

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: Contra Costa
555 Escobar Street
Walnut Creek, CA 94596

From: (Public Agency): Lead City of Walnut Creek - Lead Agency
1666 North Main Street (925) 943-5899 x2217
Walnut Creek, CA 94596
(Address)

Project Title: Updating Municipal Code Provisions for Family Day Care Homes to Conform to State Law

Project Applicant: City of Walnut Creek, 1666 N. Main St., Walnut Creek, CA 94596

Project Location - Specific: (925) 943-5899 x 2217
Citywide

Project Location - City: Walnut Creek Project Location - County: Contra Costa

Description of Nature, Purpose and Beneficiaries of Project:

On 1/21/25, the City Council adopted an ordinance amending Title 10 (Planning and Zoning), Chapter 2 (Zoning Ordinance) and Title 8 (Finance, Revenue, and Taxation), Chapter 6 (Business Licensing) of the Walnut Creek Municipal Code regarding Family Day Care Homes to conform to state law.
see attached.

Name of Public Agency Approving Project: City of Walnut Creek, Aaron Sage (925) 943-5899 x2232

Name of Person or Agency Carrying Out Project: City of Walnut Creek - Lead agency

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:
Statutory Exemptions. State code number: Public Resources Code Sec. 21083
General Rule Exemption (Sec. 15061(b)(3))

2025-00023

FILED

January 24, 2025

KRISTIN B. CONNELLY
CLERK-RECORDER

Reasons why project is exempt:

See attached.

By: [Signature]

W. Smiglewski
Deputy Clerk

Lead Agency
Contact Person: Aaron Sage Area Code/Telephone/Extension: 925-943-5899 xt. 2232

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: [Signature] Date: 1/22/25 Title: Assistant Community Development Director

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:

NOTICE OF EXEMPTION

Updating Municipal Code Provisions for Family Day Care Homes to Conform to State Law City of Walnut Creek

Reasons Why Project Is Exempt:

The adopted ordinance relating to Family Day Care Homes is exempt from the California Environmental Quality Act (“CEQA”) under Public Resources Code Section 21083, CEQA Guidelines Section 15274 and Health and Safety Code Section 1597.45(d), which provide that family daycare homes are not subject to CEQA. The adopted ordinance is also exempt pursuant to Section 15061(b)(3) of the CEQA Guidelines, on the basis that it can be seen with certainty that there is no possibility that the proposed amendments may have a significant effect on the environment, as they are consistent with how the City has regulated Family Day Care Homes since 2020. The adopted ordinance does not approve any land use entitlements for specific projects, and would permit uses that are deemed to be “by right” and non-discretionary by state law and not considered to constitute a “project” for the purposes of CEQA.