RESOLUTION NO. PC 17-036 A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF EL PASO DE ROBLES TO ADOPT A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR THE TIDWELL CONTRACTOR STORAGE YARD PROJECT (PLANNED DEVELOPMENT 17-007) APN: 025-423-003

WHEREAS, an application for Planned Development (PD 17-007), has been filed by Leo Tidwell III for the Tidwell Contractor Storage Yard Project to establish a 9,960 square foot office building with an accessory outdoor contractor's storage yard on an approximately 2.78 acre site; and

WHEREAS, the project is consistent with the applicable policy and regulatory documents of the City, including the following:

- General Plan Commercial Service land use designation The project would provide development of an office with accessory outdoor storage which is consistent with the Commercial Service (CS) land use designation; and
- Zoning District of Commercial/Light Industrial– The project is a "*permitted*" use in the C3 district; and
- Airport Land Use Plan Table 6, Land Use Compatibility Matrix, Zone 6, Office Buildings and Service Commercial; and

WHEREAS, pursuant to the Statutes and Guidelines of the California Environmental Quality Act (CEQA), Public Resources Code, Section 21000, et seq., and the City's Procedures for Implementing CEQA, an Initial Study and a Draft Mitigated Negative Declaration (MND) was prepared and circulated for a 30-day public review period beginning on July 24, 2017 through August 22, 2017. Public comments were received on the MND prior to the Planning Commission meeting and addressed during the hearing. A copy of the Draft MND/Initial Study is included in Exhibit B (Attachment 9 of the project staff report) of this Resolution, and it is on file at the Paso Robles Community Development Department; and

WHEREAS, mitigation measures have been incorporated into the MND and will be imposed on the project through the City's adoption of a Mitigation Monitoring and Reporting Program (MMRP) in compliance with CEQA Guideline 15074(d). These mitigation measures are imposed on the project to address potential environmental effects from: aesthetic resources and biological resources. With the implementation of this mitigation, all potential environmental effects will be reduced to a less than significant level. These mitigation measures are provided in Exhibit A, "Mitigation Monitoring and Reporting Program" attached to this Resolution; and

WHEREAS, mitigation measures set forth in the MMRP are specific and enforceable. The MMRP adequately describes implementation procedures, monitoring responsibility, reporting actions, compliance schedule, and verification of compliance in order to ensure that the Project complies with the adopted mitigation measures; and

WHEREAS, the mitigation measures contained in the MMRP will also be imposed as enforceable conditions of approval; and

WHEREAS, the applicant has executed a Mitigation Agreement whereby the applicant has agreed to incorporate all of the mitigation measures listed in Exhibit B into the project. A copy of the executed Mitigation Agreement is on file in the Community Development Department; and

WHEREAS, public notice of the proposed Draft MND was posted as required by Section 21092 of the Public Resources Code; and

WHEREAS, a public hearing was conducted by the Planning Commission on August 22, 2017 to consider the Initial Study and the Draft MND prepared for the proposed project, and to accept public testimony on the Planned Development and environmental determination. At the close of this public hearing, the Planning Commission adopted the MND approving the proposed project; and

WHEREAS, based on the information and analysis contained in the Initial Study prepared for this project and testimony received as a result of the public notice, the Planning Commission finds that there is no substantial evidence supporting a fair argument that there would be a significant impact on the environment with mitigation measures imposed on the project; and

WHEREAS, pursuant to CEQA the Planning Commission has independently reviewed the Initial Study, the Mitigated Negative Declaration, and all comments received regarding the Mitigated Negative Declaration, and based on the whole record before it finds that the Mitigated Negative Declaration was prepared in compliance with CEQA and the CEQA Guidelines, that there is no substantial evidence that the Project will have a significant effect on the environment with the incorporation of mitigation, and the Mitigated Negative Declaration reflects the independent judgment and analysis of the Planning Commission.

NOW, THEREFORE, BE IT RESOLVED, the Planning Commission of the City of El Paso de Robles, based on its independent judgment and analysis, has adopted the Mitigated Negative Declaration (Exhibit B) for the Tidwell Contractor Storage Yard project and adopted a Mitigation Monitoring and Reporting Program (Exhibit A), and imposes each mitigation measure as a condition of approval, in accordance with the Statutes and Guidelines of the California Environmental Quality Act (CEQA) and the City's Procedures for Implementing CEQA.

PASSED AND ADOPTED THIS 22nd day of August 2017, by the following roll call vote:

AYES: Commissioners Agredano, Brennan, Davis, Jorgensen, and Chairman Donaldson NOES:

ABSENT: Commissioners Barth and Rollins

ABSTAIN:

OHN DONALDSON, CHAIRPERSON

ATTEST:

WARREN FRACE, SECRETARY OF THE PLANNING COMMISSION

Exhibits:

- A. Exhibit A Mitigation Monitoring and Reporting Program
- B. Exhibit B Mitigated Negative Declaration / Initial Study

Exhibit A Mitigation Monitoring and Reporting Plan

Project File No./Name: Tidwell Contractor Storage Yard Approving Resolution No.:____ by: X Planning Commission City Council

Date: AUGUST 22, 2017

The following environmental mitigation measures were either incorporated into the approved plans or were incorporated into the conditions of approval. Each and every mitigation measure listed below has been found by the approving body indicated above to lessen the level of environmental impact of the project to a level of non-significance. A completed and signed checklist for each mitigation measure indicates that it has been completed.

Explanation of Headings:

Туре:	Project, ongoing, cumulative
Monitoring Department or Agency:	Department or Agency responsible for monitoring a particular mitigation measure
Shown on Plans:	When a mitigation measure is shown on the plans, this column will be initialed and dated.
Verified Implementation:	When a mitigation measure has been implemented, this column will be initialed and dated
Remarks:	Area for describing status of ongoing mitigation measure, or for other information.

Mitigation Measure PD 17-007 (Tidwell Contractor Storage Yard)	Туре	Monitoring Department or Agency	Shown on Plans	Verified Implementation	Timing/Remarks
 BR-1. Prior to issuance of grading and/or construction permits, the applicant shall submit evidence to the City of Paso Robles, Community Development Department (see contact information below) that states that one or a combination of the following three San Joaquin kit fox mitigation measures has been implemented: a. Provide for the protection in perpetuity, through acquisition of fee or a conservation easement of 8.34 acres (2.78 acres disturbed area multiplied by 3 as a result of an applied 3:1 mitigation ratio) of suitable habitat in the kit fox corridor area (e.g. within the San Luis Obispo County kit fox habitat area, northwest of Highway 58), either on-site or off-site, and provide for a non-wasting endowment to provide for management and monitoring of the property in perpetuity. Lands to be conserved shall be subject to the review and approval of the California Department of Fish and Wildlife and the City. This mitigation alternative (a.) requires that all aspects if this program must be in place before City permit issuance or initiation of any ground disturbing activities. 	Project	CDD		Notes shown on construction documents. Approval letter from CDFW and receipt from TNC documenting payment of in-lieu fees.	Prior to site disturbance, grading permit issued.

Mitigation Measure PD 17-007 (Tidwell Contractor Storage Yard)	Туре	Monitoring Department or Agency	Shown on Plans	Verified Implementation	Timing/Remarks
 b. Deposit funds into an approved in-lieu fee program, which would provide for the protection in perpetuity of suitable habitat in the kit fox corridor area within San Luis Obispo County, and provide for a non-wasting endowment for management and monitoring of the property in perpetuity. Mitigation alternative (b) above can be completed by providing funds to The Nature Conservancy (TNC) pursuant to the Voluntary Fee-Based Compensatory Mitigation Program (Program). The Program was established in agreement between the CDFW and TNC to preserve San Joaquin kit fox habitat, and to provide a voluntary mitigation alternative to project proponents who must mitigate the impacts of projects in accordance with the California Environmental Quality Act (CEQA). The fee, payable to "The Nature Conservancy," would total: \$20,850 (8.34 multiplied by \$2,500) 					
 This fee is calculated based on the current cost-per-unit of \$2500 per acre of mitigation, which is scheduled to be adjusted to address the increasing cost of property in San Luis Obispo County; your actual cost may increase depending on the timing of payment. This fee must be paid after the CDFW provides written notification about your mitigation options but prior to City permit issuance and initiation of any ground disturbing activities. C. Purchase credits in a CDFW-approved conservation bank, which would provide for the protection in perpetuity of suitable habitat within the kit fox corridor area and provide for a non-wasting endowment for management and monitoring of the property in perpetuity. Mitigation alternative (c) above can be completed by purchasing credits from the Palo Prieto Conservation Bank (see contact information below). The Palo Prieto Conservation Bank was established to preserve San Joaquin kit fox habitat, and to provide a voluntary mitigation alternative to project proponents who must mitigate the impacts of projects in accordance with the California Environmental Quality Act (CEQA). The cost for purchasing credits is payable to the owners of The Palo Prieto Conservation Bank, and would total: \$20,850 (8.34 multiplied by \$2,500) 					

Mitigation Measure PD 17-007 (Tidwell Contractor Storage Yard)	Туре	Monitoring Department or Agency	Shown on Plans	Verified Implementation	Timing/Remarks
This fee is calculated based on the current cost-per-credit of \$2,500 per acre of mitigation. The fee is established by the conservation bank owner and may change at any time. Your actual cost may increase depending on the timing of payment. Purchase of credits must be completed prior to City permit issuance and initiation of any ground disturbing activities.					
BR-2. In accordance with the County Guide to SJKF Mitigation Procedures Under CEQA, the project owner shall adopt the Standard Kit Fox CEQA Mitigation Measures and shall be included on development plans. The following summarizes those that are applicable to this project:	Project	CDD		Notes shown on construction documents.	Prior to site disturbance, grading permit issued.
 A maximum 25 mph speed limit shall be required at the project site during construction activities. 					
• All construction activities shall cease at dusk and not start before dawn.					
• A qualified biologist shall be on-site immediately prior to initiation of project activities to inspect for any large burrows(e.g., known and potential dens) and to ensure no wildlife are injured during project activities. If dens are encountered, they should be avoided as discussed below.					
 Exclusion zone boundaries shall be established around all known and potential kit fox dens. 					
 All excavations deeper than 2 feet shall be completely covered at the end of each working day. 					
 All pipes, culverts, or similar structures shall be inspected for SJKF and other wildlife before burying, capping, or moving. 					
 All exposed openings of pipes, culverts, or similar structures shall be capped or temporarily sealed prior to the end of each working day. 					
 All food-related trash shall be removed from the site at the end of each work day. 					
 Project-related equipment shall be prohibited outside of designated work areas and access routes. 					
 No firearms shall be allowed in the project area. 					

