

Exhibit H

E202410000138

CITY OF FRESNO
NOTICE OF INTENT TO ADOPT A
NEGATIVE DECLARATION

Filed with the
FRESNO COUNTY CLERK
2220 Tulare Street, Fresno, CA 93721

ENVIRONMENTAL ASSESSMENT FOR P22-03846/P22-04069

APPLICANT:

Lorren Smith

Harbor & Associates

389 Clovis Avenue, Suite 300

Clovis, CA 93612

PROJECT LOCATION:

Located along both sides of West Ashlan Avenue, west of North Polk Avenue (See Exhibit A - Vicinity Map)

APN: 511-011-06, 510-210-03, 510-210-01, 510-210-02, 510-210-06, and 510-210-07

Site Latitude: 36°47'38.4" N & Site Longitude: 119°53'34.8" W

Mount Diablo Principal Meridian, Township 13S, Range 19E, Sections 15 and 22

FILED
MAY 03 2024 TIME 1:10pm
FRESNO COUNTY CLERK
By Cyan Edmisten DEPUTY
Cyan Edmisten

The full Initial Study and the Fresno General Plan Program Environmental Impact Report (PEIR) are on file in the Planning and Development Department, Fresno City Hall, 3rd Floor, Room 3043, 2600 Fresno Street, Fresno, CA 93721.

PROJECT DESCRIPTION:

Annexation Application No. P22-03846 and Pre-zone Application No. P22-04069 were filed by Harbor & Associates pertaining to approximately 20.23 acres of property along both sides of West Ashlan Avenue, west of North Polk Avenue.

Annexation Application No. P22-03846 requests authorization to initiate annexation proceedings for the Ashlan-Polk Nos. 3 & 4 Reorganization proposing incorporation of the subject property within the City of Fresno; and detachment from the Kings River Conservation District and North Central Fire Protection District.

Pre-zone Application No. P22-04069 requests authorization to pre-zone: approximately 10 acres of the subject property from the Fresno County RR (*Rural Residential*) zone district to the City of Fresno RS-5 (*Single-Family Residential, Medium Density*) zone district; approximately 9.5 acres of the subject property from the Fresno County RR (*Rural Residential*) zone district to the RS-5/ANX (*Single-Family Residential, Medium Density/Annexed Rural Residential Transitional Overlay*) zone district.

The City of Fresno has prepared an Initial Study of the above-described project and proposes to adopt a Negative Declaration.

Pursuant to the California Public Resources Code (PRC) §§ 21093 and 21094 and California Environmental Quality Act (CEQA) Guidelines §§ 15070 to 15075, 15150, and 15152, this project has been evaluated with respect to each item on the attached Appendix G/Initial Study Checklist to determine whether this project may cause any additional significant effect on the environment, which was not previously examined in the PEIR. After conducting a review of the adequacy of the Project Specific Mitigation Measure Checklist and CEQA Guidelines §§ 15151 and 15179(b), the Planning and Development Department, as lead agency, finds that no substantial changes have occurred with respect to the circumstances under which the PEIR was certified and that no new information, which was not known and could not have been known at the time that the PEIR was certified as complete, has become available.

The completed Appendix G/Initial Study Checklist, its associated narrative, technical studies and mitigation measures reflect applicable comments of responsible and trustee agencies and research and analyses conducted to examine the interrelationship between the proposed project and the physical environment. The information contained in the project application and its related environmental assessment application, responses to requests for comment, checklist, Initial Study narrative, and any attachments thereto, combine to form a record indicating that an Initial Study has been completed in compliance with the State CEQA Guidelines and the CEQA.

All new development activity and many non-physical projects contribute directly or indirectly toward cumulative impacts on the physical environment. It has been determined that the incremental effect contributed by this project toward cumulative impacts is not considered substantial or significant in itself.

There is no substantial evidence in the record that this project may have additional significant, direct, indirect or cumulative effects on the environment that are significant. The Planning and Development Department, as lead agency, finds that no substantial changes have occurred with respect to the circumstances under which the PEIR was certified and that no new information, which was not known and could not have been known at the time that the PEIR was certified as complete has become

available.

Based upon the evaluation guided by the Appendix G/Initial Study Checklist, it was determined that there are not project specific foreseeable impacts which require project specific mitigation measures.

The Initial Study has concluded that the proposed project will not result in any adverse effects, which fall within the "Mandatory Findings of Significance" contained in § 15065 of the State CEQA Guidelines. The finding is, therefore, that the proposed project will not have a significant adverse effect on the environment.

Public notice has been provided regarding staff's finding in the manner prescribed by § 15072 of the CEQA Guidelines and by § 21092 of the PRC Code (CEQA provisions).

Additional information on the proposed project, including the Project Specific Mitigation Measure Checklist, proposed environmental finding of a Negative Declaration and the Initial Study may be obtained from the Planning and Development Department, Fresno City Hall, 2600 Fresno Street, 3rd Floor, Room 3043, Fresno, California 93721 3604. Please contact Juan Lara at (559) 621-8056 or via email at Juan.Lara@fresno.gov for more information.

ANY INTERESTED PERSON may comment on the proposed environmental finding. Comments must be in writing and must state (1) the commentor's name and address; (2) the commentor's interest in, or relationship to, the project; (3) the environmental determination being commented upon; and (4) the specific reason(s) why the proposed environmental determination should or should not be made. Any comments may be submitted at any time between the publication date of this notice and close of business on May 24, 2024. Please direct comments to Juan Lara, Planner III, City of Fresno Planning and Development Department, City Hall, 2600 Fresno Street, Room 3043, Fresno, California, 93721-3604; or by email to Juan.Lara@fresno.gov.

INITIAL STUDY PREPARED BY:

Juan Lara, Planner III

SUBMITTED BY:



Robert Holt, Supervising Planner

CITY OF FRESNO

PLANING AND DEVELOPMENT
DEPARTMENT

DATE: 05/03/2024

Attachments:

Exhibit A – Vicinity Map

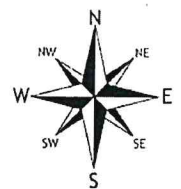
Exhibit A – Vicinity Map



Legend



Annexation Area and Pre-zone



**CITY OF FRESNO
NEGATIVE DECLARATION
FOR
Environmental Assessment No. P22-03846/P22-04069 – TM5756
Annexation and Pre-Zone (Application No. P22-04069)**

State Clearinghouse Number: XXXXXXXXXX

City of Fresno
Planning and Development Department
2600 Fresno Street
Fresno, CA 93721

Prepared by:

SWCA Environmental
3426 Empresa Drive, Suite 100
San Luis Obispo, CA, 93401

Attachments:

Notice of Intent to Adopt a Negative Declaration
Appendix G/Initial Study for a Negative Declaration

APPENDIX G/INITIAL STUDY FOR A NEGATIVE DECLARATION

Environmental Checklist Form for:
Environmental Assessment No. P22-03846/P22-04069 –
TM5756 Annexation and Pre-Zone (Application No. P22-04069)

1.	Project Title: Environmental Assessment No. P22-03846/P22-04069 – TM5756 Annexation and Pre-zone (Application No. P22-04069)
2.	Lead Agency Name and Address: City of Fresno Planning and Development Department 2600 Fresno Street Fresno, CA 93721
3.	Contact Person and Phone Number: Juan Lara, Planner III City of Fresno Planning and Development Department (559) 621-8039
4.	Project Location: The project site consists of six legal parcels (Assessor's Parcel Numbers [APNs] 510-201-01, -02, -03, -06, and -07; 511-011-06) located along Ashlan Avenue, in unincorporated Fresno County, adjacent to the western City limits of Fresno, California.
5.	Project Sponsor's Name and Address: Harbor & Associates 389 Clovis Avenue, Suite 300 Clovis, California 93612
6.	General and Community Plan Land Use Designation: General Plan: Existing – Medium Density Residential; Proposed – No change Community Plan: West Area Community Plan
7.	Zoning: Existing: Rural Residential Neighborhood Beautification (RR NB) Proposed: Single-Family Residential, Medium Density (RS-5)

8.

Description of Project:

Annexation Application No. P22-03846 and Pre-zone Application No. P22-04069 were filed by Harbor & Associates on behalf of the Roz Group, pertaining to approximately 20.23 acres along Ashlan Avenue, adjacent to the western City limits of Fresno in Tract Map 5756 (Figure 1). The parcels are currently located in unincorporated Fresno County and zoned Fresno County (County) Rural Residential (RR) (Figure 2). The project would pre-zone APNs 510-201-01, -02, -03, -06, and -07 and 511-011-06 to the City of Fresno (City) Residential Single-Family, Medium Density (RS-5) zone district.

The RS-5 district allows for the development of five to 12 units per acre and is intended for areas with predominantly single-family residential development, but allows for a mix of housing types, including small-lot starter homes, zero-lot-line developments, duplexes, and townhouses. The proposed project does not include new development or site improvements that would require construction activities. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project. Rezone Application No. R-07-10 rezoned the subject property from the City's Exclusive Five Acre Agricultural District/Urban Growth Management (AE-5/UGM) and the County's Residential Rural (R-R) zone districts to the City's Single Family Residential District/Urban Growth Management (R-1/UGM) zone district. Vesting Tentative Tract Map No. 5756 subdivided the subject property into a 102-lot single family residential subdivision with an overall density of 5.32 units per acre.

9.

