



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

RECEIPT NUMBER:

E202210000246

STATE CLEARINGHOUSE NUMBER (if applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF FRESNO	LEAD AGENCY EMAIL	DATE 09/01/2022
COUNTY/STATE AGENCY OF FILING FRESNO COUNTY	DOCUMENT NUMBER E202210000246	
PROJECT TITLE EA NO. P21-06526		

PROJECT APPLICANT NAME CITY OF FRESNO	PROJECT APPLICANT EMAIL	PHONE NUMBER (559) 621-8056
PROJECT APPLICANT ADDRESS 2600 FRESNO STREET	CITY FRESNO	STATE CA
		ZIP CODE 93721
PROJECT APPLICANT (Check appropriate box) <input checked="" type="checkbox"/> Local Public Agency <input type="checkbox"/> School District <input type="checkbox"/> Other Special District <input type="checkbox"/> State Agency <input type="checkbox"/> Private Entity		


CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$3,539.25	\$	0.00
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,548.00	\$	0.00
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,203.25	\$	0.00
<input type="checkbox"/> Exempt from fee			
<input type="checkbox"/> Notice of Exemption (attach)			
<input type="checkbox"/> CDFW No Effect Determination (attach)			
<input type="checkbox"/> Fee previously paid (attach previously issued cash receipt copy)			
<hr/>			
<input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only)	\$850.00	\$	0.00
<input checked="" type="checkbox"/> County documentary handling fee	\$50.00	\$	50.00
<input checked="" type="checkbox"/> Other CATEGORICAL EXEMPTION		\$	0.00

PAYMENT METHOD:

☐ Cash ☒ Credit ☐ Check ☐ Other

TOTAL RECEIVED \$ **50.00**

SIGNATURE X 	AGENCY OF FILING PRINTED NAME AND TITLE Cierra Loera Deputy Clerk
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County of Fresno
Clerk's Office
James A. Kus

Elections Department
(559) 600-8683

Clerk Services Department
(559) 600-2575

Finalization 2022017955
9/1/2022 09:30 AM
CCR572887 Cloera

Description	Fee
EIR Administrative Fee	
Time Recorded: 9:30 AM	
Recording Fee:	\$50.00
Total Amount Due	\$50.00
Total Paid	
Credit Card	\$50.00
#198951356	
Amount Due	\$0.00

F202210000246

THANK YOU
PLEASE KEEP FOR REFERENCE

PLEASE POST FOR 30 DAYS

NOTICE OF EXEMPTION

E202210000246

FROM: City of Fresno Planning and Development Department
2600 Fresno Street
Fresno, California 93721-3604

TO: X Fresno County Clerk
2220 Tulare Street – First Floor Lobby
Fresno, California 93721

____ Office of Planning & Research
P.O. Box 3044, Room 212
Sacramento, California 95812-3044

FILED
SEP 01 2022
TIME *9:32am*
FRESNO COUNTY CLERK
By *[Signature]* DEPUTY

Project Title: Environmental Assessment No. P21-06526

Project Location: 1784 West Shaw Avenue, Located on the northeast corner of West Shaw and North West Avenues. (APN: 417-270-05)

Project Location – city: City of Fresno **Project Location- county:** County of Fresno

Description of Nature, Purpose and Beneficiaries of Project: Conditional Use Permit Application No. P21-06526 requests to establish a cannabis retail business in an existing commercial building at 1784 West Shaw Avenue. The proposed hours of operation are seven days per week: 6:00 a.m. - 10:00 p.m.. The parcel is zoned CMX (*Corridor/Center Mixed Use*).

