

NOTICE OF EXEMPTION

TO: Santa Barbara County Clerk of the Board of Supervisors

**FROM: Department of Public Works/Engineering Division
(Lead Department/Division)**

Based on a preliminary review of the project the following activity is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970 (Pub. Res. Code Section 21000 et seq.), as defined in the State CEQA Guidelines and County Revised CEQA Guidelines.

APN(s) Project No. 900900

LOCATION From Burton Mesa Road along the entirety of Harris Grade Road Right of Way to State Highway 135

PROJECT TITLE Ordinance amendment to adopt Section 23-13.11 to Chapter 23 of the Santa Barbara County Code

PROJECT DESCRIPTION:

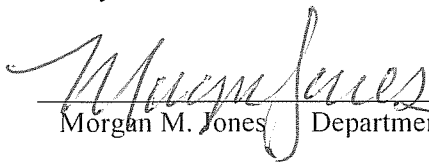
The Public Works Department proposes the Santa Barbara County Board of Supervisors adopt an Ordinance adding Section 23-13.11 to Chapter 23 the Santa Barbra County Code. After adoption of the new section of the Ordinance the restriction once posted will upgrade the semi-trailers not advised condition on Harris Grade Road to a regulatory condition that is enforceable by the California Highway Patrol. Violators will be subject to a fine of \$100.00.

EXEMPT STATUS:(Check One)

- Ministerial
- Statutory
- Categorical Exemption
- Emergency Project
- No Possibility of Significant Effect [Sec. 15061 (b,3)].

Cite specific CEQA Guideline Section 15301 (c) Existing Facilities – "...consists of the operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to:...(c) Existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails, and similar facilities (this includes road grading for the purpose of public safety), except where the activity will involve removal of a scenic resource including a stand of trees, a rock outcropping, or an historic building.

Reasons to support exemption findings: The project is the adoption of a Resolution to adopt an Ordinance which restricts autos with trailers and trucks over thirty feet in length to be prohibited on Harris Grade road from State Highway 135 to Burton Mesa road. Section 21101(c) of the California Vehicle Code allows for local authorities by ordinance or resolution, to adopt rules and regulation prohibiting the use of particular highways by certain vehicles, therefore this project is contemplated by the CEQA exemption under section 15301. Further, there are no unusual circumstances which would create a possibility that there would be a significant effect. The project is an ordinance amendment which allows for a public safety activity designed to maintain a safe traveling condition of the highway facility as it was constructed.



Morgan M. Jones Department/Division Representative

June 10, 2010

Date

NOTE: A copy must be posted at least 6 days prior to consideration of the activity by the decision-makers to comply with County CEQA guidelines and a copy must be filed with the County Clerk of the Board after project approval to begin a 35 day statue of limitations on legal challenges.

DATE FILE OF COUNTY CLERK