Print Form

Notice of Exemption

Appendix E

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

County Clerk
County of: Orange

From: (Public Agency): Santa Margarita Water District
26111 Antonio Parkway
Rancho Santa Margarita, CA 92688
(Address)

Project Title: Los Rios Street Improvements, C-9028B

Project Applicant: Santa Margarita Water District

Project Location - Specific:

Los Rios Street from Del Obispo Street and approx. 500 ft to the north

Project Location - City: San Juan Capistrano Project Location - County: Orange

Description of Nature, Purpose and Beneficiaries of Project:

Replacement sewer pipeline project to bypass existing sewer within OCTA railway right-of-way (to eliminate maintenance and restricted issues).

Name of Public Agency Approving Project: Santa Margarita Water District

Name of Person or Agency Carrying Out Project: Santa Margarita Water District

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));
- ☐ Categorical Exemption. State type and section number: _____
- ☒ Statutory Exemptions. State code number: 21080.21

Reasons why project is exempt:

Pipeline within public right-of-way less than one mile in length.

Lead Agency Contact Person: Tricia Butler Area Code/Telephone/Extension: 949-459-6554

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? Yes ▪ No

Signature: Patricia Butler Date: 12/17/25 Title: Chief Engineer

▪ Signed by Lead Agency ▪ Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: _____

☐

ORANGE COUNTY
CLERK-RECORDER
CEQA FILING COVER SHEET

Recorded in Official Records, Orange County
Hugh Nguyen, Clerk-Recorder

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202385000333 1:23 pm 05/01/23
390 CR-SC04 Z01
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THIS SPACE FOR CLERK'S USE ONLY

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

TYPE OR PRINT CLEARLY

Project Title

LOS RIOS STREET SEWER IMPROVEMENTS, C-9028B

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

MAY 0 1 2023

HUGH NGUYEN, CLERK-RECORDER

BY: _____ DEPUTY

POSTED

MAY 0 1 2023

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: _____ DEPUTY

FILED IN THE OFFICE OF THE ORANGE COUNTY CLERK-RECORDER ON _____

Posted _____ **Removed** _____

Returned to agency on _____

DEPUTY VICTORIA GRIJALVA

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.

POSTED

MAY 0 1 2023

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: VG DEPUTY

NOTICE OF EXEMPTION

TO:	FROM: (Public Agency)
☐ Office of Planning and Research P. O. Box 3044, Room 113 Sacramento, CA 95812-3044	Name: Santa Margarita Water District Address: 26111 Antonio Parkway, Rancho Santa Margarita, CA 92688 Telephone: 949-459-6582
☒ Clerk of the Board of Supervisors or County Clerk (Orange) Address:	Orange County Clerk Recorder 24031 El Toro Road Laguna Hills, CA 92653

1. Project Title:	Los Rios Street Sewer Improvements, C-9028B
2. Project Applicant:	Santa Margarita Water District
3. Project Location – Identify street address and cross streets or attach a map showing project site (preferably a USGS 15' or 7 1/2' topographical map identified by quadrangle name):	Within Los Rios Street from Del Obispo Street and approximately 500-feet to the north
4. (a) Project Location – City: San Juan Capistrano	(b) Project Location – County:
5. Description of nature, purpose, and beneficiaries of Project:	Replacement sewer pipeline project to bypass existing sewer within OCTA railroad right-of-way (to eliminate maintenance and restricted access issues).
6. Name of Public Agency approving project:	Santa Margarita Water District
7. Name of Person or Agency undertaking the project, including any person undertaking an activity that receives financial assistance from the Public Agency as part of the activity or the person receiving a lease, permit, license, certificate, or other entitlement of use from the Public Agency as part of the activity:	Santa Margarita Water District
8. Exempt status: (check one)	
(a) ☐ Ministerial project.	(Pub. Resources Code § 21080(b)(1); State CEQA Guidelines § 15268)
(b) ☐ Not a project.	State CEQA Guidelines 15050(c)(2)-(3)
(c) ☐ Declared Emergency	(Pub. Resources Code § 21080(b)(3); State CEQA Guidelines § 15269(a))
(d) ☐ Emergency Project.	(Pub. Resources Code § 21080(b)(4); State CEQA Guidelines § 15269(b),(c))
(e) ☐ Categorical Exemption. State type and section number:	
(f) ☒ Statutory Exemption. State Code section number:	Pipeline within public right-of-way less than 1 mile in length. Pub. Resources Code § 21080.21

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BY: VG DEPUTY

(g) ☐ Other. Explanation:	
9. Reason why project was exempt:	Replacement sewer pipeline is within public right-of-way (existing paved roadway) and less than 1 mile in length.

10. Lead Agency Contact Person: Telephone:	Mike Marquis, Project Engineer 949-459-6615
11. If filed by applicant: Attach Certificate of Determination (Form "B") before filing.	
12. Was a public hearing held by the Lead Agency to consider the exemption? Yes ☐ No ☒ If yes, the date of the public hearing was:	

Patricia Butler
Signature

Date: April 27, 2023

Patricia Butler
Name: Patricia Butler

Title: Chief Engineer

☒ Signed by Lead Agency

☐ Signed by Applicant

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MAY 01 2023
HUGH NGUYEN, CLERK-RECORDER
BY: VG DEPUTY

Date Received for Filing:

(Clerk Stamp Here)

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MAY 01 2023
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BY: VG DEPUTY

Authority Cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

CERTIFICATE OF DETERMINATION

(If Notice of Exemption filed by Project Applicant, Project Applicant must Attach to Notice of Exemption)

1.	Name or description of project:	Los Rios Street Sewer Improvements, C-9028B	
2.	Project Location – Identify street address and cross streets or attach a map showing project site (preferably a USGS 15' or 7 1/2' topographical map identified by quadrangle name):	Los Rios Street North of Del Obispo Street in the City of San Juan Capistrano, CA.	
3.	Entity or person undertaking project:	A. Santa Margarita Water District	
		B. Other (Private)	N/A
		(1) Name	
		(2) Address	26111 Antonio Parkway Ranch Santa Margarita, CA 92688

4. Staff Determination:

The Lead Agency's Staff, having undertaken and completed a preliminary review of this project in accordance with the California Environmental Quality Act (CEQA) and the Lead Agency's Local Guidelines for Implementing CEQA has concluded that this project does not require further environmental assessment because:

a. ☐	The proposed action does not constitute a project under CEQA.	
b. ☐	The project is a Ministerial Project.	
c. ☐	The project is an Emergency Project.	
d. ☐	The project constitutes a feasibility or planning study.	
e. ☐	The project is categorically exempt.	
	Applicable Exemption Class:	
f. ☒	The project is statutorily exempt.	
	Applicable Exemption:	Pipeline within public right-of-way less than 1 mile in length. Pub. Resources Code § 21080.21
g. ☐	The project is otherwise exempt on the following basis:	
h. ☐	The project involves another public agency which constitutes the Lead Agency.	
	Name of Lead Agency:	

Date: April 27,2023

Staff: Patricia Butler
Santa Margarita Water District, Patricia Butler

FILED

MAY 01 2023

HUGH NGUYEN, CLERK-RECORDER

BY: _____ DEPUTY

POSTED

MAY 01 2023

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: _____ DEPUTY