

*ENVIRONMENTAL DECLARATION

(CALIFORNIA FISH AND GAME CODE SECTION 711.4)

LEAD AGENCY NAME AND ADDRESS

Clarissa Flores
City of Fremont, Planning Division
39550 Liberty St.,
Fremont, CA 94538

FOR COUNTY CLERK USE ONLY

FILE NO: _____

CLASSIFICATION OF ENVIRONMENTAL DOCUMENT: (PLEASE MARK ONLY ONE CLASSIFICATION)

1. NOTICE OF EXEMPTION / STATEMENT OF EXEMPTION

A - STATUTORILY OR CATEGORICALLY EXEMPT

\$ 50.00 - COUNTY CLERK HANDLING FEE

2. NOTICE OF DETERMINATION (NOD)

A - NEGATIVE DECLARATION (OR MITIGATED NEG. DEC.)

\$ 3,043.75 - STATE FILING FEE

\$ 50.00 - COUNTY CLERK HANDLING FEE

B - ENVIRONMENTAL IMPACT REPORT (EIR)

\$ 4,227.50 - STATE FILING FEE

\$ 50.00 - COUNTY CLERK HANDLING FEE

3. OTHER: _____

*****A COPY OF THIS FORM MUST BE COMPLETED AND SUBMITTED WITH EACH COPY OF AN ENVIRONMENTAL DECLARATION BEING FILED WITH THE ALAMEDA COUNTY CLERK.*****

BY MAIL FILINGS:

PLEASE INCLUDE FIVE (5) COPIES OF ALL NECESSARY DOCUMENTS AND TWO (2) SELF-ADDRESSED ENVELOPES.

IN PERSON FILINGS:

PLEASE INCLUDE FIVE (5) COPIES OF ALL NECESSARY DOCUMENTS AND ONE (1) SELF-ADDRESSED ENVELOPES.

ALL APPLICABLE FEES MUST BE PAID AT THE TIME OF FILING.

FEES ARE EFFECTIVE JANUARY 1, 2026

MAKE CHECKS PAYABLE TO: ALAMEDA COUNTY CLERK



Notice of Exemption

Date: 3/2/2026

To:

- Office of Planning and Research
P.O. Box 3044
Sacramento, CA 95812-3044
- Alameda County Clerk-Recorder’s Office
1106 Madison Street
Oakland, CA 94607

From:

City of Fremont, Planning Division
39550 Liberty Street
Fremont, CA 94537
Contact: Clarissa Flores
Phone: (510)-494-4545

Subject: Filing of a Notice of Exemption Pursuant to CEQA Guidelines Section 15062

Project Title: RAISING CANE'S CUP & DDR (PLN2025-00240)

Project Applicant: Tatiana Braun

Project Location (include county): 43330 Pacific Commons Boulevard, City of Fremont, Alameda County

Project Description: Conditional Use Permit, Discretionary Design Review Permit, and Tree Removal for the construction of a new 3,466-square-foot restaurant with a drive-through and associated site improvements within the Pacific Commons major retail center in the Bayside Industrial Community Plan Area.

Name of Public Agency Approving Project: City of Fremont


Exempt Status (check one):

- Ministerial (Public Resources Code Section 21080(b)(1); CEQA Guidelines Section 15268)
- Declared Emergency (Public Resources Code Section 21080(b)(3); CEQA Guidelines Section 15269(a))
- Emergency Project (Public Resources Code Section 21080(b)(4); CEQA Guidelines Section 15269(b)(c))
- Categorical Exemption. State type and CEQA Guidelines section number: 15332; and
- Special Situations. State CEQA Guidelines section number: 15183, 15162 and 15163
- Statutory Exemptions. State CEQA Guidelines section number: [add section #]

Reasons why project is exempt: [add reasons for exemption]

The proposed project is exempt from the California Environmental Quality Act (CEQA) pursuant to, without limitation, CEQA Guidelines Section 15332, In-Fill Development Projects, as the project is located on a lot less than five acres in size which is surrounded by urban development, the project site has no value as habitat for endangered, rare, or threatened species, approval of the project would not result in any significant effects related to traffic, noise, air quality, or water quality, and the site is adequately served by all required utilities and public services. A Vehicle Miles Traveled (VMT) Assessment concluded the project would result in a decrease of regional VMT and therefore posed no significant impact; the project also conforms with City’s Climate Action Plan, as the building is designed to be all-electric. Additionally, the project is exempt from CEQA pursuant to CEQA Guidelines Section 15183,

Projects Consistent with a Community Plan, General Plan, or Zoning, in that it would be consistent with the Fremont General Plan and applicable zoning standards, as discussed in this report. The project is also exempt from further review with reference to the General Plan EIR, per CEQA Guidelines Sections 15162 and 15163, as none of the circumstances requiring preparation of a subsequent or supplemental EIR have occurred. Each of the foregoing provides a separate and independent basis for CEQA compliance.

Signature (Lead Agency):  _____ Title: Planner II

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