

Notice of Exemption

2019110085

Appendix E

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

County Clerk

County of: Tulare
221 S. Mooney Blvd., Room 105
Visalia, CA 93291

From: (Public Agency): City of Tulare (Lead Agency)
411 E. Kern Avenue, Tulare, CA 93274
(559) 684-4223

(Address)

FILED
TULARE COUNTY

NOV 04 2019

ROLAND P. HILL
ASSESSOR/CLERK RECORDER
BY:

Project Title: Tulare Avenue Improvements Project

Project Applicant: City of Tulare, 411 E. Kern Avenue, Tulare, CA 93274 (559) 684-4209

Project Location - Specific:

On/within Tulare Avenue between West Street and the Union Pacific Railroad.

Project Location - City: Tulare Project Location - County: Tulare

Description of Nature, Purpose and Beneficiaries of Project:

See attached Supplemental Information. The proposed project involves improvements to pavement; installation of ADA facilities; and repair/replacement of in-street utilities (sewer and surface water facilities).

Name of Public Agency Approving Project: City of Tulare, 411 E. Kern Avenue, Tulare, CA 93274

Name of Person or Agency Carrying Out Project: Nick Bartsch, City's Sr. Project Manager, (559) 684-4209

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: 15301(b)(c), 15302(c)
- ☐ Statutory Exemptions. State code number: _____

Reasons why project is exempt:

See attached Supplemental Information. The project involves improvements / repairs to existing roadways / sidewalks and replacement or reconstruction of existing infrastructure (sewer and surface water). There are no significant environmental impacts that will result from the project.

Lead Agency
Contact Person: Mario Anaya Area Code/Telephone/Extension: (559) 684-4223

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: [Signature] Date: 10/29/2019 Title: Principal Planner

☒ Signed by Lead Agency ☐ Signed by Applicant

Governor's Office of Planning & Research

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: **NOV 04 2019**

STATE CLEARINGHOUSE

Tulare Avenue Improvements

Supplemental Information

Categorical Exemption – Section 15301 and 15302

Introduction and Background

The proposed project will include the following improvements on Tulare Avenue between West Street and the Union Pacific Railroad:

- Pavement repair
- Install ADA improvements where necessary – includes replacement of all ramps that do not meet current ADA standards, replacement of non-ADA compliant driveway and alley approaches.
- Within the roadway, replace various components of water, sewer, and surface water facilities.

Categorical Exemption, Section 15301 Existing Facilities

The project meets the conditions for the Existing Facilities Exemption described in Section 15301 of the State CEQA Guidelines as explained below.

Section 15301 consists of repair, maintenance or minor alterations to existing public facilities. This includes: (c) Existing highways and streets, sidewalks, gutters, bicycle and pedestrian trails and similar facilities. The proposed project will make improvements to existing streets, sidewalks and gutters by repairing deficient pavement, modifying sidewalks to comply with ADA requirements and by making improvements to existing in-street infrastructure. The project does not involve an expansion of an existing use.

Categorical Exemption, Section 15302 Replacement or Reconstruction

The project meets the conditions for the Replacement/Reconstruction Exemption described in Section 15302 of the State CEQA Guidelines as explained below.

Section 15302 consists of replacement or reconstruction of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced. This includes: (c) Replacement or reconstruction of existing utility systems and/or facilities involving negligible or no expansion of capacity. The proposed project will make improvements to the existing sewer and water facilities within the street. The project does not involve a significant expansion of services.

Environmental Impacts

Pursuant to Section 15300.2 of the CEQA Guidelines, the City has determined there are no exceptions that preclude the use of the CEQA Exemptions:

1. Cumulative Impacts – the project involves replacement and minor improvements to the existing streets, sidewalks and infrastructure described herein. No new or expanded facilities are proposed and there are no other associated or nearby projects that, when combined with the proposed project, would result in a significant cumulative impact.
2. Significant Effect – the project will result in minimal impacts, as the site is heavily disturbed and will be returned to pre-construction conditions once the project is complete. No significant effects will result from the project.
3. Scenic highways – there are no scenic highways on or near the project sites.
4. Hazardous Waste Sites – there are no hazardous waste sites associated with the project.
5. Historical Resources – the project involves improvements to streets, sidewalks and infrastructure. There are no components of the project that would impact a historical resource.

Other information

Standard best management practices related to water quality (SWPPP), construction noise, traffic control and other regulations will be implemented as required.

FILE COPY

RESOLUTION NO. 5347

A RESOLUTION OF THE CITY OF TULARE PLANNING COMMISSION
APPROVING A CEQA EXEMPTION FOR THE
TULARE AVENUE IMPROVEMENTS PROJECT

WHEREAS, the Tulare Avenue Improvements Project is required in order to make needed improvements to the pavement, to install ADA-compliant infrastructure, to make needed repairs and replacement of in-street water, sewer, and surface water facilities, along Tulare Avenue between West Street and the Union Pacific Railroad; and

WHEREAS, the Tulare Avenue Improvements Project is exempt from Environmental Review under the California Environmental Quality Act (CEQA), pursuant to Sections 15301(b)(c) and 15302(c).

NOW, THEREFORE, BE IT RESOLVED, by the City of Tulare Planning Commission that by this Resolution, an Exemption pursuant to CEQA Sections 15301(b)(c) and 15302(c) is approved for the Tulare Avenue Improvements Project.

PASSED, APPROVED AND ADOPTED this twenty-eighth day of October, 2019 by the following recorded vote:

AYES: Rocha, Mike, Miguel

NOES:

ABSENT: Cox, Oliver

ABSTAIN:

Chuck Miguel
CHUCK MIGUEL, CHAIRMAN
City of Tulare Planning Commission

Josh McDonnell
JOSH MCDONNELL, SECRETARY
City of Tulare Planning Commission