Surrounding Land Uses and Setting:

	Planned Land Use	Existing Zoning	Existing Land Use
North	Single Family Residential	Residential Single Family, Medium Low Density (RS-4) and Medium Density (RS-5)	Single Family Residential
East	Rural Residential and Open Space/ Agriculture	Residential Single Family, Medium Low Density (RS-4) and Medium Density (RS-5)	Single Family Residential
South	Rural Residential and Open Space/ Agriculture	Residential Single Family, Medium Density (RS-5)	Single Family Residential
West	Rural Residential, Open Space/ Agriculture	Rural Residential (RR)	Single Family Residential

10.	<p>Other Public Agencies Whose Approval is Required (e.g., permits, financing approval, or participation agreement):</p> <p>Annexation request by Fresno Local Agency Formation Commission (LAFCO)</p>
11.	<p>Have California Native American tribes traditionally and culturally affiliated with the project area requested consultation pursuant to Public Resources Code (PRC) Section 21080.3.1? If so, has consultation begun?</p> <p>The State of California requires lead agencies to consider the potential effects of proposed projects and consult with California Native American tribes during the local planning process for the purpose of protecting Traditional Tribal Cultural Resources through the California Environmental Quality Act (CEQA) Guidelines. Pursuant to California Public Resources Code (PRC) Section 21080.3.1, before public distribution of the document, the lead agency shall begin consultation with the California Native American tribe that is traditionally and culturally affiliated with the geographical area of the proposed project. Such significant cultural resources are either sites, features, places, cultural landscapes, sacred places, and objects with cultural value to a tribe that is either included in or eligible for inclusion in the California Register of Historic Resources (CRHR) or local historic register, or, the lead agency, at its discretion, and support by substantial evidence, chooses to treat the resources as a Tribal Cultural Resources (PRC Section 21074(a)(1-2)). According to the most recent census data, California is home to 109 currently recognized Indian tribes. Tribes in California currently have nearly 100 separate reservations or Rancherias. Fresno County has a number of Rancherias, including Table Mountain, Millerton, Big Sandy, Cold Springs, and Squaw Valley; these Rancherias are not located within the City limits.</p> <p>Conducting consultation early in the CEQA process allows tribal governments, lead agencies, and project proponents to discuss the level of environmental review, identify and address potential adverse impacts to tribal cultural resources, and reduce the potential for delay and conflict in the environmental review process (see PRC Section 21083.3.2). Information may also be available from the California Native American Heritage Commission (NAHC) Sacred Lands File (SLF) per PRC Section 5097.96 and the California Historical Resources Information System (CHRIS) administered by the California Office of Historic Preservation (OHP). Please also note that PRC Section 21082.3(c) contains provisions specific to confidentiality.</p> <p>Pursuant to Assembly Bill (AB) 52, Native American tribes traditionally and culturally affiliated with the project area were invited to consult regarding the project based on a list of contacts provided by the NAHC. The City mailed notices of the proposed project to each of these tribes on October 9, 2023, and included the required 30-day time period for tribes to request consultation, which ended on November 9, 2023. All tribes that were contacted declined consultation.</p>

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.

<input type="checkbox"/>	Aesthetics	<input type="checkbox"/>	Agriculture and Forestry Resources
<input type="checkbox"/>	Air Quality	<input type="checkbox"/>	Biological Resources
<input type="checkbox"/>	Cultural Resources	<input type="checkbox"/>	Energy
<input type="checkbox"/>	Geology/Soils	<input type="checkbox"/>	Greenhouse Gas Emissions
<input type="checkbox"/>	Hazards and Hazardous Materials	<input type="checkbox"/>	Hydrology/Water Quality
<input type="checkbox"/>	Land Use/Planning	<input type="checkbox"/>	Mineral Resources
<input type="checkbox"/>	Noise	<input type="checkbox"/>	Population/Housing
<input type="checkbox"/>	Public Services	<input type="checkbox"/>	Recreation
<input type="checkbox"/>	Transportation	<input type="checkbox"/>	Tribal Cultural Resources
<input type="checkbox"/>	Utilities/Service Systems	<input type="checkbox"/>	Wildfire
<input type="checkbox"/>	Mandatory Findings of Significance		

DETERMINATION: (To be completed by the Lead Agency)

On the basis of this initial evaluation:

<u> X </u>	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 (EIR) 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 EIR 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.
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<u>Juan Lara</u>	<u>5/3/2024</u>
Juan Lara, Planner III	Date

EVALUATION OF ADDITIONAL ENVIRONMENTAL IMPACTS NOT ASSESSED IN PROGRAM ENVIRONMENTAL IMPACT REPORT SCH NO. 2019050005 PREPARED FOR THE APPROVED FRESNO GENERAL PLAN (GP PEIR):

1. For purposes of this Initial Study, the following answers have the corresponding meanings:
 - a. "No Impact" means the specific impact category does not apply to the project, or that the record sufficiently demonstrates that project specific factors or general standards applicable to the project will result in no impact for the threshold under consideration.
 - b. "Less Than Significant Impact" means there is an impact related to the threshold under consideration, but that impact is less than significant.
 - c. "Less Than Significant with Mitigation Incorporation" means there is a potentially significant impact related to the threshold under consideration, however, with the mitigation incorporated into the project, the impact is less than significant. For purposes of this Initial Study "mitigation incorporated into the project" means mitigation originally described in the GP PEIR and applied to an individual project, as well as mitigation developed specifically for an individual project.
 - d. "Potentially Significant Impact" means there is substantial evidence that an effect may be significant related to the threshold under consideration.
2. 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).

3. All answers must take account of the whole action involved, including 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.
4. 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.
5. "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 (6) below, may be cross-referenced).
6. 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 the PEIR or another 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.
7. 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.
8. Supporting Information Sources: A source list should be attached, and other sources used or individuals contacted should be cited in the discussion.
9. 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.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
I. AESTHETICS – Except as provided in PRC Section 21099, would the project:				
a) Have a substantial adverse effect on a scenic vista?				X
b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?				X
c) In non-urbanized areas, substantially degrade the existing visual character or quality public views of the site and its surroundings? (Public views are those that are experienced from publicly accessible vantage point). If the project is in an urbanized area, would the project conflict with applicable zoning and other regulations governing scenic quality?				X
d) Create a new source of substantial light or glare which would adversely affect day or nighttime views in the area?				X

DISCUSSION

a) Have a substantial adverse effect on a scenic vista?

A scenic vista is a viewpoint that provides expansive views of a highly valued landscape for the public's benefit. The City's approved General Plan identifies six locations along the San Joaquin River bluffs as designated vista points from which views should be maintained. Scenic vistas within the Planning Area could provide distant views of features such as the San Joaquin River to the north and the foothills of the Sierra Nevada Mountains to the east.

The proposed project site consists of six legal parcels totaling approximately 20.23 acres located along Ashlan Avenue. The project site is surrounded by single-family residences and undeveloped land, and consists of previously disturbed areas, undeveloped areas, and scattered single-family residences and associated structures.

The Teague School Canal is located along the eastern and southeastern portion of the project site. The project site and surrounding area are relatively flat in elevation. The proposed project would include the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project. The project site is not located within any of the scenic vista points identified in the City's General Plan. Furthermore, the proposed project would not significantly affect or block a potentially scenic vista in the City. Therefore, the proposed project would have *no impact*.

b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?

According to the California Department of Transportation (Caltrans) State Scenic Highway Mapping System,¹ there are no eligible or officially designated State Scenic Highways within the City of Fresno. However, Fresno County has three eligible State Scenic Highways; the nearest eligible highways include a portion of State Route 180, located approximately 7 miles east of the City, and a portion of State Route 168, located approximately 5 miles east of City. The nearest officially designated State Scenic Highway is located more than 30 miles northeast of the City within Madera County. Since there are no eligible or officially designated State Scenic Highways within or in close proximity to the project site, implementation of the proposed project would not damage scenic resources within a designated state scenic highway. Therefore, the proposed project would have *no impact*.

c) In non-urbanized areas, substantially degrade the existing visual character or quality of public views of the site and its surroundings? (Public views are those that are experienced from publicly accessible vantage point). If the project is in an urbanized area, would the project conflict with applicable zoning and other regulations governing scenic quality?

The project site is located in a residential area and currently consists of disturbed areas, undeveloped areas, and scattered single-family residences. The proposed project would include the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project. The proposed project would not change the visual characteristics of the project site. Therefore, the proposed project would have *no impact*.

d) Create a new source of substantial light or glare which would adversely affect day or nighttime views in the area?

The project site is located in a residential area subject to preexisting exterior lighting from surrounding developments and existing street lighting. As discussed previously,

¹ California Department of Transportation (Caltrans). 2023. Scenic Highways: California State Scenic Highways. Available at: <https://dot.ca.gov/programs/design/lap-landscape-architecture-and-community-livability/lap-liv-i-scenic-highways>. Accessed September 2023.

no new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project. The proposed project would not introduce new sources of light and glare to the area. In addition, daytime glare would not occur because no highly reflective glass elements or building materials are proposed as part of the project. The proposed project would not create a new source of light and glare. Therefore, the proposed project would have *no impact*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
II. AGRICULTURE AND FORESTRY 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. In determining whether impacts to forest resources, including timberland, are significant environmental effects, lead agencies may refer to information compiled by the California Department of Forestry and Fire Protection regarding the state's inventory of forest land, including the Forest and Range Assessment Project and the Forest Legacy Assessment project; and forest carbon measurement methodology provided in Forest Protocols adopted by the California Air Resources Board. 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?			X	
b) Conflict with existing zoning for agricultural use, or a Williamson Act contract?				X

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
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 51104(g))?				X
d) Result in the loss of forest land or conversion of forest land to non-forest use?				X
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?				X

DISCUSSION

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?

The majority of the project site north of Ashlan Avenue is underlain by land designated by the California Department of Conservation Farmland Mapping and Monitoring Program (FMMP)² as Rural Residential Land, aside from 0.88 acre of the northeast corner, which is designated as Unique Farmland. The portion of the project site south of Ashlan Avenue is designated as Farmland of Local Importance. The surrounding land to the north is designated as Urban and Built-Up Land, to the east is designated as Urban and Built-Up Land or Unique Farmland, to the south is designated as Vacant or Disturbed Land or Farmland of Local Importance, and to the west is designated as Urban and Built-Up Land, Rural Residential Land, Farmland of Local Importance, or Unique Farmland. For the purposes of the Farmland Protection Policy Act (FPPA), projects that would result in the conversion of Prime Farmland, Unique Farmland, or

² California Department of Conservation. 2016. California Important Farmland Finder. Available at: <https://maps.conservation.ca.gov/DLRP/CIFF/>. Accessed September 2023.

Farmland of Statewide Importance designated by the FMMP would be considered to have a significant impact on the environment.

The proposed project would include the pre-zoning and annexation of six legal parcels associated with the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project; therefore, the proposed project would not result in the conversion of Prime Farmland, Unique Farmland, or Farmland of Statewide Importance to a non-agricultural use. The proposed project would be consistent with the City's planned development scenario because the entire project site is currently zoned for residential land uses and would continue to be zoned for residential uses under the proposed project. The 0.88-acre portion of the project site that is designated as Unique Farmland is of a size that makes it infeasible for commercial agricultural production. Further, the project would be required to comply with goals and policies of Section 7.6, *Farmland*, of the City's General Plan, which identifies goals and policies related to the preservation of farmland. Therefore, the proposed project would not result in the conversion of Prime Farmland, Unique Farmland, or Farmland of Statewide Importance to a non-agricultural use because the land was already converted under the entitlement already approved for the Finding of Conformity for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756, and the proposed project impacts would be *less than significant*.

b) Conflict with existing zoning for agricultural use or a Williamson Act contract?

The project site is currently zoned Rural Residential (RR) in the County General Plan. The County's RR zoning provides for single-family dwellings, accessory buildings, and small agricultural operations (e.g., greenhouses, fruit trees, nut trees, vines) in rural settings.³ The project site is not subject to a Williamson Act contract. The proposed project would not conflict with existing zoning for agricultural use or a Williamson Act contract. Therefore, the proposed project would have *no impact*.

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 51104(g))?

The project site is located within an existing residential area and is located in a Rural Residential (RR) zoning district in Fresno County. The proposed project would not conflict with the existing zoning for, or cause rezoning of, forest land or conversion of forest land to non-forest uses. Therefore, the proposed project would have *no impact*.

