



# City of Elk Grove NOTICE OF DETERMINATION

To:  Office of Planning and Research  
P.O. Box 3044, 1400 Tenth Street, Room 22  
Sacramento, CA 95812-3044

Sacramento County Clerk-Recorder  
Sacramento County  
PO Box 839, 600 8th Street  
Sacramento, CA 95812-0839

From: City of Elk Grove  
Development Services-Planning  
8401 Laguna Palms Way  
Elk Grove, CA 95758

County Recorder Filing	State Clearinghouse Received
(stamp here)	(stamp here)

**SUBJECT: Filing of Notice of Determination in compliance with Section 15075 of the CEQA Guidelines.**

**STATE CLEARINGHOUSE NUMBER:** SCH# 2022010079

**PROJECT TITLE:** Grant Line Road Construction Aggregate Production and Recycling Facility Amendment (PLNG24-016)

**PROJECT APPLICANT:** Vulcan Materials Company  
Terry Marshall  
40450 East Highway 145  
Madera, CA 93636  
(559) 770-7793

**PROJECT LOCATION:** Elk Grove California, Sacramento County

**ASSESSOR'S PARCEL NUMBER(S):** 134-0181-042

**PROJECT DESCRIPTION:** The proposed Grant Line Construction Production and Recycling Facility Amendment Project ("Project") consists of a Conditional Use Permit Amendment and Minor Design Review Amendment to the previously approved Grant Line Road Aggregate Production and Recycling Facility project (PLNG21-001) to revise the site plan to add additional truck parking and storage only in a gravel area on the northwest side of the property.

On the basis of the whole record, there is no substantial evidence that the Project as designed and mitigated will have a significant effect on the environment. An Addendum to the certified Grant Line Road Construction Aggregate Production and Recycling Facility project Environmental Impact Report (EIR) has been prepared and completed in accordance with the CEQA. All potentially significant effects have been adequately analyzed in the Grant Line Road Construction Aggregate Production and Recycling Facility EIR. The EIR and Addendum adequately address all environmental issues related to the development of the subject property, and there are no new subsequent significant environmental impacts as a result of this Project. None of the conditions calling for the preparation of a subsequent EIR or negative declaration are present. The Addendum reflects the independent judgment and analysis of the City;

Pursuant to Public Resources Code, Section 21081 and CEQA Guidelines, Section 15091, all the proposed mitigation measures described in the Addendum and the previously adopted EIR are feasible, and therefore shall become binding upon the City; and

To the extent that these findings conclude that various mitigation measures outlined in the Addendum and the certified EIR are feasible, the Planning Commission hereby binds itself and their assigns and successors in interest to implement those measures. These findings are not merely informational but constitute a binding set of obligations that will come into effect when the Project is constructed.

The California Environmental Quality Act (CEQA) requires analysis of agency approvals of discretionary "projects." A "project," under CEQA, is defined as "the whole of an action, which has a potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment." The proposed project is a project under CEQA.

The Grant Line Road Construction Aggregate Production and Recycling Facility project (PLNG21-001) and an Environmental Impact Report (EIR) were approved by the Planning Commission on July 6, 2023 (State Clearinghouse No. 2022010079).

In conjunction with the adoption of the EIR, a Mitigation Monitoring and Reporting Program (MMRP) was adopted for the Project. The adopted Mitigation Measures remain feasible.

Section 15164 of the State CEQA Guidelines describes the conditions under which an Addendum to a previously certified EIR is appropriate. These conditions are as follows:

- (A) The lead agency or responsible agency shall prepare an addendum to a previously certified EIR if some changes or additions are necessary but none of the conditions described in Section 15162 calling for preparation of a subsequent EIR have occurred.

