

2019048249

Notice of Exemption

Appendix E

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

County Clerk

County of: _____

From: (Public Agency): State of California
Department of Transportation - District 11
4060 Taylor Street, MS 242, San Diego, CA 92110

(Address)

Project Title: Emergency Repairs to 24-inch CMP; Repair Slope and Slope Paving (3A2504)

Project Applicant: _____

Project Location - Specific:

In the City of San Diego, County of San Diego, at Post Mile 4.65 on State Route 94 at the 47th Street overcrossing.

Project Location - City: San DiegoProject Location - County: San Diego

Description of Nature, Purpose and Beneficiaries of Project:

The proposed project work would replace the collapsed and deteriorated corrugated metal pipe and repair eroded slopes and place slope paving in order to prevent further erosion at the bridge abutments and exposing the abutment footings.

Name of Public Agency Approving Project: California Department of Transportation - District 11Name of Person or Agency Carrying Out Project: California Department of Transportation - District 11

Exempt Status: (check one):

- ☐ Ministerial (Sec. 21080(b)(1); 15268);
☐ Declared Emergency (Sec. 21080(b)(3); 15269(a));
☒ Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
☐ Categorical Exemption. State type and section number: _____
☐ Statutory Exemptions. State code number: _____

Reasons why project is exempt:

This District Director's Order Emergency project is necessary to prevent or mitigate the loss or impairment of life, property or essential public services.

Lead Agency
Contact Person: Debby SoiferArea Code/Telephone/Extension: 619-688-3106x0

If filed by applicant:

1. Attach certified document of exemption finding.
 2. Has a Notice of Exemption been filed by the public agency approving the project? ☒ Yes ☐ No

Signature: _____

Date: 4/8/2019Title: Sr. Environmental Planner☒ Signed by Lead Agency ☐ Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.
 Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: _____

