## 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
601 N. Ross Street
Santa Ana, CA 92701

**From:** City of Fullerton
303 W. Commonwealth Ave.
Fullerton, CA 92832

FILED
SEP 24 2026
HUGH NGUYEN, CLERK-RECORDER
BY: _____ DEPUTY

**Project Title**: Request for a Minor Site Plan (ZON-2025-0116) to construct a 1,025 square foot drive through restaurant and related onsite improvements

**Project Applicant**: John Caglia

**Project Location – Specific**: 2520 East Chapman Avenue

**Project Location – City**: Fullerton **Project Location – County**: Orange

**Description of Project**: A request to construct a drive through restaurant

**Name of Public Agency Approving Project**: City of Fullerton

**Name of Persons or Agency Carrying Out Project**: John Caglia, 1930 W Rio Salado Pkwy., Tempe, AZ 85281

**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: 15303, Class 3
- ☐ Statutory Exemptions. State code number: _____

**Reasons why project is exempt**: The project qualifies for Class 3 as the request involves the construction of a 1,025 square foot drive through restaurant not exceeding 2,500 square feet in area.

**Lead Agency**
**Contact Person**: David Lopez **Area Code/Telephone**: 714-738-6878

**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**: 9/22/26 **Title**: Senior Planner

☑ Signed by Lead Agency
☐ Signed by Applicant

Date received for filing at OPR: _____

# HUGH NGUYEN
CLERK - RECORDER

BIRTH AND DEATH RECORDS
FICTITIOUS BUSINESS NAMES
MARRIAGE LICENSES/RECORDS
NOTARY REGISTRATION
ORANGE COUNTY ARCHIVES
PASSPORTS
PROPERTY RECORDS


**September 24, 2026**

CITY OF FULLERTON
303 W. COMMONWEALTH AVE
FULLERTON, CA 92832


COMMUNITY DEVELOPMENT
NOV 03 2026
DEPARTMENT


Office of the ORANGE COUNTY CLERK-RECORDER
**Memorandum**

SUBJECT: EIR NOTICE OF EXEMPTION

The attached notice was received, filed and a copy was posted on 9/24/2026

**It remained posted for 30 (thirty) days.**

HUGH NGUYEN
CLERK - RECORDER
In and for the County of ORANGE

By: 461 - Deputy

**Public Resource Code 21092.3**

The notice required pursuant to Sections 21080.4 and 21092 for an environmental impact report shall be posted in the office of the County Clerk of each county *** in which the project will be located and shall remain posted for a period of 30 days. The notice required pursuant to Section 21092 for a negative declaration shall be so posted for a period of 20 days, unless otherwise required by law to be posted for 30 days. The County Clerk shall post notices within 24 hours of receipt.

Public Resource Code 21152

All notices filed pursuant to this section shall be available for public inspection, and shall be posted *** **within 24 hours of receipt** in the office of the County Clerk. Each notice shall remain posted for a period of 30 days. *** Thereafter, the clerk shall return the notice to the local **lead** agency *** within a notation of the period it was posted. The local **lead** agency shall retain the notice for not less than nine months.

Additions or changes by underline; deletions by ***

**ORANGE COUNTY**
**CLERK-RECORDER**
**CEQA FILING COVER SHEET**

30-09/24/2026-0808

202685001092

**FILED**

**September 24, 2026**

HUGH NGUYEN

CLERK - RECORDER

By _____
Deputy clerk

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

**TYPE OR PRINT CLEARLY**

**Project Title**

REQUEST FOR A MINOR SITE PLAN (ZON-2025-0116) TO CONSTRUCT A 1,025 SQUARE FOOT DRIVE THROUGH RESTAURANT AND RELATED ONSITE IMPROVEMENTS

**Check Document being Filed:**

- [ ] Environmental Impact Report (EIR)
- [ ] Mitigated Negative Declaration (MND) or Negative Declaration (ND)
- [x] Notice of Exemption (NOE)
- [ ] Other (Please fill in type):

**FILED IN THE OFFICE OF THE ORANGE**
**COUNTY CLERK-RECORDER ON** 09/24/2026
**Posted** 09/24/2026 **Removed** _____
**Returned to agency on** _____
**DEPUTY** 461

**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.**

State of California - Department of Fish and Wildlife

# 2026 ENVIRONMENTAL DOCUMENT FILING FEE CASH RECEIPT

DFW 753.5a (REV. 01/01/26) Previously DFG 753.5a

Print | StartOver | Save

RECEIPT NUMBER:
30-09/24/2026-0808

STATE CLEARINGHOUSE NUMBER *(If applicable)*

**SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.**

| LEAD AGENCY | LEAD AGENCY EMAIL | DATE |
|---|---|---|
| CITY OF FULLERTON | | 09/24/2026 |
| COUNTY/STATE AGENCY OF FILING | | DOCUMENT NUMBER |
| ORANGE COUNTY | | 202685001092 |

PROJECT TITLE

REQUEST FOR A MINOR SITE PLAN (ZON-2025-0116) TO CONSTRUCT A 1,025 SQUARE FOOT DRIVE THROUGH RESTAURANT AND RELATED ONSITE IMPROVEMENTS

| PROJECT APPLICANT NAME | PROJECT APPLICANT EMAIL | | PHONE NUMBER |
|---|---|---|---|
| JOHN CAGLIA | | | (714) 738-6878 |
| PROJECT APPLICANT ADDRESS | CITY | STATE | ZIP CODE |
| 1930 W RIO SALADO PKWY | TEMPE | AZ | 85281 |

**PROJECT APPLICANT** *(Check appropriate box)*

☐ Local Public Agency ☐ School District ☐ Other Special District ☐ State Agency ☒ Private Entity

**CHECK APPLICABLE FEES:**

| | | |
|---|---|---|
| ☐ Environmental Impact Report (EIR) | $ 4,227.50 | $ |
| ☐ Mitigated/Negative Declaration (MND)(ND) | $ 3,043.75 | $ |
| ☐ Certified Regulatory Program (CRP) document - payment due directly to CDFW | $ 1,437.25 | $ |

☒ Exempt from fee

- ☒ Notice of Exemption (attach)
- ☐ CDFW No Effect Determination (attach)

☐ Fee previously paid (attach previously issued cash receipt copy)

| | | |
|---|---|---|
| ☐ Water Right Application or Petition Fee (State Water Resources Control Board only) | $ 850.00 | $ |
| ☒ County documentary handling fee | $ 50.00 | $ 50.00 |
| ☐ Other | | $ |

**PAYMENT METHOD:**

☐ Cash ☐ Credit ☐ Check ☒ Other **TOTAL RECEIVED** $ 50.00

| SIGNATURE | AGENCY OF FILING PRINTED NAME AND TITLE |
|---|---|
| X Sarah Luna | Sarah Luna Deputy Clerk |

ORIGINAL - PROJECT APPLICANT | COPY - CDFW/ASB | COPY - LEAD AGENCY | COPY - COUNTY CLERK | DFW 753.5a (Rev. 01012026)