

NOTICE OF EXEMPTION

To: Office of Land Use and Climate Innovation
1400 Tenth Street, Room 121
Sacramento, CA 95814

Tulare County Clerk
Room 105, Courthouse
221 South Mooney Blvd.
Visalia, CA 93291

Lead Agency: County of Tulare c/o Resource Management Agency
5961 S. Mooney Blvd.
Visalia, CA 93277 (559) 624-7000
Attn: gmills@tularecounty.ca.gov and jwillis@tularecounty.ca.gov

FILED TULARE COUNTY
MAY 8 2025
ASSESSOR / CLERK-RECORDER BY:
DATE RECEIVED FOR FILING AT TULARE COUNTY CLERK'S OFFICE

Applicant(s): 4 Creeks
324 S. Santa Fe Street, Suite A
Visalia, CA 93292 (559) 802-3052

Project Title: Orosi Jack In The Box Restaurant CEQ 25-004

Project Location - Specific: Northeast corner of State Route 63 (Road 128)/Albert Avenue, Orosi, CA 93647 (APN 025-160-064)

Project Location- Section, Township, Range: Section 02, Township 19S, Range 24E

Project Location - City: Orosi, CA

Project Location - County: Tulare

Description of Nature, Purpose, and Beneficiaries of Project: The applicant is applying for a new Jack In The Box 2,003 square foot fast food restaurant with drive-thru and an outdoor patio that will be open at the walk-up counter from 6:00 a.m. to 10:00 p.m. daily. The drive-thru will be open 24 hours a day, 7 days a week and the restaurant will employ 25-30 employees. The current zoning on the 34,000 square foot parcel is C-1-MU (Neighborhood Commercial – Mixed Use Overlay Zone). The fast-food restaurant is an allowable by-right use under the Tulare County Zoning Ordinance and Tulare County General Plan. The applicant has indicated that there will be 17 total parking spaces including 1 ADA, 4 EV charging, 2 pick up stalls, 5 compact stalls and 2 drive-thru waiting stalls. The previous use of this parcel contained a 3,300 square foot commercial development. That former building was demolished to make way for new restaurant.

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));
- Common Sense Exemption: CEQA Guidelines 15061(b)(3)
- Categorical Exemption: **CEQA Guidelines Class 3 Section 15303 New Construction or Conversion of Small Structures (c)**
- Statutory Exemptions: **CEQA Guidelines Section 15262 Feasibility and Planning Studies**

Reasons why project is exempt: This action is consistent with Section 15303 Class 3, New Construction or Conversion of Small Structures (c): A store, motel, office, restaurant or similar structure not involving the use of significant amounts of hazardous substances and not exceeding 2,500 square feet in floor area. In urbanized areas, the exemption also applies to up to four such commercial buildings not exceeding 10,000 square feet in floor area on sites zoned for such use if not involving the use of significant amounts of hazardous substances where all necessary public services and facilities are available and the surrounding area is not environmentally sensitive. In this instance, the new restaurant does not exceed 2,500 square feet. Therefore, the application of CEQA Section 15303 is applicable and appropriate for this project.

Environmental Assessment Officer: Reed Schenke, P.E., RMA Director/EAO


Name of Public Agency Approving Project: County of Tulare

Project Planner/Representative: Jason Garcia-LoBue, MPA, Planning & Permit Manager **Telephone:** (559) 624-7123

Signature: 
Gary A. Mills

Date: 5/7/2025

Title: Chief Planner,
Environmental Planning Division

Signature:  For
Michael G. Washam, A.C.E.

Date: 5.7.25

Title: Associate RMA Director, Designee

Signed by Lead Agency

Date submitted to the LCI/SCH: _____