



**CEQA EXEMPTION / NEPA CATEGORICAL EXCLUSION
DETERMINATION FORM (rev. 06/2022)**

Project Information

Project Name (if applicable): Encroachment Permit: 08-25-N-MC-1117

Cherry Avenue Improvement Plan

DIST-CO-RTE: 08 -SBD-210

PM/PM: 11.93-Var

EA: 08-25-N-MC-1117

Federal-Aid Project Number: N/A

Project Description

An Encroachment Permit request was to reconstruct sidewalks, construct curb and gutter, improvements to storm drains, pavement rehabilitation, traffic signal modification, signing and striping, and traffic control, and reconstruct ADA ramps. All work covered under this Categorical Exclusion (CE) is limited to activities within Caltrans right-of-way.

Caltrans CEQA Determination (Check one)

- Not Applicable** – Caltrans is not the CEQA Lead Agency
- Not Applicable** – Caltrans has prepared an IS or EIR under CEQA

Based on an examination of this proposal and supporting information, the project is:

- Exempt by Statute.** (PRC 21080[b]; 14 CCR 15260 et seq.)
- Categorically Exempt. Class 1(c)** (PRC 21084; 14 CCR 15300 et seq.)
 - No exceptions apply that would bar the use of a categorical exemption (PRC 21084 and 14 CCR 15300.2). See the [SER Chapter 34](#) for exceptions.
- Covered by the Common Sense Exemption.** This project does not fall within an exempt class, but it can be seen with certainty that there is no possibility that the activity may have a significant effect on the environment (14 CCR 15061[b][3].)

Senior Environmental Planner or Environmental Branch Chief

James L. Camarillo

James L. Camarillo

04/21/2026

Print Name

Signature

Date

Project Manager

Jiaqian Li

Jiaqian Li

04/22/2026

Print Name

Signature

Date



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Caltrans NEPA Determination (Check one)

[X] Not Applicable

Caltrans has determined that this project has no significant impacts on the environment as defined by NEPA, and that there are no unusual circumstances as described in 23 CFR 771.117(b). See SER Chapter 30 for unusual circumstances. As such, the project is categorically excluded from the requirements to prepare an EA or EIS under NEPA and is included under the following:

[] 23 USC 326: Caltrans has been assigned, and hereby certifies that it has carried out the responsibility to make this determination pursuant to 23 USC 326 and the Memorandum of Understanding dated April 18, 2022, executed between FHWA and Caltrans. Caltrans has determined that the project is a Categorical Exclusion under:

- [] 23 CFR 771.117(c): activity ()
[] 23 CFR 771.117(d): activity (d)(Enter activity number)
[] Activity Enter activity number listed in Appendix A of the MOU between FHWA and Caltrans

[] 23 USC 327: Based on an examination of this proposal and supporting information, Caltrans has determined that the project is a Categorical Exclusion under 23 USC 327. The environmental review, consultation, and any other actions required by applicable Federal environmental laws for this project are being, or have been, carried out by Caltrans pursuant to 23 USC 327 and the Memorandum of Understanding dated May 27, 2022, and executed by FHWA and Caltrans.

Senior Environmental Planner or Environmental Branch Chief

NA

Print Name

Signature

Date

Project Manager/ DLA Engineer

NA

Print Name

Signature

Date

Date of Categorical Exclusion Checklist completion (if applicable): NA

Date of Environmental Commitment Record or equivalent: 04/21/2026



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Continuation sheet:

The following technical documentation was prepared in conjunction with determining and addressing applicable California Environmental Quality Act (CEQA) documentation and compliance requirements.

- **Biological Resources – Email Concurrence** – March 27, 2026
- **Cultural Studies Memorandum** – March 30, 2026
- **Paleontology Resources** – April 1, 2026
- **Air Quality Conformity Finding Checklist** – March 30, 2026
- **Air Quality Memorandum** – March 25, 2026
- **Noise Study Memorandum** – March 25, 2026
- **Hazardous Waste Memorandum** – April 21, 2026

Biological Resources – March 27, 2026

In coordination with the District Biological Studies, a review of the permit package provided by the applicant was completed on March 27, 2026.

The proposed measures and project plans were determined to be appropriate. Also, minimization measures were reviewed which would be used to offset the potential impacts to biological resources identified under the Biological Technical Report prepared by the permittee's consultant. Biological Studies has no further comments on the issuance of the encroachment permit.

Cultural Resources – March 30, 2026

In coordination with the District Cultural Studies, the Cultural Resource documentation provided with the application is adequate to cover Caltrans' responsibilities this undertaking is exempt from further review, no additional archaeological or built environment studies are required at this time and the CEQA cultural resources component, and PRC 5024 compliance are complete. This memorandum documents compliance with the agreed-upon historic preservation procedures.

Avoidance, and Minimization Measures

- **CR-1:** If buried cultural resources are encountered during Project Activities, it is Caltrans policy that work stop within 60 feet of the area until a qualified archaeologist can evaluate the nature and significance of the find.



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- **CR-2:** In the event that human remains are found, the county coroner shall be notified and ALL construction activities within 60 feet of the discovery shall stop. Pursuant to Public Resources Code Section 5097.98, if the remains are thought to be Native American, the coroner will notify the Native American Heritage Commission (NAHC) who will then notify the Most Likely Descendent (MLD). The person who discovered the remains will contact the District 8 Division of Environmental Planning; Gabrielle Duff, DEBC: (909) 501-5142 and Julie Scrivner, DNAC: (909) 260-8265. Further provisions of PRC 5097.98 are to be followed as applicable.
- **CR-3:** Cultural sensitivity training will be provided prior to start of construction.

Paleontology Resources – April 1, 2026

In coordination with the District Paleontology Resources, a review of the permit package provided by the applicant was completed on April 1, 2026.

The information is determined to be compliant.

ENVIRONMENTAL ENGINEERING

Noise Study Memorandum - March 25, 2026

This project falls under Type III project categories of 23CFR772.7 in the Traffic Noise Analysis Protocol. Per the Traffic Noise Analysis Protocol, “Type III projects do not require a noise analysis.” This is considered an exempt project.

Air Quality Memorandum - March 25, 2026

The scope of this project has been evaluated as exempt project that falls under exempt project type listed under Table 1 of Caltrans Carbon Monoxide Protocol. Thus, no Air Quality study is needed.

Hazardous Waste/Material – April 21, 2026

Per memorandum from Caltrans Environmental Engineering on April 21, 2026, this permit is recommended on the condition that the Permittee submits the required ADL survey report prior to commencement of any construction activities in Caltrans right-of-way.