

Attachment D

NOTICE OF EXEMPTION

RECEIVED

2023 JUN -7 A 9:29

TO: Santa Barbara County Clerk of the Board of Supervisors

COURT CLERK SANTA BARBARA COUNTY BOARD OF SUPERVISORS

FROM: Public Works Department, Resource Recovery and Waste Management

The project or activity identified below is determined to be exempt from further environmental review requirements of the California Environmental Quality Act (CEQA) of 1970, as defined in the State and County Guidelines for the implementation of CEQA.

APN: Multiple Case No.: Not Applicable

Location: County-operated facilities (ReSource Center, Landfill, and Transfer Stations) throughout Santa Barbara County (All Supervisorial Districts)

Project Title: Solid Waste Tipping and Parcel Fees for FY 2023/24 - All Supervisorial Districts

Project Description: Adoption of a resolution setting fee schedules for solid waste handling and disposal fees at County operated facilities for Fiscal Year, Adoption of a resolution to be effective July 1, 2023, setting the Parcel Fee Schedule for the Cuyama Valley for Fiscal Year 23/24; and approval of the proposed adjusted Per Ton Processing Rate of \$42.96 to be paid by the County to MSB Investors, LLC for the processing of municipal solid waste, source separated recyclables and source separated organics at the ReSource Center.

Name of Public Agency Approving Project: County of Santa Barbara

Name of Person or Agency Carrying Out Project: Santa Barbara County Public Works Department, Resource Recovery and Waste Management Division.

Exempt Status: (Check one)

- Ministerial
- Statutory Exemption
- Categorical Exemption
- Emergency Project
- Declared Emergency

Cite specific CEQA and/or CEQA Guideline Section: CEQA Guideline Section 15273. (a) (1) (2) (3) and (4) Rate, Tolls, Fares, and Charges.

Reasons to support exemption findings:


CEQA does not apply to the establishment, modification, structuring, restructuring, or approval of rates, tolls, fares, or other charges by public agencies which the public agency finds are for the purpose of meeting operating expenses, purchasing or leasing of supplies, equipment or material, meeting financial reserve needs and requirements or obtaining funds for capital projects, necessary to maintain service within existing service areas. Tipping fees at County solid waste facilities, parcel fees in New Cuyama and the per ton processing rate for the ReSource Center are set each year based on the actual cost of providing the service the prior fiscal year, as well as complying with the Resource Recovery & Waste

Notice of Exemption
Solid Waste Tipping and Parcel Fees for FY 2023/24
Page 2

Management Division's long-term financial pro forma for funding of capital, regulatory compliance, and closure/post-closure requirements associated with its solid waste management system and compliance with state regulations including AB 1826 and SB 1383, which require the recovery of organics from landfilling and the development of facilities capable of processing organic waste from the municipal waste stream in an effort to reduce the statewide generation of short-lived pollutants. In FY 23/24 the mechanism to set the rate charged at the Tajiguas Landfill is established in the regional agreements between the County and the participating jurisdictions and in the financing documents for the construction and operation of the ReSource Center (formerly the Tajiguas Resource Recovery Project). As a capital project, the Tajiguas Resource Recovery Project was separately reviewed under CEQA in 12EIR-00000-00002 certified by the Board of Supervisors on July 12, 2016 and Addendum dated August 11, 2017 (revised October 26, 2017), considered by the Board of Supervisors on November 14, 2017. During FY 23/24, the proposed tipping fee at the Tajiguas Landfill will increase from \$170 to \$176 per ton, there will be no increase in the Cuyama Valley parcel fees and the per ton processing rate at the ReSource Center will increase from \$36.18 to \$42.96. Most other rates for waste handled at County facilities are proposed to increase by an average rate of 6.9%. Consistent with the requirements of this exemption, the proposed rate/fees are for the purpose of meeting ongoing operational expenses and regulatory requirements at approved and permitted facilities, and not for system expansion.

