

2019048588

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) Caltrans, Dist. 02

1657 Riverside Drive MS 30

Redding CA 96001

Project Title: Paynes Creek Rock Fence

Project Applicant: California Department of Transportation

Project Location - Specific:

State Route (SR) 3 in Tehama County from postmile 67.6 to 68.9.

Project Location - City: _____ Project Location - County: Tehama

Description of Nature, Purpose and Beneficiaries of Project:

The California Department of Transportation (Caltrans), using state funds proposes to install three rock barrier fences along State Route (SR) 36 in Tehama County. This will prevent rock fall from entering the roadway affecting the travelling public and decrease the need for maintenance to clear rock.

Name of Public Agency Approving Project: California Department of Transportation

Name of Person or Agency Carrying Out Project: California Department of Transportation

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: 3 (e)

☐ Statutory Exemption. State code number: _____

Reason why project is exempt:

The proposed project has no potential to result in significant effects to the environment.

Lead Agency

Contact Person: Keith Pelfrey

Area Code/Telephone/Extension: (530)225-2085

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: *Keith Pelfrey* Date: 4/29/19 Title: Env. Branch Chief R3

☒ 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 Co

Date Received for filing at OPR

San Joaquin Office of Planning & Research
APR 29 2019
Revised 2011
STATE CLEARINGHOUSE

CATEGORICAL EXEMPTION/CATEGORICAL EXCLUSION DETERMINATION FORM

02-Teh-36	67.6/68.9	02-4H770	0219000003
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.)

The proposed project will construct and install three rock barrier fences along State Route (SR) 36 from postmiles (PM) 67.57 to PM 67.80, PM 68.17 to PM 68.51, and PM 68.53 to PM 68.9. The slopes are very steep and produce excessive rock fall during the rainy season and moderate rock fall throughout the year. There is a paved 7' wide shoulder and an undeveloped shoulder of 1.5'. A rock barrier attenuating fence will be constructed up the slope and drape down the slope to allow the rock to work its way down to the shoulder. The paved shoulder will be reduced to a 4' paved shoulder with a new asphalt concrete dike, and a new 4.5' undeveloped shoulder will be constructed as a catchment for the rock fall.

CALTRANS CEQA DETERMINATION (Check one)

☐ Not Applicable – Caltrans is not the CEQA Lead Agency ☐ 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:



☐ Exempt by Statute. (PRC 21080[b]; 14 CCR 15260 et seq.)

☒ **Categorically Exempt. Class 3.** (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:

- 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.

☐ **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].)]

<p>Keith Pelfrey</p> <p>Print Name: Senior Environmental Planner or Environmental Branch Chief</p> <p> 4/29/19</p> <p>Signature Date</p>	<p>Michael Webb</p> <p>Print Name: Project Manager</p> <p> 4/29/19</p> <p>Signature Date</p>
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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:





- 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)

☐ **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:

☐ 23 CFR 771.117(c): activity (c)(☐)
☐ 23 CFR 771.117(d): activity (d)(☐)
☐ Activity ☐ listed in Appendix A of the MOU between FHWA and the State

☐ **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.

<p>NA</p> <p>Print Name: Senior Environmental Planner or Environmental Branch Chief</p> <p> </p> <p>Signature Date</p>	<p>NA</p> <p>Print Name: Project Manager/DLA Engineer</p> <p> </p> <p>Signature Date</p>
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CATEGORICAL EXEMPTION/CATEGORICAL EXCLUSION DETERMINATION FORM

Continuation Sheet

02-Teh-36	67.6/68.9	02-4H770	0219000003
Dist.-Co.-Rte. (or Local Agency)	P.M./P.M.	E.A/Project No.	Federal-Aid Project No. (Local Project)/Project No.

Continued from page 1:

Purpose and Need:

The California Department of Transportation (Caltrans), using state funds proposes to install three rock barrier fences along State Route (SR) 36 in Shasta County from postmile 67.6 to 68.9. Need: The steep slopes produce excessive rock fall during the rainy season and moderate rock fall throughout the year. Maintenance must clear the rock on the roadway on a daily basis.

Purpose: A rock barrier attenuating fence will be constructed up the slope and drape down the slope to allow the rock to work its way down to the shoulder in a rock catchment area. This will prevent rock fall from entering the roadway affecting the travelling public and decrease the need for maintenance to clear rock.

Project Description:

The proposed project will construct and install three rock barrier fences along State Route (SR) 36 from PM 67.57 to PM 67.80, 68.17 to 68.51, and 68.53 to PM 69.00. The slopes are very steep and produce excessive rock fall during the rainy season and moderate rock fall throughout the year. Maintenance must daily clear rock on the roadway. The slopes on the north side of Route 36 are the highest and most vertical slopes which cause most of the rock fall. There is a paved 7' wide shoulder and an undeveloped shoulder of 1.5'. The undeveloped shoulder is not adequate catchment to sustain the rock fall from bouncing onto the roadway due to the hard surface of the paved shoulder. A rock barrier attenuating fence will be constructed up the slope and drape down the slope to allow the rock to work its way down to the shoulder. The paved shoulder will be reduced to a 4' paved shoulder with a new asphalt concrete dike, and a new 4.5' undeveloped shoulder will be constructed as a catchment for the rock fall. The existing drainage systems will not be changed, but the new dike will divert the runoff to the existing drainage systems.

Right of Way: No additional R/W will be required, all the work will be within the existing R/W.

Borrow/Disposal/Staging: Materials from roadway excavation will be removed from the area by the contractor.

Permits: None anticipated

Tree vegetation removal: No

Utilities: No

Governor's Office of Planning & Research
APR 29 2019
STATE CLEARINGHOUSE