

SAN BENITO COUNTY CLERK - RECORDER
RECEIVED: 11/28/2017
REMOVE: 01/31/2018 SCAN: 11/28/17

#17-023

Notice of Determination

Appendix D

To: Office of Planning and Research
 U.S. Mail: _____ Street Address: _____
 P.O. Box 3044 1400 Tenth St., Rm 113
 Sacramento, CA 95812-3044 Sacramento, CA 95814

County Clerk
 County of: San Benito
 Address: 440 5th Street, #206
Hollister, CA 95023

From: Public Agency: San Benito County Resource Mgmt
 Address: 2301 Technology Parkway
Hollister, CA 95023
 Contact: Taven Kinnison Brown
 Phone: 831.902.2294

Lead Agency (if different from above): _____
 Address: _____
 Contact: _____
 Phone: _____

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 2017081041

Project Title: Bennett Ranch Project

Project Applicant: Catalyst Development Partners

Project Location (include county): 3061 Southside Road, San Benito County, CA

Project Description:
 The applicant proposes to subdivide an approximately 27-acre property into 84 single family lots. Lot sizes would range in size from approximately 7,200 square feet to 14,000 square feet. The homes would be constructed using concrete slab on grade or structural mat foundations and would include energy and water efficient appliances, native or drought tolerant vegetation and water efficient outdoor irrigation systems.

This is to advise that the County of San Benito has approved the above
 Lead Agency or Responsible Agency)

described project on 11/15/17 and has made the following determinations regarding the above
 (date)
 described project.

1. The project will will not] have a significant effect on the environment.
2. An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
 A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures were were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan was was not] adopted for this project.
5. A statement of Overriding Considerations was was not] adopted for this project.
6. Findings were were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:
County of San Benito, Resource Management Agency, 2301 Technology Parkway, Hollister, CA 95023

Signature (Public Agency): Taven Kinnison Title: Planner

Date: 11/28/2017 Date Received for filing at OPR: _____

FILED
IN SAN BENITO COUNTY

NOV 28 2017

JOE PAUL GONZALEZ COUNTY CLERK
BY: IFNN SCHULTZ
DEPUTY CLERK



2017 ENVIRONMENTAL FILING FEE CASH RECEIPT

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

RECEIPT NUMBER: 35-20171128-023
STATE CLEARING HOUSE # (If applicable) 2017081041

LEAD AGENCY San Benito County RMA	LEAD AGENCY EMAIL tbrown@cosb.us	DATE 11/28/2017
COUNTY/STATE AGENCY OF FILING San Benito	DOCUMENT NUMBER 17-023	
PROJECT TITLE Bennett Ranch Project		
PROJECT APPLICANT NAME Richard V Scagliotti	PROJECT APPLICANT EMAIL	PHONE NUMBER (831) 636-4664
PROJECT APPLICANT ADDRESS 8041 Fairview Rd	CITY HOLLISTER	STATE CA
		ZIP CODE 95023

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 checked="" type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,216.25	\$	\$2216.25
<input type="checkbox"/> Certified Regulatory Program document (CRP)		\$	\$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		\$	\$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 2278 Total Received \$ 2266.25

SIGNATURE X 	PRINTED NAME AND TITLE Jennifer Schultz - Sr. Deputy County Clerk/Recorder
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2017 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