³ County of Fresno. 2000. *Fresno County General Plan Policy Document*. October 3. Available at: <https://www.fresnocountyca.gov/files/sharedassets/county/v/1/vision-files/files/18117-2000-general-plan-policy-document.pdf>. Accessed September 2023.

d) Result in the loss of forest land or conversion of forest land to non-forest use?

Please refer to threshold discussion II.c), above. The proposed project would not result in the loss of forest land or conversion of forest land to non-forest uses because the site is not forested nor is it located near a forested area. Therefore, the proposed project would have *no impact*.

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?

Please refer to threshold discussions II.a) and II.c), above. The project site is located within an existing residential environment and would not result in the conversion of farmland to non-agricultural uses or forest land to non-forest uses. Therefore, the proposed project would have *no impact*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
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 the applicable air quality plan (e.g., by having potential emissions of regulated criterion pollutants which exceed the San Joaquin Valley Air Pollution Control Districts (SJVAPCD) adopted thresholds for these pollutants)?				X
b) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard (including releasing emissions which exceed quantitative thresholds for ozone precursors)?				X

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
c) Expose sensitive receptors to substantial pollutant concentrations?				X
d) Result in other emissions (such as those leading to odors) adversely affecting a substantial number of people?				X

DISCUSSION

a) Conflict with or obstruct implementation of the applicable air quality plan?

CEQA requires that certain proposed projects be analyzed for consistency with the applicable air quality plan. An air quality plan describes air pollution control strategies to be implemented by a region, county, or city classified as a non-attainment area. The main purpose of the air quality plan is to bring the area into compliance with the requirements of the federal and state air quality standards. To bring the San Joaquin Valley Air Basin (SJVAB) into attainment, the San Joaquin Valley Air Pollution Control Districts (SJVAPCD) adopted the 2022 Plan for the 2015 8-Hour Ozone Standard in December 2022 to satisfy Clean Air Act requirements and ensure attainment of the 70 parts per billion (ppb) 8-hour ozone standard.

To assure the SJVAB's continued attainment of the U.S. Environmental Protection Agency (USEPA) respirable particulate matter (particulate matter less than 10 microns in diameter [PM₁₀]) standard, the SJVAPCD adopted the 2007 PM₁₀ Maintenance Plan in September 2007. SJVAPCD Regulation VIII (Fugitive PM₁₀ Prohibitions) is designed to reduce PM₁₀ emissions generated by human activity. The SJVAPCD adopted the 2018 plan for the 1997, 2006, and 2012 fine particulate matter (particulate matter less than 2.5 microns in diameter [PM_{2.5}]) standard to address the USEPA federal annual PM_{2.5} standard of 12 micrograms per cubic meter (µg/m³), established in 2012.

The SJVAPCD has established project construction and operational emissions thresholds for criteria pollutants (Table 1).⁴ For a project to be consistent with SJVAPCD attainment plans, the pollutants emitted from project operation should not exceed the SJVAPCD daily thresholds, the project should not cause a significant impact on air quality, or the project must already have been included in the attainment plans projection. As discussed below, emissions associated with the construction or

⁴ San Joaquin Valley Air Pollution Control District (SJVAPCD). 2015. *Air Quality Thresholds of Significance – Criteria Pollutants*. Available at: <http://www.valleyair.org/transportation/0714-GAMAQI-Criteria-Pollutant-Thresholds-of-Significance.pdf>. Accessed September 2023.

operation of the proposed project would not result in the generation of criteria air pollutants that would exceed SJVAPCD thresholds of significance.

Table 1: SJVAPCD Project Construction and Operational Emission Thresholds

	CO	NO _x	ROG	SO _x	PM ₁₀	PM _{2.5}
Annual Construction Emissions*	100.0	10.0	10.0	27.0	15.0	15.0
Annual Operational Emissions*	100.0	10.0	10.0	27.0	15.0	15.0

Source: SJVAPCD (2015)

*Emission units = Tons per Year (tpy)

CO = carbon monoxide

NO_x = nitrogen oxides

ROG = reactive organic gas

SO_x = sulfur oxides

The proposed project would include the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project. Since the proposed project would not result in any new construction activities or new development, the proposed project would not generate construction or operational emissions and would not exceed SJVAPCD criteria pollutant thresholds. The proposed project would not conflict with or obstruct implementation of SJVAPCD air quality plans. Therefore, the proposed project would have *no impact*.

b) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard?

CEQA defines a cumulative impact as two or more individual effects, which, when considered together, are considerable or which compound or increase other environmental impacts. Therefore, if annual emissions of construction- or operational-related criteria air pollutants exceed any applicable threshold established by the SJVAPCD, the proposed project would result in a cumulatively significant impact. As discussed above, the proposed project would not exceed SJVAPCD established significance thresholds for carbon monoxide (CO), nitrogen oxides (NO_x), reactive organic gases (ROG), sulfur oxides (SO_x), PM₁₀, or PM_{2.5} emissions because no physical improvements are proposed. The proposed project would not result in a cumulatively considerable contribution to a net increase of any criteria pollutant for which the project region is in non-attainment. Therefore, the proposed project would have *no impact*.

c) Expose sensitive receptors to substantial pollutant concentrations?

The proposed project would include the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been

evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project. The project would not result in construction or operational emissions that could expose surrounding sensitive receptors to airborne particulates, and sensitive receptors would not be exposed to substantial pollutant concentrations as a result of the proposed project. Therefore, the proposed project would have *no impact*.

d) Result in other emissions (such as those leading to odors) adversely affecting a substantial number of people?

No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project. In addition, the proposed project is not expected to produce any offensive odors that would result in frequent odor complaints because substantial odor-generating sources are not proposed, such as land uses including agricultural activities, feedlots, wastewater treatment facilities, landfills, or heavy manufacturing uses. Since the proposed project would not result in any new construction activities or new development, the proposed project would not create objectionable odors affecting a substantial number of people during project construction or operation. Therefore, the proposed project would have *no impact*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
IV. BIOLOGICAL RESOURCES – Would the project:				
a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?				X

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
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?				X
c) 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 pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?				X
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?				X
e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?				X
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?				X

DISCUSSION

- a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Wildlife or the U.S. Fish and Wildlife Service?**

The project site is located in a residential area and is currently comprised of undeveloped disturbed areas and scattered rural residences and associated structures. Based on the City's previous inspection of the project site, the location and extent of existing development and disturbance, and an analysis of existing habitat conditions conducted through review of satellite imagery, the USFWS IPaC, and CNDDDB query results, the project site does not provide suitable habitat for special-status animal species. Common wildlife species that are adapted to urban environments are expected to continue to use the site and vicinity after redevelopment. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would not result in direct or indirect adverse effects of special-status plants or wildlife. Therefore, the proposed project would have *no impact*.

- b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, or regulations or by the California Department of Fish and Wildlife or the U.S. Fish and Wildlife Service?**

Future development that occurs in the vicinity of the San Joaquin River, its tributaries, any lakes or streams, and/or open grasslands with seasonal wetlands may result in a significant impact to riparian habitat or a special-status natural community. No riparian habitat or other sensitive natural communities occur within the project site, or within the vicinity of the project site. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project. Therefore, the proposed project would have *no impact*.

- c) Have a substantial adverse effect on state or federally protected wetlands (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?**

Future development that occurs in the vicinity of the San Joaquin River corridor may result in significant impacts to protected wetlands. No aquatic resources occur within the project site, or within the vicinity of the project site. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project. Therefore, the proposed project would have *no impact*.

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?

Open space areas, undeveloped land, and agricultural land are mainly located along the boundaries of the City, particularly near the northern boundary along the San Joaquin River corridor. The San Joaquin River corridor functions as a wildlife movement corridor for a number of terrestrial and aquatic mammals and birds. The San Joaquin River corridor facilitates movement of wildlife species from the City to the Sierra Nevada Mountains to the east and open agricultural land to the west.

There is not a wildlife movement corridor within or adjacent to the project site; however, migratory birds may use the scattered trees present within the project site. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project; therefore, the proposed project would not interfere substantially with the movement of the migratory birds that may temporarily use these trees. Therefore, the proposed project would have *no impact*.

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

The project would not conflict with any local policies or ordinances protecting biological resources. Though the proposed project is subject to provisions of the City's Municipal Code regarding trees on public property (Article 3 of Section 13 of the City of Fresno Municipal Code), the proposed project would not conflict with any of the existing ordinances because the proposed project does not require the removal of any trees that would require replanting. Therefore, the proposed project would have *no impact*.

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?

The Pacific Gas and Electric (PG&E) San Joaquin Valley Operation and Maintenance (O&M) Habitat Conservation Plan (HCP)⁵ was approved in 2007 and covers portions of nine counties, including Fresno County. This HCP covers PG&E activities that occur as a result of ongoing O&M that would have an adverse impact on any of the 65 covered species and provides incidental take coverage from the U.S. Fish and Wildlife Service (USFWS) and California Department of Fish and Wildlife (CDFW). The project site is not located within the covered area of any HCP, Natural Community Conservation Plan (NCCP), or other adopted local, regional, or state HCP. Additionally, no new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project. The project would not

⁵ Pacific Gas and Electric (PG&E). 2007. *PG&E San Joaquin Valley Operation & Maintenance Habitat Conservation Plan*. Available at: https://ecos.fws.gov/docs/plan_documents/thcp/thcp_838.pdf. Accessed September 2023.

conflict with the provisions of the PG&E HCP. Therefore, the proposed project would have *no impact*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
V. CULTURAL RESOURCES – Would the project:				
a) Cause a substantial adverse change in the significance of a historical resource as defined in Section 15064.5?				X
b) Cause a substantial adverse change in the significance of an archaeological resource pursuant to Section 15064.5?				X
c) Disturb any human remains, including those interred outside of formal cemeteries?				X

DISCUSSION

a) Cause a substantial adverse change in the significance of a historical resource pursuant to Section 15064.5?

A historical resource, as defined by CEQA, includes one or more of the following criteria: 1) the resource is listed, or found eligible for listing in, the CRHR; 2) listed in a local register of historical resources as defined by PRC Section 5020.1(k); 3) identified as significant in a historical resources survey meeting the requirements of PRC Section 5024.1(g); or 4) determined to be a historical resource by the project's lead agency (PRC Section 21084.1; State CEQA Guidelines Section 15064.(a)). Under CEQA, historical resources include built-environment resources and archaeological sites.

The project site does not contain historical resources listed or eligible for listing in the CRHR or in any local listing for Fresno County or the City of Fresno. The proposed project would be limited to the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would not result in potential impacts to known or unknown buried historical resources. Therefore, the proposed project would have *no impact*.

b) Cause a substantial adverse change in the significance of an archaeological resource pursuant to Section 15064.5?

