

2020040377

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
703 B Street
Marysville, CA 95901
(Address)

Project Title: Erosion Control (03-0J850)

Project Applicant: California Department of Transportation

Project Location - Specific:

The project is located on State Route 45 in Yolo County between post miles (PM) 0.10 to 0.15.

Project Location - City: Knights Landing Project Location - County: Yolo

Description of Nature, Purpose and Beneficiaries of Project:

The project proposes to to repair damage occurring to an environmentally sensitive area which is actively eroding from the cut bank due to people illegally parking cars, boats and trailers within the Caltrans Right-of-Way.

Name of Public Agency Approving Project: Caltrans

Name of Person or Agency Carrying Out Project: Caltrans

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: Class 1
Statutory Exemptions. State code number:

Reasons why project is exempt:

The project is exempt because this is a maintenance project for an existing highway facility and does not have the potential to have an adverse effect on the environment.

Lead Agency Contact Person: Mike Bartlett Area Code/Telephone/Extension: (530) 933-8071

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: 4/29/20 Title: Chief (Acting)

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 29 2020

STATE CLEARINGHOUSE

Revised 2011

**CATEGORICAL EXEMPTION/CATEGORICAL EXCLUSION DETERMINATION FORM**

03-YOL-45      0.10/0.15      03-0J850      0320000033  
 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 California Department of Transportation (Caltrans) is proposing a project to stabilize the cut bank and repair the damage caused by people illegally parking cars, boats, and trailers within Caltrans Right-of-Way on State Route (SR) 45 in Butte County between Post Miles (PM) 0.10 to 0.15. The purpose of this project is to repair damage occurring to an environmentally sensitive area which is actively eroding from the cut bank.

**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 1** . (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><b>Kelly McNally</b>                  Print Name: Senior Environmental Planner or Environmental Branch Chief</p> <p><i>Kelly McNally</i>                  Signature</p>	<p>Digitally signed by <b>Julio Torreiro-Casal</b>                  by Kelly McNally      Print Name: Project Manager</p> <p>Date: 2020.04.28      <i>[Signature]</i>                  14:31:27 -07'00'      Date: 04/28/20</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.

N/A	N/A
Print Name: Senior Environmental Planner or Environmental Branch Chief	Print Name: Project Manager/DLA Engineer
N/A	N/A
Signature _____	Signature _____
Date _____	Date _____

Date of Categorical Exclusion Checklist completion: N/A      Date of ECR or equivalent : 4/28/20

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

**CATEGORICAL EXEMPTION/CATEGORICAL EXCLUSION DETERMINATION FORM**  
**Continuation Sheet**

<b>03-YOL-45</b>	<b>0.10/0.15</b>	<b>03-0J850</b>	<b>032000033</b>
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:

**Scope of work:**

The project proposes to stabilize the cut bank and repair the damage caused by people illegally parking cars, boats, and trailers within the Caltrans Right-of-Way on State Route (SR) 32 in Butte County.

Staging

- A staging area is identified in the current project plan, which are within the Caltrans Right-of-Way.

Disposal/Borrow

- The project is not expecting to generate excess material or borrow would be required.

Right-of-Way

- All work will occur within the Caltrans Right-of-Way.

Consultation/Coordination

- No Consultation/Coordination is required.

Permits

- No permits were required.

**DEPARTMENT OF TRANSPORTATION**

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*Making Conservation  
a California Way of Life.*

April 29, 2020

State Clearing House  
Office of Planning and Research  
P.O. Box 3044, Room 113  
Sacramento, CA 95812-3044

03-YOL-045  
PM: 0.10-0.15  
EA: 03-0J850  
EFIS: 0320000033

To Whomever it May Concern:

Attached is a copy of the Categorical Exemption (CEQA) and a copy of the Notice of Exemption (NOE) for the Erosion Control Project. Please return a stamped copy of the NOE in the SASE provided.

For additional information or questions concerning this environmental approval, please contact me at (530) 741-4404.

Sincerely,

*Sandeep Sandhu*

Sandeep Sandhu, Associate Environmental Planner  
North Region Office of Environmental Management, M5

Enclosures: CE/CE and a copy of the NOE