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JAN 23 2023

HUGH NGUYEN, CLERK-RECORDER

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BY: WJ DEPUTY

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NOTICE OF EXEMPTION

From: Development Services Department
32400 Paseo Adelanto
San Juan Capistrano, California 92675

POSTED

JAN 23 2023

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: WJ DEPUTY

- 1. **APPLICANT:** City of San Juan Capistrano
- 2. **ADDRESS:** 32400 Paseo Adelanto, San Juan Capistrano, CA, 92675
- 3. **PHONE NUMBER:** (949) 493-1171
- 4. **LEAD AGENCY:** City of San Juan Capistrano, 32400 Paseo Adelanto, SJC, CA, 92675
- 5. **PROJECT MGR.:** George Alvarez, Project Manager
- 6. **PHONE NUMBER:** (949) 443-6351
- 7. **PROJECT TITLE:** Installation of Raised Pavement Markers on Portions of Camino Las Ramblas.
- 8. **PROJECT LOCATION:** Installation of Botts' dots along the centerline of the roadway and the installation of raised pavement markers – smaller in size – at the upper two, easterly-most intersections of Camino Las Ramblas, at Las Palmas del Mar and Montanas del Mar, in the City of San Juan Capistrano.
- 9. **DESCRIPTION OF NATURE, PURPOSE AND BENEFICIARIES OF PROJECT:** San Juan Capistrano City Council approved the purchase and installation of pavement markers to be installed along the centerline of the roadway and the installation of raised pavement markers – smaller in size – at the upper two, easterly-most intersections of Camino Las Ramblas, at Las Palmas del Mar and Montanas del Mar. The City Council's action is as a result of a petition that was submitted to the City from an Ocean Point community resident requesting assistance in deterring unlawful driving behavior at the easterly terminus of Camino Las Ramblas. Staff contacted the adjacent homeowner's association, Ocean Point, which expressed support for the proposed Botts' dots and raised pavement markers.

ENVIRONMENTAL DETERMINATION: In accordance with the California Environmental Quality Act (CEQA), the recommended action is exempt from CEQA per Section 15061(b)(3), which is the commonsense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. Vacation of unused street right-of-way would not be an activity with potential to cause significant effect on the environment because the 1,283 square-foot remnant area is not located within the existing street alignment and will not be needed for roadway purposes in the future, and therefore is exempt from CEQA.

Therefore, the City Council has determined that further environmental evaluation is not required because:

- [] The project is not subject to CEQA because it "does not involve the exercise of discretionary power," or "will not result in a direct or reasonably foreseeable indirect physical change in the environment," or, "is not a project as defined in Section 15378 of the CEQA guidelines." (Sections 15060(c)(1), (2) & (3)); or,
- [X] "The activity is covered by the common sense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA"

(Section 15061(b)(3)); or,

- [] The project is statutorily exempt, Section _____, <name> (Sections 15260-15277); or,
- [] The project is categorically exempt per State CEQA Guidelines, Section 15301 (Class 1 – Existing Facilities).

10. Was a public hearing held by the Lead Agency to consider the exemption?

Yes No If yes, the date of the public hearing was: January 17, 2023

David Contreras
 David Contreras, Environmental Administrator

1.19.23
 Date

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