According to the State CEQA Guidelines, “When a project will impact an archaeological site, a lead agency shall first determine whether the site is an historical resource” (State CEQA Guidelines Section 15064.5(c)(1)). Those archaeological sites that do not qualify as historical resources shall be assessed to determine if these qualify as “unique archaeological resources” (PRC Section 21083.2). The proposed project would be limited to the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would not result in potential impacts to known or unknown buried archaeological resources. Therefore, the proposed project would have *no impact*.

c) Disturb any human remains, including those interred outside of formal cemeteries?

Disturbance of human remains interred outside of formal cemeteries would result in a significant impact. The proposed project would be limited to the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would not disturb human remains. Therefore, the proposed project would have *no impact*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
VI. ENERGY – Would the project:				
a) Result in potentially significant environmental impact due to wasteful, inefficient, or unnecessary consumption of energy resources, during project construction or operation?				X
b) Conflict with or obstruct a state or local plan for renewable energy or energy efficiency?				X

DISCUSSION

a) Result in potentially significant environmental impact due to wasteful, inefficient, or unnecessary consumption of energy resources, during project construction or operation?

The proposed project would be limited to the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would not result in wasteful, inefficient, or unnecessary consumption of energy resources. Therefore, the proposed project would have *no impact*.

b) Conflict with or obstruct a state or local plan for renewable energy or energy efficiency?

The proposed project would be required to comply with the California Green Building Standards Code (CALGreen; California Code of Regulations [CCR] Title 24, Part 11) and California Energy Code (CCR Title 24, Part 6), which include provisions related to insulation and design aimed at minimizing energy consumption.

The proposed project would also be required to comply with the City's Greenhouse Gas Reduction Plan (GHG Plan). The 2014 GHG Plan provides a comprehensive assessment of the benefits of General Plan and Development Code policies along with existing plans, programs, and initiatives that reduce GHG emissions. In addition, the GHG Plan includes an emission reduction target for demonstrating consistency with state GHG reduction targets. The analysis prepared to quantify GHG emissions and emission reductions provides the basis for the GHG Plan targets and for CEQA significance findings of implementing the approved General Plan and the GHG Plan.

The 2021 GHG Plan Update was prepared to reevaluate the City's existing GHG reduction targets and strategies. The GHG Plan Update provides new goals and supporting measures to reflect and ensure compliance with changes in the state and local policies while ensuring it encourages economic growth and keeps the City economically competitive while achieving GHG reductions and maintaining the "CEQA Qualified Plan" status.⁶

The proposed project would be compliant with relevant energy-efficient policies and recommendations outlined in the GHG Plan Update. The proposed project would be limited to the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would

⁶ City of Fresno. 2021. *Appendix G-Greenhouse Gas Reduction Plan Update*. Available at: <https://www.fresno.gov/darm/wp-content/uploads/sites/10/2021/03/Link4AppendixGGHGRPUUpdate.pdf>. Accessed September 2023.

not conflict with or obstruct state and local plans for energy efficiency and renewable energy. Therefore, the proposed project would have *no impact*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
VII. GEOLOGY AND SOILS – Would the project:				
a) Directly or Indirectly cause 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 Publication 42.				X
ii) Strong seismic ground shaking?				X
iii) Seismic-related ground failure, including liquefaction?				X
iv) Landslides?				X
b) Result in substantial soil erosion or the loss of topsoil?				X
c) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse?				X

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
d) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial risks to life or property?				X
e) 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?				X
f) Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?				X

DISCUSSION

a) Directly or indirectly cause 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 Publication 42.

Fault ruptures are generally expected to occur along active fault traces that have exhibited signs of recent geological movement (i.e., in the last 11,000 years). Alquist-Priolo Earthquake Fault Zones delineate areas around active faults with potential surface fault rupture hazards that would require specific geological investigations prior to approval of certain kinds of development within the delineated area. The project site is not located within an Alquist-Priolo Earthquake Fault Zone. In addition, no known active or potentially active faults or fault traces are located in the project vicinity. The nearest active fault is located by the community of Independence, approximately 100 miles to the east along the Fresno County-Inyo County boundary. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would not expose people or structures to risk as a result of fault rupture. Therefore, the proposed project would have *no impact*.

ii. Strong seismic ground shaking?

The City of Fresno is located in an area with a historically low to moderate level of seismicity; however, strong ground shaking could occur within the project site during seismic events, and occurrences have the possibility to result in significant impacts. Major seismic activity along the nearby Great Valley Fault Zone, the Nunez Fault, or other associated faults could affect the project site through strong seismic ground shaking. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would not expose people or structures to risk as a result of ground shaking. Therefore, the proposed project would have *no impact*.

iii. Seismic-related ground failure, including liquefaction?

The predominant soils within the City of Fresno consist of varying combinations of loose/very soft to very dense/hard silts, clays, sands, and gravels. Groundwater has been encountered near the ground surface in close proximity to water-filled features such as canals, ditches, ponds, and lakes. Based on these characteristics, the potential for soil liquefaction within the City ranges from very low to moderate due to the variable density of the subsurface soils and the presence of shallow groundwater. In addition to liquefaction, the City could be susceptible to induced settlement of loose unconsolidated soils or lateral spread during seismic shaking events. Based on the nature of the subsurface materials and the relatively low to moderate seismicity of the region, seismic settlement and/or lateral spread are not anticipated to represent a substantial hazard within the City during seismic events.

Based on the nature of the subsurface materials and the relatively low to moderate seismicity of the region, potential for seismic related ground failure is low in Fresno.⁷ Additionally, no new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would not expose people or structures to risk as a result of seismic-related ground failure or liquefaction. Therefore, the proposed project would have *no impact*.

iv. Landslides?

A landslide generally occurs on relatively steep slopes and/or on slopes underlain by weak materials. The City of Fresno is located within an area that consists of mostly flat topography within the Central Valley. Accordingly, there is no risk of large landslides in the majority of the City; however, there is the potential for landslides and slumping along the steep banks of rivers, creeks, or drainage basins such as the San Joaquin River bluff and the many unlined basins and

⁷ City of Fresno. 2020. *General Plan Program Environmental Impact Report, Geology and Soils*. Available at: <https://www.fresno.gov/wp-content/uploads/2023/03/Fresno-GP-Public-Review-Draft-Program-EIR.pdf>. Accessed September 2023.

canals that trend throughout the City. The project site is located in a relatively flat area and is not in the vicinity of the San Joaquin River bluff. According to aerial mapping, the Teague School Canal extends through the property in a north–south direction. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would not expose people or structures to risk as a result of landslides. Therefore, the proposed project would have *no impact*.

b) Result in substantial soil erosion or the loss of topsoil?

The proposed project would include the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the project would not result in soil erosion or the loss of topsoil. Therefore, the proposed project would have *no impact*.

c) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction, or collapse?

As described in threshold discussion VII.a), above, soils on the project site would not be subject to liquefaction, lateral spreading, or landslides. Additionally, the proposed project would not result in ground disturbance or unstable soils. Therefore, the proposed project would have *no impact*.

d) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994, as updated), creating substantial direct or indirect risks to life or property?

The surface and near-surface soils observed throughout the City consist of varying combinations of clays, silts, sands, gravels, and cobbles. Expansive soils are characterized by the potential for shrinking and swelling as the moisture content of the soil decreases and increases, respectively. The clayey soils, which consist of very fine particles, are considered to be slightly to moderately expansive. The project site contains San Joaquin sandy loam, which is largely comprised of sandy loam;⁸ therefore, all soils have relatively low clay content and low expansion potential. Furthermore, the project would not result in any physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756. Therefore, the proposed project would have *no impact*.

⁸ Natural Resources Conservation Service (NRCS). 2023. Web Soil Survey. Available at: <https://websoilsurvey.sc.egov.usda.gov/App/WebSoilSurvey.aspx>. Accessed September 2023.

- e) **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?**

The proposed project would include the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the project would connect to the City's existing sewer system and does not include the construction of new septic tanks or alternative wastewater disposal systems. Therefore, the proposed project would have *no impact*.

- f) **Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?**

The project does not include ground disturbance or other physical improvements that could directly or indirectly destroy a unique paleontological resource or site or unique geologic feature. Therefore, the proposed project would have *no impact*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
VIII. GREENHOUSE GAS EMISSIONS – Would the project:				
a) Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?				X
b) Conflict with an applicable plan, policy or regulation adopted for the purpose of reducing the emissions of greenhouse gases?				X

DISCUSSION

- a) **Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?**

State CEQA Guidelines Section 15064.4 states, "A lead agency shall make a good-faith effort, based to the extent possible on scientific and factual data, to describe, calculate or estimate the amount of GHG emissions resulting from a project." In performing that analysis, the lead agency has discretion to determine whether to use a model or methodology to quantify GHG emissions, or to rely on a qualitative analysis

or performance-based standards. In making a determination as to the significance of potential impacts, the lead agency then considers the extent to which the project may increase or reduce GHG emissions as compared to the existing environmental setting, whether the project emissions exceed a threshold of significance that the lead agency determines applies to the project, and the extent to which the project complies with regulations or requirements adopted to implement a statewide, regional, or local plan for the reduction or mitigation of GHG emissions.

Therefore, consistent with State CEQA Guidelines Section 15183.5, if a project is consistent with an adopted qualified Greenhouse Gas Reduction Strategy that meets the standards, it can be presumed that the project would not have significant GHG emission impacts.

The City's 2021 GHG Plan meets the requirements for a Qualified Greenhouse Gas Reduction Strategy. As discussed previously, the proposed project would be limited to the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements or operational activities beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would not result in the generation of GHGs. Therefore, the proposed project would have *no impact*.

b) Conflict with an applicable plan, policy or regulation adopted for the purpose of reducing the emissions of greenhouse gases?

As described in discussion VIII.a) above, the proposed project would not result in the generation of GHGs and the proposed project would be consistent with the applicable strategies from the GHG Reduction Plan Update. The proposed project would not conflict with plans, policies, or regulations adopted for the purpose of reducing GHG emissions. Therefore, the proposed project would have *no impact*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
IX. HAZARDS AND HAZARDOUS MATERIALS – Would the project:				
a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?				X

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?				X
c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?				X
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?				X
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?				X
f) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?				X
g) Expose people or structures, either directly or indirectly, to a significant risk of loss, injury or death involving wildland fires?				X

DISCUSSION

a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?

The proposed project would be limited to the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No construction or operational activities would occur, and the project would not result in impacts related to the routine transport, use, or disposal of hazardous materials. Therefore, the proposed project would have *no impact*.

b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?

As described in threshold discussion IX.a) above, the proposed project would not result in a significant hazard to the public or the environment through the transport of hazardous materials. The proposed project would not require construction or operational activities that could create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment. Therefore, the proposed project would have *no impact*.

c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?

