

**NOTICE OF EXEMPTION**

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

**FROM: Department of Public Works/Transportation Division  
(Lead Department/Division)**

RECEIVED  
2023 MAY -4 A 11: 46  
COUNTY OF SANTA BARBARA  
CLERK OF THE  
BOARD OF SUPERVISORS

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) N/A      Project No. 740533**

**LOCATION:** Countywide; covers the unincorporated areas of Santa Barbara County.

**PROJECT TITLE:** County of Santa Barbara Active Transportation Plan; All Supervisorial Districts.

**PROJECT DESCRIPTION:** Request for the Board to consider and adopt the County of Santa Barbara Active Transportation Plan (ATP). The ATP is the County’s first plan to evaluate walking and biking infrastructure throughout the unincorporated areas of Santa Barbara County. The ATP assesses existing conditions and user needs, incorporates public and stakeholder input, and identifies projects that help promote a more comfortable and convenient active transportation network that will connect more people to jobs, goods, services, and transit.

The ATP is an informational planning document. The project ideas identified in the plan are conceptual in nature and do not constitute engineering level analyses. Rather, the project ideas in the ATP reflect the long-term vision for priority corridors in the unincorporated areas. Implementation of the ATP will occur over many years as the Board of Supervisors directs project funding and prioritization. Project-specific CEQA analyses may be required depending on the location and scale of each project as they are implemented.

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 (PRC § 21080.20; CEQA Guidelines § 15262)
- Categorical Exemption
- Emergency Project
- Declared Emergency

**Cite specific CEQA and/or CEQA Guideline Section:** SB 922 (Chapter 987, Statutes of 2022) amended PRC Sections 21080.20 and 21080.25. Section 21080.20 establishes a statutory exemption for bicycle and transit plans. SB 922 expanded this exemption to include active transportation plans and pedestrian plans.

Additionally, in accordance with Article 18 (Statutory Exemptions) of the State Guidelines of the Implementation of CEQA, adoption of the ATP is not a legally binding activity and is exempt from CEQA pursuant to CEQA Guidelines 15262 (Feasibility and Planning Studies).

**Reasons to support exemption findings:** PRC § 21080.20 statutorily exempts active transportation plans, pedestrian plans, and bicycle transportation plans from the provisions of CEQA. PRC § 21080.20 defines active transportation plans as “a plan developed by a local jurisdiction that promotes and encourages people to choose walking, bicycling, or rolling through the creation of safe, comfortable, connected, and accessible walking, bicycling, or rolling networks, and encourages alternatives to single-occupancy vehicle trips.” The ATP meets this definition and included extensive public outreach and opportunities to provide input, including publication in local newspapers.

Furthermore, in accordance with Article 18 (Statutory Exemptions) of the CEQA Guidelines, adoption of the ATP is not a legally binding activity and is, therefore, exempt from CEQA pursuant to CEQA Guidelines § 15262 (Feasibility and Planning Studies), which states:

*A project involving only feasibility or planning studies for possible future actions which the agency, board, or commission has not approved, adopted, or funded does not require the preparation of an EIR or Negative Declaration but does require the consideration of environmental factors. This section does not apply to the adoption of a plan that will have a legally binding effect on later activities.*

Consistent with this exemption, the ATP is a local-level feasibility and planning study, which provides a broad range of improvements within public rights-of-way that will be developed further when project-specific funding and prioritization occurs. Adoption of the ATP will not result in any physical changes to the environment. If any of the project ideas identified in the ATP are implemented, separate environmental analysis may be required. Therefore, the ATP will not have a legally binding effect on later activities as it is only a planning study and does not contain any mandatory measures or amendments to the County’s Comprehensive Plan and Land Use Codes.

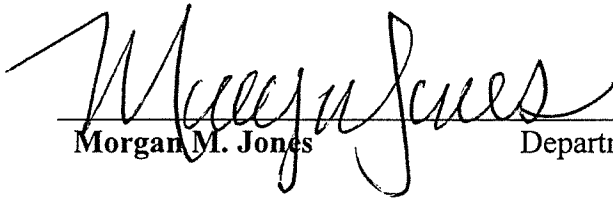
There is no substantial evidence that there are any unusual circumstances (including future activities) resulting in (or which might reasonably result in) significant impacts which threaten the environment. Therefore, the ATP satisfies all criteria of PRC § 21080.20 and CEQA Guidelines § 15262.