Section 15162 of the State CEQA Guidelines describes the situations when a Subsequent EIR (SEIR), or negative declaration should be prepared. These conditions include:

- (1) Substantial changes are proposed in the project which will require major revisions of the previous EIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified effects;
- (2) Substantial changes occur with respect to the circumstances under which the project is undertaken which will require major revisions of the previous EIR due to

the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects; or

(3) New information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the previous EIR was certified as complete, shows any of the following:

(a) The project will have one or more significant effects not discussed in the previous EIR;

(a) Significant effects previously examined will be substantially more severe than shown in the previous EIR;

(c) Mitigation measures or alternatives previously found not to be feasible would in fact be feasible, and would substantially reduce one or more significant effects of the project, but the project proponents decline to adopt the mitigation measures or alternatives; or

(d) Mitigation measures or alternatives which are considerably different from those analyzed in the previous EIR would substantially reduce one or more significant effects on the environment, but the project proponents decline to adopt the mitigation measure or alternative.

- (B) An addendum to an adopted negative declaration may be prepared if only minor technical changes or additions are necessary or none of the conditions described in Section 15162 calling for the preparation of a subsequent EIR or negative declaration have occurred.
- (C) An addendum need not be circulated for public review but can be included in or attached to the final EIR or adopted negative declaration.
- (D) The decision making body shall consider the addendum with the final EIR or adopted negative declaration prior to making a decision on the project.
- (E) A brief explanation of the decision not to prepare a subsequent EIR pursuant to Section 15162 should be included in an addendum to an EIR, the lead agency's findings on the project, or elsewhere in the record. The explanation must be supported by substantial evidence.

The Addendum determined that the proposed amendment would not result in any of the conditions described in the State CEQA Guidelines Section 15162 calling for preparation of a subsequent EIR. Since the certification of the EIR in 2023, the protection status of the western burrowing owl has changed from being designated a California Department of Fire and Wildlife (CDFW) species of Special Concern to a candidate species for listing under the California Endangered Species Act (CESA), which temporarily affords the species protections, such as prohibitions against "take" without permit authorization while CDFW conducts a review to confirm whether listing is warranted. The definition of take is to "hunt, pursue, catch, capture, or kill or attempt to hunt, pursue, catch, or kill". The corresponding western burrowing owl mitigation measure was updated to reflect this change (MM 3.3-2a and MM3.3-2B). It was determined that no other revisions to the mitigation measures are required. Therefore, implementation of the amendment is adequately addressed by the certified EIR and no new or substantially more adverse impacts would occur through implementation of the proposed amendment.

Based on the analysis provided through the attached Addendum, and the whole record, the Planning Commission finds the above conditions (A through E) are met, therefore the Addendum prepared to the Grant Line Road Construction Aggregate Production and Recycling Facility EIR is the appropriate environmental review document.

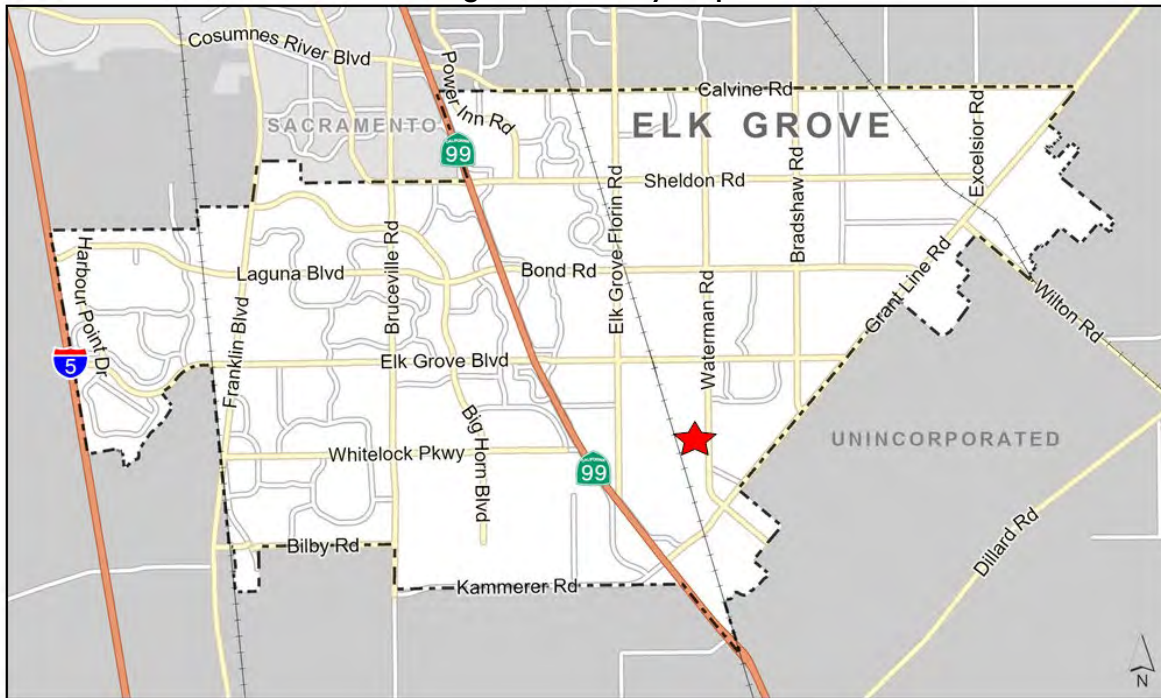
This is to certify that the Addendum and the adopted EIR are available to the General Public at:  
City of Elk Grove, 8401 Laguna Palms Way, Elk Grove, CA 95758