Lead Agency Contact Person: Jeanette Gonzales-Knight, Interim Deputy Director

Phone #: (805) 882-3600

Department/Division Representative: Jodi  Leipner, Senior Engineering Environmental Planner

Date: May 1, 2023

Acceptance Date:



2023 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 Marc Hill/Joddi Leipner		Phone 805 882-3624/882-3614	
Lead Agency Santa Barbara County Public Works Department, Resource Recovery and Waste Management Division		Lead Agency Email mahill@countyofsb.org/jleipner@cosbpw.net	
Project Title Solid Waste Tipping Fees, Collection Rates and Parcel Fees for FY 2023/24 - All Supervisorial Districts			
Project Applicant Marc Hill	Email mahill@countyofsb.org	Phone 805-882-3624	
Project Applicant Address 130 E Victoria Street, Suite 100	City Santa Barbara	State CA	Zip 93101

DOCUMENT BEING FILED:

Environmental Impact Report (EIR)

2023 Filing Fee\$3,839.25

Previously Paid (must attach receipt) \$0.00

No Effect Determination (must be attached)..... \$0.00

Negative Declaration or Mitigated Negative Declaration

2023 Filing Fee\$2,764.00

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: \$ 50.00

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

Cash Credit Card Check # _____ Journal Entry # 0246902

(in person only)

Journal Entry

Document Number: JE - 0246902 Batch ID: 2764570 Created On: 3/31/2023 8:58:36 AM
 Document Description: Clerk of the Board NOE Fee Processed On: Created By: Kyle Houchens
 Post On: Processed By:

References

Audit Trail: Cash Type: I - Interfund

Accounting

Fund	Dept	GL Acct	LI Acct	Debit Amount	Credit Amount	Prog	OUnit	Proj	Act	Area	Equip	Depositor	Description
1930	054	2810	7650	50.00		1950		195000	ADMN				SBCOB NOE Fee - 2023-24 Franchise Rates
1930		0110			50.00								SBCOB NOE Fee - 2023-24 Franchise Rates
0001		0110		50.00									SBCOB NOE Fee - 2023-24 Franchise Rates
0001	012	2710	5746		50.00	4020							SBCOB NOE Fee - 2023-24 Franchise Rates
Total				100.00	100.00								

Signatures

Signed By	Approval Level	Department/Agency-Fund Group	Signed On	Valid
Kyle Houchens		054-Public Works	3/31/2023 8:59:54 AM	Y
Uzair Shakoor	Fund/Department	054-Resource Recovery	3/31/2023 9:15:47 AM	Y



State of California - Department of Fish and Wildlife
2023 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
 DFW 753.5a (REV. 01/01/23) Previously DFG 753.5a

RECEIPT NUMBER:
 42 — 06/07/2023 — 155
 STATE CLEARINGHOUSE NUMBER (if applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY Dept. of Public Works, Resource Recovery & Waste Management	LEAD AGENCY EMAIL jleipner@cosbpw.net	DATE 06/07/2023
COUNTY/STATE AGENCY OF FILING Santa Barbara	DOCUMENT NUMBER	

PROJECT TITLE

Solid Waste Tipping Fees, Collection Rates & Parcel Fees for FY 2023/24 - All Supervisorial Districts

PROJECT APPLICANT NAME Marc Hill	PROJECT APPLICANT EMAIL mahill@countyofsb.org	PHONE NUMBER (805)882-3624
PROJECT APPLICANT ADDRESS 130 E Victoria Street, Suite 100	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) | \$3,839.25 | \$ | 0.00 |
| <input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND) | \$2,764.00 | \$ | 0.00 |
| <input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW | \$1,305.25 | \$ | 0.00 |
|
 | | | |
| <input checked="" type="checkbox"/> Exempt from fee | | | |
| <input checked="" 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 \$ 50.00

SIGNATURE X	AGENCY OF FILING PRINTED NAME AND TITLE Chelsea Lenzy, Deputy Clerk
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State of California - Department of Fish and Wildlife
2023 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
 DFW 753.5a (REV. 01/01/23) 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