

# Notice of Determination

County of Merced

**To:**

☒ Office of Planning and Research

For U.S. Mail:

P.O. Box 3044

Sacramento, CA 95812-3044

Street Address:

1400 Tenth St., Rm.113

Sacramento, CA 95814

☒ County Clerk

County of: Merced

Address: 2222 M Street

Merced, CA 95340

**From:**

Public Agency: County of Merced

Address: 2222 M Street

Merced, CA 95340

Contact: Steve Maxey

Phone: 209-385-7654

Lead Agency (if different from above):

Address:

Contact:

Phone:

**SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.**

State Clearinghouse Number (if submitted to State Clearinghouse):

2011041067

**Zoning Code Text Amendment No. ZCTA16-002, Repeal and Replace Title 18 of the Merced County Code. \*This project has been referred to as the "Zoning Code Update" and "Revisions to Merced County Zoning Code" in documentation. These terms are interchangeable.**

Project Title: Merced County Zoning Code

Project Location (include county): All unincorporated areas of Merced County

Project Description: A repeal and replacement of Title 18 (Zoning) of the Merced County Code. The purpose of the amendment is: 1) To implement the 2030 Merced County General Plan goals and policies; 2) To make the zoning code user friendly by way of logical organization, clear language, and easy to understand tables and graphics; 3) To clarify correct, and fix longstanding issues identified by staff; 4) To address policy issues recommended by the Board of Supervisors; and, 5) To bring the code in-line with State statutes. (the lead agency)

This is to advise that on **October 22, 2019**, the Merced County Board of Supervisors certified an addendum to the Final Program Environmental Impact Report (FPEIR) (adopted on December 10, 2013) prepared for the 2030 Merced County General Plan Update. On October 22, 2019 the Board of Supervisors made the following determinations about the above described project:

1. The proposed modifications to the approved Project would not result in a measurable increase in the environmental impacts over what was previously analyzed in the December 10, 2013 Final Program Environmental Impact Report, the Project **will not** have a significant effect on the environment.
2. No new mitigation measures would be required.
3. Findings were made pursuant to CEQA Section 15164.

This is to certify that the Addendum and record of project approval are available the General Public at:

Merced County Community and Economic Development Department  
2222 M Street, Second Floor, Merced, CA 95340

Signature (Public Agency):



Title: Steve Maxey, Deputy Director

Date: October 22, 2019

Date Received for filing at Merced County:

Authority cited: Sections 21083, Public Resources Code.  
Reference Section 21000-21174, Public Resources Code.

Governor's Office of Planning & Research

**OCT 23 2019**

**STATE CLEARINGHOUSE**

2019 OCT 22 PM 2:54  
FILED  
BY: [Signature]  
MERCE COUNTY CLERK

## DETERMINATION

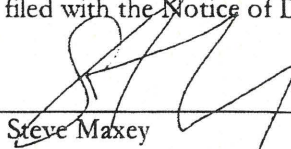
On the basis of information found in this initial study, the County finds that none of the circumstances described in Section 15162 (a) 1), 2) & 3) of the California Environmental Quality Act (CEQA) Guidelines exist, and that there will not be a significant effect on the environment because the mitigation measures imposed with the certified Final EIR have either already been implemented, or will be implemented via future County actions to reduce impacts to an less-than-significant level. In the case of any unmitigated significant impacts previously identified in the certified FEIR, these have been identified in the Statement of Findings and Overriding Considerations that was adopted during certification of the FEIR (Resolution 2013-147) that applies to the 2030 General Plan project as a whole. The information in this environmental study checklist supports the determination that the revisions to the Merced County Code, Chapters 18.01 through 18.57 (Revised Zoning Code) are within the scope of the previously certified FEIR.

**A Notice of Addendum to the FEIR and Public Hearing Notice will be prepared and posted 30 days prior to any action by the Board of Supervisors regarding this project.**

## DE MINIMIS IMPACT FINDING

Staff finds that there is no evidence before the County that the proposed project causes adverse effects on wildlife resources or the habitat upon which wildlife depends, which has not already been considered, analyzed and mitigated in the Final EIR for the Merced County 2030 General Plan or addressed in the Statement of Findings and Overriding Considerations that were adopted for the project. Fish and Game fees were paid for the entire project at the time the Notice of Determination was filed for the FEIR. On the basis of substantial evidence, the presumption of any additional adverse effect not already addressed in the FEIR is rebutted. A Certificate of Fee Exemption will be completed and filed with the Notice of Determination for the project.

Prepared by:

  
Steve Maxey

Deputy Director of Planning

Merced County Community and Economic Development Department

2222 M Street, Merced, California 95340

(209) 385-7654

Date: February 13, 2019

***All referenced documentation is available for Public Review during standard business hours at the Merced County Community and Economic Development Department, 2222 M Street, Second Floor, Merced, California 95340***

Governor's Office of Planning & Research

OCT 23 2019

STATE CLEARINGHOUSE





State of California - Department of Fish and Wildlife

**2019 ENVIRONMENTAL FILING FEE CASH RECEIPT**

DFW 753.5a (REV. 12/01/18) Previously DFG 753.5a

RECEIPT NUMBER:

**24-2019-117**

STATE CLEARINGHOUSE NUMBER (if applicable)

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

LEAD AGENCY	LEAD AGENCY EMAIL	DATE
COUNTY OF MERCED		10/22/2019
COUNTY/STATE AGENCY OF FILING	DOCUMENT NUMBER	
MERCED COUNTY	24-2019-117	
PROJECT TITLE		

**ZONING CODE TEXT AMENDMENT NO ZCTA16-002, REPEAL AND REPLACE TITLE 18 OF THE MERCED COUNTY CODE. THIS CODE**

PROJECT APPLICANT NAME	PROJECT APPLICANT EMAIL	PHONE NUMBER
COUNTY OF MERCED		(209) 385-7654
PROJECT APPLICANT ADDRESS	CITY	STATE
2222 M STREET	MERCED	CA
		ZIP CODE
		95340

**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)	\$3,271.00	\$	0.00
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,354.75	\$	0.00
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,112.00	\$	0.00

☐ Exempt from fee

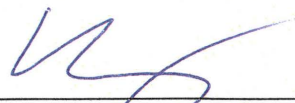
☐ Notice of Exemption (attach)

☐ 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	\$	50.00
<input type="checkbox"/> Other		\$	0.00

**PAYMENT METHOD:**☐ Cash ☐ Credit ☐ Check ☐ Other**TOTAL RECEIVED** \$ **50.00**

SIGNATURE	AGENCY OF FILING PRINTED NAME AND TITLE
X 	Lea Z. H. Holguin Deputy Clerk

Governor's Office of Planning &amp; Research

**OCT 23 2019****STATE CLEARINGHOUSE**