

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, as defined in the State and County Guidelines for the implementation of CEQA.

APN(s): 004-003-003

Case No.: Real Property File No. R-357

LOCATION: Portion of 4385 Foothill Road in Carpinteria located on the above listed parcel.

PROJECT TITLE: Quitclaim of Easement granted to the County via the Grant Deed recorded July 25, 1967 as Instrument No. 21125 in Book 2198, Pages 739-745.

PROJECT DESCRIPTION: The subject Easement is located on 4385 Foothill Road (APN 004-003-003) as shown on Exhibit A attached hereto (herein the "Portion"). The Portion was granted to the County to allow for the construction of the Santa Monica Creek flood control channel, and contained language requiring the County to quitclaim the easement in the event said easement was no longer being used by the County. The County has not used the easement for several years and Flood Control has no objection to the proposed Quitclaim thereof.

EXEMPT STATUS :(Check One)

- Ministerial
- Statutory
- X** Categorical Exemption [Sec. 15301]
- 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 (attach additional material, if necessary): The County's proposed quitclaim of its right to use the Portion is a minor alteration of the existing easement right-of-way and is therefore contemplated under CEQA section 15301(c). The quitclaim of the easement will relieve the County of current and future liability associated therewith, and will have no impact on the County's use and maintenance of the adjacent flood control channel.

Maureen Spence _____ *2-8-11* _____
 Department Representative 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.

RECEIVED

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S.B. COUNTY

Distribution: _____
Date filed with Planning & Development

_____ Date filed with Clerk of Board