

2019090463

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: Tehama
633 Washington Street - Room 11
Red Bluff, CA 96080

From: (Public Agency):
Antelope Elementary School District
22630 Antelope Blvd., Red Bluff CA 96080
(Address)

Project Title: Purchase of Property at 1660 Monroe St., Red Bluff, CA 96080

Project Applicant: Antelope Elementary School District

Project Location - Specific:
1660 Monroe St., Red Bluff, CA 96080

Project Location - City: Red Bluff Project Location - County: Tehama

Description of Nature, Purpose and Beneficiaries of Project:
Owner of property has offered to convey the site to the Antelope Elementary School District so that the District may continue to operate the Lassen Antelope Volcanic Academy Charter School there.

Name of Public Agency Approving Project: Antelope Elementary School District

Name of Person or Agency Carrying Out Project: Antelope Elementary School District

- Exempt Status: (check one):
[] Ministerial (Sec. 21080(b)(1); 15268);
[] Declared Emergency (Sec. 21080(b)(3); 15269(a)); 14 CCR 15061
[] Emergency Project (Sec. 21080(b)(4); 15269(b)(c)); 14 CCR 15314
[X] Categorical Exemption. State type and section number:
[] Statutory Exemptions. State code number:

Reasons why project is exempt:
Project consists solely of acquiring title to a school site that is already in operation as a leased facility housing District pupils. Therefore, the project involves no increased enrollment and is exempt under the cited regulations.

Lead Agency Contact Person: Jim Weber, Superintendent Area Code/Telephone/Extension: (530) 527-1272

- 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: Jim Weber Date: 9/17/19 Title: Superintendent

[X] 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

SEP 18 2019

FILED
SEP 17 2019

STATE CLEARINGHOUSE

Revised 2011

Jennifer A. Vise
Tehama County Clerk & Recorder
By: Uma Robinson

MAILED 9-17-2019 to:

OFFICE OF PLANNING & RESEARCH
P.O. Box 3044, Rm 113
Sacramento CA 95812-3044

COPY OF:
NOTICE OF EXEMPTION, RECEIPT / FILING FEE,
RES # 2020-219



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

Print **StartOver** **Finalize&Email**

RECEIPT NUMBER:
 52 — 9/17/19 — 151

STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY ANTELOPE ELEMENTARY SCHOOL DISTRICT	LEAD AGENCY EMAIL	DATE 9/17/19
COUNTY/STATE AGENCY OF FILING Tehama	DOCUMENT NUMBER 151	

PROJECT TITLE
PURCHASE OF PROPERTY AT 1660 MONROE ST RED BLUFF CA 96080

PROJECT APPLICANT NAME ANTELOPE ELEMENTARY SCHOOL DISTRICT	PROJECT APPLICANT EMAIL	PHONE NUMBER (530) 527-1272
PROJECT APPLICANT ADDRESS 22630 ANTELOPE BLVD	CITY RED BLUFF	STATE CA
		ZIP CODE 96080

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

- 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 | \$ | <u>0.00</u> |
| <input checked="" type="checkbox"/> County documentary handling fee | | \$ | <u>50.00</u> |
| <input type="checkbox"/> Other | | \$ | <u> </u> |

PAYMENT METHOD:

- Cash
 Credit
 Check
 Other
 TOTAL RECEIVED
 \$ 50.00

SIGNATURE <i>X Tina Robinson</i>	AGENCY OF FILING PRINTED NAME AND TITLE TINA ROBINSON, DEPUTY COUNTY CLERK
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2019 ENVIRONMENTAL FILING FEE CASH RECEIPT

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

**ANTELOPE ELEMENTARY SCHOOL DISTRICT
BOARD OF TRUSTEES**

RESOLUTION NO. 2020-219

(CEQA EXEMPTION RE: 1660 MONROE ST., RED BLUFF, CA 96080 ACQUISITION)

RECITALS

1. The Board of Trustees (“Board”) of the Antelope Elementary School District (“District”) must comply with the California Environmental Quality Act (“CEQA”).
2. The Board received the following report from the District’s Superintendent at its September 12, 2019 regular meeting (the “Report”), and at that time afforded the public an opportunity to comment on the transaction described in the Report (the “Project”):

The District currently leases the property housing the Lassen Antelope Volcanic Academy Charter School at 1660 Monroe St., Red Bluff, CA 96080. The owner of that property has offered to convey title to the site to the District so that it may continue to operate its program at the site without further leasing. The “Project” under consideration is the acquisition of title to the property currently housing the Lassen Antelope Volcanic Academy Charter School at 1660 Monroe St., Red Bluff, CA 96080, as further set forth in Exhibit A (the “Contract”).

