

RECEIVED: 9/14/17  
REMOVE: 11/14/17 SCAN: 9/14/17

Notice of Exemption

Appendix E

To: Office of Planning and Research  
P.O. Box 3044, Room 113  
Sacramento, CA 95812-3044

From: (Public Agency): Resource Management Agency  
County of San Benito  
2301 Technology Parkway, Hollister, CA 95023

County Clerk  
County of: San Benito

(Address)

Project Title: Lovers Lane Road Reconstruction

Project Applicant: James Polfer, Senior Engineer, Public Works Division, Resource Management Agency

Project Location - Specific:

The San Felipe Rd Bridge is south of Bolsa Road, crossing the Santa Ana Creek, & the Shore Rd Bridge is proximate to the Lake Road intersection crossing the Tesquita Slough Overflow, County of San Benito.

Project Location - City: Unincorporated Areas Project Location - County: San Benito

Description of Nature, Purpose and Beneficiaries of Project:

The work to be done consists, in general, of reconstructing approximately 0.27 miles of asphalt concrete (AC) roadway including grinding in-place existing AC, compacting, and placing a new AC surface.

Name of Public Agency Approving Project: County of San Benito

Name of Person or Agency Carrying Out Project: James Polfer, Senior Engineer, Public Works Division.

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: 15301 and 15302.
- Statutory Exemptions. State code number: \_\_\_\_\_

Reasons why project is exempt:

Section 15301 Existing Facilities. Class 1 addresses the maintenance or minor alteration of existing public facilities involving negligible or no expansion of use.

Section 15302 Replacement or Reconstruction. Class 2 addresses the replacement or reconstruction of existing structures where the new structure will be located on the same site, and have substantially the same purpose.

Lead Agency  
Contact Person: Taven M. Kinison Brown Area Code/Telephone/Extension: 831-902-2294

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: Taven M. Kinison Brown Date: Sept 8, 2017 Title: 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: \_\_\_\_\_

FILED  
IN SAN BENITO COUNTY

SEP 14 2017

Revised 2011

JOE PAUL GONZALEZ, COUNTY CLERK  
BY: [Signature] DEPUTY CLERK



State of California - Department of Fish and Wildlife

# 2016 ENVIRONMENTAL FILING FEE CASH RECEIPT

DFW 753.5a (Rev. 12/15/15) Previously DFG 753.5a

RECEIPT NUMBER: <b>35-20170914-016</b>
STATE CLEARING HOUSE # (If applicable) NA

LEAD AGENCY <b>Resource Management Agency</b>	LEAD AGENCY EMAIL	DATE <b>9/14/2017</b>
COUNTY/STATE AGENCY OF FILING <b>San Benito</b>	DOCUMENT NUMBER <b>17-016</b>	
PROJECT TITLE <b>Lovers Lane Road Reconstruction</b>		
PROJECT APPLICANT NAME <b>James Polfer</b>	PROJECT APPLICANT EMAIL	PHONE NUMBER <b>(831) 636-4170</b>
PROJECT APPLICANT ADDRESS <b>2301 Technology Parkway</b>	CITY <b>HOLLISTER</b>	STATE <b>CA</b>
		ZIP CODE <b>95023</b>

**PROJECT APPLICANT** (Check appropriate box):

- Local Public Agency    
  School District    
  Other Special District    
  State Agency    
  Private Entity

**CHECK APPLICABLE FEES:**

- |  |            |    |        |
|--|------------|----|--------|
| <input type="checkbox"/> Environmental Impact Report (EIR)           | \$3,078.25 | \$ | \$0.00 |
| <input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)    | \$2,216.25 | \$ | \$0.00 |
| <input type="checkbox"/> Certified Regulatory Program document (CRP) |            | \$ | \$0.00 |

- Exempt from fee  
 Notice of Exemption (attach)  
 CDFW No Effect Determination (attach)  
 Fee previously paid (attach previously issued cash receipt copy)

- |   |         |    |         |
|---|---------|----|---------|
| <input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board) only |         | \$ | \$0.00  |
| <input checked="" type="checkbox"/> County documentary handling fee   | \$50.00 | \$ | \$50.00 |
| <input type="checkbox"/> Other _____  |         | \$ | \$0.00  |

**PAYMENT METHOD:**

- Cash    
  Credit    
  Check    
  Other \_\_\_\_\_ charge    
 Total Received \$ \_\_\_\_\_ \$50.00