Name of Public Agency Approving Project: City of Fresno

Name of Person or Agency Carrying Out Project: Dustin Moore
Embarc
(831) 917-2533
dustin@goembarc.com

Exempt Status: (*check one*)

- ☐ Ministerial - PRC § 21080(b)(1); CEQA Guidelines §15268
☐ Declared Emergency - PRC § 21080(b)(3); CEQA Guidelines §15269(a)
☐ Emergency Project - PRC § 21080(b)(4); CEQA Guidelines §15269(b) and (c)
☒ **Categorical Exemption – CEQA Guidelines §15301/Class 1 (Existing Facilities)**
☐ Statutory Exemption – PRC § _____

Reasons why project is exempt:

E202210000246

Section 15301/Class 1 consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing or former use. The key consideration is whether the project involves negligible or no expansion of use.

The project is located within an existing commercial lot with two existing commercial buildings and landscaping. The project is proposing minor tenant and building exterior improvements to an existing commercial building to be occupied by a proposed cannabis retail business. The establishment of a new cannabis retail business involves negligible or no expansion of existing or former use.

None of the exceptions to Categorical Exemptions set forth in the CEQA Guidelines, Section 15300.2 apply to the project. Furthermore, the proposed project site is a developed property in an urbanized commercial area and is not expected to have a significant effect on the environment. Accordingly, a categorical exemption, as noted above, has been prepared for the project and the area is not environmentally sensitive.

Lead Agency Contact Person: Rob Holt, Planner III
City of Fresno Planning and Development Department
(559) 621-8056
Robert.Holt@fresno.gov

If filed/signed by applicant:

Attach certified document of exemption finding ☐ (check if attached)

Has a Notice of Exemption been filed by the public agency approving the project? ☐ Yes ☐ No

Signature: Robert Holt **Date:** 09/01/2022

Printed Name and Title: Rob Holt, Planner III
City of Fresno Planning and Development Department