The closest existing school is Teague Elementary School, located approximately 0.5 mile north of the project site. As previously stated, the proposed project would not result in the use or emission of substantial quantities of hazardous materials that would pose a human or environmental health risk. The proposed project would not involve activities that would result in the emission of hazardous materials or acutely hazardous substances within 0.25 mile of an existing or proposed school. Therefore, the proposed project would have *no impact*.

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?

According to the California Department of Toxic Substances Control (DTSC) EnviroStor database,⁹ the project site is not located on a federal superfund site, state response site, voluntary cleanup site, school cleanup site, evaluation site, school investigation site, military evaluation site, tiered permit site, or corrective action site. Additionally, the project site is not included on the list of hazardous waste sites

⁹ California Department of Toxic Substances Control (DTSC). 2023. EnviroStor. Available at: <https://www.envirostor.dtsc.ca.gov/public/map/?myaddress=fresno>. Accessed September 2023.

compiled pursuant to California Government Code Section 65962.5.¹⁰ As a result, no hazards to the public or environment are anticipated. Therefore, the proposed project would have *no impact*.

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?

The nearest airports include the Fresno Yosemite International Airport, located approximately 9.7 miles east of the project site; Fresno Chandler Executive Airport, located approximately 6 miles southeast of the project site; and Sierra Sky Airport, located approximately 3.5 miles northeast of the project site. The nearest medical center helipad is at the Community Regional Medical Center,¹¹ located approximately 6.5 miles southeast of the project site. Due to the distance between the project site and local airports and helipads, operations at these locations are not expected to pose a safety hazard for people at the project site, and the proposed project would not expose persons to airport-related hazards. Therefore, the proposed project would have *no impact*.

f) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?

The California Emergency Services Act requires cities to prepare and maintain an Emergency Plan for natural, manmade, or war-caused emergencies that result in conditions of disaster or in extreme peril to life. The City's full-time Emergency Preparedness Officer (EPO) is responsible for ensuring that Fresno's emergency response plans are up-to-date and implemented properly. The EPO also facilitates cooperation between City departments and other federal, state, and local agencies that would be involved in emergency response operations. The City of Fresno Emergency Operations Center (EOC) serves as the coordination and communication between the City of Fresno and Fresno County Operational Area EOC. The proposed project would not result in any alterations of existing roadways that would block the circulation of emergency response services or introduce elements that would conflict with the operations of the EOC, and the proposed project would not interfere with emergency evacuation plans in the City. Therefore, the proposed project would have *no impact*.

g) Expose people or structures, either directly or indirectly, to a significant risk of loss, injury, or death involving wildland fires?

The project site is located in an area mapped as Local Responsibility Area (LRA) Unzoned, indicating that the area is urbanized and not susceptible to wildland

¹⁰ California Environmental Protection Agency (CalEPA). 2018. Government Code Section 65962.5(a) Hazardous Waste and Substances Site List. Available at: <https://calepa.ca.gov/sitecleanup/corteselist/section-65962-5a/>. Accessed September 2023.

¹¹ California Department of Transportation (Caltrans). 2019. Caltrans HeliPlates. Available at: <https://heliplates.dot.ca.gov/#>. Accessed September 2023.

conflagrations. Additionally, the project is not located within a very high fire hazard severity zone (VHFHSZ).¹² The proposed project would not expose people or structures to a significant loss, injury, or death involving wildland fires. Therefore, the proposed project would have *no impact*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
X. HYDROLOGY AND WATER QUALITY – Would the project:				
a) Violate any water quality standards or waste discharge requirements or otherwise substantially degrade surface or ground water quality?				X
b) Substantially decrease groundwater supplies or interfere substantially with groundwater recharge such that the project may impede sustainable groundwater management of the basin?				X
c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or through the addition of impervious surfaces, in a manner which would:				
i) Result in a substantial erosion or siltation on- or off-site;				X
ii) Substantially increase the rate or amount of surface runoff in a manner which would result in flooding on- or off-site:				X

¹² California Department of Forestry and Fire Protection (CAL FIRE). 2007. *Fresno County Fire Hazard Severity Zones in LRA*. Available at: https://osfm.fire.ca.gov/media/6673/fhszl06_1_map10.pdf. Accessed September 2023.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
iii) 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; or				X
iv) impede or redirect flood flows?				X
d) In flood hazard, tsunami, or seiche zones, risk release of pollutants due to project inundation?				X
e) Conflict with or obstruct implementation of a water quality control plan or sustainable groundwater management plan?				X

DISCUSSION

a) Violate any water quality standards or waste discharge requirements or otherwise substantially degrade surface or ground water quality?

The State Water Resources Control Board (SWRCB) and nine Regional Water Quality Control Boards (RWQCBs) regulate the water quality of surface water and groundwater bodies throughout California. The proposed project is within the jurisdiction of the Central Valley RWQCB.

The proposed project does not include any construction or operational activities or other ground disturbance that could violate any water quality standards or waste discharge requirements identified by the Central Valley RWQCB or otherwise substantially degrade surface or groundwater quality. Therefore, the proposed project would have *no impact*.

b) Substantially decrease groundwater supplies or interfere substantially with groundwater recharge such that the project may impede sustainable groundwater management of the basin?

The proposed project is limited to the pre-zoning and annexation of six legal parcels Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would not require groundwater supplies and would not interfere with groundwater recharge. Therefore, the proposed project would have *no impact*.

c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, or through the addition of impervious surfaces, in a manner which would:

i. Result in substantial erosion or siltation on- or off-site?

The proposed project would be limited to the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the project would not result in ground disturbance that could result in erosion or siltation on- or off-site. Therefore, the proposed project would have *no impact*.

ii. Substantially increase the rate or amount of surface runoff in a manner, which would result in flooding on- or off-site?

The project site is primarily undeveloped and does not include existing stormwater infrastructure. The proposed project would be limited to the pre-zoning and annexation of six legal parcels along Ashlan Avenue, and the project would not increase the rate or amount of surface runoff in a manner that would result in flooding on- or off-site. Therefore, the proposed project would have *no impact*.

iii. 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?

Refer to threshold discussions X.a), X.c)i, and X.c)ii, above. The proposed project would not increase impervious surfaces at the project site and would not create or contribute runoff water. Therefore, the proposed project would have *no impact*.

iv. Impede or redirect flood flows?

Code of Federal Regulations (CFR) Title 40, Part 60 regulations and the City's Floodplain Ordinance require that placement of flood provision structures within a floodplain not result in a cumulative change in the floodplain water surface that exceeds 1 foot. In addition, the regulations under 40 CFR Part 60 do not allow placement of structures within a regulatory floodway unless that placement would not result in any increase in the floodplain water surface elevation, meaning that there is no displacement or redirection of the floodway. The City's Floodplain Ordinance requires that a Civil Engineer registered in the State of California certify that no displacement of floodwater would result from the flood proofing of a structure within a floodplain or a regulatory floodway. The proposed project is not located within the 100-year flood hazard area as mapped by the Federal

Emergency Management Agency (FEMA) and would not be subject to the City's Floodplain Ordinance.¹³ Therefore, the proposed project would have *no impact*.

d) In flood hazard, tsunami, or seiche zones, risk release of pollutants due to project inundation?

The project site is not located in flood hazard, tsunami, or seiche zones. Refer to threshold discussion IX.a) in Section IX, *Hazards and Hazardous Materials*, regarding the use of hazardous materials within the project site. Therefore, the proposed project would have *no impact*.

e) Conflict with or obstruct implementation of a water quality control plan or sustainable groundwater management plan?

The City is located within the Kings Subbasin, which is part of the larger San Joaquin Valley Groundwater Basin. The planning documents regarding water resources for the City include the North Kings Groundwater Sustainability Act (GSA) Groundwater Management Plan, the City of Fresno Urban Water Management Plan, and City of Fresno Metropolitan Water Resources Management Plan. The proposed project would be limited to the pre-zoning and annexation of six legal parcels along Ashlan Avenue. Although a portion of the project site is located outside of the City Limits, the project site is entirely located within the City's Planning Area Boundary and Sphere of Influence (SOI). According to the City's General Plan, the SOI is a boundary that encompasses lands that are expected to ultimately be annexed by the City. Therefore, the proposed project would be consistent with the City's planned buildout scenario because the entire project site is located within the City's SOI. Further, the project site is currently zoned for residential land uses and would continue to be zoned for residential uses under the proposed project. Because the proposed project would be consistent with the City's planned buildout scenario, associated population growth and residential development have already been accounted for in the City's projected water demand estimates and associated planning efforts. Therefore, the project would not conflict with any applicable water quality control plan or groundwater management plan, and the proposed project would have *no impact*.

Mitigation Measures

Mitigation measures are not required.

¹³ Federal Emergency Management Agency (FEMA). 2020. FEMA Flood Map Service Center: Search By Address. Available at: <https://msc.fema.gov/portal/search?AddressQuery#searchresultsanchor>. Accessed September 2023.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
XI. LAND USE AND PLANNING – Would the project:				
a) Physically divide an established community?				X
b) Cause a significant environmental impact due to a conflict with any land use plan, policy, or regulation adopted for the purpose of avoiding or mitigating an environmental effect?			X	

DISCUSSION

a) Physically divide an established community?

The physical division of an established community typically refers to the construction of a physical feature (such as an interstate highway or railroad tracks) or removal of a means of access (such as a local road or bridge) that would impair mobility within an existing community, or between a community and outlying areas. For instance, the construction of an interstate highway through an existing community may constrain travel from one side of the community to another; similarly, such construction may also impair travel to areas outside of the community.

The proposed project site is limited to the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would not physically divide an established community. Therefore, the proposed project would have *no impact*.

b) Cause a significant environmental impact due to a conflict with any land use plan, policy, or regulation adopted for the purpose of avoiding or mitigating an environmental effect?

The six project parcels are located in unincorporated Fresno County adjacent to the City limits, within the City's Sphere of Influence. The project site is designated Rural Residential in the Fresno County General Plan. This land use designation is intended to provide for low-density rural residential development. All parcels are located in a County Rural Residential zoning district, which is intended to create or preserve rural

or very large lot residential homesites where a limited range of agricultural activities may be conducted.¹⁴

The project would pre-zone APNs 510-201-01, -02, -03, -06, and -07 and 511-011-06 to the Residential Single-Family, Medium Density (RS-5) district. The RS-5 district allows for the development of five to 12 units per acre and is intended for areas with predominantly single-family residential development, but allows for a mix of housing types, including small-lot starter homes, zero-lot-line developments, duplexes, and townhouses. The proposed project does not include new development or site improvements that would require construction activities. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project.

According to Section 15-108(A) of the City's Municipal Code, the City may apply pre-annexation zoning to unincorporated property located within the Sphere of Influence consistent with the City's General Plan. The pre-annexation zoning process shall comply with the provisions of Article 61, Concept Plans, Pre-Zoning, and Annexations. The zoning provisions and requirements so established shall become applicable at the same time that the annexation of such territory becomes effective, subject to compliance with any conditions of pre-annexation zoning requirements imposed by the City.

