

**City of Elk Grove  
NOTICE OF EXEMPTION**

**COPY**

**2019028377**

To:  Office of Planning and Research  
P.O. Box 3044, 1400 Tenth Street, Room 22  
Sacramento, CA 95812-3044

Sacramento County Clerk-Recorder  
Sacramento County  
PO Box 839, 600 8th Street  
Sacramento, CA 95812-0839

From: City of Elk Grove  
Development Services-Planning  
8401 Laguna Palms Way  
Elk Grove, CA 95758

County Recorder Filing	State Clearinghouse Received
(stamp here)	<p>Governor's Office of Planning &amp; Research</p> <p><b>FEB 20 2019</b></p> <p><b>STATE CLEARINGHOUSE</b></p> <p>(stamp here)</p>

PROJECT TITLE: **Circle K Fuel Center/Sheldon Place Center PCN (PCN18-002)**  
 PROJECT LOCATION - SPECIFIC: **Southwest corner of Sheldon Road and East Stockton Boulevard**  
 ASSESSOR'S PARCEL NUMBER(S): **116-0030-110, 116-0030-111, and 116-0030-112**  
 PROJECT LOCATION - CITY: **Elk Grove** PROJECT LOCATION - COUNTY: **Sacramento**

PROJECT DESCRIPTION: The Circle K Fuel Center/Sheldon Place Center PCN Project (Project) consists of a Determination of Public Convenience or Necessity (PCN) to allow the Circle K Fuel Center to acquire a Type 21 alcohol license from the California Department of Alcoholic Beverage Control (ABC). The Type 21 license allows for the sale of beer, wine, and distilled spirits for off-site consumption.

LEAD AGENCY: **City of Elk Grove**  
Development Services-Planning  
8401 Laguna Palms Way  
Elk Grove, CA 95758

LEAD AGENCY CONTACT: Sarah Kirchgessner (916) 478-2245

APPLICANT: Barghuasen Consulting Engineers, Inc.  
Pete Tobin (Representative)  
915 Highland Pointe Drive  
Roseville, CA 95678

- EXEMPTION STATUS:  Ministerial [Section 21080(b); 15268];  
 Declared Emergency [Section 21080(b)(3); 15269(a)];  
 Emergency Project [Section 21080(b)(4); 15269(b)(c)];  
 Preliminary Review [Section 15060(c)(3)]

**REASONS WHY THIS PROJECT IS EXEMPT OR DOES NOT REQUIRE FURTHER ENVIRONMENTAL DOCUMENTATION:**

- Consistent with a Community Plan or Zoning [Section 15183(a)]
- Statutory Exemption
- Categorical Exemption
- General Rule [Section 15061(b)(3)]
- Criteria for Subsequent EIR [Section 15162]

The California Environmental Quality Act (Section 21000, et seq., of the California Public Resources Code - hereafter CEQA) requires analysis of agency approvals of discretionary "projects." A "project," under CEQA, is defined as "the whole of an action, which has a potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment." The proposed Project is a "project" under CEQA.

Staff has reviewed the Project to determine the required level of review under CEQA. The proposed Project is exempt from CEQA under State CEQA Guidelines Section 15061(b)(3) (General Rule Exemption) of Division 6 of Chapter 3, Title 14 of the California Code of Regulations. Section 15061(b)(3) of the CEQA Guidelines states that an activity is covered by the general rule that CEQA only applies to projects that have the potential for causing a significant effect on the environment. 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 review. Granting this Public Convenience or Necessity will not bring about any physical change to the environment and will not have any potential for causing a significant effect on the environment.

CITY OF ELK GROVE  
Development Services - Planning

By: *Sarah Kirchgessner*  
Sarah Kirchgessner  
Date: February 15, 2019