Mitigation Measure PD 17-007 (Tidwell Contractor Storage Yard)	Туре	Monitoring Department or Agency	Shown on Plans	Verified Implementation	Timing/Remarks
 Disturbance to burrows shall be avoided to the greatest extent feasible. No rodenticides or herbicides should be applied in the project area. Permanent fences shall allow for SJKF passage through or underneath (i.e., an approximate 4-inch passage gap shall remain at ground level). 					
BR-3. Prior to issuance of grading and/or construction permit and within 30 days prior to initiation of site disturbance and/or construction, all personnel associated with the project shall attend a worker education training program, conducted by a qualified biologist, to avoid or reduce impacts on sensitive biological resources (i.e. San Joaquin kit fox). At a minimum, as the program relates to the kit fox, the training shall include the kit fox's life history, all mitigation measures specified by the City, as well as any related biological report(s) prepared for the project. The applicant shall notify the City shortly prior to this meeting. A kit fox fact sheet shall also be developed prior to the training program, and distributed at the training program to all contractors, employers and other personnel involved with the construction of the project.	On- going	CDD		Notes shown on construction documents.	Prior to site disturbance, grading permit issued.
BR-4. During the site-disturbance and/or construction phase, any contractor or employee that inadvertently kills or injures a San Joaquin kit fox or who finds any such animal either dead, injured, or entrapped shall be required to report the incident immediately to the applicant and City. In the event that any observations are made of injured or dead kit fox, the applicant shall immediately notify the USFWS and CDFW by telephone. In addition, formal notification shall be provided in writing within three working days of the finding of any such animal(s). Notification shall include the date, time, location and circumstances of the incident. Any threatened or endangered species found dead or injured shall be turned over immediately to CDFW for care, analysis, or disposition.	On- going	CDD			Ongoing during construction.

Mitigation Measure PD 17-007 (Tidwell Contractor Storage Yard)	Туре	Monitoring Department or Agency	Shown on Plans	Verified Implementation	Timing/Remarks
BR-5. Impacts to oak trees shall be assessed by a licensed Arborist on the City's Certified Arborist List. Prior to issuance of a grading and/or construction permit, the Arborist Report shall be updated reflecting tree protection measures for Trees #2, 3, and 4 in accordance with the City of Paso Robles Oak Tree Preservation Ordinance. Tree protection measures during construction as well as post-construction shall be included in the report. All oak tree protection measures outlined in the updated Arborist Report shall be complied with to the satisfaction of the Project Arborist. An acknowledgement from the Arborist will be required prior to the issuance of a permit.	Project	CDD		Note on plans.	Prior to issuance of grading permit.
BR-6. Prior to issuance of a grading and/or construction permit, the project owner shall obtain an Oak Tree Removal Permit from the Community Development Department for the removal of Tree #1.	Project	CDD			Prior to issuance of a grading permit.

(add additional measures as necessary)

Explanation of Headings:

Type:Project, ongoing, cumulativeMonitoring Department or Agency:Department or Agency responsible for monitoring a particular mitigation measureShown on Plans:When a mitigation measure is shown on the plans, this column will be initialed and dated.Verified Implementation:When a mitigation measure has been implemented, this column will be initialed and dated.Remarks:Area for describing status of ongoing mitigation measure, or for other information.

CALIFORNIA ENVIRONMENTAL QUALITY ACT ENVIRONMENTAL INITIAL STUDY CHECKLIST FORM TIDWELL CONTRACTOR STORAGE YARD Public Review Period: July 24, 2017 – August 22, 2017

1.	PROJECT TITLE:	Planned Development 17-007
2.	LEAD AGENCY:	City of Paso Robles 1000 Spring Street Paso Robles, CA 93446
	Contact: Phone: Email:	Darcy Delgado, Assistant Planner (805) 237-3970 Ddelgado@prcity.com
3.	PROJECT LOCATION:	Dallons Drive west of Golden Hill Road; APN: 025-423-003
4.	PROJECT PROPONENT:	Leo Tidwell III
	Project Representative: Contact Person: Phone: Email:	Robert Fisher Architect Robert Fisher (805) 461-4804 rsfarch@yahoo.com
5.	GENERAL PLAN DESIGNATION:	CS (Commercial Service)
6.	ZONING:	C3 (Commercial/Light Industrial)

7. **PROJECT DESCRIPTION:**

This is a proposal to establish a 9,960 square foot office building with an accessory outdoor contractor's storage yard on an approximately 2.78 acre site. The outdoor storage yard will be used primarily for commercial trucks and trailers, backhoes, excavators, and underground utility materials. Most vehicles and equipment go out to jobsites at the beginning of the week and return to the storage yard at the end of the week. Some construction equipment and materials would remain on-site until needed at a jobsite. Grading of the project site consists of approximately 250 cubic yards of cut and fill balanced over the site.

There are four mature oak trees located on the project site. An Arborist Report was prepared to evaluate the trees and potential impacts. Three of the four trees on the lot are in advanced stages of decline with health ratings of very poor, and are recommended by the Arborist for removal. The fourth tree has a health rating of fair and recommended to be retained with tree protection. Per the City's Oak Tree Preservation Ordinance, the Community Development Director has the authority to permit removal of trees that are in the director's judgment,

clearly dead or diseased beyond correction. The design of the project would necessitate the removal of the distressed oak tree closest to Dallons Drive, which is where the office building would be constructed. Per the recommendation of the Arborist's Report and staff site visit to inspect the tree, this tree appears to qualify for a director level removal. Although two additional trees located in the middle of the storage yard also rated very poor, these trees could contribute to the aesthetic character of the site if retained. Preliminary construction drawings have been modified to avoid impacts to the remaining oak trees on-site.

8. ENVIRONMENTAL SETTING:

The proposed project would be located on a vacant 2.78-acre site west of the intersection of Dallons Drive and Golden Hill Road. The site was previously approved as part of a development plan and tentative parcel map (PD 00-008, PR 00-076) for a three-lot commercial subdivision for the development of an industrial/business park, including eight separate buildings totaling 72,380 square feet. A Mitigated Negative Declaration was adopted for the project and since its approval, only one of the three lots was developed. The current proposal for the 9,960 square foot office building and accessory outdoor contractor's storage yard would supersede the previous entitlements for this lot.

Surrounding properties to the south, east and west are all zoned C-3. The adjacent lots to the east and west are currently vacant. To the south is the Regency Center, a regional commercial shopping center consisting of approximately 300,000 square feet in retail and restaurant uses (upon build out). This shopping center represents one of the main gateways into the City limits. Property to the north is rural residential and is located within San Luis Obispo County. A residence is located approximately 500-feet to the northeast of the project site.

The project site is located within the Borkey Area Specific Plan (BASP), Subarea E, for which an Environmental Impact Report exists for the specific plan area. A majority of the mitigation measures within the EIR have already been implemented by previous development within Subarea E.

The project site is within the Airport Land Use Plan, Zone 6, Outer Airport Influence, which encourages limitations of residential densities, to avoid potential noise conflicts, and discourages noise-sensitive receptors and uses such as hospitals, schools, convalescent homes, etc.

9. OTHER AGENCIES WHOSE APPROVAL IS REQUIRED (AND PERMITS NEEDED): None.

ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED:

The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a "Potentially Significant Impact" as indicated by the checklist on the following pages.

\square	Aesthetics	Agriculture and Forestry Resources	Air Quality
\square	Biological Resources	Cultural Resources	Geology /Soils
	Greenhouse Gas Emissions	Hazards & Hazardous Materials	Hydrology / Water Quality
	Land Use / Planning	Mineral Resources	Noise
	Population / Housing	Public Services	Recreation
	Transportation/Traffic	Utilities / Service Systems	Mandatory Findings of Significance

DETERMINATION: (To be completed by the Lead Agency)

On the basis of this initial evaluation:

I find that the proposed project COULD NOT have a significant effect on the environment, and
a NEGATIVE DECLARATION will be prepared.

- I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A MITIGATED NEGATIVE DECLARATION will be prepared.
- I find that the proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required.

I find that the proposed project MAY have a "potentially significant impact" or "potentially significant unless mitigated" impact on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed.

☐ I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier EIR or NEGATIVE DECLARATION pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required.

