

NOTICE OF EXEMPTION

RECEIVED

2023 JUL 27 A 11:06
COUNTY OF SANTA BARBARA
CLERK OF THE
BOARD OF SUPERVISORS

TO: Santa Barbara County Clerk of the Board of Supervisors
FROM: Whitney Wilkinson, Planner
Planning and Development Department

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: N/A **Case No.:** 22GPA-00000-00005

Location: Countywide

Project Title: Seismic Safety and Safety Element Amendment - Wildfire Policy Updates

Project Applicant: County of Santa Barbara

Project Description:

The Safety Element is required to be reviewed and updated to address the risk of fire for land classified as State Responsibility Areas (SRAs) and land classified as Very High Fire Hazard Severity Zones (VHFHSZ) (Gov. Code, § 65302(g)(3)). This includes Fire hazard severity zone maps available from the Department of Forestry and Fire Protection, historical data on wildfires, information about wildfire hazard from the United States Geological Survey, the general location and distribution of existing and planned uses of land in VHFHSZs and SRAs, including structures, roads, utilities, and essential public facilities, and the local, state, and federal agencies with responsibility for fire protection (Gov. Code, § 65302(g)(3)(A)).

Based on that information, the Safety Element must include goals, policies, and objectives that protect the community from the unreasonable risk of wildfire (Gov. Code, § 65302(g)(3)(B)). The Safety Element also includes policies and actions that avoid or minimize wildfire hazards associated with new uses of land, locate new essential public facilities outside of high fire risk areas, require design of adequate infrastructure with safe access for emergency response vehicles, visible street signs, and water supplies for structural fire suppression, and ensure the County works cooperatively with other public agencies with responsibility for fire protection (Gov. Code, § 65302(g)(3)(C)).

Name of Public Agency Approving Project: County of Santa Barbara

Name of Person or Entity Carrying Out Project: Planning and Development Department
Long Range Planning Division

Exempt Status:


- Ministerial
- Statutory Exemption
- Categorical Exemption
- Emergency Project
- Declared Emergency
- No Possibility of Significant Effect, CEQA Guidelines Section 15061(b)(3)

Cite specific CEQA and/or CEQA Guidelines Section: Section 15061(b)(3) (Review for Exemption) – “Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.”

Reasons to support exemption findings: The Safety Element update includes: 1) updates to the Safety Element’s wildfire information text and maps; 2) links to a Safety Element interactive map with additional fire related resource layers and county fire maps; 3) incorporation by reference of the adopted Multi-Jurisdiction Hazard Mitigation Plan (MJHMP); and 4) wildfire policy updates which reflect standards and regulations with which the County must already comply from the State. The regulations come from the State and County Fire Code, State and County Building Code, State Fire Safe Regulations (14 CCR 1270-1276), and other State regulations. Other policies reflect standards with which the County complies with as standard practice during entitlement review. Any projects to address identified deficiencies or that otherwise occur as a result of this update will be subject to compliance with CEQA, if applicable. Therefore, it can be seen with certainty that there is no possibility that this project may have a significant effect on the environment, and it is not subject to CEQA according to CEQA Guidelines Section 15061(b)(3).

Lead Agency Contact Person: Whitney Wilkinson

Phone #: 805-568-2067

Department/Division Representative: _____  _____

Date: 6/27/2023 _____

Acceptance Date: 7/11/2023 _____

Distribution: Hearing Support Staff

Date Filed by County Clerk: _____



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 Whitney Wilkinson		Phone 805-568-2067	
Lead Agency Planning & Development Department		Lead Agency Email wwilkinson@countyofsb.org	
Project Title Wildfire Amendments to the Seismic Safety and Safety Element of the Comprehensive Plan			
Project Applicant County Planning & Development	Email wwilkinson@countyofsb.org	Phone 805-568-2067	
Project Applicant Address 123 East Anapamu Street	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 # _____
- (in person only)



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 — 07/27/2023 — 204
 STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY Planning & Development Department	LEAD AGENCY EMAIL wwilkinson@countyofsb.org	DATE 07/27/2023
COUNTY/STATE AGENCY OF FILING Santa Barbara	DOCUMENT NUMBER	
PROJECT TITLE		

Wildfire Amendments to the Seismic Safety & Safety Element of the Comprehensive Plan

PROJECT APPLICANT NAME County Planning and Development	PROJECT APPLICANT EMAIL wwilkinson@countyofsb.org	PHONE NUMBER (805) 568-2067
PROJECT APPLICANT ADDRESS 123 East Anapamu Street	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

- Exempt from fee
- Notice of Exemption (attach)
 - CDFW No Effect Determination (attach)
- Fee previously paid (attach previously issued cash receipt copy)

<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 <i>Katherine Douglas</i>	AGENCY OF FILING PRINTED NAME AND TITLE Katherine Douglas, Deputy Clerk
--	--



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