Lead Agency Contact Person: Chris Sneddon, Deputy Director, Public Works-Transportation Division, Phone: (805) 568-3064

Department/Division Representative: Morgan M. Jones, Engineering Environmental Project Team Leader.

Acceptance Date: **May 2, 2023**

Distribution: Hearing Support Staff for posting



Morgan M. Jones

Department Representative

March 15, 2023

Date

**NOTE:** A copy of this document must be posted with the County Clerk of the Board after project approval to begin a 35 day statute of limitations on legal challenges.

Distribution: 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 <b>Ashley Kruzel</b>		Phone <b>805-568-3064</b>	
Lead Agency <b>Dept. of Public Works, Transportation</b>		Lead Agency Email <b>akruzel@countyofsb.org</b>	
Project Title <b>County Active Transportation Plan</b>			
Project Applicant <b>Mark Friedlander</b>	Email <b>mkfriedlander@countyofsb.org</b>	Phone <b>805-568-3576</b>	
Project Applicant Address <b>123 E Anapamu St</b>	City <b>Santa Barbara</b>	State <b>CA</b>	Zip <b>93101</b>

**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

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- 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

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- Notice of Exemption ..... \$0.00

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- 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 # 0246285
- (in person only)

# Journal Entry

Document Number: JE - 0246285  
 Document Description: Process fee-Notice of Exemption county's Active Transportation Plan  
 Post On: 4/4/2023  
 Batch ID: 2759052  
 Created On: 3/15/2023 8:41:56 AM  
 Created By: Brian Gilbert  
 Processed On:  
 Processed By:

## References

Audit Trail: 4/4/23CATP Cash Type: I - Interfund

## Accounting

Fund	Dept	GL Acct	LI Acct	Debit Amount	Credit Amount	Prog	OUnit	Proj	Act	Area	Equip	Depositor	Description
0015	054	2810	7650	50.00		2110	0100	900900	1001				Process fee-Notice of Exemption county's ATP
0015		0110			50.00								PROCESSING FEE FOR Notice of Exemption
0001		0110		50.00									PROCESSING FEE FOR Notice of Exemption
0001	012	2710	5746		50.00	4020							PROCESSING FEE FOR Notice of Exemption
				Total	100.00								
					100.00								

## Signatures

Signed By: Brian Gilbert  
 Approval Level: Fund/Department  
 Department/Agency-Fund Group: 054-Roads  
 Signed On: 3/15/2023 8:45:06 AM  
 Valid: Y



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 — 05/04/2023 — 118  
 STATE CLEARINGHOUSE NUMBER (if applicable)

**SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.**

LEAD AGENCY County of Santa Barbara - Public Works	LEAD AGENCY EMAIL akruzel@countyofsb.org	DATE 05/04/2023
COUNTY/STATE AGENCY OF FILING Santa Barbara	DOCUMENT NUMBER	

PROJECT TITLE

County Active Transportation Plan

PROJECT APPLICANT NAME Mark Friedlander	PROJECT APPLICANT EMAIL mkfriedlander@countyofsb.org	PHONE NUMBER (805) 568-3576
PROJECT APPLICANT ADDRESS 123 E Anapamu St.	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  |
| <br>  |            |    |       |
| <input checked="" type="checkbox"/> Exempt from fee   |            |    |       |
| <input checked="" type="checkbox"/> Notice of Exemption (attach)  |            |    |       |
| <input type="checkbox"/> CDFW No Effect Determination (attach)  |            |    |       |
| <input type="checkbox"/> Fee previously paid (attach previously issued cash receipt copy)                   |            |    |       |
| <hr/>   |            |    |       |
| <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 	AGENCY OF FILING PRINTED NAME AND TITLE Chelsea Lenzi, Deputy Clerk
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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