

Notice of Exemption

FILED

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

From: City of Benicia
250 East L Street
Benicia, CA 94510

DEC 18 2024

Bill Emien, Clerk of the
Board of Supervisors of
the County of Solano,
State of California
Deputy *Emily Shephard*

County Clerk
County of: Solano

Project Title: Amendments to the Benicia Municipal Code Title 17 (Zoning) to Update Density Bonus Ordinance BMC Section 17.70.270

Project Applicant: CITY OF BENICIA

Project Location
Citywide

Project Location - City: City of Benicia

Project Location - County: Solano County

Description of Nature, Purpose and Beneficiaries of Project:

The proposed amendments to Section 17.70.270 (Density Bonus) of the Zoning Ordinance will implement the recently adopted Housing Element, Program 1.11 (Amend the Zoning Ordinance to comply with changes in the State Density Bonus law by December 2024).

Name of Public Agency Approving Project: City of Benicia

Name of Person or Agency Carrying Out Project: Planning Division

Exempt Status: (check one):

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

Reasons why project is exempt:

This project is categorically exempt pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15061(b)(3) (the common sense exemption) because it can be seen with certainty that there is no possibility that the adoption of this ordinance may have a significant effect on the environment, in that the ordinance merely implements the provisions of State law and includes no provisions beyond those included in State Density Bonus Law that may result in a direct or indirect impact on the physical environment.

Lead Agency

Contact Person: Jason Hade

Area Code/Telephone/Extension: (707) 746-4277

Signature:

Jason R. Hade

Date:

12/18/24

Title: Planning Manager

Signed by Lead Agency

Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code. Date Received for filing at OPR: -

Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Document Posted From
12/18/24 to _____
Deputy Clerk of the Board