

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: Not Applicable

From: (Public Agency): Caltrans District 12
1750 East 4th Street, Suite 100
Santa Ana, CA 92705
(Address)

Project Title: State Route 55 McFadden Construction Field Office Improvements (PM 10.05)

Project Applicant: Caltrans District 12

Project Location - Specific:
Along State Route 55 (PM 10.05)

Project Location - City: Tustin Project Location - County: Orange

Description of Nature, Purpose and Beneficiaries of Project:
Improvements at the Caltrans McFadden Construction Field Office consists of repaving under the existing trailers with hot mix asphalt, install new trailers, seal coating the remaining parking lot with slurry seal (type 1), install 6 electroliers, restripe the parking lot for fleet and employee parking, and repair the perimeter fence.

Name of Public Agency Approving Project: Caltrans District 12

Name of Person or Agency Carrying Out Project: Caltrans District 12

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: Section 15301 Class 1 (c)
Statutory Exemptions. State code number:

Reasons why project is exempt:
No Significant Environmental Impacts.

Lead Agency
Contact Person: Charles Baker Area Code/Telephone/Extension: (657) 328-6139

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: 6/18/19 Title: Snr. Environmental Planner

Signed by Lead Agency Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code. Date Received for filing at OPR:
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Governor's Office of Planning & Research

JUN 18 2019

STATE CLEARINGHOUSE

**CATEGORICAL EXEMPTION/CATEGORICAL EXCLUSION DETERMINATION FORM**

12-ORA-55                      10.05                      0S020                      EFIS 1219000079  
 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.)

Caltrans District 12 (Santa Ana) proposes improvements at the Caltrans McFadden Construction Field Office. Improvements include repaving under the existing trailers with hot mix asphalt, install new trailers, seal coating the remaining parking lot with slurry seal (type 1), install 6 electroliers, restripe the parking lot for both fleet and employees parking, and repair the perimeter fence. All work will be within the existing Caltrans right of way (ROW) and no additional ROW is 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(c).** (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><u>Charles Baker</u>                  Print Name: Senior Environmental Planner or Environmental Branch Chief</p>	<p><u>Bob BAZARGAN</u>                  Print Name: Project Manager</p>
<p><u>[Signature]</u>                      6/17/19                  Signature                      Date</p>	<p><u>[Signature]</u>                      6/17/19                  Signature                      Date</p>

**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)(4)
- 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.

<p><u>Charles Baker</u>                  Print Name: Senior Environmental Planner or Environmental Branch Chief</p>	<p><u>Bob Bazargan</u>                  Print Name: Project Manager/DLA Engineer</p>
<p><u>[Signature]</u>                      6/17/19                  Signature                      Date</p>	<p><u>[Signature]</u>                      6/17/2019                  Signature                      Date</p>

Date of Categorical Exclusion Checklist completion: 6/17/19                      Date of ECR or equivalent : 6/17/19

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>12-ORA-55</b>	<b>10.05</b>	<b>0S020</b>	<b>EFIS 1219000079</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:

The project will include, as applicable, the following standardized features that are included as part of the project description (<http://www.dot.ca.gov/des/oe/construction-contract-standards.html>). Standardized features (such as Best Management Practices [BMPs]) are those features that are generally applied to most or all Department projects. These standardized or pre-existing features allow little discretion regarding their implementation and are not specific to the circumstances of a particular project. An Environmental Commitment Record (ECR) has been developed for this project and must be implemented throughout Design and Construction Phases.

**In addition to the measures given in the Caltrans Standard Specifications, the following measures will be implemented as project elements to the proposed project:**

***Biology***

BIO 1 - Comply with "Bird Protection," Section 14-6.03 of the 2018 Standard Specifications. Vegetation removal or trimming activities will occur outside the avian breeding season (February 1 to September 30). If vegetation removal is necessary during the breeding season, a qualified biologist will conduct pre-construction surveys for birds no more than 3 days prior to construction activities.

BIO 2 - Comply with Executive Order Number 13112: Invasive Species. Vegetation species known to be invasive in the state of California will not be installed (e.g. Mexican fan palm, pampas grass, tree of heaven, etc.). An invasive plant species list can be found at the California Invasive Plant Inventory Council (Cal-IPC) website <http://www.cal-ipc.org/paf/>.

BIO-3 – Biologist must be invited to all construction kickoff and pre-construction meetings.

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