

## NOTICE OF EXEMPTION

**TO: Santa Barbara County Clerk of the Board of Supervisors**

**FROM: Department of Public Works/Transportation 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) Right of Way. Project No. 862352**

**LOCATION: Las Palmas Drive in Hope Ranch**

**PROJECT TITLE: 2012 Las Palmas Drive Reconstruction**

**PROJECT DESCRIPTION:** The Public Works Department proposes to reconstruct and resurface approximately one lane mile of Las Palmas Drive in unincorporated area of Hope Ranch. The scope of this exemption covers the reconstruction project, the award of the construction contract in the amount of \$302,585.00 to the lowest responsible bidder, Toro Enterprises Incorporated, 2101 East Ventura Boulevard, Oxnard, California and all further administrative activities, including the Statement of Final Quantities, on that basis.

Name of Public Agency Approving Project: County of Santa Barbara

Name of Person or Agency Carrying Out Project: Public Works Transportation Division

**Exempt Status:** (Check one)

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

**Cite specific CEQA and/or 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:** Consistent with this exemption, this proposed project involves an activity related to the repair and maintenance activities for an existing road facility. The project allows for a public safety activity designed to maintain a safe working condition of the roadway as it was constructed. Further, there are no unusual circumstances which would create a possibility that there would be a significant effect. Therefore, this project can be found to be categorically exempt from CEQA.

There is no substantial evidence that there are unusual circumstances (including future activities) resulting in (or which might reasonably result in) significant impacts which threaten the environment. The exceptions to the categorical exemptions 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 all instances, except where the project may impact on an environmental resource of hazardous or critical concern where designated, precisely mapped, and officially adopted pursuant to law by federal, state, or local agencies.

CEQA Guidelines Section 15301 is a Class 1 exemption; therefore, this exception 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 project involves the repair and maintenance of an existing damaged roadway to improve public safety. In addition, there are no other identified projects which would contribute to cumulative impacts. 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.

The project involves a routine repair project to maintain a safe roadway for the traveling public. The project will occur where no sensitive resources are located. Therefore, this exception 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.

The project does not involve a scenic highway or a project which may result in damage to a scenic resource, removal of trees, rock outcropping or similar resource. Therefore, this exception 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.

There are no hazardous wastes site locations in the residential roadway right of way. Therefore, this exception does not apply.

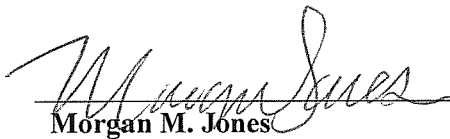
- (f) **Historical Resources.** A categorical exemption shall not be used for a project which may cause a substantial adverse change in the significance of a historical resource.

The roadway and surrounding properties involved are not identified as a historical resource. Therefore, this exception does not apply.

Lead Agency Contact Person: Eric Pearson, Interim Deputy Director, Public Works-Transportation Division, Phone: (805) 568-3064

Department/Division Representative: Morgan M. Jones, Senior Engineering Environmental Planner,

Acceptance Date: **August 21, 2012**

  
Morgan M. Jones

Department Representative

July 20, 2012

Date

**NOTE:** A copy of this document must be posted with the County's Planning & Development Department 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 statute of limitations on legal challenges.

Distribution: Date filed with Planning & Development \_\_\_\_\_.

Distribution: Date Filed by County Clerk: \_\_\_\_\_.