

NOTICE OF DETERMINATION

To: Office of Planning and Research
PO Box 3044, 1400 Tenth Street, Room 222
Sacramento, CA 95814

From: County of Santa Barbara
Dept. of Public Works
123 E. Anapamu Street
Santa Barbara, CA 93101

RECEIVED
2022 NOV -2 P 12: 10

County Clerk
County of Santa Barbara

SUBJECT

COUNTY OF SANTA BARBARA
CLERK OF THE
BOARD OF SUPERVISORS

Filing of Notice of Determination in Compliance with Section 21108 or 21152 of the Public Resource Code

Project Title: Modoc Road Multi-Use Path Phase II. County Project Number 862416

EIR or ND Number: 22NGD-00000-00003

SHC# 2022090203 County of Santa Barbara /Morgan M. Jones (805) 568-3059
State Clearinghouse # _____ Lead Agency/Contact Person Area Code/Telephone/Ext.
(if submitted to Clearinghouse)

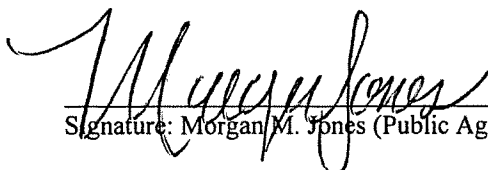
Project Location (Santa Barbara County): The project location for the multi-use path alignment is immediately south of Modoc Road from the western Encore Drive intersection east to the Via Senda intersection in Santa Barbara County.

Project Description: The proposed project involves expanding the existing Class 2 bike lane to a Class 1 multi-use bike/pedestrian path along the south side of Modoc Road. The proposed multi-use path alignment extends approximately 3,955 feet from near the western Encore Drive intersection to near the Via Senda intersection. The western end of the proposed multi-use path would tie into an existing bike path about 50 feet south of the Modoc Road/Encore Drive intersection. The eastern terminus of the proposed multi-use path would be about 30 feet west of Via Senda along the southern shoulder of Modoc Road. Most of multi-use path would be located south of the Modoc Road shoulder, with a meandering alignment along an existing trail to avoid mature trees. A portion of the multi-use path may be located outside the public right-of-way on the Modoc Preserve, which is managed as open space under a conservation easement by The Land Trust for Santa Barbara County. Santa Barbara County would obtain an easement for portions of the multi-use path outside the Modoc Road right-of-way. Should an easement be impracticable for any reason, the multi-use path would be entirely located within the County right-of-way along Modoc Road.

This is to advise that the Santa Barbara County Board of Supervisors (Lead Agency) has approved the above described project on November 1, 2022 and has made the following determinations regarding the above described project:

1. The project [will will not] have a significant effect on the environment.
2. An Environmental Impact Report was prepared for this project pursuant to the Provisions of CEQA.
 A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [were were not] made a condition of the approval of the project.
4. A statement of Overriding Consideration [was was not] adopted for this project.
5. Findings [were were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR or ND with comments and responses and record of project approval is available to the general public at: Santa Barbara County Department of Public Works: 123 E. Anapamu St., Santa Barbara, CA 93101


Signature: Morgan M. Jones (Public Agency) November 2, 2022 Date Engineering Environmental Project Team Leader Title

Attachment B

Modoc Road Multiuse Trail Segment 2 Environmental Project Approval

RECEIVED

1.0 CEQA FINDINGS

FINDINGS PURSUANT TO PUBLIC RESOURCES CODE SECTION 21081 AND THE CEQA GUIDELINE SECTIONS 15074.

2022 NOV -2 P 12:10
COUNTY OF SANTA BARBARA
CLERK OF THE
BOARD OF SUPERVISORS

A. CONSIDERATION OF THE MITIGATED DEGATIVE DECLARATION

The Final Mitigated Negative Declaration number 22NGD-00000-00003 (MND) was presented to the Board of Supervisors and all voting members of the Board have reviewed and considered the MND, as well as any public comments received, prior to approving this proposal.

B. FULL DISCLOSURE

The Board of Supervisors finds and certifies that the MND constitutes a complete, accurate, adequate and good faith effort at full disclosure under CEQA and represents the independent judgment of the Board of Supervisors. The Board further finds the Final MND has been completed in compliance with CEQA and is adequate for this project.

C. FINDING OF NO SIGNIFICANT EFFECT

On the basis of the whole record, including the MND, and any comments received, the Board of Supervisors finds that through feasible conditions placed upon the project, the significant impacts on the environment have been eliminated or substantially mitigated and there is no substantial evidence that the project will have a significant effect on the environment.

D. LOCATION OF DOCUMENTS

The documents and other materials which constitute the record of proceedings upon which this document is based are in the custody of the Deputy Director of the Public Works Transportation Division, Santa Barbara County Public Works, located at 123 E. Anapamu St., Santa Barbara, CA 93101 and available for review upon request.

E. ENVIRONMENTAL REPORTING AND MONITORING PLAN

Pubic Resources Code Section 21081.6 and CEQA Section 15074 require the adoption of a reporting or monitoring program for the changes to the project that it has adopted or made a condition of approval in order to avoid or substantially lessen significant effects on the environment. The Mitigation and Monitoring Plan is included in MND as noted in the Board letter and shall be adopted for this project. The monitoring program is designed to ensure compliance during project implementation.

