

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: Merced

2222 M St. Rm. 14

Merced, Ca. 95340

From: (Public Agency): City of Atwater

750 Bellevue Rd.

Atwater, Ca. 95301

(Address)

Project Title: Resolution No. PC 0218-22

Project Applicant: City of Atwater

Project Location - Specific:

Recommending the City Council Adopt an Ordinance Amending Chapter 17.49.20 of the Atwater Municipal Code to Remove the Language "Single Story".

Project Location - City: Atwater

Project Location - County: Merced

Description of Nature, Purpose and Beneficiaries of Project:

On January 9, 2023, City Council adopted Ordinance CS 1056 to replace height limitation with a new regulation that would better suit the City's needs. The newly adopted ordinance was coordinated with the Fire Department to ensure public safety. The newly adopted ordinance removed the 35-foot limitation and updated the municipal code to allow taller buildings

Name of Public Agency Approving Project: City of Atwater

Name of Person or Agency Carrying Out Project: City of Atwater

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: 15061, (b)(3)

☐ Statutory Exemptions. State code number: _____

Reasons why project is exempt:

This exemption states, the activity is covered by the commons sense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment, the activity is not subject to CEQA. City Council adopted Ordinance CS 1056 on January 9, 2023 to replace height limitation with a new regulation that would better suit the City's needs.

Lead Agency

Contact Person: Sam Rashe

Area Code/Telephone/Extension: 209-357-6337

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: 2-8-23

Title: Senior Planner

☒ 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: _____