA
		ZIP CODE 95361

**PROJECT APPLICANT (Check appropriate box)**

Local Public Agency   
  School District   
  Other Special District   
  State Agency   
  Private Entity

**CHECK APPLICABLE FEES:**

- Environmental Impact Report (EIR) \$ 4,051.25 \$ \_\_\_\_\_
- Mitigated/Negative Declaration (MND)(ND) \$ 2,916.75 \$ \_\_\_\_\_
- Certified Regulatory Program (CRP) document - payment due directly to CDFW \$ 1,377.25 \$ \_\_\_\_\_

- Exempt from fee
  - Notice of Exemption (attach)
  - CDFW No Effect Determination (attach)
- Fee previously paid (attach previously issued cash receipt copy)

- Water Right Application or Petition Fee (State Water Resources Control Board only) \$ 850.00 \$ \_\_\_\_\_
- County documentary handling fee \$ 57.00 \$ \_\_\_\_\_ 57.00
- Other \$ \_\_\_\_\_

**PAYMENT METHOD:**

- Cash   
  Credit   
  Check   
  Other   
 TOTAL RECEIVED \$ \_\_\_\_\_ 57.00

SIGNATURE X <i>Romeo Mora</i>	AGENCY OF FILING PRINTED NAME AND TITLE Romeo Mora Deputy Clerk
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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

**NOTICE**

Each project applicant shall remit to the county clerk the environmental filing fee before or at the time of filing a Notice of Determination (Pub. Resources Code, § 21152; Fish & G. Code, § 711.4, subdivision (d); Cal. Code Regs., tit. 14, § 753.5). Without the appropriate fee, statutory or categorical exemption, or a valid No Effect Determination issued by the California Department of Fish and Wildlife (CDFW), the Notice of Determination is not operative, vested, or final, and shall not be accepted by the county clerk.

**COUNTY DOCUMENTARY HANDLING FEE**

The county clerk may charge a documentary handling fee of fifty dollars (\$50) per filing in addition to the environmental filing fee (Fish & G. Code, § 711.4, subd. (e); Cal. Code Regs., tit. 14, § 753.5, subd. (g)(1)). A county board of supervisors shall have the authority to increase or decrease the fee or charge, that is otherwise authorized to be levied by another provision of law, in the amount reasonably necessary to recover the cost of providing any product or service or the cost of enforcing any regulation for which the fee or charge is levied (Gov. Code, § 54985, subd. (a)).

**COLLECTION PROCEDURES FOR COUNTY GOVERNMENTS**

**Filing Notice of Determination (NOD):**

- Collect environmental filing fee or copy of previously issued cash receipt. *(Do not collect fee if project applicant presents a No Effect Determination signed by CDFW. An additional fee is required for each separate environmental document. An addendum is not considered a separate environmental document. Checks should be made payable to the county.)*
- Issue cash receipt to project applicant.
- Attach copy of cash receipt and, if applicable, previously issued cash receipt, to NOD.
- Mail filing fees for **CRP** document to CDFW prior to filing the NOD or equivalent final approval (Cal. Code Regs. Tit. 14, § 753.5 (b)(5)). The CRP should request receipt from CDFW to show proof of payment for filing the NOD or equivalent approval. Please mail payment to address below made attention to the Cash Receipts Unit of the Accounting Services Branch.

If the project applicant presents a **No Effect Determination** signed by CDFW, also:

- Attach No Effect Determination to NOD *(no environmental filing fee is due)*.

**Filing Notice of Exemption (NOE) (Statutorily or categorically exempt project (Cal. Code Regs., tit. 14, §§ 15260-15285, 15300-15333))**

- Issue cash receipt to project applicant.
- Attach copy of cash receipt to NOE *(no environmental filing fee is due)*.

**Within 30 days after the end of each month in which the environmental filing fees are collected**, each county shall summarize and record the amount collected on the monthly State of California Form No. CA25 (TC31) and remit the amount collected to the State Treasurer. Identify the remittance on Form No. CA25 as "Environmental Document Filing Fees" per Fish and Game Code section 711.4.

**The county clerk shall mail the following documents to CDFW on a monthly basis:**

- ✓ A photocopy of the monthly State of California Form No. CA25 (TC31)
- ✓ CDFW/ASB copies of all cash receipts (including all voided receipts)
- ✓ A copy of all CDFW No Effect Determinations filed in lieu of fee payment
- ✓ A copy of all NODs filed with the county during the preceding month
- ✓ A list of the name, address and telephone number of all project applicants for which an NOD has been filed. If this information is contained on the cash receipt filed with CDFW under California Code of Regulations, title 14, section 753.5, subdivision (e)(6), no additional information is required.

**DOCUMENT RETENTION**

The county shall retain two copies of the cash receipt (for lead agency and county clerk) and a copy of all documents described above for at least 12 months.

**RECEIPT NUMBER**

- # The first two digits automatically populate by making the appropriate selection in the County/State Agency of Filing drop down menu.
- # The next eight digits automatically populate when a date is entered.
- # The last three digits correspond with the sequential order of issuance for each calendar year. For example, the first receipt number issued on January 1 should end in 001. If a county issued 252 receipts for the year ending on December 31, the last receipt number should end in 252. CDFW recommends that counties and state agencies 1) save a local copy of this form, and 2) track receipt numbers on a spreadsheet tabbed by month to ensure accuracy.

**DO NOT COMBINE THE ENVIRONMENTAL FEES WITH THE STATE SHARE OF FISH AND WILDLIFE FEES.**

**Mail to:**

California Department of Fish and Wildlife  
 Accounting Services Branch  
 P.O. Box 944209  
 Sacramento, California 94244-2090