

# ATTACHMENT E

---

## NOTICE OF EXEMPTION

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

**FROM:** Dianne Black, Director Development Services, Planning & Development

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.

**Location:** University of California, Santa Barbara (UCSB), City of Goleta and Goleta Community Plan Area

**Project Title:** 2010 UCSB Long-Range Development Plan Mitigation Implementation and Settlement Agreement and Cooperative Service Agreements for Fire, Law Enforcement and Isla Vista

### **Project Description:**

The activity consists of approval by the County of four separate agreements between the UCSB and the County of Santa Barbara addressing the impacts of UCSB growth under the proposed 2025 Long-Range Development Plan (2010 LRDP), contingent on the University of California Regents' approval of the same agreements. The City of Goleta is also a party to the first agreement. The four agreements are as follows:

- a. Long Range Development Plan Mitigation Implementation and Settlement Agreement (addressing traffic and housing);
- b. Cooperative Agreement for Fire Protection, Emergency Response and Paramedic Services;
- c. Cooperative Agreement for Law Enforcement;
- d. Cooperative Agreement for Isla Vista Community Improvements.

The four separate agreements are government funding mechanisms for the provision of public services required to serve UCSB and growth proposed under UCSB's 2010 LRDP, including transportation and housing, fire protection and emergency services, law enforcement, and services and infrastructure improvements to serve the Isla Vista community. Many such services currently exist.

Name of Public Agency Approving Project:  
Name of Person or Agency Carrying Out Project:

County of Santa Barbara  
University of California,  
Santa Barbara, County of  
Santa Barbara and  
City of Goleta

**Cite specific CEQA and/or CEQA Guideline Section:** 15378(a), 15378(b)(4)

**Reasons to support exemption findings:**

The agreements are government funding mechanisms for the provision of necessary public services and thus are not projects subject to the requirements of CEQA. County's included promise not to bring suit to challenge the validity of the 2010 LRDP and 2010 LRDP EIR also is not a project subject to the requirements of CEQA. Where the agreements refer to any specific project (such as particular road improvement or infrastructure projects), any necessary project-specific environmental review required by CEQA will have been completed prior to commencement of the project.

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.**

The agreements are government funding mechanisms for the provision of necessary public services and thus are not projects subject to the requirements of CEQA. Public services would be provided throughout the UCSB campus, the Isla Vista community, and portions of the City of Goleta and Goleta Community Planning Area within the County, and would not affect sensitive environments. County's included promise not to bring suit to challenge the validity of the 2010 LRDP and 2010 LRDP EIR also is not a project subject to the requirements of CEQA. Where the agreements refer to any specific project, such as a particular road improvement or infrastructure project, any necessary project-specific environmental review required by CEQA will have been completed prior to commencement of the project.

- (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.**

**Notice of CEQA Exemption  
2010 UCSB LRDP Mitigation and Cooperative Service Agreements**

The agreements do not propose development that could result in cumulative impacts. The potential impacts of growth proposed under the 2010 LRDP will be separately evaluated in the 2010 LRDP EIR, for which UCSB is the lead agency.

The agreements are government funding mechanisms for the provision of necessary public services and thus are not projects subject to the requirements of CEQA. County's included promise not to bring suit to challenge the validity of the 2010 LRDP and 2010 LRDP EIR also is not a project subject to the requirements of CEQA. Where the agreements refer to any specific project, such as a particular road improvement or infrastructure project, any necessary project-specific environmental review required by CEQA will have been completed prior to commencement of the project.

**(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 agreements are government funding mechanisms for the provision of necessary public services and thus are not projects subject to the requirements of CEQA. Public services would be provided throughout the UCSB campus, the Isla Vista community, and portions of the City of Goleta and Goleta Community Planning Area within the County, and there are no unusual circumstances that would have a significant effect on the environment. County's included promise not to bring suit to challenge the validity of the 2010 LRDP and 2010 LRDP EIR also is not a project subject to the requirements of CEQA. Where the agreements refer to any specific project, such as a particular road improvement or infrastructure project, any necessary project-specific environmental review required by CEQA will have been completed prior to commencement of the project.

**(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 agreements do not propose development that would affect scenic highways or other scenic resources. The potential impacts of growth proposed under the 2010 LRDP have been separately evaluated in the 2010 LRDP EIR, for which UCSB is the lead agency.

**Notice of CEQA Exemption**  
**2010 UCSB LRDP Mitigation and Cooperative Service Agreements**

The agreements are government funding mechanisms for the provision of necessary public services and thus are not projects subject to the requirements of CEQA. County's included promise not to bring suit to challenge the validity of the 2010 LRDP and 2010 LRDP EIR also is not a project subject to the requirements of CEQA. Where the agreements refer to any specific project, such as a particular road improvement or infrastructure project, any necessary project-specific environmental review required by CEQA will have been completed prior to commencement of the project.

**(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.**

The agreements do not propose any development located on any hazardous waste site or site which is included on any list compiled pursuant to Section 65962.5 of the Government Code.

**(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 agreements do not propose any development which would affect a historical resource.

Lead Agency Contact Person: Dianne Black

Phone #: 568-2086

Department/Division Representative: \_\_\_\_\_ Date: \_\_\_\_\_

Acceptance Date: \_\_\_\_\_

distribution:      Hearing Support Staff  
                            Date Filed by County Clerk: \_\_\_\_\_