Jelgado

07/21/17

Signature:

Date

EVALUATION OF ENVIRONMENTAL IMPACTS:

- 1. A brief explanation is required for all answers except "No Impact" answers that are adequately supported by the information sources a lead agency cites in the parentheses following each question. A "No Impact" answer is adequately supported if the referenced information sources show that the impact simply does not apply to projects like the one involved (e.g., the project falls outside a fault rupture zone). A "No Impact" answer should be explained where it is based on project-specific factors as well as general standards (e.g., the project will not expose sensitive receptors to pollutants, based on a project-specific screening analysis).
- 2. All answers must take account of the whole action involved. Answers should address off-site as well as on-site, cumulative as well as project-level, indirect as well as direct, and construction as well as operational impacts.
- 3. "Once the lead agency has determined that a particular physical impact may occur, then the checklist answers must indicate whether the impact is potentially significant, less than significant with mitigation, or less than significant. "Potentially Significant Impact" is appropriate if there is substantial evidence that an effect may be significant. If there are one or more "Potentially Significant Impact" entries when the determination is made, an EIR is required.
- 4. "Negative Declaration: Less Than Significant With Mitigation Incorporated" applies where the incorporation of mitigation measures has reduced an effect from "Potentially Significant Impact" to a "Less Than Significant Impact." The lead agency must describe the mitigation measures, and briefly explain how they reduce the effect to a less than significant level (mitigation measures from "Earlier Analyses," as described in (5) below, may be cross-referenced).
- 5. Earlier analyses may be used where, pursuant to the tiering, program EIR, or other CEQA process, an effect has been adequately analyzed in an earlier EIR or negative declaration. Section 15063(c)(3)(D). In this case, a brief discussion should identify the following:
 - a. Earlier Analysis Used. Identify and state where they are available for review.
 - b. Impacts Adequately Addressed. Identify which effects from the above checklist were within the scope of and adequately analyzed in an earlier document pursuant to applicable legal standards, and state whether such effects were addressed by mitigation measures based on the earlier analysis.
 - c. Mitigation Measures. For effects that are "Less than Significant with Mitigation Measures Incorporated," describe the mitigation measures which were incorporated or refined from the earlier document and the extent to which they address site-specific conditions for the project.
- 6. Lead agencies are encouraged to incorporate into the checklist references to information sources for potential impacts (e.g., general plans, zoning ordinances). Reference to a previously prepared or outside document should, where appropriate, include a reference to the page or pages where the statement is substantiated.
- 7. Supporting Information Sources: A source list should be attached, and other sources used or individuals contacted should be cited in the discussion.
- 8. The explanation of each issue should identify:
 - a. the significance criteria or threshold, if any, used to evaluate each question; and
 - b. the mitigation measure identified, if any, to reduce the impact to less than significance

		Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
I. A	ESTHETICS: Would the project:				
a.	Have a substantial adverse effect on a scenic vista? Discussion (a): The project site is not located wi behind a major retail shopping center. However, north, the project proposes to install a 6-foot tall northern property line that would improve the ad residential uses. With conditions for screened fe from the rural residential uses will be less than s	thin a designal since the site screened fend esthetics of the ncing and land ignificant.	ted scenic vista and is in proximity to ru- ce and a 25-foot land project and reduce dscaping, this project	is located imme ural residential u dscape buffer al impacts on neig ct's impacts on s	ediately uses to the ong the ghboring scenic vistas
b.	Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?		\boxtimes		
	Discussion (b): There are four mature oak trees located on the project site. An Arborist Report was prepared to evaluate the trees and potential impacts. Three of the four trees on the lot are in advanced stages of decline with health ratings of very poor, and are recommended by the Arborist for removal. The fourth tree has a health rating of fair and recommended to be retained with tree protection. The design of the project would necessitate the removal of the distressed oak tree closest to Dallons Drive, which is where the office building would be constructed. Per the recommendation of the Arborist's Report and staff site visit to inspect the tree, this tree appears to qualify for a director level removal. Although two additional trees located in the middle of the storage yard also rated very poor, these trees could contribute to the aesthetic character of the site if retained. Preliminary construction drawings have been modified to avoid impacts to the remaining oak trees on-site.				
	Mitigation measures are listed in the Mitigation Study to further protect the oak trees during incorporation of the mitigation measures, this pr	Monitoring a construction roject's impact	nd Reporting Table and ongoing opera s on oak trees will b	, Attachment 4 ations of the si be less than sign	to this Initial te. With the ificant.
	The project is not located near any other scenic it is not located in proximity to a state scenic hig	resources such	n as rock outcroppir	ngs or historic b	uildings, and
c.	Substantially degrade the existing visual character or quality of the site and its surroundings?			\boxtimes	
	Discussion (c): The project requires a develo Commission. Since this site is in proximity the development of	pment plan t o commercia	o be reviewed and l uses to the south	approved by and east, as we	the Planning well as rural

Commission. Since this site is in proximity to commercial uses to the south and east, as well as rural residential uses to the north, through the development plan review process, conditions can be added to improve the aesthetics of the project and to reduce impacts on neighboring uses. With conditions for screened fencing and landscaping required as a result of the development plan, the outdoor storage area will be screened. This project's impacts on visual character will be less than significant.

d.	Create a new source of substantial light or			
	glare which would adversely affect day or nighttime views in the area? (Sources: 1, 2, 10)		\boxtimes	

Discussion (d): This project is proposing parking lot pole lights and some exterior lights mounted on the

Potentially	Less Than	Less Than	No
Significant	Significant with	Significant	Impact
Impact	Mitigation	Impact	-
	Incorporated		

building. Standard conditions require that all new lighting be adequately shielded. A condition of approval requires Staff to review light fixtures for proper shielding prior to the issuance of a building permit. Therefore, this project's impacts on day or nighttime views in the area will be less than significant.

II. AGRICULTURE AND FOREST RESOURCES: In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Dept. of Conservation as an optional model to use in assessing impacts on agriculture and farmland. Would the project:

a.	Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?				
	Discussion (a): The project site is designated in the commercial development. The property is not ide (Figure OS-1, Important Farmland) as having eit Therefore, the project would not result in impacts of uses.	e General Plan ar entified in the C her prime or un n converting prir	id is zoned on the ity General Plan, ique farmland of ne or other signif	e City's Zoning , Conservation f statewide imp icant soils to ur	Map for Element portance. ban land
b.	Conflict with existing zoning for agricultural use, or a Williamson Act contract?				\boxtimes
	Discussion (b): The project would not conflict with for agriculture and is not under a Williamson Act Co	n zoning for agric ontract.	ultural use. The l	Project Site is n	ot zoned
c.	Conflict with existing zoning for, or cause rezoning of, forest, land (as defined in Public Resources Code section 12220(g)), timberland (as defined by Public Resources Code section 4526), or timberland zoned Timberland Production (as defined by Government Code section 5114(g))?				

Discussion (c): There are no forest land or timberland resources within the City of Paso Robles.

d.	Result in the loss of forest land or conversion of forest land to non-forest use?		\boxtimes
	Discussion (d): See response to II.c.		
e.	Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use?		\boxtimes

Discussion (e): No farmland is located within the near vicinity of the project site. Properties to the east, west, and south of the property are zoned commercial and properties to the north, which are in the County, are zoned rural residential. The commercial properties that surround the subject site are intended to be developed with commercial and light-industrial uses. Use of the site for future development would not have a significant

	Potentially	Less Than	Less Than	No
	Significant	Significant with Mitigation	Significant	Impact
	Impact	Incorporated	Impact	
maatery magazinaaa				

impact to agricultural or forestry resources.

III. AIR QUALITY: Where available, the significance criteria established by the applicable air quality management or air pollution control district may be relied upon to make the following determinations. Would the project:

a. Conflict with or obstruct implementation of \boxtimes \square the applicable air quality plan? (Source: 11) b. Violate any air quality standard or contribute \square \square substantially to an existing or projected air quality violation? (Source: 11) c. Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an \boxtimes \square applicable federal or state ambient air quality standard (including releasing emissions which exceed quantitative thresholds for ozone precursors)? (Source: 11) d. Expose sensitive receptors to substantial \boxtimes \Box \square pollutant concentrations? (Source: 11)

Discussion (a-d): The San Luis Obispo County area is a non-attainment area for the State standards for ozone and suspended particulate matter. The SLO County Air Pollution Control District (APCD) administers a permit system to ensure that stationary sources do not collectively create emissions which would cause local and state standards to be exceeded. The potential for future project development to create adverse air quality impacts falls generally into two categories: Short term and Long term impacts.

Short term impacts are associated with the grading and development portion of a project where earth work generates dust, but the impact ends when construction is complete. Long term impacts are related to the ongoing operational characteristics of a project and are generally related to vehicular trip generation and the level of offensiveness of the onsite activity being developed.

The project would result in short term impacts associated with grading for the proposed construction, however, standard conditions required by the City, as well as the APCD, will be implemented which will address these impacts.

When reviewing the grading of the approximately 2.78-acre site, the disturbed area of grading activity is limited to 2.72-acres. This falls under the 4-acre threshold described in footnote 2 of Table 2-1 of the APCD CEQA Handbook (April 2012), indicating that the pollutants produced as a result of construction activities is less than the 2.5 ton PM 10 quarterly threshold. Therefore, impacts to air quality as a result of grading for this project are considered less than significant and no mitigation is required. Standard conditions related to dust control will be required with the issuance of a grading permit for this project.

e. Create objectionable odors affecting a Substantial number of people? (Source: 11)

Discussion (e): It is not anticipated that there will be any objectionable odors as a result of development of the office and accessory contractor's storage yard.



Discussion (a): The project site is located within the Borkey Area Specific Plan (BASP), Subarea E, for which an Environmental Impact Report exists for the specific plan area. The BASP concluded that in general development of the suburban land uses proposed by the specific plan would result in the loss of agricultural lands and pastures that provided a resource base for local wildlife populations. Much of the plan area has since been developed with a majority of the mitigation measures within the EIR already implemented. The BASP did not identify development of Subarea E as a significant impact to wildlife besides the general comments described for the specific plan as a whole. Specific biological resources identified in the EIR in relation to the project site include several mature oak trees. There are four mature oak trees located on the project site for which an Arborist Report was prepared which includes measures to protect three of the trees (Attachment 3).

In 2000, the site was previously approved for a three lot commercial subdivision for the development of an industrial/business park, including eight separate buildings totaling 72,380 square feet. A Mitigated Negative Declaration was adopted for the project which concluded there wouldn't be any impacts to sensitive or special status wildlife or plant species, nor would there be any impacts to riparian habitat or wetlands.

The project site is located within an area that is considered an important migration area for the San Joaquin Kit Fox, although no presence of kit fox has been detected in the project area (BASP). The area is within an established 3:1 mitigation area recognized by the County and the California Department of Fish and Wildlife. Since the 2.78 acre area will be disturbed for the office and contractor's storage yard project, the disturbed area will permanently remove kit fox habitat area and is required to be mitigated at a 3:1 mitigation ratio.

The mitigation measures are provided in the Mitigation Monitoring and Reporting Table, Attachment 4 to this Initial Study. With the incorporation of the mitigation measures this project's impacts on kit fox habitat, will be less than significant.

b.	Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations or by the California Department of Fish and Game or US Fish and Wildlife Service?		
c.	Discussion (b): See discussion for Response IV.a. Have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal		\boxtimes
	pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?		

		Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
	Discussion (c): See discussion for Response IV	.a.			
d.	Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?				
	Discussion (d): The project site is located within an area that is considered an important migration area for the San Joaquin Kit Fox. The area is within an established 3:1 mitigation area recognized by the County and the California Department of Fish and Wildlife. Since the 2.78 acre area will be disturbed for the office and contractor's storage yard project, the disturbed area will permanently remove kit fox habitat area and is required to be mitigated at a 3:1 mitigation ratio.				

The mitigation measures are provided in the Mitigation Monitoring and Reporting Table, Attachment 4 to this Initial Study. With the incorporation of the mitigation measures this project's impacts on kit fox habitat, will be less than significant.

e. Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?

Discussion (e): There are four mature oak trees located on the project site. An Arborist Report was prepared to evaluate the trees and potential impacts. The design of the project would necessitate the removal of one oak tree, which is where the office building would be constructed. Per the recommendation of the Arborist's Report and staff site visit to inspect the tree, this tree appears to qualify for a director level removal and would be a less than significant impact due to the health of the tree being in advanced stages of decline. Although two additional trees located in the middle of the storage yard had health ratings of very poor, these trees could contribute to the aesthetic character of the site if retained. Preliminary construction drawings have been modified to avoid impacts to the remaining oak trees on-site.

Mitigation measures are provided in the Mitigation Monitoring and Reporting Table, Attachment 4 to this Initial Study to further protect the oak trees during construction and ongoing operations of the site. With the incorporation of the mitigation measures, this project's impacts on oak trees will be less than significant.

f. Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?

	\boxtimes

Discussion (f): There are no Habitat Conservation Plans or other related plans applicable in the City of Paso Robles.

V. CULTURAL RESOURCES: Would the project:

a. Cause a substantial adverse change in the significance of a historical resource as

Potentially	Less Than	Less Than	No
Significant	Significant with	Significant	Impact
Impact	Mitigation	Impact	
	Incorporated		

defined in §15064.5? (Sources: 15)

Publication 42. (Sources: 1, 2, & 3)

Discussion (a):

The project site is located in an area that is not adjacent to a creek or stream, or in an area that has been considered culturally significant. As described in section 3.10 of the EIR for the Borkey Area Specific Plan (BASP), based on a Phase One Survey of the approximately 650 acres within the Specific Plan area, no significant potential archeological or cultural resources were identified to be impacted by development of the plan area (BASP EIR Section 3.10, pgs. 67 & 68).

Although no significant potential archaeological or cultural resources have been identified which would be impacted by development of the plan area, a condition will be added to the project that would require that a qualified Archeologist be on site if cultural resources are found during grading activities and appropriate recommendations made regarding their treatment and/or disposition.

b.	Cause a substantial adverse change in the significance of an archaeological resource pursuant to §15064.5?		\boxtimes
	Discussion (b): See response to V.a.		
c.	Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?		\boxtimes
	Discussion (c): See response to V.a.		
d.	Disturb any human remains, including those interred outside of formal cemeteries?		\boxtimes
	Discussion (d): See response to V.a.		
			_
VI.	GEOLOGY AND SOILS: Would the project:		
a.	Expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving:		
	i. Rupture of a known earthquake fault, as delineated on the most recent Alquist- Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special		

Discussion (a-i): The potential for and mitigation of impacts that may result from fault rupture in the project area are identified and addressed in the General Plan EIR, pg. 4.5-8. There are two known fault zones on either side of the Salinas River Valley. The Rinconada Fault system runs on the west side of the valley, and grazes the City on its western boundary. The San Andreas Fault is on the east side of the valley and is situated about 30 miles east of Paso Robles. The City of Paso Robles recognizes these geologic influences in the application of the California Building Code (CBC) to all new development

			Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
		within the City. Review of available inform active with respect to ground rupture in engineering in accordance with local seism development proposal. Based on standar exposure of persons or property to seismic Priolo Earthquake Fault Zones within City	nation and exan Paso Robles. nic influences d conditions o c hazards is no limits.	minations indicate t Soils and geotech would be applied in f approval, the pot t considered signifi	hat neither of the nical reports and conjunction we ential for fault cant. There are	nese faults is nd structural vith any new rupture and no Alquist-
	ii.	Strong seismic ground shaking? (Sources: 1, 2, & 3)			\boxtimes	
		Discussion (a-ii): The proposed project with EIR identified impacts resulting from groun measures that will be incorporated into the not constructing over active or potentially a ground shaking are considered less than sign	Il be constructed ad shaking as led design of this p ctive faults. T nificant.	ed to current CBC c ess than significant project including add herefore, impacts th	odes. The Gen and provided m equate structura at may result fr	eral Plan itigation l design and om seismic
	iii.	Seismic-related ground failure, including liquefaction? (Sources: 1, 2 & 3)			\boxtimes	
		Discussion (a.iii): Per the General Plan EIF have a low to moderate potential for lique and soil conditions. To implement the EI City has a standard condition to require su specific analysis of liquefaction potential for of the recommendations of the reports into	R, the project si faction or othe (R's mitigation (bmittal of soil) or all building p the design of th	te is located in an a er type of ground fa measures to reduc s and geotechnical permits for new con he project.	rea with soil co ailure due to se this potential reports, which istruction, and i	nditions that ismic events impact, the include site- ncorporation
b.	Lar	ndslides?			\boxtimes	
	Dis risk	scussion (b): Per the General Plan Safety E area for landslides. Therefore, potential im	lement, the pro pacts due to lar	ject site is in an ar idslides is less than	ea that is desig significant.	nated a low-
c.	Res of t	sult in substantial soil erosion or the loss topsoil? (Sources: 1, 2, & 3)				
	Discussion (c): Per the General Plan EIR the soil condition is not erosive or otherwise unstable. As such, no significant impacts are anticipated. A geotechnical/ soils analysis will be required prior to issuance of building permits that will evaluate the site specific soil stability and suitability of the development proposed. This study will determine the necessary grading techniques that will ensure that potential impacts due to soil stability will not occur.					As such, no issuance of nt proposed. ts due to soil
d.	Be uns resu on- sub	located on a geologic unit or soil that is stable, or that would become unstable as a ult of the project, and potentially result in or off-site landslide, lateral spreading, osidence, liquefaction or collapse?				
_	Dis	scussion (d): See response to item VI.a.iii, ab	oove.	_		_
e.	ве Tał	ble 18-1-B of the Uniform Building Code			M	
						11

		Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
	(1994), creating substantial risks to life or property?				
	Discussion (e): See response to item VI.a.iii,	above.			
f.	Have soils incapable of adequately supporting the use of septic tanks or alternative waste water disposal systems where sewers are not available for the disposal of waste water?				\boxtimes

Discussion (f): The development will be connected to the City's municipal wastewater system, therefore there would not be impacts related use of septic tanks.

VII. GREENHOUSE GAS EMISSIONS: Would the project:							
a.	Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?			\boxtimes			
b.	Conflict with any applicable plan, policy, or regulation of an agency adopted for the purpose of reducing the emissions of greenhouse gasses?			\boxtimes			

Discussion (a-b): When reviewing the grading of the 2.78-acre site with the APCD CEQA Handbook (April 2012), the project would produce less than the 25 lbs/day of ROG+NOx which is below the adopted threshold of significance and therefore be considered less than significant and no mitigation is required for operational or long-term impacts based on outdoor storage land use. Standard conditions related to dust control will be required with the issuance of a grading permit for this project.

VIII. HAZARDS AND HAZARDOUS MATERIALS: Would the project:

a.	Create a significant hazard to the public or			
	the environment through the routine			\bowtie
	transport, use, or disposal of hazardous	_	_	
	materials?			

Discussion (a): The proposed project is not expected to result in impacts from hazards and hazardous materials with respect to creating a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials, nor is it expected to result in impacts from accidental release of materials into the environment. During construction, the proposed project would involve the transport of general construction materials. Construction activities would involve the use of fuels and greases for the construction equipment, however, the use, storage, transport and disposal of these materials will be carried out in accordance with federal, state, and local laws, ordinances and regulations. Upon completion of construction, the office and contractor's storage yard would not include hazardous materials, therefore, the project will not have an impact to this environmental factor.

b.	Create a significant hazard to the public or			
	the environment through reasonably			\bowtie
	foreseeable upset and accident conditions	 _	_	
	involving the release of hazardous materials			

		Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
	into the environment?				
	Discussion (b): See response to VIII.a above.				
c.	Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?				\boxtimes
	Discussion (c): Property owned by the San Luis County Campus) is located within ¹ / ₄ mile of the include hazardous emissions or handle hazardou environmental factor.	Obispo Count e project. Howe us materials, th	y College District (ever, the contractor e project will not h	Cuesta College 's storage yard v ave an impact to	North would not o this
d.	Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment?				
	Discussion (d): The project site is not identified	1 as a hazardou	s site per state Cod	es.	
e.	For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard for people residing or working in the project area?				
	Discussion (e): The project site is approximate and is Within the Airport Land Use Plan, Zone residential densities, to avoid potential noise such as hospitals, schools, convalescent home Outer Airport Influence since it does not incl sensitive uses. Therefore, the project will not have	ely 1.8 miles so e 6, Outer Airp conflicts, and es, etc. The pr ude residential we an impact to	buthwest of the Pas port Influence, whi discourages noise- oposed project is of uses, schools, con o this environmenta	so Robles Muni ch encourages l sensitive recept compatible with nvalescent homa l factor.	cipal Airport imitations of ors and uses the Zone 6 es or similar
f.	For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area?				\boxtimes
	Discussion (f): See response to VIII.e. above.				
g.	Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?				\boxtimes

Discussion (g): The City does not have any adopted emergency response plans. As proposed, the development would not interfere with emergency response.

		Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
h.	Expose people or structures to a significant risk of loss, injury or death involving wildland fires, including where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands?				

Discussion (h): The site is not located in an area that is considered wildland, therefore, the project will not be impacted by wildland fires.

IX. HYDROLOGY AND WATER QUALITY: Would the project:

a.	Violate any water quality standards or waste		\boxtimes
	discharge requirements?		