3. Chapter 3 of Division 6 of Title 14 of the California Code of Regulations (“CEQA Guidelines”) provides that certain projects are categorially exempt from CEQA review.
4. The Class 14 categorical exemption set forth in section 15314 of the CEQA Guidelines exempts a project that consists of minor additions to existing schools within existing school grounds where the additions do not increase original student capacity by more than twenty-five percent (25%) or ten (10) classrooms, whichever is less.
5. The Class 14 categorical exemption set forth in section 15314 of the CEQA Guidelines is not applicable in the circumstances set forth in section 15300.2 of the CEQA Guidelines.
6. The Board has reviewed the Project, the Report, and the comments of the public to determine whether the Project:
 - a. Will increase existing capacity at the school site by more than twenty-five percent (25%) or ten (10) classrooms, whichever is less; and
 - b. Is subject to any of the exceptions set forth in section 15300.2 of the CEQA Guidelines.
7. The CEQA Guidelines at subd. (b)(3) of section 15061 provide for the “common sense” exemption from CEQA: “[w]here 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.”

8. The Board has reviewed the Project, the Report and the comments of the public to determine whether there is any possibility that the Project may have a significant effect on the environment.

NOW, THEREFORE, BE IT RESOLVED:

1. The foregoing recitals are true and correct, and incorporated herein by reference.
2. The Project consists solely of acquiring title to a site at which the District has already operated the same program for years and the continued operation of that program as the owner of the property.
3. The Project will **not** increase existing capacity at the school site by more than twenty-five percent (25%) or ten (10) classrooms, whichever is less.
4. The Project is **not** subject to any of the exceptions set forth in California Code Regulations, title 14 section 15300.2, to wit:
 - a. The Project is **not** exempted under Classes 3, 4, 5, 6, and 11 of the CEQA Guidelines, and the Project will **not** be located in a particularly sensitive environment which may cause a significant environmental impact.
 - b. The Project will **not** be part of successive projects of the same type in the same place that over time may cause significant environmental impact.
 - c. The Project does **not** entail a reasonable possibility of significant environmental impact due to unusual circumstances.
 - d. The Project will **not** cause damage to scenic resources.
 - e. The Project will **not** be located on a site which is included on any list compiled pursuant to Section 65962.5 of the Government Code (Hazardous Waste Sites).
 - f. The Project will **not** cause a substantial adverse change in the significance of a historical resource.
5. Therefore, the Project is categorically exempt from CEQA under Section 21080.18 of the Public Resources Code and 15314 of the CEQA Guidelines.
6. Further, the District determines that the Project is exempt under the "common sense" exemption from CEQA: the District determines that, because the Project consists solely of the acquisition of title to a site the District has already operated the same program for a number of years, it can be seen with certainty that there is no possibility that the Project may have a significant effect on the environment pursuant to the CEQA Guidelines at subd. (b)(3) of section 15061.
7. The Project is hereby approved.

8. The Superintendent or designee shall file with the Tehama County Clerk a Notice of Exemption pursuant hereto within five (5) days of the adoption of this Resolution.
9. The Contract is ratified.
10. The Superintendent or designee shall take such further action as necessary to carry out the intent of this Resolution.

THIS RESOLUTION was duly passed and adopted at a regular meeting of the Board of Trustees of the Antelope Elementary School District on this 12th day of September 2019, by the following roll call vote:

AYES: 4
NOES: 0
ABSENT: 1
ABSTAIN: 0

Signed and approved by me after its passage.


Daniel L Boon, President

Attest: 
Patricia Spangle, Clerk