D-6-B



2022 CEQA Transmittal Memorandum

County of Santa Barbara - Clerk of the Board of Supervisors

105 E. Anapamu St. Room 407 • Santa Barbara • CA • 93101

(805) 568-2240

Complete this form when filing a Negative Declaration, Mitigated Negative Declaration, Environmental Impact Report or Notice of Exemption.

You will need to submit one original for posting plus one copy for the Department of Fish & Wildlife. A scanned copy including the date/time of posting will be emailed to the Lead Agency and Project Applicant. If you would like a return copy, please submit an extra copy along with a pre-addressed, stamped envelope.

Contact Person Ashley Kruzel		Phone 805-568-3064	
Lead Agency Dept. of Public Works, Transportation		Lead Agency Email akruzel@countyofsb.org	
Project Title Modoc Road Multi Use Trail Phase II Environmental; Project No. 862416			
Project Applicant Chris Sneddon	Email csneddo@countyofsb.org	Phone 805-568-3005	
Project Applicant Address 123 E Anapamu St	City Santa Barbara	State CA	Zip 93101

DOCUMENT BEING FILED:

- Environmental Impact Report (EIR)
 - 2022 Filing Fee \$3,539.25
 - Previously Paid (must attach receipt) \$0.00
 - No Effect Determination (must be attached)..... \$0.00

- Negative Declaration or Mitigated Negative Declaration
 - 2022 Filing Fee \$2,548.00
 - Previously Paid (must attach receipt) \$0.00
 - No Effect Determination (must be attached)..... \$0.00

- Notice of Exemption \$0.00

- County Administrative Handling Fee (required for all filings, effective 7/19/18) \$50.00

TOTAL: \$ 2,598.00

PAYMENT METHOD: ALL APPLICABLE FEES MUST BE PAID AT THE TIME OF FILING

Cash Credit Card Check # _____ Journal Entry # 0238555
 (in person only)

Journal Entry

Document Number: JE - 0238555
 Document Description: Modoc Bike Path Processing Fee and CEQA
 Post On: 9/13/2022

Batch ID: 2690270
 Processed On:
 Processed By:

Created On: 8/16/2022 1:30:00 PM
 Created By: Brian Gilbert

References

Audit Trail: Cash Type: I - Interfund

Accounting

Fund	Dept	GL Acct	LJ Acct	Debit Amount	Credit Amount	Prog	OLUnit	Proj	Act	Area	Equip	Depositor	Description
0015	054	2810	7650	50.00		2110	0100	900900	1001				Processing fee for Modoc Bike Path Letter
0015	054	2810	7650	2,548.00		2110	0100	900900	1001				Modoc Bike Path CEQA Fee
0015	0110				2,598.00								PROCESSING FEE & CEQA
0001	0110			2,598.00									PROCESSING FEE & CEQA
0001	012	2710	5746		50.00	4020							Processing fee for Modoc Bike Path Letter
0001	012	2710	5746		2,548.00	4020							Modoc Bike Path CEQA Fee
				Total	5,196.00								

Signatures

Signed By	Approval Level	Department/Agency-Fund Group	Signed On	Valid
Brian Gilbert	Fund/Department	054-Roads	8/16/2022 3:26:12 PM	Y
Natalie Ruh	Department CFO	054-Public Works Funds	8/17/2022 9:42:44 AM	Y



State of California - Department of Fish and Wildlife
2022 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
 DFW 753.5a (REV. 01/01/22) Previously DFG 753.5a

RECEIPT NUMBER:
 42 — 11/02/2022 — 261
 STATE CLEARINGHOUSE NUMBER (if applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY Dept. of Public Works, Transportation	LEAD AGENCY EMAIL akruzel@countyofsb.org	DATE 11/02/2022
COUNTY/STATE AGENCY OF FILING Santa Barbara	DOCUMENT NUMBER	

PROJECT TITLE

Modoc Road Multi Use Trail Phase II Environmental; Project No. 862416

PROJECT APPLICANT NAME Chris Sneddon	PROJECT APPLICANT EMAIL csneddo@countyofsb.org	PHONE NUMBER (805) 568-3005
PROJECT APPLICANT ADDRESS 123 E Anapamu St.	CITY Santa Barbara	STATE CA
		ZIP CODE 93101

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) | \$3,539.25 | \$ | 0.00 |
| <input checked="" type="checkbox"/> Mitigated/Negative Declaration (MND)(ND) | \$2,548.00 | \$ | 2,548.00 |
| <input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW | \$1,203.25 | \$ | 0.00 |
|
 | | | |
| <input type="checkbox"/> Exempt from fee | | | |
| <input type="checkbox"/> Notice of Exemption (attach) | | | |
| <input type="checkbox"/> CDFW No Effect Determination (attach) | | | |
| <input type="checkbox"/> Fee previously paid (attach previously issued cash receipt copy) | | | |
| <hr/> | | | |
| <input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only) | \$850.00 | \$ | 0.00 |
| <input checked="" type="checkbox"/> County documentary handling fee | | \$ | 50.00 |
| <input type="checkbox"/> Other | | \$ | |

PAYMENT METHOD:

- Cash
 Credit
 Check
 Other

TOTAL RECEIVED \$ 2,598.00

SIGNATURE X	AGENCY OF FILING PRINTED NAME AND TITLE Brianda Negrete, Deputy Clerk
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State of California - Department of Fish and Wildlife
2022 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
 DFW 753.5a (REV. 01/01/22) 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