

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

Name: CITY OF WALNUT CREEK

Address: 1666 NORTH MAIN STREET  
WALNUT CREEK, CA 94596

WHEN RECORDED MAIL TO:

Name:

Address: SAME AS ABOVE

2024-00192

**FILED**

**June 6, 2024**

KRISTIN B. CONNELLY  
CLERK-RECORDER

By   
Deputy clerk

(THIS SPACE FOR RECORDER'S USE ONLY)

## NOTICE OF EXEMPTION

TITLE OF DOCUMENT

# Notice of Exemption

# Appendix E

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

County Clerk  
 County of: Contra Costa  
 555 Escobar Street  
 Martinez, CA 94553

**From:** (Public Agency): City of Walnut Creek *Lead Agency*  
 1666 North Main Street  
 Walnut Creek, CA 94596

(Address)

Project Title: ZONING ORDINANCE AMENDMENTS TO UPDATE THE CITY'S DENSITY BONUS ORDINANCE TO COMPLY WITH STATE LAW

Project Applicant: City of Walnut Creek, *Contact: Aaron Sage, 925-943-5899 x2232*

Project Location - Specific:  
 Citywide

Project Location - City: Walnut Creek Project Location - County: Contra Costa

Description of Nature, Purpose and Beneficiaries of Project:

An ordinance amending Title 10 (Planning and Zoning) of the Walnut Creek Municipal Code to update the City's Density Bonus Ordinance to comply with state law. This ordinance was introduced by the City Council on 6/4/24.

Name of Public Agency Approving Project: City of Walnut Creek

Name of Person or Agency Carrying Out Project: City of Walnut Creek

Exempt Status: **(check one):**

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


Reasons why project is exempt:

See attached.

Lead Agency  
 Contact Person: Aaron Sage Area Code/Telephone/Extension: 925-943-5899 x2232

**If filed by applicant:**

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

Signature:  Date: 6/6/24 Title: Assistant Community Development Director

▪ 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.

Reason for exemption (Density Bonus)

Pursuant to Section 15061(b)(3) of the CEQA Guidelines, it can be seen with certainty that there is no possibility that the proposed amendments may have a significant effect on the environment. The proposed ordinance would amend the existing DBO to comply with state law, would not expand any physical allowances for development, and would implement the goals, policies and programs of the 2023-2031 Housing Element, which the City also determined, prior to its adoption, to be exempt from CEQA pursuant to Section 15061(b)(3) of the CEQA Guidelines, because it could be seen with certainty that there is no possibility that the programs of the Housing Element may have a significant effect on the environment. The proposed amendments would implement the adopted Housing Element program as a regulatory action of the City.