Discussion (a): The project consists of an office building and outdoor contractor's storage yard. The ground surfacing for the yard will be an all-weather type material such as Class II base, or decomposed granite, which will remain permeable. Runoff from the office building and parking lot will be managed onsite via a bio-retention basin located in the northeast corner of the site and will not add to offsite drainage facilities. This project is not anticipated to violate water quality or discharge requirements since it will not result in releasing water or wastewater discharge from the site. Therefore, considering these factors, the project will not have an impact on water quality standards or waste discharge.

b. Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., Would the production rate of pre-existing nearby wells drop to a level which would not support existing land uses or planned uses for which permits have been granted)? Would decreased rainfall infiltration or groundwater recharge reduce stream baseflow? (Source: 7)

Discussion (b): The project site is within the City limits and it is zoned to allow for commercial and light industrial development. The City's municipal water supply is composed of groundwater from the Paso Robles Groundwater Basin, an allocation of the Salinas River underflow, and a surface water allocation from the Nacimiento Lake pipeline project.

The project proponent would be required to pay development impact fees for water service expansion and availability to mitigate its proportionate share of related impacts. The project is a low water use development and is consistent with the 2016 Urban Water Management Plan (UWMP). Since the UWMP has accounted for land uses at the project site, the project will have adequate water supply available, and will not further deplete or in any way affect, change or increase water demands planned for use in the basin.

c. Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or
river, in a manner which would result in substantial erosion or siltation on- or off-site? (Source: 10)

		Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
	Discussion (c): The project grading and drain conditions as the existing condition. Addition construction erosion and/or stormwater contr therefore the project is not expected to result in	nage plan is d ally, in compl col measures substantial ero	esigned to maintain liance with State as will be implement sion or siltation.	n similar histor nd local regula ed during site	ical drainage tions, during disturbance;
d.	Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or substantially increase the rate or amount of surface runoff in a manner which would result in flooding on- or off-site? (Source: 10)			\boxtimes	
	Discussion (d): Under existing conditions, ther requires minimal grading, and the grading plan conditions as the existing condition and to div retention basin located in the northeast corner property will be maintained onsite and will not are considered less than significant.	e is no stormw a for the storag vert runoff from of the site. Sin contribute to f	vater runoff from the ge yard is designed m the parking lot a nee drainage resulting looding on- or off-s	e site. The prop to maintain sim nd office build ng from develop ite, impacts from	bosed project ilar drainage ing to a bio- oment of this m the project
e.	Create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff? (Source: 10)				
	Discussion (e): As noted in Response IX a. abo to offsite drainage facilities. Additionally, onsi before they enter the groundwater basin. There be less than significant.	ove, surface dr ite LID draina _j fore, drainage	ainage will be mana ge facilities will be impacts that may re	aged onsite and designed to cle esult from this p	will not add an pollutants roject would
f.	Otherwise substantially degrade water quality?			\boxtimes	
	Discussion (f): The project's potential to degrae not have reasonably foreseeable potential to sub	de water qualit ostantially degr	y is addressed in IX ade water quality.	a. above. The	project does
g.	Place housing within a 100-year flood hazard area as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map?				\boxtimes
	Discussion (g): The project does not involve pl flood plain as currently mapped by Federal Eme	acement of horest accement of horest accement of horest acceleration of the second sec	using. None of the s gement Agency (FE	ite is within the MA).	100-year
h.	Place within a 100-year flood hazard area structures which would impede or redirect flood flows?				\boxtimes
	Discussion (h): None of the site is within the 10 Emergency Management Agency (FEMA).	00-year flood p	blain as currently ma	apped by Federa	ıl
i.	Expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the				\boxtimes
					15

		Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
	failure of a levee or dam?				
	Discussion (i): See Response IX h. above. Add	litionally, there	are no levees or da	ms in the City.	
j.	Inundation by mudflow?				\boxtimes
	Discussion (j): In accordance with the Paso Ro near the project site. Therefore, the project cou	bles General P ld not result in	lan, there is no mud mudflow inundatio	flow hazards loo n impacts.	cated on or
k.	Conflict with any Best Management Practices found within the City's Storm Water Management Plan?				\boxtimes
	Discussion (k): The project will implement the Practices, and would therefore not conflict with	City's Storm V these measure	Vater Management I s.	Plan - Best Mana	agement
1.	Substantially decrease or degrade watershed storage of runoff, wetlands, riparian areas, aquatic habitat, or associated buffer zones?				\boxtimes
	Discussion (1): The project will incorporate al There is no wetland or riparian areas in the near habitat. Therefore, the project will not result in	ll feasible mea r vicinity, and significant im	ns to manage wate the project could no pacts to these resour	r runoff on the t result in impac rces.	project site. ts to aquatic
X.]	LAND USE AND PLANNING: Would the pro	oject:			
a.	Physically divide an established community?				\boxtimes
	Discussion (a): The project would not physical commercial/light industrial zoned vacant lots i commercial shopping center (Regency Center)	lly divide an e immediately to to the south. Th	stablished communi- the east and west ne property to the ne	ity since it is su of the site, and orth is within the	rrounded by the regional county.
b.	Conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect? (Sources: 15)				
	Discussion (b): The proposed project would be where light industrial uses are encouraged. The variety of commercial and light industrial dev commercial, and light industrial uses already t this location, the C-3 zoning district specificall and equipment as an accessory use, which would	e within Subar e zoning for th velopment, incl spical of the O ly allows contri ld be consisten	ea E of the Borkey e project site is C-3 uding the highway Golden Hill Road/H acted services and a t with land use and a	Area Specific F 3 and accommod- oriented comm lighway 46 inter- outdoor storage zoning designati	Plan (BASP) dates a wide ercial, retail resection. At of materials ons.
c.	Conflict with any applicable habitat conservation plan or natural community conservation plan?				\boxtimes
	Discussion (c): There are no conservation plans	s associated wit	h this property.		

		Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
XI.	MINERAL RESOURCES: Would the project	:			
a.	Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state? (Source: 1)				
b.	Result in the loss of availability of a locally- important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan? (Source: 1)				\boxtimes
	Discussion (a-b): There are no known mineral	resources at thi	s project site.		
XI	. NOISE: Would the project result in:				
a.	Exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies? (Source: 1)			\boxtimes	
	Discussion (a): Construction would generate noise on the project site consistent with typical construction activities. In general, the grading phase of project construction tends to create the highest noise levels because of the operation of heavy equipment. Short-term construction noise would only occur during daytime hours. Once construction is completed, ongoing operations of the site would generate minimal noise. Since the project is located adjacent to predominantly commercial/industrial uses which are not sensitive to noise, this projects impact related to the noise levels in the vicinity will be less than significant				
b.	Exposure of persons to or generation of excessive groundborne vibration or groundborne noise levels?			\boxtimes	
	Discussion (b): The project may result in sh however, the construction noise is not anticipa impacts from groundborne vibration noise would	nort term cons ted to be exce d be considere	truction noise and ssive nor operate in d less than significa	vibration from n evening hours ant.	machinery, Therefore,
c.	A substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project?			\boxtimes	
	Discussion (c): Construction noise impacts would be short term and, therefore, would not result in a permanent increase of ambient noise. Operation of the office would generate low noise levels during the daytime. These daytime noise levels would not be substantial due to the low-level noise sources and surrounding environment characteristics described in the response to Response XII.a, above. Considering these factors, the project would not result in a substantial permanent increase in ambient noise levels.				
d.	A substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project?			\boxtimes	
	Discussion (d): Construction would result in response XII.a above. However, these activiti primarily commercial/industrial uses. The appli	a temporary in es would not cant would ne	ncrease in ambient be significant sinc ed to comply with r	noise levels as the site is su noise standards is	described in rrounded by n the zoning

		Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact	
	ordinance, and not create nuisance noise betwee	en 7:00 pm and	l 7:00 am.			
e.	For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels? (Sources: 1, 4)				\boxtimes	
	Discussion (e): The project site is within the Airport Land Use Plan, Zone 6, Outer Airport Influence, which encourages limitations of residential densities, to avoid potential noise conflicts, and discourages noise-sensitive receptors and uses such as hospitals, schools, convalescent homes, etc. As described in Response XII.a. above, the project is located adjacent to predominantly commercial/industrial uses which are not sensitive to noise, therefore, the project will not have an impact to this environmental factor.					
XII	I. POPULATION AND HOUSING: Would th	e project:				
a.	Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)? (Source: 1)					
	Discussion (a): The proposed project will creat full-time mechanic. Additional contracted empl the end of the week. These jobs can be absort therefore not create the demand for new housing	ate employmen loyees work ou bed by the lo g or populatior	nt for four (4) full- at of the area and re cal and regional er a growth or displace	ime office staff turn equipment nployment mark housing or peo	and one (1) to the site at ket, and will ple.	
b.	Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere?				\boxtimes	
	Discussion (b): The project would not displace	any housing. I	No housing occurs o	on the project sit	e.	
c.	Displace substantial numbers of people, necessitating the construction of replacement housing elsewhere?				\boxtimes	
	Discussion (c): See response XIII b.					
XIV pro faci serv	V. PUBLIC SERVICES: Would the project rest vision of new or physically altered governmental ilities, the construction of which could cause sign vice ratios, response times or other performance of	ult in substanti facilities, need ificant enviror objectives for a	al adverse physical d for new or physica imental impacts, in any of the public ser	impacts associa ally altered gove order to maintai vices:	ted with the ernmental n acceptable	
a.	Fire protection? (Sources: 1,10)			\boxtimes		
b.	Police protection? (Sources: 1,10) Discussion (a-b): The proposed project will not since it is not proposing to include new neighbo incremental impacts to services can be mitigated	result in a sigr rhoods or a sig d through payr	ificant demand for gnificantly large-sca nent of developmen	additional new s additional new s le development t impact fees. T	services , and the 'herefore,	

Potentially	Less Than	Less Than	No
Significant	Significant with	Significant	Impact
Impact	Mitigation	Impact	-
	Incorporated		
is project on fire and police ser	vices are considere	d less than signi	ficant.

impacts that may result from th

c.	Schools?		\boxtimes
d.	Parks?		\boxtimes
e.	Other public facilities? (Sources: 1.10)		\boxtimes

Discussion (c-e): The proposed project will not result in a significant demand for additional new services since it is not proposing to include new neighborhoods or a significantly large-scale development, and the incremental impacts to services can be mitigated through payment of development impact fees. As described in Response XIII.a. above and XV.a below, the project is not expected to generate population growth due to the minimal number of jobs that can be absorbed by the local and regional employment market. Additionally, no increase is expected in the use of parks, schools, or recreational facility. Therefore, there would be no impact on these services.