The proposed annexation and pre-zone would result in zoning and land use that would be consistent with the City's General Plan and zoning designations; therefore, the project would not require a change to the City's General Plan land use map and current zoning. As described throughout this Initial Study, with the proposed pre-zoning and annexation, the project would not conflict with any land use plan, policy, or regulation adopted for the purpose of avoiding or mitigating an environmental effect. Therefore, the proposed project impacts would be *less than significant*.

Mitigation Measures

Mitigation measures are not required.

¹⁴ County of Fresno. 2000. *Fresno County General Plan Policy Document*. October 3. Available at: <https://www.fresnocountyca.gov/files/sharedassets/county/v/1/vision-files/files/18117-2000-general-plan-policy-document.pdf>. Accessed September 2023.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
XII. 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?				X
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?				X

DISCUSSION

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?

The principal area for mineral resources in the City of Fresno is located along the San Joaquin River Corridor. The California Department of Mines and Geology classifies lands along the San Joaquin River Corridor as Mineral Resource Zone (MRZ)-1, MRZ-2, and MRZ-3. The project site is not located in the vicinity of the San Joaquin River, is not an MRZ, and does not contain an MRZ. The proposed project would not result in the loss of availability of a known mineral resource of value to the region or residents of the state. Therefore, the proposed project would have *no impact*.

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?

Refer to threshold discussion XII.a), above. The proposed project would not result in the loss of availability of any known locally important mineral resource recovery sites. Therefore, the proposed project would have *no impact*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
XIII. NOISE – Would the project result in:				
a) Generation of a substantial temporary or permanent increase in ambient noise levels in the vicinity of the project in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?				X
b) Generation of excessive groundborne vibration or groundborne noise levels?				X
c) For a project located within the vicinity of a private airstrip or 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?				X

DISCUSSION

a) Generation of a substantial temporary or permanent increase in ambient noise levels in the vicinity of the project in excess of standards established in the local general plan or noise ordinance, or in other applicable local, state, or federal standards?

The proposed project is limited to the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would not result in the generation of new sources of temporary or permanent increases in ambient noise levels in the vicinity of the project. Therefore, the proposed project would have *no impact*.

b) Generation of excessive groundborne vibration or groundborne noise levels?

The proposed project would not require construction or operational activities that could result in groundborne vibration or groundborne noise levels. Therefore, the proposed project would have *no impact*.

- c) 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?

The nearest medical center helipad to the project site is at the Community Regional Medical Center,¹⁵ located approximately 6.5 miles southeast of the project site. The nearest airports include the Fresno Yosemite International Airport, located approximately 9.7 miles east of the project site; Fresno Chandler Executive Airport, located approximately 6 miles southeast of the project site; and Sierra Sky Airport, located approximately 3.5 miles northeast of the project site.

Each of these airports is considered under the *Fresno County Airport Land Use Compatibility Plan* (ALUCP),¹⁶ which guides local jurisdictions in determining appropriate compatible land uses with detailed findings and policies. The City's General Plan, other City land use plans, and all City land use decisions must be compatible with the adopted ALUCP for Fresno County. The ALUCP includes CNEL noise contours based on projected airport and aircraft operations. The project site is not within 2 miles of any public or private airstrip or helipad and is not located within the CNEL noise contours identified in the ALUCP. Therefore, the proposed project would not result in the exposure of sensitive receptors to the excessive noise levels from aircraft noise sources and *no impact* would occur.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
XIV. POPULATION AND HOUSING – Would the project:				
a) Induce substantial unplanned 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)?			X	

¹⁵ California Department of Transportation (Caltrans). 2019. Caltrans HeliPlates. Available at: <https://heliplates.dot.ca.gov/#>. Accessed September 2023.

¹⁶ Fresno Council of Governments. 2021. *Fresno County Airport Land Use Compatibility Plan*. December 2018; Amended December 2021. Available at: <https://www.fresnocog.org/project/airport-land-use-commission-fresno-county/>. Accessed September 2023.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
b) Displace substantial numbers of existing people or housing, necessitating the construction of replacement housing elsewhere?				X

DISCUSSION

a) Induce substantial unplanned 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)?

The proposed project would include the pre-zoning and annexation of six legal parcels along Ashlan Avenue. The proposed project would pre-zone APNs 510-201-01, -02, -03, -06, and -07 and 511-011-06 to the Residential Single-Family, Medium Density (RS-5) district. The RS-5 district allows for development of five to 12 units per acre and is intended for areas with predominantly single-family residential development, but allows for a mix of housing types, including small-lot starter homes, zero-lot-line developments, duplexes, and townhouses. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project.

The project site is located within the City's Sphere of Influence and is currently zoned Rural Residential; therefore, the project site is planned for residential uses, and the proposed project would not result in substantial unplanned population growth either directly or indirectly. Therefore, the proposed project impacts would be *less than significant*.

b) Displace substantial numbers of existing people or housing, necessitating the construction of replacement housing elsewhere?

The proposed project would not necessitate the displacement or removal of existing housing. Therefore, the proposed project would have *no impact*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
XV. PUBLIC SERVICES – Would the project:				
a) Result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:				
Fire protection?			X	
Police protection?			X	
Schools?			X	
Parks?			X	
Other public facilities?			X	

DISCUSSION

- a) **Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, or the need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times, or other performance objectives for any of the public services:**

i. Fire protection?

The City of Fresno Fire Department (FFD) would provide fire protection services to the proposed project. There are 20 FFD fire stations in Fresno, with the closest fire station, Fire Station 18, located approximately 1.4 miles northwest from the project site. Planned growth under the City's General Plan would increase calls for fire protection service in the City. The proposed use of the project site is consistent with the site's General Plan designation and does not represent unplanned growth given that the project site is designated for residential uses. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project; therefore, the proposed project

would not result in an increase in demand for service that could necessitate the provision of new or physically altered fire protection facilities.

The applicant would be required to pay a Fire Facilities Fee and a Development Impact Fee pursuant to Chapter 12, Article 4.9 of the City's Municipal Code to account for the potential impacts to fire services associated with the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 along Ashlan Avenue.

The FFD would continue providing services to the project site and would not require additional firefighters to serve the proposed project. The construction of a new or expanded fire station would not be required, and the proposed project would not result in a significant impact on the physical environment or adversely affect existing responses times to the site or within the City. Therefore, the proposed project impacts would be *less than significant*.

ii. Police protection?

The City of Fresno Police Department (FPD) provides police protection to the project site. The FPD Patrol Division is divided into five policing districts, with the nearest being the Northwest District, located approximately 2.8 miles northeast from the project site. Planned growth under the City's General Plan would increase calls for police protection service in the City. The proposed residential use of the project site is consistent with the site's General Plan designation and does not represent substantial unplanned growth.

The applicant would be required to pay a Police Impact Fee and a Development Impact Fee pursuant to Chapter 12, Article 4.8 of the City's Municipal Code to account for the potential impacts to police protection services associated with previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project.

The FPD would continue providing services to the project site and would not require additional personnel to serve the proposed project. The construction of new or expanded police facilities would not be required, and the proposed project would not result in a substantial adverse impact associated with the provision of additional police facilities or services and impacts to police protection. Therefore, the proposed project impacts would be *less than significant*.

iii. Schools?

The Fresno Unified School District (FUSD) serves more than 74,000 students and operates 64 elementary schools, 15 middle schools, eight high schools, four alternative schools, and three special education schools. Any urban residential development occurring as a result of the proposed project would result in an impact

on the FUSD student capacity. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur at the project site as a result of the proposed project. The applicant would be required to pay appropriate school fees pursuant to Chapter 12, Article 8 of the City's Municipal Code at the time of building permits to address potential impacts associated with the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756. No new schools would need to be built to accommodate this project, which consists only of an Annexation and Pre-zone for the previously evaluated and approved physical development of the project site under Tentative Tract Map No. 5756. Therefore, the proposed project impacts would be *less than significant*.

iv. Parks?

The proposed project would include the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project. Since no new development would occur under the proposed project, the construction of new park facilities to serve the project would not be required. The applicant would be required to pay applicable park facilities fees, pursuant to Chapter 12, Article 4.7 of the City's Municipal Code, to mitigate potential impacts associated with the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 on park facilities. Therefore, the proposed project impacts would be *less than significant*.

v. Other public facilities?

The proposed project would not increase demand for other public services, including libraries, community centers, and public health care facilities beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756. The proposed project would not result in significant population growth that would increase the demand for these facilities, such that new facilities would be needed to maintain service standards, as these facilities are not currently overused and have capacity to serve new demand. Therefore, the proposed project impacts would be *less than significant*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
XVI. RECREATION – Would the project:				
a) 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?			X	
b) Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?				X

DISCUSSION

a) 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?

The proposed project would include the pre-zoning and annexation of six legal parcels along Ashlan Avenue. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project. The applicant would be required to pay applicable park facilities fees, pursuant to Chapter 12, Article 4.7 of the City's Municipal Code, to mitigate potential impacts associated with the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 on park facilities. Therefore, the proposed project impacts would be *less than significant*.

b) Include recreational facilities or require the construction or expansion of recreational facilities that might have an adverse physical effect on the environment?

The proposed project would not include or require the construction of or expansion of existing public recreational facilities. Therefore, the proposed project would have *no impact*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
XVII. TRANSPORTATION – Would the project:				
a) Conflict with a program, plan, ordinance or policy addressing the circulation system, including transit, roadway, bicycle and pedestrian facilities?			X	
b) Conflict or be inconsistent with CEQA Guidelines § 15064.3, subdivision (b)?			X	
c) Substantially increase hazards due to a geometric design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?			X	
d) Result in inadequate emergency access?			X	

DISCUSSION

a) Conflict with a program, plan, ordinance or policy addressing the circulation system, including transit, roadway, bicycle and pedestrian facilities?

The proposed project would be limited to the pre-zoning and annexation of six legal parcels along Ashlan Avenue. The project would pre-zone APNs 510-201-01, -02, -03, -06, and -07 and 511-011-06 to the Residential Single-Family, Medium Density (RS-5) district. The RS-5 district allows for the development of five to 12 units per acre and is intended for areas with predominantly single-family residential development, but allows for a mix of housing types, including small-lot starter homes, zero-lot-line developments, duplexes, and townhouses. The proposed project does not include new development or site improvements that would require construction activities. No new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project, and the proposed project would not conflict with a program, plan, ordinance, or policy addressing the circulation system, including transit, roadway, bicycle, or pedestrian facilities. Therefore, the proposed project impacts would be *less than significant*.

b) Would the project conflict or be inconsistent with CEQA Guidelines section 15064.3, subdivision (b)?