CITY OF ELK GROVE  
Community Development -  
Planning

By: Kyra Killingsworth  
Kyra Killingsworth  
916.478.3684

Date: May 16, 2025

**Figure 1 - Vicinity Map**



**COPY**



## City of Elk Grove NOTICE OF DETERMINATION

To:  Office of Planning and Research  
P.O. Box 3044, 1400 Tenth Street, Room 22  
Sacramento, CA 95812-3044

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Sacramento County  
PO Box 839, 600 8th Street  
Sacramento, CA 95812-0839

County Recorder Filing	State Clearinghouse Received
<p style="text-align: center;"><b>ENDORSED</b> SACRAMENTO COUNTY</p> <p style="text-align: center;">JUL 26 2023</p> <p style="text-align: center;">DONNA ALLRED, CLERK/RECORDER BY <i>Donna Allred</i> DEPUTY</p> <p style="text-align: center;">(stamp here)</p>	<p style="text-align: center;">(stamp here)</p>

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

STATE CLEARINGHOUSE  
NUMBER:

SCH# 2022010079

PROJECT TITLE: Grant Line Road Construction Aggregate Production and Recycling Facility Project (PLNG22-057)

PROJECT APPLICANT: Vulcan Materials Company  
Terry Marshall (Representative)  
40450 East Highway 145  
Madera, CA 93636  
Ph: (559) 770-7793

PROJECT LOCATION: Elk Grove California, Sacramento County

ASSESSOR'S PARCEL  
NUMBER(S): 134-0181-042

PROJECT DESCRIPTION: The Grant Line Road Construction Aggregate Production and Recycling Facility Project (the "Project") consists of a Conditional Use Permit, Minor Design Review, and Tree Removal Permit to construct and operate an aggregate processing facility. The facility would recycle roadway materials and produce hot-mix asphalt and ready-mix concrete. In support of the materials production operations, the facility would recycle asphalt and concrete from local demolition projects and associated facilities, including office buildings. The facility is designed to run 24 hours a day, 7 days a week; however, recycling plant operation will be limited to the hours between 7:00

a.m. and 10:00 p.m. The Tree Removal Permit is necessary for the removal of a black walnut tree that is within the Waterman Road right-of-way.

This is to advise that on July 20<sup>th</sup>, 2023, the City of Elk Grove Planning Commission approved the above-described project, certified the project's Environmental Impact Report, adopted CEQA Findings of Fact, adopted a Mitigation Monitoring and Reporting Program, and made the following determinations regarding the above described project.

1. The project  will have a significant effect on the environment.  
 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.

The EIR or Negative Declaration and record of project approval may be examined at:  
City of Elk Grove Planning Department, 8401 Laguna Palms Way, Elk Grove CA 95758; or  
<https://www.elkgrovecity.org/planning/environmental-review>

3. Mitigation measures  were made a condition of the approval of the project.  
 were not
4. A Statement of Overriding Considerations  was adopted for this project.  
 was not required for this project.

