

# City of Elk Grove NOTICE OF EXEMPTION

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>NOV 20 2019</b></p> <p>STATE CLEARINGHOUSE</p> <p>(stamp here)</p>

PROJECT TITLE: **The Bank Shot (PCN19-002)**

PROJECT LOCATION - SPECIFIC: **8535 Elk Grove Boulevard**

ASSESSOR'S PARCEL NUMBER(S): **125-0390-020**

PROJECT LOCATION - CITY: **Elk Grove**

PROJECT LOCATION - COUNTY: **Sacramento**

PROJECT

DESCRIPTION: The Project consists of a request for a Minor Conditional Use Permit and Letter of Public Convenience or Necessity in order for the Bank Shot to obtain a Type 40 (On-Sale Beer) alcohol license from the California Department of Alcoholic Beverage Control (ABC). Elk Grove Municipal Code (EGMC) Section 23.86.030 requires approval of a MUP for the accessory sale of beer for on-site consumption where the primary use is an indoor amusement/entertainment facility.

**City of Elk Grove**

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

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

APPLICANT: Rozanna Pham  
8217 Steinbeck Way  
Sacramento, CA 95828

- 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)]
  - Consistent With a Community Plan or Zoning [Section 15183(a)]
  - Statutory Exemption
  - Categorical Exemption [15332]
  - Common Sense Exemption [Section 15061 (b)(3)]
  - Criteria for Subsequent EIR [Section 15162]

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

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) (Common Sense Exemption). Section 15061 (b)(3) of the CEQA Guidelines states that an activity is covered by the common sense exemption 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 MUP and PCN will expand the services at the existing shopping center but 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: November 19, 2019