Senate Bill (SB) 743 requires that relevant CEQA analysis of transportation impacts be conducted using a metric known as vehicle miles traveled (VMT) instead of Level of Service (LOS). VMT measures how much actual auto travel (additional miles driven) a proposed project would create on California roads. If the project adds excessive car travel onto roads, the project may cause a significant transportation impact.

The State CEQA Guidelines were amended to implement SB 743 by adding Section 15064.3. Among its provisions, Section 15064.3 confirms that, except with respect to transportation projects, a project's effect on automobile delay shall not constitute a significant environmental impact. Therefore, LOS measures of impacts on traffic facilities are no longer a relevant CEQA threshold for transportation impacts.

State CEQA Guidelines Section 15064.3(b)(4) states, "A lead agency has discretion to evaluate a project's vehicle miles traveled, including whether to express the change in absolute terms, per capita, per household or in any other measure. A lead agency may use models to estimate a project's vehicle miles traveled and may revise those estimates to reflect professional judgment based on substantial evidence. Any assumptions used to estimate used to estimate vehicle miles traveled and any revision to model outputs should be documented and explained in the environmental document prepared for the project. The standard of adequacy in Section 15151 shall apply to the analysis described in this section."

At the time Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 were approved in 2007, LOS was the standard measuring tool for determining transportation-related impacts. As previously described, following the adoption of SB 743 in 2020, VMT is now the standard measuring tool for transportation-related impacts. However, transportation-related impacts associated with Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 were appropriately analyzed using LOS, which was the standard measuring tool available at the time, and determined to be less than significant because new vehicle trips associated with the project would not interfere with the City's existing and projected (year 2025) LOS for Ashlan Avenue (LOS C). Therefore, VMT does not need to be analyzed for this project, which is limited to an annexation and pre-zone of a previously approved physical development project, because the traffic impact was already analyzed in 2007 for the physical development and this new project will have no effect on that previously approved physical development. Therefore, the proposed project impacts would be *less than significant*.

c) Substantially increase hazards due to a geometric design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?

The project would not alter pedestrian or vehicle access to the project site or introduce incompatible design features or equipment that would substantially increase the risk of hazards, and the project would not substantially increase hazards due to a design feature. Therefore, the proposed project impacts would be *less than significant*.

d) Result in inadequate emergency access?

Emergency vehicles would have access to the project site via West Ashlan and North Polk Avenues, and emergency access would not be modified as a result of the proposed project. Furthermore, roads adjacent to the project site would not require closure because construction or operational activities are not proposed. Therefore, the proposed project impacts would be *less than significant*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
XVII. TRIBAL CULTURAL RESOURCES – Would the project:				
a) Cause a substantial adverse change in the significance of a tribal cultural resource, defined in PRC section 21074 as either a site, feature, place, cultural landscape that is geographically defined in terms of the size and scope of the landscape, sacred place, or object with cultural value to a California Native American tribe, and that is:				
i) Listed or eligible for listing in the California Register of Historical Resources, or in a local register of historical resources as defined in PRC section 5020.1(k), or,			X	
ii) A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of PRC section 5024.1. In applying the criteria set forth in subdivision (c) of PRC section 5024.1, the lead agency shall consider the significance of the resource to a California Native American tribe.			X	

DISCUSSION

a) **Would the project cause a substantial adverse change in the significance of a tribal cultural resource, defined in Public Resources Code section 21074 as either a site, feature, place, cultural landscape that is geographically defined in terms of the size and scope of the landscape, sacred place, or object with cultural value to a California Native American tribe, and that is:**

- i. **Listed or eligible for listing in the California Register of Historical Resources, or in a local register of historical resources as defined in Public Resources Code section 5020.1(k), or**

As previously discussed in Section V, *Cultural Resources*, the project site does not contain historical resources listed or eligible for listing in the CRHR or in any local listing for Fresno County or the City of Fresno. Furthermore, no new physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project. Therefore, the proposed project impacts would be *less than significant*.

- ii. **A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of Public Resources Code Section 5024.1. In applying the criteria set forth in subdivision (c) of Public Resource Code Section 5024.1, the lead agency shall consider the significance of the resource to a California Native American tribe.**

The state requires lead agencies to consider the potential effects of proposed projects and consult with California Native American tribes during the local planning process for the purpose of protecting Traditional Tribal Cultural Resources through the State CEQA Guidelines. Pursuant to PRC Section 21080.3.1, the lead agency shall begin consultation with the California Native American tribe that is traditionally and culturally affiliated with the geographical area of the proposed project. Such significant cultural resources are either sites, features, places, cultural landscapes, sacred places, and objects with cultural value to a tribe that is either included in or eligible for inclusion in the CRHR or local historic register, or, the lead agency, at its discretion, and support by substantial evidence, chooses to treat the resources as a Tribal Cultural Resources (PRC Section 21074(a)(1–2)).

Additional information may also be available from the NAHC SLF per PRC Section 5097.96 and the CHRIS administered by the OHP. Please also note that PRC Section 21082.3(c) contains provisions specific to confidentiality.

AB 52, which became law January 1, 2015, requires that, as part of the CEQA review process, public agencies provide early notice of a project to California Native American tribes to allow for consultation between the tribe and the public agency. The purpose of AB 52 is to provide the opportunity for public agencies and tribes to consult and consider potential impacts to Tribal Cultural Resources, as

defined by PRC Section 21074(a). Under AB 52, public agencies shall reach out to California Native American tribes who have requested to be notified of projects in areas within or which may have been affiliated with their tribal geographic range. Pursuant to AB 52, the tribes relevant to the project area were invited to consult on October 9, 2023. The contracted tribes did not provide a response to invitations to consult.

If any artifacts are inadvertently discovered during ground-disturbing activities, existing federal, state, and local laws and regulations would require construction activities to cease until such artifacts are properly examined and determined not to be of significance by a qualified cultural resource professional. Therefore, the proposed project impacts would be *less than significant*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
XIX. UTILITIES AND SERVICE SYSTEMS – Would the project:				
a) Require or result in the relocation or construction of new or expanded water, wastewater treatment or storm water drainage, electric power, natural gas, or telecommunications facilities, the construction or relocation of which could cause significant environmental effect?				X
b) Have sufficient water supplies available to serve the project and reasonably foreseeable future development during normal, dry and multiple dry years?				X
c) Result in a determination by the waste water 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?				X

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
d) Generate solid waste in excess of state or local standards, or in excess of the capacity of local infrastructure, or otherwise impair the attainment of solid waste reduction goals?				X
e) Comply with federal, state, and local management and reduction statutes and regulations related to solid waste?				X

DISCUSSION

- a) Require or result in the relocation or construction of new or expanded water, wastewater treatment or storm water drainage, electric power, natural gas, or telecommunications facilities, the construction or relocation of which could cause significant environmental effects?**

The proposed project would include the pre-zoning and annexation of six legal parcels along Ashlan Avenue. The proposed project does not include new development or site improvements that would require construction activities. The proposed project would not result in the relocation or construction of new or expanded water, wastewater treatment or stormwater drainage, electrical power, natural gas, or telecommunications facilities beyond what was evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756. Therefore, the proposed project would have *no impact*.

- b) Have sufficient water supplies available to serve the project and reasonably foreseeable future development during normal, dry and multiple dry years?**

As described in threshold discussion XIX.a), above, the proposed project does not include construction or operational activities beyond what was evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 that would require water supply. The project site is located entirely within the City's SOI, which is a boundary that encompasses lands that are expected to ultimately be annexed by the City. Therefore, the proposed project would be consistent with the City's planned buildout scenario because the entire project site is located within the City's SOI. Further, the project site is currently zoned for residential land uses and would continue to be zoned for residential uses under the proposed project. Because the proposed project would be consistent with the City's planned buildout scenario, the project would not result in unplanned growth that could deplete the City's water supply. Therefore, the proposed project would have *no impact*.

- c) 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?**

As described in threshold discussion XIX.a), above, the proposed project does not include construction or operational activities beyond what was evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 that would generate wastewater. Therefore, the proposed project would have *no impact*.

- d) Generate solid waste in excess of State or local standards, or in excess of the capacity of local infrastructure, or otherwise impair the attainment of solid waste reduction goals?**

Garbage disposed in the City of Fresno is taken to the Cedar Avenue Recycling and Transfer Station. Once trash has been off-loaded at the transfer station, it is sorted, and non-recyclable solid waste is loaded onto large trucks and taken to the American Avenue Landfill located approximately 6 miles southwest of Kerman.

The American Avenue Landfill (i.e., American Avenue Disposal Site 10-AA-0009) has a maximum permitted capacity of 32,700,000 cubic yards and a remaining capacity of 29,358,535 cubic yards, with an estimated closure date of August 31, 2031. The maximum permitted throughput is 2,200 tons per day.¹⁷

Other landfills within Fresno County include the Clovis Landfill (City of Clovis Landfill 10-AA-0004) with a maximum remaining permitted capacity of 7,740,000 cubic yards, a maximum permitted throughput of 2,000 tons per day, and an estimated closure date of 2047.¹⁸

As described in threshold discussion XIX.a), above, the proposed project does not include construction or operational activities beyond what was evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 that would generate solid waste. Therefore, the proposed project would have *no impact*.

- e) Comply with federal, state, and local management and reduction statutes and regulations related to solid waste?**

As described in threshold discussion XIX.a), above, the proposed project does not include construction or operational activities beyond what was evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 that would generate solid waste that could interfere with solid waste reduction statutes and regulations, including, but not limited to, policies identified in the City's

¹⁷ California Department of Resources Recycling and Recovery (CalRecycle). 2023. SWIS Facility/Site Summary: American Avenue Disposal Site (10-AA-0009). Available at: <https://www2.calrecycle.ca.gov/SolidWaste/Site/Summary/352>. Accessed September 2023.

¹⁸ CalRecycle. 2023. SWIS Facility/Site Summary: City Of Clovis Landfill (10-AA-0004). Available at: <https://www2.calrecycle.ca.gov/SolidWaste/Site/Summary/347>. Accessed September 2023.

General Plan *Public Utilities and Services Element*. Therefore, the proposed project would have *no impact*.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
XX. WILDFIRE – If located in or near state responsibility areas or lands classified as very high fire hazard severity zones, would the project:				
a) Substantially impair an adopted emergency response plan or emergency evacuation plan?			X	
b) Due to slope, prevailing winds, and other factors, exacerbate wildfire risks, and thereby expose project occupants to pollutant concentrations from a wildfire or the uncontrolled spread of a wildfire?				X
c) Require the installation or maintenance of associated infrastructure (such as roads, fuel breaks, emergency water sources, power lines or other utilities) that may exacerbate fire risk or that may result in temporary or ongoing impacts to the environment?				X
d) Expose people or structures to significant risks, including downslope or downstream flooding or landslides, as a result of runoff, post-fire slope instability, or drainage changes?				X

DISCUSSION

a) Substantially impair an adopted emergency response plan or emergency evacuation plan?

