

Attachment 2

ATTACHMENT 2

CEQA

Notice of Exemption



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 James Cleary		Phone 805 568-3072	
Lead Agency Santa Barbara County		Lead Agency Email jcleary@countyofsb.org	
Project Title 2nd Amendment Rincon Peak Coast Ranch Ventura County			
Project Applicant Zahid Masood	Email zmasood@countyofsb.org	Phone 818-203-4400	
Project Applicant Address 260 N. San Antonio Road	City Santa Barbara	State CA	Zip 93110

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: **\$ 50.00**

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

- Cash Credit Card Check # _____ Journal Entry # JE0258154
- (in person only)

NOTICE OF EXEMPTION

TO: Santa Barbara County Clerk of the Board of Supervisors

FROM: General Services Department/Real Property 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, as defined in the State and County Guidelines for the implementation of CEQA.

APN: 060-0-030-040 Ventura County

Case No. Real Property File No. 002989

LOCATION: 642 N. Kellogg Ave. Goleta California

PROJECT TITLE: Lease Agreement with Dish Wireless at Kellogg Open Space, Goleta California

PROJECT DESCRIPTION: The proposed action is for the proposed continue leasing, installation, operation and maintenance of existing and new equipment at the wireless communication facility. Therefore, the action does not have a potential for causing an effect on the environment.

EXEMPT STATUS: (Check One)

Ministerial

Statutory

Categorical Exemption [*§15303 New Construction or Conversion of Small Structures and §15304 Minor Alterations to Land*]

Emergency Project

No Possibility of Significant Effect

Cite specific CEQA Guideline Sections: 15303 [*New Construction or Conversion of Small Structures*] and 15304 [*Minor Alterations to Land*]

Reasons to support exemption findings: The proposed action is categorically exempt from environmental review pursuant to Section 15303 [*New Construction or Conversion of Small Structures*] allows the proposed for the purpose of adding a small facility or structure. Further, Section 15304 [*Minor Alterations to Land*] exempts minor public or private alternations in the condition of land which do not involve mature tree removal of the proposed lease agreement. Therefore, approval of the proposed lease agreement is exempt from CEQA in accordance with Sections 15303 and 15304.

With regard to the proposed project, the exceptions to the Existing Facilities categorical exemption that must be considered pursuant to Section 15300.2 of the State CEQA Guidelines are:

- (a) *Location. Classes 3,4,5,6, and 11 are qualified by consideration of where the project is to be located – a project that is ordinarily insignificant in its impact on the environment may in a particularly sensitive environment be significant. Therefore, these classes are considered to apply in all instances, except where the project may impact on an environmental resources of hazardous or critical concern where designated, precisely mapped, and official adopted pursuant to law by federal, state, or local agencies.*

The proposed project would not be located in environmentally sensitive habitat. No significant vegetation would be removed to accommodate the project. No known archaeological or historical resources would be affected by the project. There are no known landslides, expansive soils, or other hazardous resources designated or precisely mapped on the project site. Therefore, this exception to the categorical exemption does not apply.

- (b) ***Cumulative Impact.*** *All exemptions for these classes are inapplicable when the cumulative impact of successive projects of the same type in the same place, over time is significant.*

The proposed project is for installation of a four-legged tower one hundred feet in height, including the installation of an additional one hundred twenty linear feet of chain link fence to match existing chain link fencing. Thus, there are no successive projects of the same type in the same place anticipated for this location. There is no cumulative impact and, therefore this exception does not apply.

- (c) ***Significant Effect.*** *A categorical exemption shall not be used for an activity where there is a reasonable possibility that the activity will have a significant effect on the environment due to unusual circumstances.*

There are no known unusual circumstances of the project or the proposed location that will cause the project to have a significant effect on the environment and therefore the project will not have a significant effect on the environment. Therefore, this exception to the categorical exemption does not apply.

- (d) ***Scenic Highways.*** *A categorical exemption shall not be used for a project which may result in damage to scenic resources, including but not limited to trees, historic buildings, rock outcroppings, or similar resources, within a highway officially designated as a state scenic highway. This does not apply to improvements which are required as mitigation by an adopted negative declaration or certified EIR.*

No portions of the project will be visible from any highways officially designated as a state scenic highway. Therefore, the proposed development would not result in damage to scenic resources within a highway officially designated as a state scenic highway and this exception to the categorical exemption does not apply.

- (e) ***Hazardous Waste Sites.*** *A categorical exemption shall not be used for a project located on a site which is included on any list compiled pursuant to Section 65962.5 of the Government Code.*

This proposed project is not located on a site which is included on any list compiled pursuant to Section 65962.5 of the Government Code. Therefore, it is not located on a hazardous waste site and this exception does not apply.

- (f) ***Historical Resources.*** *A categorical exemption shall not be used for a project which may cause a substantial adverse change in the significance of a historical resource.*

The proposed development would not be located on any historical resources and would therefore have no impact on any historical resource. Therefore, this exception to the categorical exemption does not apply.

As described above, none of the exceptions to the categorical exemptions contained within Section 15300.2 of the State CEQA Guidelines apply to this project.

Lead Agency Contact Person: James Cleary

Phone: (805) 568-3072

Department/Division Representative: James Cleary

Distribution: Board of Supervisors

DATE FILED WITH CLERK OF THE BOARD



Department /Division Representative

29 NOVEMBER 2023

Date