

RESOLUTION NO. 2025-45

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GRASS VALLEY APPROVING A NOTICE OF EXEMPTION FOR THE ADOPTION OF AN ORDINANCE REGULATING THE INSTALLATION OF ART THROUGHOUT THE CITY

WHEREAS, the City Council held a duly noticed public hearing on September 9, 2025 for the introduction of Ordinance 837 to regulate art installation on public and private property in all non-residential zones throughout the City; and

WHEREAS, CEQA Guidelines are set forth in Title 14, Division 6 Chapter 3 of the California Code of Regulations (CEQA Guidelines); and

WHEREAS, CEQA Guidelines Section 15301 sets forth a categorical exemption from CEQA for the operation, repair, maintenance, permitting, licensing, or minor alterations of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination; and

WHEREAS, CEQA Guidelines Section 15061(b)(3) exempts projects under the general rule that it can be seen with certainty that there is no possibility that the Project may have a significant effect on the environment; and

WHEREAS, the Project does not involve any of the following circumstances which would preclude use of a categorical exemption as described under CEQA Guidelines section 15300.2:

- a) The cumulative impact of successive projects of the same type in the same place which overtime are significant;
- b) An activity where there is a reasonable possibility that the activity will have a significant effect on the environment due to unusual circumstances;
- c) A project which may result in damage to scenic resources, including but not limited to trees, historic buildings, rock outcroppings, or similar resources, within a highway officially designated as a state scenic highway;
- d) A hazardous waste site which is included on any list compiled pursuant to section 65962.5 of the Government Code; and
- e) A project which may cause a substantial adverse change in the significance of a historical resource;

WHEREAS, the Project satisfies the conditions specified in Sections 15301 and 15061(b)(3) as described in the Notice of Exemption for the Ordinance regulating installation of art throughout the City, attached hereto as Exhibit A.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRASS VALLEY, as follows:

1. The City determines that the Project is exempt from CEQA pursuant to CEQA Guidelines Section 15301 and Section 15061(b)(3) and authorizes the City Planner to file a CEQA Notice of Exemption for the Project.

ADOPTED as a Resolution by the City Council of the City of Grass Valley at a regular meeting thereof held on the 9th day of September 2025, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Hilary Hodge, MAYOR

APPROVED AS TO FORM:

ATTEST:

David Ruderman, CITY ATTORNEY

Taylor Whittingslow CITY CLERK