

Notice of Exemption

Appendix E

To: Office of Planning and Research
 P.O. Box 3044, Room 113
 Sacramento, CA 95812-3044
 County Clerk
 County of: Placer
 2954 Richardson Drive
 Auburn, CA 95603

From: (Public Agency): Placer County Airport Land Use Commission (ALUC)
299 Nevada Street, Auburn CA 95603
 (Address)

Project Title: Placer County Airport Land Use Commission Fee Schedule Update

Project Applicant: Placer County Airport Land Use Commission

Project Location - Specific:
Auburn, Blue Canyon, and Lincoln airports influence areas.

Project Location - City: Auburn and Lincoln Project Location - County: Placer

Description of Nature, Purpose and Beneficiaries of Project:

State law allows ALUCs to charge for the cost of project reviews. Fees cannot exceed the estimated reasonable cost of providing services. The ALUC is updating its fee schedule to recoup review costs from project proponents. The fees collected are for the purpose of meeting operating expenses incurred in providing ALUC services.

Name of Public Agency Approving Project: Placer County Airport Land Use Commission

Name of Person or Agency Carrying Out Project: Placer County Airport Land Use Commission

Exempt Status: (check one):

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Categorical Exemption. State type and section number: _____
- Statutory Exemptions. State code number: CEQA Guideline Section 15061(b)(1) and 15273(a)(1)

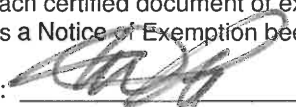
Reasons why project is exempt:

The fee schedule does not meet CEQA's definition of a project. CEQA does not apply to the establishment, modification, structuring, restructuring, or approval of rates, tolls, fares, or other charges by public agencies, which the public agency finds are for the purpose of meeting operating expenses incurred in providing services.

Lead Agency Contact Person: David Melko, Senior Planner Area Code/Telephone/Extension: 530.823.4090

If filed by applicant:


1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? ■ Yes No

Signature:  Date: 12/01/21 Title: ALUC Executive Director

■ Signed by Lead Agency Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.
 Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: _____

POSTED DEC 03 2021
 Through _____
 RYAN RONCO, COUNTY CLERK
 By 
 Deputy Clerk

Revised 2011

21-330

State of California -- Department of Fish and Wildlife
2020 ENVIRONMENTAL FILING FEE CASH RECEIPT
 DFW 753.5a (Rev. 01/21)

RECEIPT# 31-210330
STATE CLEARING HOUSE# (if applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY

LEAD AGENCY PLACER COUNTY AIRPORT LAND USE COMMISSION	DATE 12/03/2021
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COUNTY/STATE AGENCY OF FILING PLACER COUNTY CLERK AUBURN
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PROJECT TITLE PLACER COUNTY AIRPORT LAND USE COMMISSION FEE SCHEDULE UPDATE

PROJECT APPLICANT NAME PLACER COUNTY AIRPORT LAND USE COMMISSION	PHONE NUMBER 530-823-4030
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PROJECT APPLICANT ADDRESS 299 NEVADA STREET	CITY AUBURN	STATE CA	ZIPCODE 95603
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PROJECT APPLICANT (Check appropriate box):

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

CHECK APPLICABLE FEES:

- | | | |
|---|------------|-----------------|
| <input type="checkbox"/> Environmental Impact Report (EIR) | \$3,445.25 | \$ _____ |
| <input type="checkbox"/> Mitigated/Negative Declaration (MND) (ND) | \$2,480.25 | \$ _____ |
| <input type="checkbox"/> Application Fee Water Diversion (State Water Resources Control Board Only) | \$850.00 | \$ _____ |
| <input type="checkbox"/> Projects Subject to Certified Regulatory Programs (CRP) | \$1,171.25 | \$ _____ |
| <input checked="" type="checkbox"/> County Administrative Fee | \$50.00 | \$ <u>50.00</u> |
| <input checked="" type="checkbox"/> Project that is exempt from fees | | |
| <input checked="" type="checkbox"/> Notice of Exemption (attach) | | |
| <input type="checkbox"/> DFG No Effect Determination (attach) | | |

Other _____ \$ _____

PAYMENT METHOD:

Cash Credit Check Other _____

TOTAL RECEIVED **\$50.00**

SIGNATURE X 	TITLE L. Millanes, DEPUTY
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PLACER COUNTY AIRPORT LAND USE COMMISSION

**IN THE MATTER OF: ADOPTING AN
UPDATE TO THE FEE SCHEDULE FOR
THE AIRPORT LAND USE COMMISSION**

RESOLUTION NO. 21-45

The following resolution was duly passed by the Placer County Airport Land Use Commission at a regular meeting held December 1, 2021 by the following vote on roll call:

AYES: Amara, Baker, Broadway, Holmes, Houdesheldt, Joiner, Jones, Wilkins

NOES: None

ABSENT: Burruss

WHEREAS, Resolution No. 97-10 designated Placer County Transportation Planning Agency as the Airport Land Use Commission for Placer County and established a fee schedule; and

