

DOCKETED

Docket Number:	22-BSTD-07
Project Title:	Local Ordinance Applications Exceeding the 2022 Energy Code
TN #:	258410
Document Title:	City of Encinitas CEQA Notice of Exemption
Description:	Plain text of City of Encinitas CEQA notice of exemption
Filer:	Anushka Raut
Organization:	California Energy Commission
Submitter Role:	Commission Staff
Submission Date:	8/9/2024 4:16:13 PM
Docketed Date:	8/9/2024



State of California - Department of Fish and Wildlife
2024 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
 DFW 753.5a (Rev. 01/01/24) Previously DFG 753.5a

RECEIPT NUMBER: 37-06/17/2024-0477
STATE CLEARING HOUSE NUMBER (if applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF ENCINITAS DEVELOPMENT SERVICES	LEAD AGENCY EMAIL	DATE 06/17/2024
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COUNTY/STATE AGENCY OF FILING SAN DIEGO	DOCUMENT NUMBER 37-2024-0477
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PROJECT TITLE
ORDINANCE NO. 2024-04 ADOPTING AMENDMENTS TO CHAPTER 23.12 OF THE ENCINITAS MUNICIPAL CODE.

PROJECT APPLICANT NAME CITY OF ENCINITAS	PROJECT APPLICANT EMAIL	PHONE NUMBER 760-633-2600
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PROJECT APPLICANT ADDRESS 505 SOUTH VULCAN AVENUE	CITY ENCINITAS	STATE CA	ZIP CODE 92024
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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)	\$4,051.25	\$	0.00
<input type="checkbox"/> Mitigated/Negative Declaration (MND)/(ND)	\$2,916.75	\$	0.00
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,377.25	\$	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)	\$850.00	\$	0.00
<input checked="" type="checkbox"/> County documentary handling fee		\$	50.00
<input type="checkbox"/> Other		\$	0.00

PAYMENT METHOD:

- Cash Credit Check Other

TOTAL RECEIVED \$ 50.00

SIGNATURE 	AGENCY OF FILING PRINTED NAME AND TITLE San Diego County Clerk, LIZANA GUZMAN, Deputy
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Payment Reference #: CHECK #022



SAN DIEGO COUNTY CLERK
CEQA FILING COVER SHEET

FILED
Jun 17, 2024 02:29 PM
JORDAN Z. MARKS
SAN DIEGO COUNTY CLERK
File # 2024-000516
State Receipt # 37061720240477

THIS SPACE FOR CLERK'S USE ONLY

Complete and attach this form to each CEQA Notice filed with the County Clerk

TYPE OR PRINT CLEARLY

Project Title

ORDINANCE NO. 2024-04 ADOPTING AMENDMENTS TO CHAPTER 23.12 OF
THE ENCINITAS MUNICIPAL CODE.

Check Document being Filed:

- Environmental Impact Report (EIR)
- Mitigated Negative Declaration (MND) or Negative Declaration (ND)
- Notice of Exemption (NOE)
- Other (Please fill in type):

**FILED IN THE OFFICE OF THE SAN DIEGO
COUNTY CLERK ON** June 17, 2024
Posted June 17, 2024 **Removed** _____
Returned to agency on _____
DEPUTY _____

Filing fees are due at the time a Notice of Determination/Exemption is filed with our office. For more information on filing fees and No Effect Determinations, please refer to California Code of Regulations, Title 14, section 753.5.

NOTICE OF EXEMPTION

TO: Recorder/County Clerk
Attn: CEQA Notices
1600 Pacific Highway, M.S. A33
San Diego, CA 92101

FROM: City of Encinitas
do Crystal Najera
Development Services
505 South Vulcan Avenue
Encinitas, CA 92024

SUBJECT: FILING OF NOTICE OF EXEMPTION IN COMPLIANCE WITH PUBLIC RESOURCES CODE SECTION 21108 OR 21152

Project Name: Ordinance No. 2024-04 adopting amendments to Chapter 23.12 of the Encinitas Municipal Code.

Project Location: City of Encinitas (Citywide)

Project Applicant: City of Encinitas Telephone Number: 760-633-2600

Project Description: The activity consists of adoption of City Council Ordinance No. 2024-04 which would amend Section 23.12.080 and 23.12.110 of Chapter 23.12 of the Encinitas Municipal Code to include local energy efficiency and green building regulations citywide.

Agency Approving Project: City of Encinitas

City Contact Person: Crystal Najera Telephone Number: (760) 943-2285

Date Form Completed: June 17, 2024

This is to advise that the City of Encinitas has approved the above described project on June 12, 2024 and found the project to be exempt from the CEQA under the following criteria:

- 1*. Exempt status-and applicable section of the CEQA ("C") and/or State CEQA Guidelines ("G"): (check only one)
 - Declared Emergency [C 21080(b)(3); G 15269(a)]
 - Emergency Project [C 21080(b)(4); G 15269(b)(c)]
 - Statutory Exemption. C Section:
 - Categorical Exemption. G Section: 15308 -Actions by Regulatory Agencies for Protection of the Environment
 - G 15061(b)(3) - It can be seen with certainty that there is no possibility that the activity In question may have a significant effect on the environment and the activity is not subject to the CEQA.
 - G 15182 - Residential Projects Pursuant to a Specific Plan
 - G 15183 - Projects Consistent with a Community Plan, General Plan, or Zoning
 - Activity is exempt from the CEQA because it is not a project as defined in Section 15378.
- 2. Mitigation measures were were not made a condition of the approval of the project.
- 3. A Mitigation reporting or monitoring plan was was not adopted for this project.

Statement of reasons why project is exempt: It has been determined that the proposed project is exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15301 of the CEQA Guidelines. This section exempts projects related to the maintenance of existing structures or facilities involving negligible or no expansion of the existing use. None of the exceptions in Section 15300.2 of the CEQA Guidelines are applicable to the project.

The following is to be filled in only upon formal project approval by the appropriate City of Encinitas decision-making body.

Signature: Crystal Najera Telephone: (760) 943-2285

Name (Print): Crystal Najera Title: Sustainability Manager

This Notice of Exemption has been signed and filed by the City of Encinitas.

This notice must be filed with the Recorder/County Clerk as soon as possible after project approval by the decision-making body. The Recorder/County Clerk must post this notice within 24 hours of receipt and for a period of not less than 30 days. At the termination of the posting period, the Recorder/County Clerk must return this notice to the Department address listed above along with evidence of the posting period. The originating Department must then retain the returned notice for a period of not less than twelve months. Reference: CEQA Guidelines Section 15062.

San Diego County



Transaction #: 7858545
Receipt #: 2024212944

JORDAN Z. MARKS

Assessor/Recorder/County Clerk
1600 Pacific Highway Suite 260
P. O. Box 121750, San Diego, CA 92112-1750
Tel. (619) 237-0502 Fax (619) 557-4155
www.sdarcc.gov

Cashier Date: 06/17/2024
Cashier Location: SD

Print Date: 06/17/2024 2:30 pm

Payment Summary

Total Fees:	\$50.00
Total Payments:	\$50.00
Balance:	\$0.00

Payment	
CHECK PAYMENT #022	\$50.00
Total Payments	\$50.00
Filing	
CEQA - NOE	FILE #: 2024-000516 Date: 06/17/2024 2:29PM Pages: 2
	State Receipt # 37-06/17/2024-0477
Fees: Fish & Wildlife County Administrative Fee	\$50.00
Total Fees Due:	\$50.00
Grand Total - All Documents:	\$50.00