

**CITY OF FRESNO  
ENVIRONMENTAL FINDING OF CATEGORICAL EXEMPTION PURSUANT TO  
CEQA GUIDELINES SECTION 15308  
ENVIRONMENTAL ASSESSMENT**

THE PROJECT DESCRIBED HEREIN IS DETERMINED TO BE CATEGORICALLY  
EXEMPT FROM THE PROVISIONS OF THE CALIFORNIA ENVIRONMENTAL  
QUALITY ACT PURSUANT TO CEQA GUIDELINES SECTION 15308

**APPLICANT:** City of Fresno  
Department of Public Utilities (DPU)  
Solid Waste Management Division  
1325 El Dorado Street  
Fresno, California 93706

**PROJECT LOCATION:** Areas within the jurisdiction of the City of Fresno, generally located within the corporate boundaries

**PROJECT DESCRIPTION:**

SB 1383 tasks the State Air Resources Board in conjunction with other state agencies, with establishing and implementing a comprehensive strategy to reduce emissions of short-lived climate pollutants, including those related to organic waste in landfills. A proposed Amendment to Chapter 6, Article 2 of the Fresno Municipal Code (FMC), related to solid waste collection and disposal, incorporates the requirements of SB 1383, and brings the City into compliance with the regulations. Specifically, it establishes definitions and provisions for the identification and separation of organic waste, for edible food recovery, a non-compliance program, and other provisions necessary to comply with SB 1383. Once the FMC is amended, DPU will then be able to proceed with outreach and education, negotiation of agreements, and undertake all other efforts necessary to implement the requirements of SB 1383.

**This project is exempt under Section 15308/Class 8 of the California Environmental Quality Act (CEQA) Guidelines as follows:**

Finding:

Under Section 15308/Class 8, the project is exempt from CEQA requirements. Section 15308/Class 8 consist of actions taken by regulatory agencies, as authorized by state or local ordinance, to assure the maintenance, restoration, enhancement, or protection of the environment where the regulatory process involves procedures for protection of the environment. Construction activities and relaxation of standards allowing environmental degradation are not included in this exemption.

Here, SB 1383 has established regulations designed to improve the environment by reducing emissions, and further contains the authority necessary to empower the City to implement its requirements. Further, the City is authorized to use its police powers to

promote the general welfare of the public. Compliance with the provisions of SB 1383 is part of a citywide and statewide effort to reduce overall emissions and ensure the health and safety of the residents of the City of Fresno. By adopting an ordinance that implements the provisions of SB 1383, the City is acting in its regulatory capacity.

None of the exceptions to Categorical Exemptions set forth in the CEQA Guidelines, Section 15300.2 apply to this ordinance. Furthermore, the proposed amended ordinance is not expected to have a significant effect on the environment. Accordingly, a categorical exemption, as noted above, has been prepared for the project effect on the environment. As such, the project is exempt pursuant to CEQA Guidelines Section 15308

Date: February 11, 2022

Submitted By: \_\_\_\_\_



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City of Fresno  
Department of Public Utilities