The proposed Project is a project under Section 15378 of the State California Environmental Quality Act (CEQA) Guidelines. The Planning Division prepared an Environmental Impact Report (EIR) for the Project to identify whether or not any significant environmental impacts may result from the proposed Project. The EIR is comprised of a Draft EIR (Draft EIR) and Final EIR (Final EIR) as described herein.

The City prepared a Notice of Preparation (NOP) and distributed it on January 7, 2022, to responsible agencies, interested parties, and organizations, as well as private organizations and individuals that may have an interest in the Project. In accordance with the state and local health orders limiting in person public meetings at the time, the City provided a virtual scoping meeting. A video presentation by staff introduced the Project and outlined the CEQA process. The purpose of the NOP and the scoping presentation was to provide notification that an EIR for the Project was being prepared and to solicit input on the scope and content of the environmental document.

The Draft EIR includes an evaluation of the following 11 environmental issue areas, as well as other CEQA-mandated issues (e.g., cumulative impacts, growth-inducing impacts, significant irreversible environmental changes, significant unavoidable impacts, and alternatives):

- Aesthetics;
- Air Quality;
- Biological Resources;
- Cultural and Tribal Cultural Resources;
- Greenhouse Gas Emissions and Climate Change, and Energy;
- Hazards and Hazardous Materials;
- Hydrology and Water Quality;

- Land Use and Planning;
- Noise and Vibration;
- Public Services and Utilities; and
- Transportation.

On January 13, 2023, the Draft EIR was released for a 45-day public review and comment period. It was submitted to the State Clearinghouse for distribution to reviewing agencies and posted on the City's website. The comment period ended on February 27, 2023.

Comments were received from agencies and individuals on the content of the Draft EIR. Responses to these comments have been prepared and are included in the Final EIR (FEIR). FEIR Chapter 2, "Responses to Comments," identifies these commenting parties, identifies their respective comments, and presents responses to these comments. None of the comments received, or the responses provided, constitute "significant new information" by CEQA standards (State CEQA Guidelines CCR Section 15088.5).

Conclusions to the potential impacts have been determined to be either less than significant or less than significant after incorporation of mitigation measures. In conjunction with the Final EIR, the City has prepared Findings of Fact and a Mitigation Monitoring and Reporting Program ("MMRP"), as required by CEQA. The MMRP addresses all significant or potentially significant impacts and provides measures to reduce such potential impacts to a less than significant level. The MMRP includes measures that address potential impacts related to air quality, biological resources, cultural and tribal resources, hazards and hazardous materials, and noise. No potential impacts related to this Project have been found to be significant and unavoidable.

This is to certify that the above referenced Environmental Impact Reports are available to the General Public at: City of Elk Grove, 8401 Laguna Palms Way, Elk Grove, CA 95758

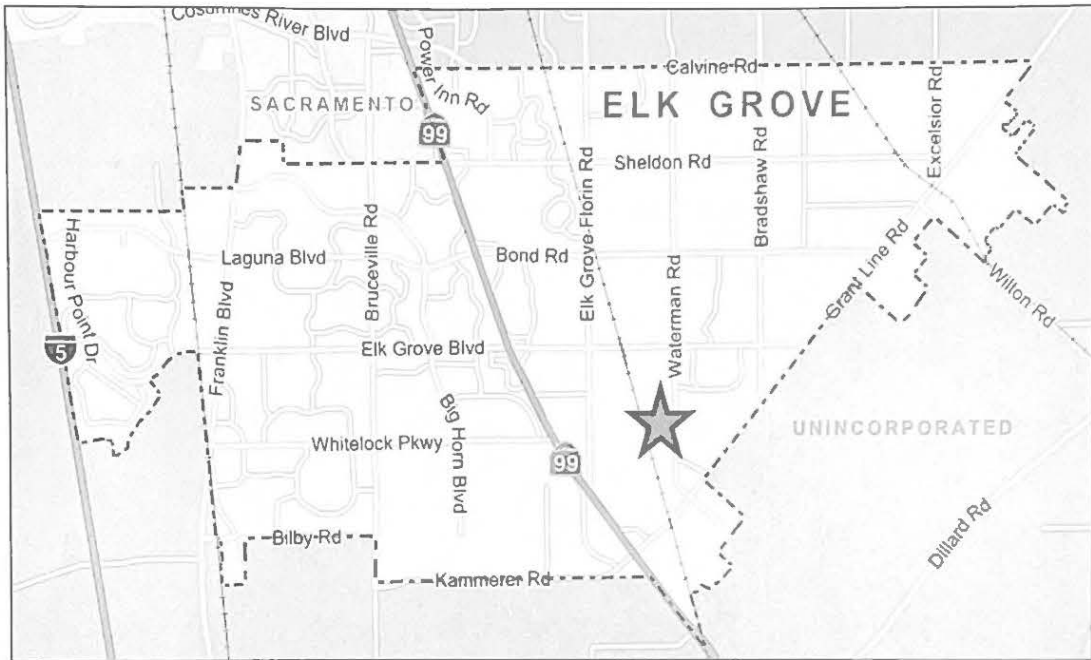
CITY OF ELK GROVE  
Development Services - Planning

