

NOTICE OF EXEMPTION

To: [x] Office of Land Use and Climate Innovation
1400 Tenth Street, Room 121
Sacramento, CA 95814

[x] Tulare County Clerk
Room 105, Courthouse
221 South Mooney Blvd.
Visalia, CA 93291

Lead Agency: Tulare County c/o Resource Management Agency
5961 South Mooney Blvd
Visalia, CA 93277 (559) 624-7000
Attn: Gmills@tularecounty.ca.gov
jwillis@tularecounty.ca.gov

FILED
TULARE COUNTY
JUN 9 2025
ASSESSOR / CLERK-RECORDER
BY:
DATE RECEIVED FOR FILING AT TULARE COUNTY CLERK'S OFFICE

Applicant(s): Cornelius Vander Eyk
PO Box 897
Tipton, CA 93272 (559) 730-8481

Project Title: Minor Modification No. MIM 25-016, Vander Eyk
Project Location - Specific: 9993 Road 80, Pixley, CA 93256, APN 293-190-015, 018, & 028
Project Location - Section, Township, Range: Section 31 & 32, Township 22S, Range 24E
Project Location - City: Pixley, CA Project Location - County: Tulare

Description of Nature, Purpose, and Beneficiaries of Project: Notice of Exemption for Minor Modification No. MIM 25-016 for the allowance to update the site plan to add a Biodynamic Aerobic (BIDA) wastewater treatment system with associated structures and accessories to the existing established Dairy Facility, in the AE-40 (Exclusive Agriculture - 40 Acre Minimum) Zone, within the Rural Valley Lands Plan, with the Land Use Designation of Valley Agriculture.

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));
[x] Common Sense Rule: CEQA guidelines 15061(b)(3)
Categorical Exemption: CEQA Guidelines Class 3 Section 15303 New Construction or Conversion of Small Structures
Statutory Exemptions: CEQA Guidelines Section

Reasons why project is exempt: This action is consistent with Section 15061 (b)(3), The Common Sense Rule, whereas the allowance to update the site plan 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. This is because the Minor Modification is merely updating a site plan to allow the addition of a Biodynamic Aerobic (BIDA) wastewater treatment system with associated structures and accessories to the existing established Dairy Facility to the existing Special Use Permit for a Dairy Facility, in the AE-40 (Exclusive Agriculture - 40 Acre Minimum) Zone, within the Rural Valley Lands Plan, with the Land Use Designation of Valley Agriculture, which were approved by Special Use Permit No. 94-080. The use has already been through a CEQA review by way of an approved Negative Declaration, that was approved by the Tulare County Planning Commission on January 11, 1995, Resolution No. 7337. Therefore, the application of CEQA Section 15061(b)(3) is applicable and appropriate for this project.

Environmental Assessment Officer: Reed Schenke, P.E., RMA Director/EAO
Name of Public Agency Approving Project: Tulare County Resource Management Agency

Project Planner/Representative: David Alexander, Planner III Telephone: (559) 624-7000

Signature: Gary A. Mills Date: 6-9-2025 Title: Chief Environmental Planner
Environmental Planning Division

Signature: Michael G. Washam Date: 06/09/2025 Title: Associate RMA Director, Designee

[x] Signed by Lead Agency Date submitted to the LCI/SCH: