

RESOLUTION NO. 1689

RESOLUTION ESTABLISHING PROCEDURES AND INTERIM
GUIDELINES FOR IMPLEMENTING THE
CALIFORNIA SUPREME COURT DECISION CONCERNING
THE CALIFORNIA ENVIRONMENTAL QUALITY ACT OF 1970

T H E C I T Y C O U N C I L

City of Paso Robles, California

WHEREAS, the California Supreme Court, on September 21, 1972, filed its decision in the Friends of Mammoth case; and

WHEREAS, the Supreme Court decision holds, in part, that the California Environmental Quality Act of 1970 applies to private activities for which a permit, license or other similar entitlement is required; and

WHEREAS, it appears that clarification as to the meaning and scope of the impact of the Supreme Court's decision will not be known for some time; and

WHEREAS, procedures must be established for determining whether a project for which a permit, license or other authorization is required may have a significant effect on the environment; and

WHEREAS, it is in the best interest of the public that the City Council of the City of Paso Robles establish procedures and interim guidelines for implementing the Supreme Court decision.

NOW, THEREFORE, BE IT RESOLVED that no permit, license or other entitlement shall be issued or approved if the proposed project may have a significant effect on the environment until an Environmental Impact Report has been made; and

BE IT FURTHER RESOLVED that the City Council does approve and adopt the procedures and interim guidelines attached hereto as attachments A, B, C, and D; and

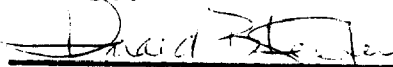
BE IT ALSO FURTHER RESOLVED that the City Attorney, City Manager, City Planning Department and City Planning Commission are hereby directed and authorized to implement and enforce these procedures subject to appeal to the City Council of the City of Paso Robles by any person or persons aggrieved by decisions or rulings arising from the exercise of this authority.

PASSED and ADOPTED this 20th day of November, 1972.



BARNEY SCHWARTZ, Mayor

ATTEST:



DONALD B. KEEFER, City Clerk

CITY OF PASO ROBLES - INTERIM GUIDELINESUSES OR PERMITS HAVING NO SIGNIFICANT
ENVIRONMENTAL IMPACT

1. All permits for repair, maintenance or minor alteration of existing structures.
2. All permits for construction of single-family residences and multiple-dwelling units up to and including a maximum of four units.
3. All permits for incidental activities (e.g., encroachment permits) which is a permitted use within any zoning district.
4. Any lot division which is a minor subdivision and which does not exceed four (4) lots.
5. Any permit required to meet conditions imposed upon any such lot division referred to in No. 4 above.
6. Renewal of any current business license.
7. Issuance of any business license for a business which is a permitted use or a use authorized by variance in the zoning district in which the business is located or which is a conditional use in the zoning district and for which use a conditional use permit has been issued.
8. Any encroachment permit required to be obtained from the City Engineer for access to roads within the City maintained road system and maintenance and operation of City owned properties.
9. Any permits required for construction of curbs, gutters, sidewalks or any of these.
10. Any permits for construction of sewer hook-ups required by reason of construction otherwise authorized herein as not having a significant effect on the environment.
11. All grading not exceeding 100 cubic yards with slope of less than 15% and an average depth not exceeding three (3) feet as defined under present excavation and grading ordinances.
12. All demolition of existing structures except those structures with historical significance.
13. Construction, erection and moving of signs that do not require the approval of a conditional use permit, department review, or variance.

These categorical exemptions shall not preclude those persons directed and authorized to process a proposed project from requiring an Environmental Impact Report if, in their judgement, the project may have a significant effect on the environment.

INTERIM GUIDELINES FOR ASSESSING WHETHER A
PROPOSED PROJECT MAY HAVE A SIGNIFICANT
EFFECT ON THE ENVIRONMENT

The following questions must be answered by the permit issuing or approval body or officer in determining whether a proposed project may have a significant effect on the environment:

	Yes	No
1. Could the project significantly change present uses of the project area?	_____	_____
2. Could the project significantly change present uses of land outside the project area?	_____	_____
3. Could the project affect the use of a recreational area or area of important aesthetic value?	_____	_____
4. Could the project affect the functioning of an established community?	_____	_____
5. Could the project result in the displacement of community residents?	_____	_____
6. Are any of the natural or man-made features in the project area unique, that is, not found in other parts of the county, state, or nation?	_____	_____
7. Could the project significantly affect a known historical or archaeological site or its setting?	_____	_____
8. Could the project significantly affect the potential use, extraction or conservation of a scarce natural resource?	_____	_____
9. Does the project area serve as a habitat, food source, nesting place, source of water, etc., for rare or endangered wildlife or fish species?	_____	_____
10. Could the project significantly affect fish, wildlife, or plant life?	_____	_____
11. Are there any rare or endangered plant species in the project area?	_____	_____
12. Could the project change existing features of any of the region's lagoons, bays, or tidelands?	_____	_____
13. Could the project change existing features of any public beaches in the city?	_____	_____
14. Could the project result in the erosion of outside property?	_____	_____