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: Contra Costa
555 Escobar Street
Martinez, CA 94553

From: (Lead Agency): City of Oakley (Lead Agency)
3231 Main Street
Oakley, CA 94561
(Address)

Project Title: Zoning Text Amendments - Housing Element Implementation

Project Applicant: City of Oakley - Lead Agency 3231 Main Street Oakley CA 94561 Contra Costa

Project Location - Specific:
CITYWIDE Oakley CA 94561 Contra Costa County

Project Location - City: Oakley Project Location - County: Contra Costa

Description of Nature, Purpose and Beneficiaries of Project:

Rezoning application for modifications to the Oakley Municipal Code (OMC) as follows:
1. Amendments to § 9.1.406 Multiple Family Residential Districts (M-9; M-12; M-17; M-30) of the OMC to implement Housing Element programs, but not limited to Policy Action 3.7 which requires the City identify an additional zoning district where emergency shelters will be allowed as a by-right, permitted use. The zoning district shall be a residential zoning district and shall have adequate available sites (e.g., vacant site or building that can be converted to a shelter) with capacity to accommodate at least 50 beds of emergency shelter. Emergency shelters shall be permitted consistent with the requirements of Government Code Section 65583

Name of Public Agency Approving Project: City of Oakley (Lead Agency) 3231 Main Street Oakley CA

Name of Person or Agency Carrying Out Project: Jose Cortez, Senior Planner City of Oakley

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: 15061(b)(3)
- ☐ Statutory Exemptions. State code number: _____

Reasons why project is exempt:

Common Sense Exemption in that the proposed ordinance would only establish and clarify administrative processes and would not facilitate new construction or other groundbreaking activities. There is no potential to result in either a direct physical change to the environment or a reasonably foreseeable indirect physical change to the environment. None of the circumstances described in CEQA Guidelines Section 15300.2 applies.

Lead Agency
Contact Person: Jose Cortez, Senior Planner Area Code/Telephone/Extension: 9256257000

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: _____ Date: 10/22/2026 Title: Senior Planner

▪ 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: _____