By: 

Antonio Ablog, AICP,  
Planning Manager  
(916) 627-3335

Date: July 26, 2023

Figure 1 - Vicinity Map





State of California - Department of Fish and Wildlife  
**2023 ENVIRONMENTAL DOCUMENT FILING FEE**  
**CASH RECEIPT**  
 DFW 753.5a (REV. 01/01/23) Previously DFG 753.5a

**Print**    **StartOver**    **Save**

RECEIPT NUMBER:  
 34 — 07/26/2023 — 372  
 STATE CLEARINGHOUSE NUMBER (If applicable)  
 2022010079

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY: CITY OF ELK GROVE DEVELOPMENT SERVICES-PLANNING    LEAD AGENCY EMAIL:    DATE: 07/26/2023

COUNTY/STATE AGENCY OF FILING: Sacramento    DOCUMENT NUMBER: 2023-0427

PROJECT TITLE: GRANT LINE ROAD CONSTRUCTION AGGREGATE PRODUCTION AND RECYCLING FACILITY PROJECT (PLNG22-057)

PROJECT APPLICANT NAME: VULCAN MATERIALS COMPANY ATTN: TERRY MARSHALL (REPRESENTATIVE)    PROJECT APPLICANT EMAIL:    PHONE NUMBER: (559) 770-7793  
 PROJECT APPLICANT ADDRESS: 40450 EAST HIGHWAY 145    CITY: MADERA    STATE: CA    ZIP CODE: 93636

PROJECT APPLICANT (Check appropriate box)  
 Local Public Agency     School District     Other Special District     State Agency     Private Entity

CHECK APPLICABLE FEES:

Environmental Impact Report (EIR)    \$3,839.25    \$ 3,839.25  
 Mitigated/Negative Declaration (MND)(ND)    \$2,764.00    \$ 0.00  
 Certified Regulatory Program (CRP) document - payment due directly to CDFW    \$1,305.25    \$ 0.00

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

Water Right Application or Petition Fee (State Water Resources Control Board only)    \$850.00    \$ 0.00  
 County documentary handling fee    \$ 50.00  
 Other    \$

PAYMENT METHOD:

Cash     Credit     Check     Other    TOTAL RECEIVED    \$ 3,889.25

SIGNATURE: X Blair Wisniewski    AGENCY OF FILING PRINTED NAME AND TITLE: SACRAMENTO COUNTY CLERK/RECORDER-BLAIR WISNIEWSKI-DEPUTY CLERK

Sacramento County  
Donna Allred, Clerk/Recorder  
(916) 874-6334

Receipt#: 001440161  
7/26/2023 12:13:17 PM  
Order#: 20230101962 BW

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Description	Amount
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Clerk - CEQA Filing	\$3,889.25
Document 20230427	
NOD - w/EIR Attached	
NOD - EIR Filed	\$3,889.25

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Total Amount Due	\$3,889.25
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Payments:

Check# 1000559213	\$3,889.25
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We Appreciate Your Business  
Have a Nice Day!  
Please keep for your reference