XV. RECREATION

a.	Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?								
	Discussion (a): As described in Response XIII.a, above, the project is not expected to generate populatio growth due to the minimal number of jobs that can be absorbed by the local and regional employment marke								

on et. Therefore, no increase is expected in the use of any park or recreational facility. Therefore, there would be no impact on park capacities, service levels or performance objective.

b.	Does the project include recreational			
	facilities or require the construction or	_	_	
	expansion of recreational facilities which			\boxtimes
	might have an adverse physical effect on the			
	environment?			

Discussion (b): The project does not include recreational facilities. Furthermore, as described in Response XIII.a, above, the project is not expected to generate population growth. Therefore, it would not require the construction or expansion of any recreational facility.

XVI. TRANSPORTATION/TRAFFIC: Would the project:

Conflict with an applicable plan, ordinance a. or policy establishing measures or effectiveness for the performance of the circulation system, taking into account all modes of transportation including mass \square transit and non-motorized travel and relevant components of the circulation system, including but not limited to intersections, streets, highways and freeways, pedestrian and bicycle paths, and mass transit?

 \boxtimes

		Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
b.	Conflict with an applicable congestion management program, including, but not limited to level of service standards and travel demand measures, or other standards established by the county congestion management agency for designated roads or highways?				
	Discussion (a-b): The proposed project will cre full-time mechanic. Additional contracted empl to the site at the end of the week. Based on the use designations, and based on the office and a considered high traffic generators due to the lin circulation will be less than significant.	eate employme loyees work ou project being ccessory outdo mited number	ent for four (4) full- ut of the area and re consistent with the por storage of equip of employees, the p	time office staff turn vehicles ar C3 and CS zon ment and vehic project impacts	f and one (1) id equipment ing and land les not being to traffic and
	As required by all development projects with th to pay transportation impact fees established b future impacts with planned improvements by t	e approval of a y City Counci he City.	a building permit, th l in affect at the tir	ne applicant shal ne of occupanc	l be required y to mitigate
c.	Result in a change in air traffic patterns, including either an increase in traffic levels or a change in location that results in substantial safety risks?				
	Discussion (c): This project will not require a clevels, or change the location of the current at traffic.	change in air tr ir traffic patte	raffic patterns, resul rns, therefore there	t in an increase would be no in	in air traffic npacts to air
d.	Substantially increase hazards due to a design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?				
	Discussion (d). There are no horondana dariar	factures	isted with this and	at that again 1-1	ault in anfata

Discussion (d): There are no hazardous design features associated with this project that could result in safety hazard impacts from this project. \square

 \square

Result in inadequate emergency access? e.

Discussion (e): The project will not impede emergency access, and has been designed in compliance with all emergency access safety features and to City emergency access standards. Therefore, since this project has been designed to provide adequate access, there is no impact.

f. Conflict with adopted policies, plans, or programs regarding public transit, bicycle, or \boxtimes pedestrian facilities, or otherwise decrease the performance or safety of such facilities?

Discussion (f): There is existing curb, gutter, sidewalk and bike lanes along the frontage of the site, however, the project will comply with any policies related to additional road improvements on Dallons Drive. Therefore, the project will not have an impact to this environmental factor.

 \boxtimes

		Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
XV	/II. UTILITIES AND SERVICE SYSTEMS:	Would the proj	ect:		
a.	Exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board?				
	Discussion (a): The project will comply with the City, Regional Water Quality Control Boa from wastewater treatment from this project.	all applicable and the Stat	wastewater treatme e. Therefore, there	ent requirements will be no impa	s required by acts resulting
b.	Require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?				
	Discussion (b): Per the City's General Pla Management Plan, the City's water and wa planned facility upgrades, to provide water project. Therefore, this project will not result	an EIR, Urban astewater treatr needed for this in the need to c	Water Manageme nent facilities are s project and treat onstruct new facilit	nt Plan, and So adequately size effluent resulti ies.	ewer System ed, including ng from this
c.	Require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?				
	Discussion (c): All new stormwater resulting f not enter existing storm water drainage faciliti the project will not impact the City's storm wa	rom this projectes or require ex ter drainage fac	t will be managed o pansion of new dra cilities.	n the project site inage facilities.	e, and will Therefore,
d.	Have sufficient water supplies available to serve the project from existing entitlements and resources, or are new or expanded entitlements needed?				
	Discussion (d): The office and outdoor storag designations; therefore the project can be serv not require expansion of new water resource e	ge yard project red with existin ntitlements.	is permitted in the g water resource er	current land us atitlements avail	e and zoning able and will
e.	Result in a determination by the wastewater treatment provider which serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?				
	Discussion (e): Per the City's Sewer System A facility has adequate capacity to serve this pro-	Management Pla ject as well as e	an (SSMP) the City existing commitment	's wastewater tro ts.	eatment
f.	Be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs?				\boxtimes
					21

		Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
	Discussion (f): Per the City's Landfill Master l construction related and operational solid waste	Plan, the City' disposal for t	s landfill has adequa	ate capacity to a	ccommodate
g.	Comply with federal, state, and local statutes and regulations related to solid waste?				\boxtimes
	Discussion (g): The project will comply with a	ll federal, state	e, and local solid wa	ste regulations.	
XV	/III. MANDATORY FINDINGS OF SIGNIFI	CANCE			
a.	Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?				
	Discussion (a): As noted within this environm the document, the projects future development Kit Fox) and oak tree preservation will be le would not result in impacts to fish habitat or im	ental documer impacts related ss than signif pacts to fish a	nt, and with the mit d to habitat for wild icant with mitigation and wildlife population	igation measure life species (e.g. on incorporated. ons.	es outlined in San Joaquin The project
b.	Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects)?				
	Discussion (b): The analyses prepared for this may result from implementation of this project • individually; and/or • in connection with effects of past • in connection with current project	s project demo will not: projects, and/o s: and/or	onstrate that potenti or	ally significant	impacts that

- in connection with current projects; and/or
- in connection with probable future projects, result in cumulatively considerable significant impacts.

Based on substantial evidence, potential impacts identified related to San Joaquin Kit Fox and oak trees are not cumulatively considerable. With mitigation measures applied to this project it will not result in impacts that are individually limited or cumulatively considerable.

c.	Does the project have environmental effects		
	which will cause substantial adverse effects		\boxtimes
	on human beings, either directly or	 _	
	indirectly?		

Discussion (c): The project will not cause substantial adverse effects on human beings, either directly or indirectly.

EARLIER ANALYSIS AND BACKGROUND MATERIALS.

Earlier analyses may be used where, pursuant to tiering, program EIR, or other CEQA process, one or more effects have been adequately analyzed in an earlier EIR or negative declaration. Section 15063 (c)(3)(D).

Earlier Documents Prepared and Utilized in this Analysis and Background / Explanatory Materials

<u>Reference #</u>	Document Title	Available for Review at:
1	City of Paso Robles General Plan	City of Paso Robles Community Development Department 1000 Spring Street Paso Robles, CA 93446
2	City of Paso Robles Zoning Code	Same as above
3	City of Paso Robles Environmental Impact Report for General Plan Update	Same as above
4	2007 Airport Land Use Plan	Same as above
5	City of Paso Robles Municipal Code	Same as above
6	City of Paso Robles Water Master Plan	Same as above
7	City of Paso Robles Urban Water Management Plan 2005	Same as above
8	City of Paso Robles Sewer Master Plan	Same as above
9	City of Paso Robles Housing Element	Same as above
10	City of Paso Robles Standard Conditions of Approval for New Development	Same as above
11	Uptown/Town Centre Specific Plan	Same as above
12	San Luis Obispo County Air Pollution Control District Guidelines for Impact Thresholds	APCD 3433 Roberto Court San Luis Obispo, CA 93401
13	San Luis Obispo County – Land Use Element	San Luis Obispo County Department of Planning County Government Center San Luis Obispo, CA 93408
14	USDA, Soils Conservation Service, Soil Survey of San Luis Obispo County, Paso Robles Area, 1983	Soil Conservation Offices Paso Robles, Ca 93446
15	Environmental Impact Report for the Borkey Area Specific Plan	City of Paso Robles Community Development Department 1000 Spring Street Paso Robles, CA 93446

- Attachments:1.Vicinity Map2.Project Plans3.Arborist Report
- Mitigation Monitoring & Reporting Plan 4.















Oak Tree Impact Report

Project Name: LTEC - Leo Tidwell Excavating Corp. Proposed Shop and Maintenance Yard Construction

Project Location: 0 Dallons Road, Paso Robles, CA -Parcel #025-423-003

Report Prepared By: Rodney D. Thurman

Professional Certifications:

- International Society of Arboriculture (ISA) Certified Arborist # PN2684AUM Expires 6/1/2017
- ISA Municipal Specialist- Expires 6/1/2017
- ISA Utility Specialist– Expires 6/1/2017
- ISA Tree Risk Assessment Qualification Expires 8/5/2020

City of Paso Robles Business License: #06603

Proof of Liability Insurance: Wesco Insurance Co. #WPP145976100

Respectfully Submitted,

Rodney D. Thurman

Redneys Thuman



March 2, 2017

To: Leo Tidwell Jr. - LTEC - Leo Tidwell Excavating Corp.

From: Rodney Thurman - Whit's Turn Tree Care

Re: Oak Tree Impact Report in regard to proposed construction

Mr. Tidwell,

In response to your request at our on-site meeting January 3, 2017, I have assessed tree health and stability for four (4) Valley Oaks (*Quercus lobata*) located at APN parcel # 025-423-003, a 2.87 acre parcel on Dallons Road in Paso Robles, CA. Additionally I have provided tree protection measures for trees regarding construction of structures, grading and paving.

