



State of California - Department of Fish and Wildlife  
**2022 ENVIRONMENTAL DOCUMENT FILING FEE  
CASH RECEIPT**  
DFW 753.5a (REV. 01/01/22) Previously DFG 753.5a

Print

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RECEIPT NUMBER:

36 — 07052022 — 463

STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY

Colton Joint Unified School District

LEAD AGENCY EMAIL

DATE

07052022

COUNTY/STATE AGENCY OF FILING

San Bernardino

DOCUMENT NUMBER

PROJECT TITLE

Exchange of Real Property With Howard Industrial Partners, LLC

PROJECT APPLICANT NAME

Colton Joint Unified School District

PROJECT APPLICANT EMAIL

PHONE NUMBER

( )

PROJECT APPLICANT ADDRESS

1212 Valencia Drive

CITY

Colton

STATE

CA

ZIP CODE

92324

PROJECT APPLICANT (Check appropriate box)

☐ Local Public Agency

☒ School District

☐ Other Special District

☐ State Agency

☐ Private Entity

CHECK APPLICABLE FEES:

☐ Environmental Impact Report (EIR)

\$3,539.25

\$

0.00

☐ Mitigated/Negative Declaration (MND)(ND)

\$2,548.00

\$

0.00

☐ Certified Regulatory Program (CRP) document - payment due directly to CDFW

\$1,203.25

\$

0.00

☐ Exempt from fee

☒ Notice of Exemption (attach)

☐ CDFW No Effect Determination (attach)

☐ Fee previously paid (attach previously issued cash receipt copy)

☐ Water Right Application or Petition Fee (State Water Resources Control Board only)

\$850.00

\$

0.00

☒ County documentary handling fee

\$

50.00

☐ Other

\$

PAYMENT METHOD:

☐ Cash

☐ Credit

☒ Check

☐ Other

TOTAL RECEIVED

\$

50.00

SIGNATURE

X

AGENCY OF FILING PRINTED NAME AND TITLE

## 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: San Bernardino

385 N. Arrowhead Ave, 2nd Floor

San Bernardino, CA 92415

From: (Public Agency): Colton Joint Unified School District  
1212 Valencia Drive

Colton, California 92324

(Address)

COUNTY OF  
SAN BERNARDINO

Project Title: Exchange of Real Property With Howard Industrial Partners, LLC

JUL - 5 2022

Project Applicant: Colton Joint Unified School District

CLERK OF THE BOARD

Project Location - Specific:

11050 Linden, Bloomington, CA 92316; 345 N. Hermosa, Bloomington, CA 92324

Project Location - City: Bloomington

Project Location - County: San Bernardino

Description of Nature, Purpose and Beneficiaries of Project:

The proposed project consists of an exchange of real property only. The project includes no property development, alteration, modification, or change of use. Any future property development, alteration, modification, or change of use is conditioned on compliance with CEQA.

Name of Public Agency Approving Project: Colton Joint Unified School District

Name of Person or Agency Carrying Out Project: Colton Joint Unified School District

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 (CEQA Guidelines Section 15301)
- ☐ Statutory Exemptions. State code number: \_\_\_\_\_

Reasons why project is exempt:

The proposed project is limited to an exchange of ownership of real property. The project includes no development, alteration, modification, or change of use and therefore falls under the Class 1 CEQA categorical exemption (CEQA Guidelines Section 15301 - Existing Facilities). In addition, the activity is covered by the common sense exemption that CEQA applies only to projects which 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. (CEQA Guidelines section 15061(b)(3)).

Lead Agency

Contact Person: Owen Chang

Area Code/Telephone/Extension: \_\_\_\_\_

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: Owen Chang Date: 7/5/22 Title: DIRECTOR OF FACILITIES

• 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: \_\_\_\_\_

## DATE FILED &amp; POSTED

Posted On: 7/6/22

Removed On: 8/17/22

Receipt No: 36-07052022-463

Revised 2011

# Colton Joint Unified School District

Frank Miranda, Superintendent



## Certification of Minutes

The Board of Education of the Colton Joint Unified School District met in Special Session on Thursday, June 30, 2022 at 5:30 p.m. in the Board Room at 18829 Orange Street, Bloomington, California, 92316.

Members Present: 5

Members Absent: 2

### Action Section –Action Items

#### Section 6

On motion of Board Member Israel Fuentes and Board Member Dan Flores and carried on a 5-0 vote, the Board approved Action Item 6.2 as presented.

#### #6.2

**Adoption of Resolution No. 22-53 Approving Exchange of District Real Property with Howard Industrial Partners, LLC and Finding the Exchange Exempt from the California Environmental Quality Act**

I, Mariamanda Sarabia, Director of Fiscal Services for the COLTON JOINT UNIFIED SCHOOL DISTRICT, do hereby certify that the above is a true and correct copy of the motion duly made, adopted, and entered on the minutes of the Governing Board of said District.

