

## Notice of Exemption

2019058081

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): State of California  
Department of Transportation - District 11  
4050 Taylor Street, MS 242, San Diego, CA 92110

(Address)

Project Title: Interstate 805 - Improve Worker Safety (41150)

Project Applicant: California Department of Transportation - District 11

Project Location - Specific:

On Interstate 805 between PM 20.7 to PM 23.5 in the City of San Diego, County of San Diego, California.

Project Location - City: San Diego Project Location - County: San Diego

Description of Nature, Purpose and Beneficiaries of Project:

The project proposes to reduce the frequency and duration of highway worker exposure to traffic constructing MVPs; replacing MBGR with MGS; constructing bioswales; paving beyond gore areas; reducing maintenance intensive landscaping; relocating irrigation controls and replacing older crash cushions.

Name of Public Agency Approving Project: California Department of Transportation - District 11

Name of Person or Agency Carrying Out Project: California Department of Transportation - District 11

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 PRC 21084; 14 CCR 15300 et seq  
☐ Statutory Exemptions. State code number: \_\_\_\_\_

Reasons why project is exempt:

In compliance with CEQA Class 1, the project is within current Caltrans right of way and consists of repair, maintenance and minor alteration of existing public facilities. The project involves no expansion of the existing use.

Lead Agency  
Contact Person: Debby Soifer Area Code/Telephone/Extension: 619-688-3106 x0

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: Debby Soifer Date: 5/6/2019 Title: Assoc. Enviro 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: \_\_\_\_\_

State's Office of Planning & Research  
MAY 06 2019  
STATE CLEARINGHOUSE

## CATEGORICAL EXEMPTION/CATEGORICAL EXCLUSION DETERMINATION FORM

11-SD-805	20.7/23.5	411500
		1112000144
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.)

On Interstate 805 in the City of San Diego, County of San Diego, the project proposes to reduce the frequency and duration of highway worker exposure to traffic at 28 locations by constructing Maintenance Vehicle Pullouts (MVPs); replace MBGR with MGS; paving beyond the gore areas; reducing maintenance intensive landscaping; constructing bioswales; relocating irrigation controls; and replacing crash cushions with modern less maintenance intensive crash cushions. If there are any changes to the project activities or locations, Caltrans Environmental (619-688-0229) shall be contacted for further review. See ECR for further commitments. No new right of way required.

**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].)]

<b>Olga Estrada</b> Print Name: Senior Environmental Planner or Environmental Branch Chief Signature: _____ Date: 3-11-19	<b>W. Michael Nichols</b> Print Name: Project Manager Signature: _____ Date: 3/11/19
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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.

<b>Olga Estrada</b> Print Name: Senior Environmental Planner or Environmental Branch Chief Signature: _____ Date: 3-11-19	<b>W. Michael Nichols</b> Print Name: Project Manager/DLA Engineer Signature: _____ Date: 3/11/19
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Date of Categorical Exclusion Checklist completion: 3/6/2019      Date of ECR or equivalent: 3/6/2019

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