Summary:

I assessed the health of 4 Valley Oak trees on the property you are proposing to construct your new warehouse building and equipment yard. Three of the four trees on the lot are in advanced stages of decline with ratings of very poor. None of these trees can be successfully pruned to make them safe enough to be retained in a commercial building setting where vehicles, equipment pedestrians will be at risk. There was one tree on site in fair condition. With proper pruning and root protection it can be a retained and be a viable tree.

Introduction:

You have proposed to build a maintenance shop and office building on this 2.87 acre site. Automobile parking and a construction equipment storage yard will also be built on site. The property is located on the north side of Dallons Road which is behind the Lowes and T.J. Maxx retail development at 2453 Golden Hills Rd. The terrain is relatively flat at the south, west and northwest portions of the parcel. The northeast corner of the parcel has mounded terrain measuring approximately 8 feet tall. Some of the mounds appear to be from construction debris that were dumped on site in the past. Other mounds look relatively natural, but I cannot determine that as fact. There are four mature valley oak trees on the site. To my knowledge, there has not been any commercial or residential housing on site previously. Aside from a gravel driveway, it did not appear that any improvements had been made to the property.



Observations:

I conducted health and condition assessments for each oak tree on the property with a diameter at breast height (DBH) Six inches (6) inches and greater. I numbered each of the trees with a rectangular metal tag and attached it to the trunk at approximately 6 feet above ground. Locations of each tree listed in Appendix B- Site Diagrams- Diagram 1

In total, I assessed four trees. A chart for quick reference regarding the assessment is included below. See Tree Information-Chart 1

To determine condition class rating or each tree, I listed six subcategories of condition with values of 1-5. One was the lowest rating and five was the highest rating. From the average of the six categories, a condition class was assigned according to Chart 2 below. Condition class rating quantification breakdown is listed in Chart 3 below.

Individual Tree Information:

	Individual Tree Information									
Tree #	Species	DBH	Ht.	Canopy Width	Approximate Age*	Location	Condition Rating	Comments		
1	Valley Oak (Quercus lobata)	54"	40'	35'	216	South Quadrant	Very Poor	Drought stressed, significant area of trunk decay, loss of major scaffold branches due to decay		
2	Valley Oak (Quercus lobata)	31"	55'	50'	124	West Quadrant	Very Poor	Drought stressed, loss of major scaffold branches due to decay		
3	Valley Oak (Quercus lobata)	43"	60'	60'	172	West Quadrant	Very Poor	Drought stressed, significant area of trunk decay, loss of branches due to decay		
4	Valley Oak (Quercus lobata)	29"	45'	60'	116	East Quadrant	Fair	Drought stressed. Loss of smaller dead branches		

Chart 1-

*Individual ages were estimated by multiplying the radius of the tree by 8 which represents average growth of 1/8 inch per year. e.g., Radius 12" x 8 = 96 years or R(8) = age in years



Condition Rating:

Chart 2

Condition Class Rating											
Tree #	Trunk Condition	Growth Rate	Structure	Insects and Disease	Crown Development	Life Expectancy	Rating	Condition Class			
1	1	1	1	2	1	1	7	Very Poor			
2	3	1	1	2	1	1	9	Very Poor			
3	1	1	1	2	2	2	9	Very Poor			
4	3	2	3	3	3	3	17	Fair			

Chart 3

Condition Class Valuation							
Condition Class Percent Rating							
Excellent	81-100%	23-30					
Good	61-80%	19-23					
Fair	41-60%	14-18					
Poor	21-40%	10-13					
Very Poor	0-20%	0-9					

Discussion:

Analysis of Cause of Tree Decline

Tree # 1 has a rating of very poor. This tree is growing in what was once agricultural land used for farming and grazing. Because of these uses this trees' root zone was likely damaged by vehicle activity, plowing and or animal activity. Injuries to the roots allowed for decay fungus to enter the root. Over a period of years the decay fungus has advanced and created decay. The tree has a large decay cavity in the lower trunk and root flare on its north side. The decay extends 64 inches up from the ground and has a width of 42 inches. The total circumference of the trunk is 170" which means approximately 25% of the exterior of the trunk is compromised. The actual internal decay is typically advanced at least 1/3 greater than the visible decay area.

At this point the structural integrity of the anchor roots and the lower stem of the tree have been compromised. Drought conditions over the last 5 years have also contributed to this trees decline. This is indicated by very twig dieback on the extremities of the tree branches as well as loss of entire branches in the upper canopy. Approximately 25 percent of less of the trees original canopy remains.



There is no way to mitigate hazards through pruning. Cultural improvements in the critical root zone (CRZ) such as aeration, mulching and irrigations are unlikely to revive this tree. If they did, the structure of the tree is not sound enough to support additional canopy weight.

Tree #2 has a rating of very poor. This tree is growing in what was once agricultural land used for farming and grazing. No damage to the structural roots is apparent. The roots in the CRZ although not exposed or visibly damaged, do not have a favorable environment. No natural mulch from tree debris in present in any significant amount. Without mulch to protect the fine hair roots that transport moisture through the tree, the roots become dehydrated and die.

Due to the reduced feeder roots the canopy has also begun to decline. This is evident in twig, branch and scaffold dehydration and death. Several dead branches have been shed from the tree and are lying on the ground below. Young shoot growth is also poor or dead. The trunk of the tree appears to be in stable condition with no visible defects or decay.

There is no way to mitigate hazards through pruning. Cultural improvements in the CRZ such as aeration, mulching and irrigations are unlikely to revive this tree. If they did, the structure of the tree is not sound enough to support additional canopy weight.

Tree #3 has a rating of very poor. This tree is growing in what was once agricultural land used for farming and grazing. Because of these uses this trees' root zone could have become damaged by vehicle activity, plowing and animal activity. The tree has a large decay cavity in the lower trunk and root flare on its north side. The decay cavity measures 2 foot by 1 foot 3 inches. Decay most likely entered the tree through a root wound that occurred many years ago. At this point the structural integrity of the anchor roots and the lower stem of the tree have been compromised.

Drought conditions over the last 5 years have also contributed to this trees decline. This is indicated by very twig dieback on the extremities of the tree branches as well as loss large branches in the upper canopy. There is no way to mitigate hazards through pruning. Cultural improvements in the CRZ such as aeration, mulching and irrigations are unlikely to revive this tree. If they did, the structure of the tree is not sound enough to support additional canopy weight.

Tree #4 has a rating of fair. This tree is moderately drought stressed. Multiple years of drought has contributed to the moderate decline of this tree, indicated by twig die back in the canopy and decline of smaller diameter branches ranging between 2 and 4 inches. With proper pruning and cultural improvements to the root zone this tree could be a viable asset to the property. During construction, the tree will need tree protection fencing to ensure no damage occurs in the TPZ. The TPZ for this tree is a radius of 43.5 feet measured from the trunk outward past the drip-line of the tree.

Tree Protection Requirements:

• **Tree Protection Zone-** The tree protection zone (TPZ) is determined by multiplying the diameter of the tree by 1.5. The result will be the length of radius extending out from the trunk of the tree. At that distance the tree protection fencing shall be installed around the perimeter of the tree. Example; 48 inch trunk diameter X 1.5 feet = Radius of 72 feet. If the building plan cannot be accommodated using the above TPZ, then the **drip-line** of the tree shall be the extent of the tree protection zone.



- **Tree Protection Fencing-** Tree protection fencing is required to be in place for the duration of the construction project. The fencing should be 4 feet tall and made of orange, high density, polyethylene with 3.5" x 1.5" openings. It should be installed on steel posts 8 feet on center and tightly stretched to prevent sagging. Weatherproof tree protection signs shall be placed on the fencing and remain in place until completion of the project. See Appendix B Tree Protection Diagrams- Diagram 2.
- **Root Protection-** No grading or soil disturbance or paving shall occur within the TPZ of this tree. No materials storage, soil storage, debris shall occur in the protected area. No concrete, plaster or paint washout shall be allowed with the TPZ. Additionally, 3 inch deep layer of bark mulch should be placed within the area of the TPZ. See Appendix B Tree Protection Diagrams- Diagram 2.
- **Monitoring-** An initial inspection should be completed by a certified to ensure that all tree protection measures have been put in place. Weekly inspections of the tree protection zone (TPZ) and associated fencing should be completed by a certified arborist until construction is complete.

Conclusion and Recommendations:

Trees 1 through 3 are in advanced stages of decline and present safety hazards that cannot be mitigated by pruning. Cultural improvements, could improve the vigor of these trees but the structure of the trees would not support the growth. I recommend removal of these trees.

Tree #4 is the healthiest of the four trees on this site. With proper cultural care and maintenance pruning this tree could be retained and become a viable asset to the property and surrounding landscape. During construction this tree will require protection which is detailed in this report under Tree Protection Requirements.

Sincerely,

Ke drey Shuman

Rodney D. Thurman ISA Certified Arborist PN-2684AUM ISA Tree Risk Assessor Qualification

Cell: 805 286 6153 Email: rodney@whitsturn.com

Appendices: Photographs, Site Diagrams, Tree Protection, Glossary of Terms



Appendix A- Photographs



Photo 1- Panorama of site looking northwest from driveway entry on Dallons Road.





Photo 2- Tree #1 Areas of major decay and scaffold failure





Photo 4- Tree #1- Decay cavity on north side of tree measures 64" x 42"





Photo 5- Tree #1- Large area of decay in stem approximately 36" by 18".





Photo 5- Tree 2. Declining canopy, decreased shoot growth and failed scaffold branches.





Photo 6- Tree 2. Close up of failed scaffold branches





Photo 7- Tree 3. Declining canopy, decaying and failed scaffold branches, decreased shoot growth, trunk decay.





Photo 8- Tree #3. Decay cavity on north side of tree. Measures 24" x 15"





Photo 9- Tree # 4. Declining canopy, decreased shoot growth, small diameter branch die-back.





Photo 10 - Tree #4. Small diameter branch die-back.





Photo 11- Tree #4. Decreased shoot growth.