☒ **Signed by Lead Agency**

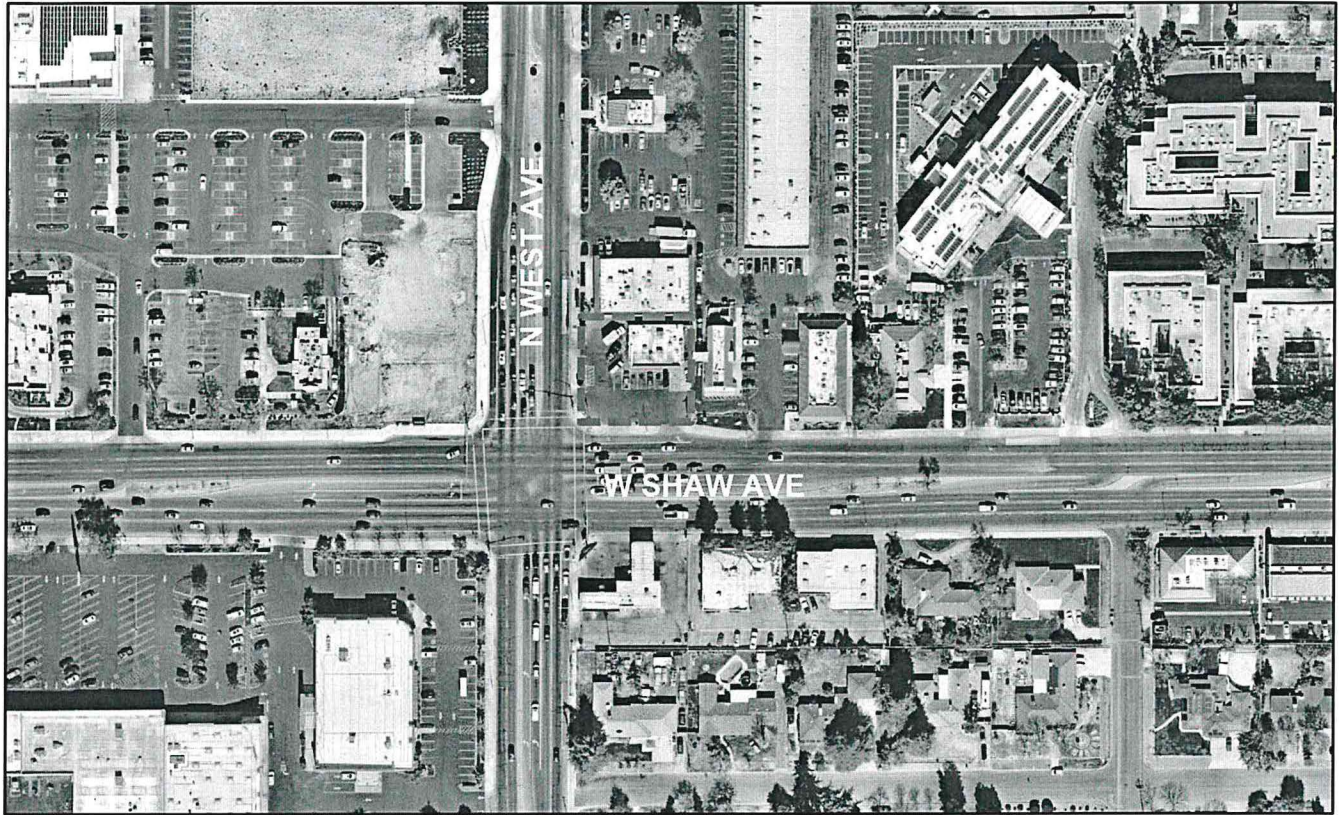
☐ **Signed by applicant**

Attachments: Vicinity Map/Site Location

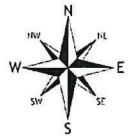
E202210000246

VICINITY MAP/SITE LOCATION

1784 West Shaw Avenue



Subject Property



Development Services Division - Planning and Development Department
2600 Fresno Street, Room 3043 · Fresno, CA 93721 · Phone (559) 621-8277

**CITY OF FRESNO
CATEGORICAL EXEMPTION
ENVIRONMENTAL ASSESSMENT NO. P21-06526**

THE PROJECT DESCRIBED HEREIN IS DETERMINED TO BE CATEGORICALLY
EXEMPT FROM THE PREPARATION OF ENVIRONMENTAL DOCUMENTS
PURSUANT TO ARTICLE 19 OF THE STATE CEQA GUIDELINES.

APPLICANT: Dustin Moore
Embarc
1201 K Street, Suite 920
Sacramento, CA 95814

PROJECT LOCATION: 1784 West Shaw Avenue; Located on the northeast corner of
West Shaw and North West Avenues (APN: 417-270-05)

PROJECT DESCRIPTION:

Conditional Use Permit Application No. P21-06526 was filed by Embarc and pertains to approximately 0.33 acres of property located at 1784 West Shaw Avenue. The applicant proposes a cannabis retail business in an existing commercial building. The subject property is zoned CMX (*Corridor/Center Mixed Use*).

This project is exempt under Section 15301/Class 1 (Existing Facilities) of the California Environmental Quality Act (CEQA) Guidelines.

Section 15301/Class 1 consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features involving negligible or no expansion of existing or former use.

The proposed use is consistent with the Fresno General Plan and the Development Code. The project requests authorization to establish a cannabis retail business in an existing commercial building with no expansion of the existing use. The project will also be required to comply with the mitigation measures of the Cannabis Final Environmental Impact Report (EIR) SCH No. 201907023.

The project area is located within an existing developed commercial lot in a developed urbanized area. The project area poses no value as habitat for endangered, rare, or threatened species. The project area is on a lot surrounded by similar uses as planned for in the General Plan and is located along two major streets (West Shaw and North West Avenues) which are existing sources of roadway noise. The site will be served by all required utilities and public services. Therefore, the project will not result in any significant effects relating to traffic, noise, air quality, or water quality.

None of the exceptions to Categorical Exemptions set forth in the CEQA Guidelines, Section 15300.2 apply to this project. Furthermore, as the subject site is a developed property in an urbanized commercial area, the proposed project is not expected to have a significant effect

on the environment. Accordingly, a categorical exemption, as noted above, has been prepared for the project.

Date: July 14, 2022

Submitted by:



Rob Holt
Planner III
City of Fresno
Planning and Development
Department
(559) 621-8056