NOTICE OF DETERMINATION (NOD)

To: ☒ Office of Planning and Research
P.O. Box 3044, 1400 Tenth St. Rm. 212
Sacramento, CA 95812-3044

☐ Clerk of the Board of Supervisors
County of Santa Barbara
105 E. Anapamu Street, Room 407
Santa Barbara, CA 93101

From: City of Goleta
130 Cremona Drive, Suite B
Goleta, CA 93117

Subject: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code

Ellwood Mesa/Sperling Preserve Monarch Butterfly Habitat Management Plan Phase 1 Implementation Project

Case No. 9112

Project Title	**Application File Number**
2019011059	George Thomson, 805-961-7578
State Clearinghouse Number	**Lead Agency Contact/Telephone No.**
n/a	n/a
Project Applicant Contact	**Telephone No.**

Ellwood Mesa/Sperling Preserve Monarch Butterfly Grove
34°25'24.0"N 119°53'27.0"W
APNs: 079-210-070, 079-210-69, 079-210-071, 079-210-072, 079-210-024, 079-491-016, 079-210-051, 079-210-050, 079-445-001, 079-395-015, 079-442-023, 079-210-019, 079-210-015, 079-210-014, and 079-210-013

All the property is in Goleta, 93117, in the County of Santa Barbara.

Project Location (include County)

Project Description:
On March 19, 2019, the City Council of the City of Goleta adopted the Final Initial Study-Mitigated Negative Declaration (IS-MND) and a Mitigation Monitoring and Reporting Program (MMRP), and approved the Monarch Butterfly Habitat Management Plan (MBHMP). The MBHMP outlines the programmatic approach and methods for the City of Goleta to manage and improve the Ellwood Mesa eucalyptus forest for the benefit of the overwintering behavior of the monarch butterfly, other wildlife, and the public's use and enjoyment and the MBHMP is to be effectuated through subsequent implementation plans. The City prepared the MBHMP in compliance with the two key policy documents that drive the protection of monarch butterflies in Goleta: the city of Goleta GP/Coastal land use plan and Ellwood-Devereux Coast Open Space and Habitat Management Plan.

The Phase 1 Implementation Project is a subset of the MBHMP and includes enhancement activities necessary to meet specific goals of the MBHMP, including installation of a permanent irrigation system, improvements to butterfly viewing areas, installation of a temporary water meter, and emergency/maintenance road renovation. The

Phase 1 Implementation Project of the MBHMP also consists of monarch butterfly habitat restoration and public access improvements including removal of dead trees, pruning of existing trees to remain, planting of new trees, native restoration planting, improvement of pedestrian and vehicular creek crossings, drainage improvements, improvements to monarch butterfly viewing areas, wayfinding and interpretive signage.

On October 17, 2023, the Council of the City of Goleta approved the Phase 1 Implementation Plan of the MBHMP. The Project addresses implementation of the MBHMP at five of the eight aggregation sites at Ellwood Mesa: Ellwood North, Ellwood Ironbark, Ellwood West, and Ellwood Main, and Ellwood East and implements 20 of the 22 programs outlined in the MBHMP. The Project area includes 60 acres containing the four aggregation sites with the highest number of overwintering populations historically, within the overall management area.

An Addendum to the Ellwood Mesa/Sperling Preserve Monarch Butterfly Habitat Management Plan Final Initial Study – Mitigated Negative Declaration was prepared. The action covered by this NOD is Adopting an Addendum to the Ellwood Mesa Monarch Butterfly Habitat Management Plan Initial Study/Mitigated Negative Declaration Pursuant to Section 15164 of the State CEQA Guidelines and Approving the Development Plan and In-Concept Coastal Development Permit for the Phase I Implementation Plan of the Ellwood Mesa Monarch Butterfly Habitat Management Plan. The City determined that an Addendum for the Project was appropriate pursuant to CEQA Guidelines § 15164 since the Project made minor technical changes to the MBHMP and no circumstances exist calling for the preparation of a subsequent or supplemental Mitigated Negative Declaration pursuant to CEQA Guidelines §§ 15162 and 15163;

1. ☐	As analyzed in the previously certified EIR, the project will have a significant effect on the environment.
2. ☐	Environmental review beyond that contained in the certified Environmental Impact Report is not required because none of the circumstances in Public Resources Code section 21166 or State CEQA Guidelines section 15162 were present.
☐	A Negative Declaration was prepared for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.
☒	A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.
3. ☒	Previously imposed mitigation measures, identified in the previously adopted IS-MND, were made a condition of the approval of the project.
☐	Mitigation measures were NOT made a condition of the approval of the project.
4. ☐	A Mitigation Monitoring or Reporting Plan beyond that adopted in connection with the previously certified EIR was NOT adopted for this project.

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☐	A Mitigation Monitoring or Reporting Plan was NOT adopted for this project.
5. ☐	A Statement of Overriding Considerations beyond that which was originally adopted in connection with the original approval was NOT adopted for this project.
☒	A Statement of Overriding Considerations was NOT adopted for this project
6. ☒	Findings pursuant to Public Resources Code section 21166 and State CEQA Guidelines section 15162 relating to subsequent environmental review were made pursuant to the provisions of CEQA.
☐	Findings were NOT made pursuant to the provisions of CEQA.
	This is to certify that the Monarch Butterfly Habitat Management Plan Phase 1 Implementation Project and record of project approval is available to the general public at the City of Goleta, Planning and Environmental Services Department, 130 Cremona Drive, Suite B, Goleta CA 93117. Pursuant to 14 CCR § 753.5(e)(3) *Only one fee shall be paid per project unless the project is tiered or phased, or separate environmental documents are required (Fish and Game Code section 711.4(g)). Separate environmental documents include EIRs, negative declarations, subsequent EIRs and negative declarations, and supplements to EIRs. Only one fee is required when an existing certified EIR is used for multiple project approvals that would result in no additional effect to fish and wildlife. An additional filing fee is required if approval of any separate environmental document would result in an effect on fish and wildlife not previously addressed in a certified EIR, Master EIR, Program EIR, Staged EIR, or General Plan EIR.* The City Council's actions taken on October 17, 2023, ***would not*** result in an effect on fish and wildlife not previously addressed by the adopted IS-MND. Therefore, an additional Fish and Game Notice of Determination filing fee is not required (original fee paid, see receipt attached hereto as "Attachment A").

This is to advise that the City Council of the City of Goleta has approved the above-described project on October 17, 2023, and has made the aforementioned determinations regarding the above-described project:

	October 20, 2023	Parks & Open Space Manager
Signature (Public Agency)	Date	Title