Governor's Office of Planning & Research

APR 11 2019

STATE CLEARINGHOUSE

Governor's Office of Planning & Research

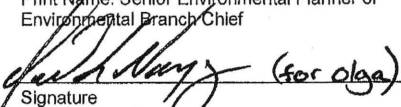

APR 11 2019

STATE CLEARINGHOUSE

Revised 2011

2019048249

CATEGORICAL EXEMPTION/CATEGORICAL EXCLUSION DETERMINATION FORM

11-SD-94	4.65	3A2503/1119000130	
Dist.-Co.-Rte. (or Local Agency)	P.M./P.M.	E.A./Project No.	Federal-Aid Project No. (Local Project)/Project No.
PROJECT DESCRIPTION: (Briefly describe project including need, purpose, location, limits, right-of-way requirements, and activities involved in this box. Use Continuation Sheet, if necessary.)			
On State Route 94, in the City of San Diego, County of San Diego, Emergency District Director's Order Project to repair a collapsed 24-inch CMP and sink hole. The project proposes to repair the CMP; reconstruct the slope; and place concrete slope paving. If there are any changes to the scope of the project, the Environmental Division (619-688-0229) shall be contacted for further review. Please see the ECR for further commitments. No new right of way required.			
CALTRANS CEQA DETERMINATION (Check one)			
<input type="checkbox"/> Not Applicable – Caltrans is not the CEQA Lead Agency		<input type="checkbox"/> Not Applicable – Caltrans has prepared an Initial Study or Environmental Impact Report under CEQA	
Based on an examination of this proposal, supporting information, and the above statements, the project is:			
<input checked="" type="checkbox"/> Exempt by Statute. (PRC 21080[b]; 14 CCR 15260 et seq.)			
<input type="checkbox"/> Categorically Exempt Class . (PRC 21084; 14 CCR 15300 et seq.)			
Based on an examination of this proposal and supporting information, the following statements are true and exceptions do not apply:			
<ul style="list-style-type: none"> If this project falls within exempt class 3, 4, 5, 6 or 11, it does not impact an environmental resource of hazardous or critical concern where designated, precisely mapped, and officially adopted pursuant to law. There will not be a significant cumulative effect by this project and successive projects of the same type in the same place, over time. There is not a reasonable possibility that the project will have a significant effect on the environment due to unusual circumstances. This project does not damage a scenic resource within an officially designated state scenic highway. This project is not located on a site included on any list compiled pursuant to Govt. Code § 65962.5 ("Cortese List"). This project does not cause a substantial adverse change in the significance of a historical resource. 			
<input type="checkbox"/> Common Sense Exemption. [This project does not fall within an exempt class, but it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment (14 CCR 15061[b][3].)]			
Olga Estrada Print Name: Senior Environmental Planner or Environmental Branch Chief  Signature		Patrick Jenkins Print Name: Project Manager  Signature	
Date: 4/3/19		Date: 4/2/19	
NEPA COMPLIANCE			
In accordance with 23 CFR 771.117, and based on an examination of this proposal and supporting information, the State has determined that this project:			
<ul style="list-style-type: none"> does not individually or cumulatively have a significant impact on the environment as defined by NEPA, and is excluded from the requirements to prepare an Environmental Assessment (EA) or Environmental Impact Statement (EIS), and has considered unusual circumstances pursuant to 23 CFR 771.117(b). 			
CALTRANS NEPA DETERMINATION (Check one)			
<input type="checkbox"/> 23 USC 326: The State has determined that this project has no significant impacts on the environment as defined by NEPA, and that there are no unusual circumstances as described in 23 CFR 771.117(b). As such, the project is categorically excluded from the requirements to prepare an EA or EIS under the National Environmental Policy Act. The State has been assigned, and hereby certifies that it has carried out the responsibility to make this determination pursuant to Chapter 3 of Title 23, United States Code, Section 326 and a Memorandum of Understanding dated May 31, 2016, executed between the FHWA and the State. The State has determined that the project is a Categorical Exclusion under:			
<input type="checkbox"/> 23 CFR 771.117(c): activity (c)(____)			
<input type="checkbox"/> 23 CFR 771.117(d): activity (d)(____)			
<input type="checkbox"/> Activity ____ listed in Appendix A of the MOU between FHWA and the State			
<input type="checkbox"/> 23 USC 327: Based on an examination of this proposal and supporting information, the State has determined that the project is a Categorical Exclusion under 23 USC 327. The environmental review, consultation, and any other actions required by applicable Federal environmental laws for this project are being, or have been, carried out by Caltrans pursuant to 23 USC 327 and the Memorandum of Understanding dated December 23, 2016 and executed by FHWA and Caltrans.			
Print Name: Senior Environmental Planner or Environmental Branch Chief NOT APPLICABLE		Print Name: Project Manager/DLA Engineer NOT APPLICABLE	
Signature		Signature	
Date		Date	
Date of Categorical Exclusion Checklist completion:		Date of ECR or equivalent : 4/2/2019	

Briefly list environmental commitments on continuation sheet. Reference additional information, as appropriate (e.g., CE checklist, additional studies and design conditions).

Sheila Brown

From: Soifer, Debra@DOT <debra.soifer@dot.ca.gov>
Sent: Thursday, April 11, 2019 8:23 AM
To: OPR State Clearinghouse
Subject: NOE Submittal/Request for Return Stamped NOE (3A2503)
Attachments: 3A250 NOE signed 4 8 19.pdf; 3A250 CE 4 3 19.pdf

Office of Planning and Research:

The California Department of Transportation (Caltrans) District 11 is submitting the attached Notice of Exemption (NOE) to file on the completed Categorical Exemption for a District Director's Emergency Order Project to repair a collapsed 24-inch corrugated metal pipe and sink hole. The project proposes to repair the CMP by replacing it with RCP; reconstruct the slope; and place concrete slope paving to prevent further erosion at the bridge abutment and exposing the abutment footing.

I have attached the following to this email:

Notice of Exemption
Completed Categorical Exemption

Please return the stamped NOE to me, at Debra.Soifer@dot.ca.gov.

If I can be of any further assistance, please contact me using the above listed email.

Thank you,

Debby Soifer
Environmental Analysis, Branch A
California Department of Transportation – District 11
4050 Taylor Street, MS 242
San Diego, CA 92110

Email
Governor's Office of Planning & Research
APR 11 2019 *SR*
STATE CLEARINGHOUSE