Appendix B- Site Diagrams



Diagram 1- Conceptual Building Plan for Site





Diagram 2- Topographical Map with Tree Locations and Tree Protection Zone delineated for tree #4 highlighted in red.





Diagram 3- Parcel Map. Site is highlighted in yellow



Appendix C- Tree Protection



Diagram 1- Tree Protection Fencing Guide



Appendix D- Glossary of Terms

- Canopy- Collective branches and foliage of a tree or group of trees' crowns. Aggregate or collective tree crowns.
- Critical Root Zone or CRZ- Area within the drip-line of the tree.
- **Diameter at Standard Height** Diameter of trunk measured at 4.5 feet above ground level. The International Society of Arboriculture (ISA) defines Critical Root Zone (CRZ) as an area equal to 1-foot radius from the base of the tree's trunk for each 1 inch of the tree's diameter at 4.5 feet above grade (referred to as diameter at breast height or DBH).
- Drip-line- Area beneath the tree delineated by the outer edge of the tree canopy.
- Root Hairs- Modified epidermal cells of a root that absorb the majority of water and minerals.
- Scaffold Branches- Permanent or structural branches that form the scaffold architecture or structure of a tree.
- Structural Root- Large, woody, tree roots that anchor and support the trunk and crown. Roots characterized by secondary thickening and relatively large diameter, giving form to the root system and functioning in anchorage and support.
- Structural Root Zone or SRZ- Area within 10 feet of the trunk of the tree where larger diameter anchoring roots area located.
- Tree Protection Zone or TPZ- Defined area within which certain activities are prohibited or restricted to prevent or minimize potential injury to designated trees, especially during construction or development.

ATTACHMENT-4 MMRP

Mitigation Monitoring and Reporting Plan - Tidwell Contractor Storage Yard

Project File No./Name: Tidwell Contractor Storage Yard Approving Resolution No.: by: Planning Commission City Council

Date: AUGUST 22, 2017

The following environmental mitigation measures were either incorporated into the approved plans or were incorporated into the conditions of approval. Each and every mitigation measure listed below has been found by the approving body indicated above to lessen the level of environmental impact of the project to a level of non-significance. A completed and signed checklist for each mitigation measure indicates that it has been completed.

Explanation of Headings:

Туре:	. Project, ongoing, cumulative
Monitoring Department or Agency:	. Department or Agency responsible for monitoring a particular mitigation measure
Shown on Plans:	. When a mitigation measure is shown on the plans, this column will be initialed and dated.
Verified Implementation:	When a mitigation measure has been implemented, this column will be initialed and dated.
Remarks:	. Area for describing status of ongoing mitigation measure, or for other information.

or Agency	snown on Plans	Implementation	Timing/Remarks
CUU		Notes shown on construction documents. Approval letter from CDFW and receipt from TNC documenting payment of in-lieu fees.	Prior to site disturbance, grading permit issued.
C	Department or Agency	Department or Agency Shown on Plans DD Image: Comparison of the second	Department or Agency Shown on Plans Implementation DD Notes shown on construction documents. Approval letter from CDFW and receipt from TNC documenting payment of in-lieu fees.

					Exhibit B
Mitigation Measure PD 17-007 (Tidwell Contractor Storage Yard)	Туре	Monitoring Department or Agency	Shown on Plans	Verified Implementation	Timing/Remarks
aspects if this program must be in place before City permit issuance or initiation of any ground disturbing activities.					
 b. Deposit funds into an approved in-lieu fee program, which would provide for the protection in perpetuity of suitable habitat in the kit fox corridor area within San Luis Obispo County, and provide for a non-wasting endowment for management and monitoring of the property in perpetuity. Mitigation alternative (b) above can be completed by providing funds to The Nature Conservancy (TNC) pursuant to the Voluntary Fee-Based Compensatory Mitigation Program (Program). The Program was established in agreement between the CDFW and TNC to preserve San Joaquin kit fox habitat, and to provide a voluntary mitigation alternative to project proponents who must mitigate the impacts of projects in accordance with the California Environmental Quality Act (CEQA). The fee, payable to "The Nature Conservancy," would total: \$20,850 (8.34 multiplied by \$2,500) 					
 This fee is calculated based on the current cost-per-unit of \$2500 per acre of mitigation, which is scheduled to be adjusted to address the increasing cost of property in San Luis Obispo County; your actual cost may increase depending on the timing of payment. This fee must be paid after the CDFW provides written notification about your mitigation options but prior to City permit issuance and initiation of any ground disturbing activities. c. Purchase credits in a CDFW-approved conservation bank, which would provide for the protection in perpetuity of suitable habitat within the kit fox corridor area and provide for a non-wasting endowment for management and monitoring of the property in perpetuity. Mitigation alternative (c) above can be completed by purchasing credits from the Palo Prieto Conservation Bank (see contact information below). The Palo Prieto Conservation Bank was established to preserve San Joaquin kit fox habitat, and to provide a voluntary mitigation 					
impacts of project proponents who must mitigate the impacts of projects in accordance with the California Environmental Quality Act (CEQA). The cost for purchasing					

					Exhibit I
Mitigation Measure PD 17-007 (Tidwell Contractor Storage Yard)	Туре	Monitoring Department or Agency	Shown on Plans	Verified Implementation	Timing/Remarks
credits is payable to the owners of The Palo Prieto Conservation Bank, and would total: <u>\$20,850 (8.34 multiplied by \$2,500)</u> This fee is calculated based on the current cost-per-credit of \$2,500 per acre of mitigation. The fee is established by the conservation bank owner and may change at any time. Your actual cost may increase depending on the timing of payment. Purchase of credits must be completed prior to City permit issuance and initiation of any ground disturbing activities.					
BR-2. In accordance with the County Guide to SJKF Mitigation Procedures Under CEQA, the project owner shall adopt the Standard Kit Fox CEQA Mitigation Measures and shall be included on development plans. The following summarizes those that are applicable to this project:	Project	CDD		Notes shown on construction documents.	Prior to site disturbance, grading permit issued.
 A maximum 25 mph speed limit shall be required at the project site during construction activities. 					
• All construction activities shall cease at dusk and not start before dawn.					
• A qualified biologist shall be on-site immediately prior to initiation of project activities to inspect for any large burrows (e.g., known and potential dens) and to ensure no wildlife are injured during project activities. If dens are encountered, they should be avoided as discussed below.					
 Exclusion zone boundaries shall be established around all known and potential kit fox dens. 					
• All excavations deeper than 2 feet shall be completely covered at the end of each working day.					
• All pipes, culverts, or similar structures shall be inspected for SJKF and other wildlife before burying, capping, or moving.					
 All exposed openings of pipes, culverts, or similar structures shall be capped or temporarily sealed prior to the end of each working day. 					
• All food-related trash shall be removed from the site at the end of each work day.					
• Project-related equipment shall be prohibited outside of					

					Exhibit B
Mitigation Measure PD 17-007 (Tidwell Contractor Storage Yard)	Туре	Monitoring Department or Agency	Shown on Plans	Verified Implementation	Timing/Remarks
designated work areas and access routes.					
 No firearms shall be allowed in the project area. 					
 Disturbance to burrows shall be avoided to the greatest extent feasible. 					
 No rodenticides or herbicides should be applied in the project area. 					
• Permanent fences shall allow for SJKF passage through or underneath (i.e., an approximate 4-inch passage gap shall remain at ground level).					
BR-3. Prior to issuance of grading and/or construction permit and within 30 days prior to initiation of site disturbance and/or construction, all personnel associated with the project shall attend a worker education training program, conducted by a qualified biologist, to avoid or reduce impacts on sensitive biological resources (i.e. San Joaquin kit fox). At a minimum, as the program relates to the kit fox, the training shall include the kit fox's life history, all mitigation measures specified by the City, as well as any related biological report(s) prepared for the project. The applicant shall notify the City shortly prior to this meeting. A kit fox fact sheet shall also be developed prior to the training program, and distributed at the training program to all contractors, employers and other personnel involved with the construction of the project.	On- going	CDD		Notes shown on construction documents.	Prior to site disturbance, grading permit issued.
BR-4. During the site-disturbance and/or construction phase, any contractor or employee that inadvertently kills or injures a San Joaquin kit fox or who finds any such animal either dead, injured, or entrapped shall be required to report the incident immediately to the applicant and City. In the event that any observations are made of injured or dead kit fox, the applicant shall immediately notify the USFWS and CDFW by telephone. In addition, formal notification shall be provided in writing within three working days of the finding of any such animal(s). Notification shall include the date, time, location and circumstances of the incident. Any threatened or endangered species found dead or injured shall be turned over immediately to CDFW for care, analysis, or disposition.	On- going	CDD			Ongoing during construction.

					Exhibit B
Mitigation Measure PD 17-007 (Tidwell Contractor Storage Yard)	Туре	Monitoring Department or Agency	Shown on Plans	Verified Implementation	Timing/Remarks
BR-5. Impacts to oak trees shall be assessed by a licensed Arborist on the City's Certified Arborist List. Prior to issuance of a grading and/or construction permit, the Arborist Report shall be updated reflecting tree protection measures for Trees #2, 3, and 4 in accordance with the City of Paso Robles Oak Tree Preservation Ordinance. Tree protection measures during construction as well as post-construction shall be included in the report. All oak tree protection measures outlined in the updated Arborist Report shall be complied with to the satisfaction of the Project Arborist. An acknowledgement from the Arborist will be required prior to the issuance of a permit.	Project	CDD		Note on plans.	Prior to issuance of grading permit.
BR-6. Prior to issuance of a grading and/or construction permit, the project owner shall obtain an Oak Tree Removal Permit from the Community Development Department for the removal of Tree #1.	Project	CDD			Prior to issuance of a grading permit.

(add additional measures as necessary)

Explanation of Headings:

Туре:	Project, ongoing, cumulative
Monitoring Department or Agency:	Department or Agency responsible for monitoring a particular mitigation measure
Shown on Plans:	When a mitigation measure is shown on the plans, this column will be initialed and dated.
Verified Implementation:	When a mitigation measure has been implemented, this column will be initialed and dated.
Remarks:	Area for describing status of ongoing mitigation measure, or for other information.