WHEREAS, Resolution No. 14-01 updated the Airport Land Use Commission fee schedule; and

WHEREAS, California Public Utilities Code Section 21671.5(f) allows Airport Land Use Commissions to charge project proponents for the cost of project reviews conducted by the Commission; and

WHEREAS, California Government Code Section 66016 requires that fees be based on studies that present a reasonable estimate of the costs of providing the service for which they are charged and requires that information regarding a new fee or an increase in an existing fee be provided to interest parties upon request; and

WHEREAS, the Airport Land Use Commission desires to update the existing fee schedule adopted in 2014 for the purposes of recouping costs incurred by the Airport Land Use Commission in reviewing projects; and

WHEREAS, a cost estimate study was undertaken to determine a reasonable cost of providing services and to ensure that the updated fees represent a reasonable amount and do not exceed the cost of providing the public the services for which they are charged; and

WHEREAS, California Government Code Section 66018(a) requires that a public hearing be held prior to adopting a new fee or approving an increase in an existing fee and in compliance thereof, timely notice was published in the Auburn Journal and the Lincoln Messenger and placed on PCTPA's website (<https://pctpa.net/agendas2021/>) and also made available to local agencies, and stakeholders who have expressed an interest in the ALUCP Update ten (10) days prior to the public hearing conducted by the Airport Land Use Commission on December 1, 2021; and

WHEREAS, California Code of Regulations, Title 14, Section 15061(b)(1) provides for statutory exemptions from the California Environmental Quality Act (CEQA) with Section 15273(a)(1) indicating that: “CEQA does not apply to... [t]he establishment, modification, structuring, restructuring, or approval of rates, tolls, fares, or other charges by public agencies, which the public agency finds are for the purpose of meeting operating expenses, including employee wage rates and fringe benefits...”

NOW THEREFORE BE IT RESOLVED, the Placer County Airport Land Use Commission hereby finds and determines that:

1. The existing fee schedule established in Resolution No. 14-01 is repealed.
2. The fee schedule shall be established as follows:

Placer County Airport Land Use Commission Fee Schedule		
Adopted December 1, 2021; Effective January 30, 2022		
Project Category	Application Fee²	Supplement Deposit³
Voluntary Project Referrals	\$500	Time and materials basis
Mandatory Project Referrals ⁴	\$2,500	Time and materials basis
ALUC Appeals ⁵	\$200	Not Applicable

¹ Fees established by the ALUC will be reviewed annually or upon recommendation of the ALUC Executive Director and adjusted as necessary (ALUC Policy 2.2.7). Adjustment of the fees will be based on the federal Consumer Price Index and upon ALUC approval, go into effect July 1st of each fiscal year.

² Application fee is the minimum charge and is non-refundable. Fee must be paid to PCTPA or referring agency prior to project referral (ALUC Policy 2.8.4).

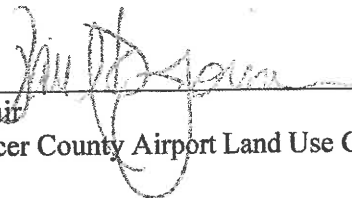
³ If it is determined that technical assistance is needed to complete the review, a supplemental deposit would be requested and charged against on a “time and materials” basis. At the time the cost of the review reaches 80 percent of the deposited amount, the project proponent will be notified that additional payment may be required upon completion of the review. After the project review is completed, the project proponent will either receive an invoice for the additional amount due or a refund depending on the actual costs incurred.

⁴ See ALUC Policy 2.4.1 and 2.5.1 for list of actions requiring mandatory referral. Mandatory Project Referral fee waived for local member agency documents; however, a supplemental deposit may be requested if technical consulting services are needed.

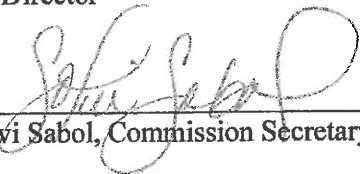
⁵ Appeals and fee must be submitted within 10 days of the date the ALUC made its consistency finding (ALUC Policy 2.10.3).

3. The fee schedule shall be adjusted annually for Airport Land Use Commission action based on the federal Consumer Price Index and go into effect July 1st of each fiscal year.
4. The fee schedule is statutorily exempt from environmental review because it does not meet the CEQA definition of a project, and the Executive Director is authorized to file a Notice of Exemption with the Placer County Clerk-Recorder.
5. The fee schedule shall become effective, January 31, 2022, 60 days after Commission adoption.



Executive Director

Chair
Placer County Airport Land Use Commission

Attest: 

Solvi Sabol, Commission Secretary

The foregoing instrument is a **CORRECT COPY**
of the original on file in this office.
Attest: **SOLVI SABOL, Board Secretary**
Placer County Transportation Planning Agency
Placer County Local Transportation Authority
South Placer Regional Transportation Authority

