



**CITY OF SAN BERNARDINO**  
**COMMUNITY DEVELOPMENT & HOUSING DEPARTMENT**  
**NOTICE OF EXEMPTION**

**FROM:** CITY OF SAN BERNARDINO  
 Community Development & Housing Department  
 300 North 'D' Street  
 San Bernardino, CA 92418

**TO:**  OFFICE OF PLANNING & RESEARCH  
 1400 Tenth Street, Room 121  
 Sacramento, CA 95814

CLERK OF THE BOARD  
 County of San Bernardino  
 385 North Arrowhead Avenue  
 San Bernardino, CA 92415

COUNTY OF SAN BERNARDINO  
 CLERK OF THE BOARD  
 2024 MAR 22 PM 3:11  
 1000 N. G STREET, SAN BERNARDINO, CA 92415

**Subject:** Filing of a Notice of Exemption pursuant to CEQA Guidelines §15062.

**Project Title:** Conditional Use Permit 23-06  
**Lead Agency Contact Person:** Elizabeth Mora-Rodriguez  
**Telephone (include area code):** (909) 384-7272, extension: 3075  
**Project Location (include county):** Northeast corner of W. 5<sup>th</sup> Street & N. G Street, City of San Bernardino  
 County of San Bernardino

**Project Description:** A request to allow the development, establishment, and operation of a restaurant with drive-thru (chipotle) containing approximately 2,325 square feet on a property comprised of four (4) parcels containing a total of approximately 0.51 acres.

**Name of Public Agency Approving Project:** City of San Bernardino, Community Development & Housing Department

**Name of Applicant or Agency Implementing Project:** Danielle Foley

- Exempt Status: (check one)**
- Ministerial Exemption (§21080(b)(1); §15268)
  - Categorical Exemption. State Type & Section Number: §15303 (New Construction or Conversion of Small Structures) and Section 15332 (In-Fill Development Projects)
  - Statutory Exemption. State Code Number:
  - Emergency Project (§21080(b)(3); §15269(a))
  - Declared Emergency (§21080(b)(4); §15269(b)(c))
  - General Rule – Not Subject to CEQA

**Reasons why project is exempt from:** A Class 3 Categorical Exemption consists of projects characterized as construction and location of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structure. A Class 32 covers projects consisting of small project on less than five (5) acres due to the property located and surrounded by existing commercial and residential development and has no significant negative impacts on the environment are anticipated to result from development of the site. The design of the site will not have any significant negative impacts to wildlife or their habitat, and no sensitive or protected species have been identified on the existing site. A Class 3 covers projects in urbanized areas, up to four (4) such commercial buildings not exceeding 10,000 square feet in floor area on sites zoned for such use, if not involving the use of significant amounts of hazardous substances where all necessary public services and facilities are available, and the surrounding area is not environmentally sensitive.

This is to certify that the record of project approval is available to the general public at the Community Development & Housing Department, Planning Division, 201 N. E St, 3<sup>rd</sup> Floor, San Bernardino, CA 92401 during regular business hours.

**Signature:** Elizabeth Mora-Rodriguez **Date:** March 21, 2024 **Title:** Senior Planner

- Signed by Lead Agency       Signed by Applicant

Date received for filing at OPR:

**DATE FILED & POSTED**  
 Posted On: 3/22/24  
 Removed On: 5/4/24  
 Receipt No: 36-03222024

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