By: \_\_\_\_\_

July 1, 2022

**BEFORE THE GOVERNING BOARD OF  
THE COLTON JOINT UNIFIED SCHOOL DISTRICT**

**RESOLUTION APPROVING EXCHANGE OF DISTRICT REAL PROPERTY WITH  
HOWARD INDUSTRIAL PARTNERS, LLC AND FINDING THE EXCHANGE  
EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT**

**RESOLUTION NO. 22-53**

**WHEREAS**, the Colton Joint Unified School District ("District") is the owner in fee of certain real property located at 11050 Linden Avenue, Bloomington, California 92316, APN 0256-121-18, which is generally known as Walter Zimmerman Elementary School, as more particularly described on Exhibit "A" attached hereto and incorporated herein by reference (the "District Property");

**WHEREAS**, Howard Industrial Partners, LLC ("Howard") is the owner in fee of certain real property located at 345 North Hermosa Avenue, Colton, California 92324, APN 0162-281-15, as more particularly described on Exhibit "B" attached hereto and incorporated herein by reference (the "Howard Property"). The District Property and the Howard Property are sometimes hereinafter referred to collectively as the "Properties;"

**WHEREAS**, the District desires to convey the District Property to Howard in exchange for the Howard Property, and Howard desires to convey the Howard Property to the District in exchange for the District Property pursuant to Education Code section 17536 (the "Exchange");

**WHEREAS**, the District and Howard desire to enter into a Real Property Exchange Agreement and Joint Escrow Instructions setting forth the terms and conditions of the Exchange between the parties (the "Exchange Agreement"), a copy of which is attached hereto as Exhibit "C" and incorporated herein by this reference;

**WHEREAS**, Education Code section 17536 provides that the governing board of a school district may exchange any of its real property for real property of another person or private business firm upon such terms and conditions as the parties thereto may agree;

**WHEREAS**, the District previously adopted a resolution pursuant to Education Code section 17537 declaring its intention to enter into the Exchange;

**WHEREAS**, prior to approving the Exchange, the District must comply with the California Environmental Quality Act ("CEQA," Public Resources Code section 21000 et seq.);

**WHEREAS**, the State CEQA Guidelines categorically exempt 33 classes of project from CEQA;

**WHEREAS**, the Class 1 categorical exemption (CEQA Guidelines section 15301) applies to the operation, repair, maintenance, or minor alteration of existing structures and facilities involving negligible or no expansion of existing or former use;

**WHEREAS**, the Exchange will involve no expansion of existing or former use of the Howard Property or the District Property;

**WHEREAS**, the District has analyzed the Exchange and determined, based on its own independent judgment, that the Exchange is exempt from CEQA pursuant to the Class 1 categorical exemption and that the Exchange is not subject to any of the exceptions to exemption set forth in CEQA Guidelines section 15300.2;

**WHEREAS**, CEQA Guidelines section 15061(b)(3) provides that CEQA applies only to projects which 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 (the "Common Sense Exemption");

**WHEREAS**, the purpose of the District's acquisition of the Howard Property is solely to anticipate and meet future District property needs in the vicinity of the District's facilities operations center;

**WHEREAS**, any future development or change in use of the Howard Property will be conditioned on compliance with CEQA;

**WHEREAS**, the District has analyzed the Exchange and determined, based on its own independent judgment, that there is no possibility that the Exchange may have a significant effect on the environment;

**NOW, THEREFORE**, the Governing Board of the District hereby finds, determines, resolves, and declares as follows.

Section 1. That the above recitals are all true and correct.

Section 2. That the District's Governing Board has analyzed the Exchange and has determined, based on its own independent judgment, that the Exchange is categorically exempt from CEQA pursuant to CEQA Guidelines section 15301, and that none of the exceptions to exemption set forth in CEQA Guidelines section 15300.2 apply to the Exchange.

Section 3. That the District's Governing Board has further determined, based on its own independent judgment, that there is no possibility that the Exchange may have a significant effect on the environment.

Section 4. That the District's Superintendent or his designee is directed to file a Notice of Exemption from CEQA, consistent with this Resolution, attached hereto as Exhibit "D," subject



only to minor, non-substantive revisions, if necessary, with the San Bernardino County Assessor-Recorder-Clerk.

Section 5. That any future development, alteration, or modification of use of the Howard Property is conditioned on compliance with CEQA.

Section 6. That the District's Governing Board accepts and approves the Exchange Agreement set forth in Exhibit "C" and authorizes the Exchange pursuant to the terms of the Exchange Agreement.

Section 7. That all actions heretofore taken by the officers, administrators, employees, and agents of the District with respect to the transactions set forth above are hereby approved, confirmed, and ratified.

Section 8. That the District Superintendent or his designee is hereby authorized and directed to execute the Exchange Agreement and to do any and all things which he may deem necessary or advisable in order to consummate the directives herein authorized and otherwise carry out, give effect to, and comply with the terms and intent of this Resolution.

Section 9. That this Resolution shall be effective as of the date of its adoption.

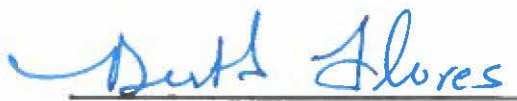
APPROVED, PASSED AND ADOPTED by the Governing Board of the Colton Joint Unified School District this 30th day of June, 2022, by the following vote:

AYES: 5

NOES: 0

ABSENT: 2

ABSTAINED: 0

  
\_\_\_\_\_  
President of the Board of Education  
Colton Joint Unified School District

Attested to:

  
\_\_\_\_\_  
Clerk of the Board of Education  
Colton Joint Unified School District