NOTICE OF EXEMPTION

TO: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

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

FROM: City of Encinitas
c/o 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 Title: Ordinance Nos. 2025-10 and 2025-11 adopting amendments to Chapter 23.12 of the Encinitas Municipal Code.

Project Location: City: City of Encinitas (Citywide) County: San Diego

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

Project Description: The activity consists of adoption of City Council Ordinance Nos. 2025-10 and 2025-11 which amend Chapter 23.12 of the Encinitas Municipal Code to incorporate the 2025 Title 24 California Building Standards Code as well as local code amendments related to building safety, fire prevention, energy efficiency, and green building into the Encinitas Municipal Code.

Agency Approving Project: City of Encinitas

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

Date Form Completed: September 25, 2025

This is to advise that the City of Encinitas has approved the above described project on September 24, 2025 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:
The project will enhance and protect the environment by requiring newly constructed and renovated structures seeking building permits to increase safety, reduce fire risk, reduce energy use, and reduce greenhouse gas emissions, thereby enhancing and protecting the environment through a building permit process that involves procedures for the protection of the environment.

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.