

# Notice of Exemption

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To:  Office of Planning and Research  
Creek

From: City of Sutter

1400 Tenth Street, Room 121  
Sacramento, CA 95814

18 Main Street  
Sutter Creek, CA 95685

County Clerk  
County of Amador  
810 Court Street  
Jackson, CA 95642

**Project Title:** Sutter Creek Responsible and Compliant Retail LLC DBA Embarc Dispensary

**Project Location – City:** Sutter Creek – Commercial C-2 Zoning District

**Project Location – Specific:** 11 Ridge Road, APN 044-020-063      **Project Location – County:** Amador

## Description of Nature, Purpose, and Beneficiaries of Project:

The City received an application from Sutter Creek Responsible and Compliant Retail, LLC DBA Embarc, (the “Applicant”) on May 11, 2026, for the rights and entitlements to develop and operate a commercial cannabis retail sales and delivery business at 11 Ridge Road in the Sutter Hill area of the City. The application includes a Zoning Ordinance amendment, a Development Agreement, a Conditional Use Permit, a Sign Permit and Site Plan Permit. Business will occur in a former bank building

**Name of Public Agency Approving Project:** City of Sutter Creek

**Name of Person or Agency Carrying Out Project:** Tom DuBois, City Manager

## 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. Section 15301 (Existing Facilities)
- Statutory Exemptions. State code number:

**Reasons why project is exempt:** The City has determined that the project application falls within a Class 1 Section 15301 Categorical Exemption under CEQA. Section 15301 allows operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing or former use. The project is consistent with the Class 1 example 15301.a as it proposes interior and exterior building alterations that are negligible and includes no expansion of the former bank land use. The project is also consistent with the Class 1 example 15301.g as it proposes new copy on existing on-premises signs. Therefore, the project qualifies for this exemption.

**Lead Agency Contact Person:** Tom DuBois Phone: (209) 215-4890

## 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: \_\_\_\_\_ Title: City Manager, City of Sutter Creek

## Notice of Exemption

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Signed by Lead Agency

Date received for filing at OPR:

Signed by Applicant

POSTED:\_\_\_\_\_