SIGNATURE <i>X James C. Godinez</i>	PRINTED NAME AND TITLE Carlos Godinez - Deputy County Clerk
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State of California - Department of Fish and Wildlife  
**2016 ENVIRONMENTAL FILING FEE CASH RECEIPT**  
 DFW 753.5a (Rev. 12/15/15) Previously DFG 753.5a

**NOTICE**

Each project applicant shall remit to the county clerk the environmental filing fee before or at the time of filing a Notice of Determination (Pub. Resources Code, § 21152; Fish & G. Code, § 711.4, subdivision (d); Cal. Code Regs., tit. 14, § 753.5). Without the appropriate fee, statutory or categorical exemption, or a valid No Effect Determination issued by the California Department of Fish and Wildlife (CDFW), the Notice of Determination is not operative, vested, or final, and shall not be accepted by the county clerk.

**COUNTY DOCUMENTARY HANDLING FEE**

The county clerk may charge a documentary handling fee of fifty dollars (\$50) per filing in addition to the environmental filing fee (Fish & G. Code, § 711.4, subd. (e); Cal. Code Regs., tit. 14, § 753.5, subd. (g)(1)). A county board of supervisors shall have the authority to increase or decrease the fee or charge, that is otherwise authorized to be levied by another provision of law, in the amount reasonably necessary to recover the cost of providing any product or service or the cost of enforcing any regulation for which the fee or charge is levied (Gov. Code, § 54985, subd. (a)).

**COLLECTION PROCEDURES FOR COUNTY GOVERNMENTS**

**Filing Notice of Determination (NOD):**

- Collect environmental filing fee or copy of previously issued cash receipt. *(Do not collect fee if project applicant presents a No Effect Determination signed by CDFW. An additional fee is required for each separate environmental document. An addendum is not considered a separate environmental document. Checks should be made payable to the county.)*
  - Issue cash receipt to project applicant.
  - Attach copy of cash receipt and, if applicable, previously issued cash receipt, to NOD.
- If the project applicant presents a **No Effect Determination** signed by CDFW, also:
- Attach No Effect Determination to NOD *(no environmental filing fee is due)*.

**Filing Notice of Exemption (NOE) (Statutorily or categorically exempt project (Cal. Code Regs., tit. 14, §§ 15260-15285, 15300-15333))**

- Issue cash receipt to project applicant.
- Attach copy of cash receipt to NOE *(no environmental filing fee is due)*.

**Within 30 days after the end of each month in which the environmental filing fees are collected**, each county shall summarize and record the amount collected on the monthly State of California Form No. CA25 (TC31) and remit the amount collected to the State Treasurer. Identify the remittance on Form No. CA25 as "Environmental Document Filing Fees" per Fish and Game Code section 711.4.

**The county clerk shall mail the following documents to CDFW on a monthly basis:**

- ✓ A photocopy of the monthly State of California Form No. CA25 (TC31);
- ✓ CDFW/ASB copies of all cash receipts (including all voided receipts);
- ✓ A copy of all CDFW No Effect Determinations filed in lieu of fee payment;
- ✓ A copy of all NODs filed with the county during the preceding month; and
- ✓ A list of the name, address and telephone number of all project applicants for which an NOD has been filed. If this information is contained on the cash receipt filed with CDFW under California Code of Regulations, title 14, section 753.5, subdivision (e)(6), no additional information is required.

**DOCUMENT RETENTION**

The county shall retain two copies of the cash receipt (for lead agency and county clerk) and a copy of all documents described above for at least 12 months.

**RECEIPT NUMBER**

- # The first two digits automatically populate by making the appropriate selection in the County/State Agency of Filing drop down menu.
- # The next eight digits automatically populate when a date is entered.
- # The last three digits correspond with the sequential order of issuance for each calendar year. For example, the first receipt number issued on January 1 should end in 001. If a county issued 252 receipts for the year ending on December 31, the last receipt number should end in 252. CDFW recommends that counties and state agencies save a local copy of this form. CDFW recommends that counties track receipt numbers on a spreadsheet tabbed by month to ensure accuracy.

**DO NOT COMBINE THE ENVIRONMENTAL FEES WITH THE STATE SHARE OF FISH AND WILDLIFE FEES.**

**Mail to:**

California Department of Fish and Wildlife  
 Accounting Services Branch  
 1416 9th Street, 12th Floor, Suite 1215  
 Sacramento, California 95814