The project site would not require the alteration of any existing roadways that could interfere with any emergency evacuation routes within the City of Fresno or an

adopted emergency response plan, which is consistent with the City's General Plan *Noise and Safety Element* and the County's *Multi-Jurisdictional Hazard Mitigation Plan*. Therefore, the proposed project impacts would be *less than significant*.

b) Due to slope, prevailing winds, and other factors, exacerbate wildfire risks, and thereby expose project occupants to pollutant concentrations from a wildfire or the uncontrolled spread of a wildfire?

The project site is in an urban area and is not located within a VHFHSZ.¹⁹ The project site is located in a previously developed area and does not consist of densely vegetated areas or other physical characteristics that would exacerbate wildfire risks. The proposed project is limited to the pre-zoning and annexation of six legal parcels along Ashlan Avenue and does not include any physical improvements to the project site. Therefore, the proposed project would not exacerbate wildfire risks and potentially expose project occupants to pollutants from a wildfire. Therefore, the proposed project would have *no impact*.

c) Require the installation or maintenance of associated infrastructure (such as roads, fuel breaks, emergency water sources, power lines or other utilities) that may exacerbate fire risk or that may result in temporary or ongoing impacts to the environment?

The project site is located in a developed area immediately adjacent to the City of Fresno, and the proposed project would not require the installation or maintenance of infrastructure that would increase the risk of fire or result in temporary or ongoing environmental impacts, outside of what is already implemented according to City plans. Further, the future residential development associated with the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would connect to the City's water supply to allow for adequate water supply in the event of fire emergencies. Therefore, the proposed project would have *no impact*.

d) Expose people or structures to significant risks, including downslope or downstream flooding or landslides, as a result of runoff, post-fire slope instability, or drainage changes?

The project site is located on a relatively flat area and is not located adjacent to any hills. In general, the potential for landsliding or slope failure in Fresno is very low and the project site would not be susceptible to landslides. The project site is also not located in a flood hazard zone and would not be susceptible to flooding because of post-fire drainage changes. As described in threshold discussion XX.b), above, the project is not located within a VHFHSZ, and the proposed project would not expose people or structures to significant risks. Therefore, the proposed project would have *no impact*.

¹⁹ California Department of Forestry and Fire Protection (CAL FIRE). 2008. Fresno County Very High Fire Hazard Severity Zones in LRA. Available at: <https://osfm.fire.ca.gov/divisions/wildfire-planning-engineering/wildland-hazards-building-codes/fire-hazard-severity-zones-maps/>. Accessed September 2023.

Mitigation Measures

Mitigation measures are not required.

ENVIRONMENTAL ISSUES	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
XIX. MANDATORY FINDINGS OF SIGNIFICANCE				
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?			X	
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)?			X	
c) Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?			X	

DISCUSSION

- a) **Does the project have the potential to substantially 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, substantially reduce the number or restrict the range of an endangered, rare, or threatened species, or eliminate important examples of the major periods of California history or prehistory?**

No new ground disturbance or other physical improvements beyond what has already been evaluated for the previously approved Rezone Application No. R-07-10 and Tentative Tract Map No. 5756 would occur as a result of the proposed project. Therefore, the proposed project impacts related to biological and historical resources would be *less than significant*.

- 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.)**

The proposed project impacts would be individually limited and not cumulatively considerable due to the site-specific nature of the potential impacts. Because the proposed project would result in no or less-than-significant impacts, the project would not substantially contribute to any potential cumulative impacts. All project-specific environmental impacts that could occur as a result of the proposed project would be less than significant as discussed throughout this document; therefore, the proposed project cumulatively considerable impacts would be *less than significant*.

- c) **Does the project have environmental effects that will cause substantial adverse effects on human beings, either directly or indirectly?**

The proposed project’s potential to result in environmental effects that could directly or indirectly impact human beings have been evaluated in this Initial Study. As described herein, all environmental effects that could adversely affect human beings would be *less than significant*.

<p>CITY OF FRESNO ADDENDUM TO</p> <p>ENVIRONMENTAL ASSESSMENT NO. P22-03846/P22-04069</p> <p>PREPARED FOR ANNEXATION APPLICATION NO. P22-03846 & PRE-ZONE APPLICATION NO. P22-04069</p> <p><i>Addendum prepared in accordance with Section 15164 of the California Environmental Quality Act (CEQA) Guidelines</i></p>		<p>This addendum was not circulated for public review pursuant to Section 15164(c) of the CEQA Guidelines.</p>
<p>The full Initial Study and the Program Environmental Impact Report SCH No. 2019050005 are on file in the Planning and Development Department,</p> <p>Fresno City Hall, 3rd Floor</p> <p>2600 Fresno Street</p> <p>Fresno, California 93721</p> <p>(559) 621-8277</p>	<p>ENVIRONMENTAL ASSESSMENT NUMBER:</p> <p>P22-03846/P22-04069</p>	
<p>APPLICANT:</p> <p>Lorren Smith</p> <p>Harbor & Associates</p> <p>389 Clovis Avenues, Suite 300</p> <p>Clovis, CA 93612</p>	<p>PROJECT LOCATION:</p> <p>Located along both sides of East Ashlan Avenue, west of North Polk Avenue in the City and County of Fresno, California (approx. 20.23 acres)</p> <p>Latitude: 36°47'30.66" N & Longitude: 119°53'31.596" W</p> <p>Assessor's Parcel Number(s): 511-011-06, 510-210-03,510-210-01,510-210-02,510-210-06, and 510-210-07</p>	
<p>PROJECT DESCRIPTION: Annexation Application No. P22-03846, Pre-zone Application No. P22-04069, was filed by Harbor & Associates pertaining to approximately 20.23 acres of property along both sides of East Ashlan Avenue, west of North Polk Avenue.</p> <p>Annexation Application No. P22-03846 requests authorization to initiate annexation proceedings for the Ashlan-Polk Nos. 3 & 4 Reorganization proposing incorporation of the subject property within the City of Fresno; and detachment from the Kings River Conservation District and North Central Fire Protection District.</p> <p>Pre-zone Application No. P22-04069 proposing to pre-zone: approximately 9.54 acres of the subject property from the County of Fresno RR/NB (<i>Rural Residential/Neighborhood Beautification</i>) zone district to the City of Fresno RS-5/ANX (<i>Single-Family Residential, Medium Density/Annexed Rural Residential Transitional Overlay</i>) zone district; and approximately 9.78 acres of the subject property from the RR/NB</p>		

(*Rural Residential/Neighborhood Beautification*) zone district to the City of Fresno RS-5/cz (*Single-Family Residential, Medium Density/conditions of zoning*) zone district.

Environmental Assessment No. P22-03846/P22-04069, a Negative Declaration (“ND”) dated May 3, 2024 was prepared for a project that included applications for an annexation and pre-zone. The ND was tiered from the General Plan Program Environmental Impact Report (“PEIR” SCH No. 2019050005). This Addendum is to the ND and assesses the addition of one condition of zoning for the project that was not previously specified in the Negative Declaration.

The ND did not specify that the condition of zoning would be applied to a portion of the subject property. The condition of zoning is to require that the development of the southern-most property (APN: 511-011-06) of the annexation area be annexed into Community Facilities District (CFD) No. 18 to offset Police and Fire costs associated with the annexation. This is a standard requirement for development of properties annexed after October 20, 2022. Because a tract map was initially approved in 2008, development will occur soon after annexation and is required to annex into CFD No. 18. The change to add this condition of zoning is functionally a technical change, within the meaning of CEQA Guidelines Section 15164. Annexation Application No. P22-03846 and Pre-zone Application No. P22-04069 consist of a minor technical change such that an addendum to Environmental Assessment No. P22-03846/P22-04069 is appropriate pursuant to CEQA Guidelines Section 15164 and Public Resources Code Section 21166.

Therefore, the City of Fresno has determined that an Addendum to Environmental Assessment No. P22-03846/P22-04069 is appropriate given that none of the conditions described in Section 15162 of the CEQA Guidelines calling for preparation of a subsequent Environmental Impact Report or negative declaration have occurred; and, new information added is only for the purposes of providing minor changes or additions, in accordance with Section 15164 of the CEQA Guidelines.

CEQA Section 15162 provides that when a negative declaration has been adopted for a project, no subsequent negative declaration shall be prepared for that project unless the lead agency determines, on the basis of substantial evidence in the light of the whole record, one or more of the following:

FINDINGS PURSUANT TO SECTION 15162 OF THE CEQA GUIDELINES.

- (1) *Substantial changes are proposed in the project which would require major revisions of the previous Mitigated Negative Declaration due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects;*


Finding (1):	The addition of a condition of zoning does not involve any new significant environmental effects or a substantial increase in the severity of previously identified significant effects that would require major revisions of the previous Negative Declaration because the requirement of future development of properties annexed into the City of Fresno after October 20, 2022 is
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	a requirement pursuant to the Public Works Department.
	(2) <i>Substantial changes occur with respect to the circumstances under which the project is undertaken which will require major revisions of the previous Mitigated Negative Declaration due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects; or,</i>
Finding (2):	There have been no substantial changes to the surrounding area or project site which would otherwise affect the circumstances under which the project is undertaken. The severity of environmental issues identified in the Negative Declaration approved on May 3, 2024, have not substantially increased since the preparation of the initial study.
	(3) <i>New information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the previous Mitigated Negative Declaration was adopted, shows any of the following: (A) The project will have one or more significant effects not discussed in the previous Negative Declaration; (B) Significant effects previously examined will be substantially more severe than shown in the previous Negative Declaration; (C) Mitigation measures or alternatives previously found not to be feasible would in fact be feasible and would substantially reduce one or more significant effects of the project; and, (D) Mitigation measures or alternatives which are considerably different from those analyzed in the previous Mitigated Negative Declaration, would substantially reduce one or more significant effects on the environment.</i>
Finding (3):	<p>This Addendum is relative to the ND and assesses the condition of zoning for the project that was not previously specified in the Negative Declaration dated May 3, 2024. This addendum did not identify new information regarding significant effects not previously discussed in the Negative Declaration, and potential effects previously examined are not substantially more severe than originally discussed. No mitigation measures which were previously identified have been found infeasible, nor has it been determined that identified mitigation measures would not substantially reduce significant effects of the project. No mitigation measures have been added or modified, nor are they considerably different from those analyzed in the previous Negative Declaration.</p> <p>The addendum contains no additional information regarding proposed mitigation measures and does not change or effect the previous findings of the Negative Declaration. Therefore, no new information identifies significant or substantially more severe effects than originally discussed.</p>

Addendum to a Negative Declaration

Environmental Assessment No. P22-03846/P22-04069

June 13, 2024

ADDENDUM PREPARED BY: Juan Lara, Planner III	SUBMITTED BY:  Rob Holt, Supervising Planner
DATE: June 13, 2024	CITY OF FRESNO PLANNING AND DEVELOPMENT DEPARTMENT