

NOTICE OF EXEMPTION


44-05282024-145
133-24

TO: <input checked="" type="checkbox"/> Office of Planning and Research P. O. Box 3044, Room 113 Sacramento, CA 95812-3044	FROM: Soquel Creek Water District (Public Agency) 5180 Soquel Drive Soquel, CA 95073
<input checked="" type="checkbox"/> Santa Cruz County Clerk 701 Ocean Street, Room 520 Santa Cruz, CA 95060	<div style="border: 1px solid black; padding: 5px; width: fit-content; margin: auto;"> RECEIVED CLERK OF THE BOARD MAY 28 2024 BOARD OF SUPERVISORS COUNTY OF SANTA CRUZ </div>

1. Title:	Approval of Bogard Construction Inc. as Construction Manager at Risk for Pure Water Soquel Operations and Educational Center Renovation and Contract Award
2. Applicant:	Soquel Creek Water District
3. Identify street address and cross streets or attach a map showing site (preferably a USGS 15' or 7 1/2' topographical map identified by quadrangle name):	N/A
4. (a) Location – City:	City of Santa Cruz
(b) Location – County:	Santa Cruz County
5. Description of nature, purpose, and beneficiaries of Action:	<p>On May 21, 2024, the Soquel Creek Water District's Board of Directors ("Board") approved the selection of Bogard Construction, Inc. ("Bogard") as the Construction Manager at Risk ("CMAR") and awarded the CMAR Contract for the Pure Water Soquel (PWS) Operations and Education Center renovation project (collectively, "CMAR Contract").</p> <p>On February 6, 2024, the Board approved release of the Request for Qualifications and Proposals ("RFQ/P") for CMAR services for the PWS Operations and Education renovation project. These CMAR services strictly authorize the collection and coordination of information that will then be used to evaluate whether or not the Board would like to approve a construction contract for the PWS Operations and Education renovation project. The District released the RFQ/P on March 6, 2024 and received one proposal on April 30, 2024. The District evaluated the submittal and identified Bogard as the best value CMAR.</p>
6. Name of Public Agency issuing approval:	Soquel Creek Water District
7. Name of Person or Agency undertaking the action, including any person undertaking an activity that receives financial assistance from the Public Agency as part of the activity or the person receiving a lease, permit, license, certificate, or other entitlement of use from the Public Agency as part of the activity:	Soquel Creek Water District; Bogard Construction, Inc.
8. Exempt status: (check one)	
(a) <input type="checkbox"/> Ministerial project.	
(b) <input checked="" type="checkbox"/> Not a "project."	State CEQA Guidelines § 15378 [No commitment to any action that may impact the environment]
(c) <input type="checkbox"/> Emergency Project.	

THIS NOTICE HAS BEEN POSTED AT THE CLERK OF THE BOARD OF SUPERVISORS OFFICE FOR A PERIOD COMMENCING May 28 2024 AND ENDING July 2 2024

(d)	<input type="checkbox"/>	Categorical Exemption. State type and section number:	
(e)	<input type="checkbox"/>	Declared Emergency.	
(f)	<input type="checkbox"/>	Statutory Exemption. State Code section number:	
(g)	<input checked="" type="checkbox"/>	Other. Explanation:	State CEQA Guidelines § 15061(b)(2) [Common-Sense Exemption]
9.	Reason why action was exempt:		<p>As approved on May 21, 2024, the District's action is not a CEQA "project" because it does not commit the District to any activity having the "potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment" per State CEQA Guidelines section 15378. The CMAR Contract only authorizes the collection and coordination of information for the PWS Operations and Education renovation project. Therefore, the CMAR Contract does not have the potential to directly or indirectly cause a physical change in the environment.</p> <p>In the alternative, the CMAR Contract is exempt from CEQA pursuant to State CEQA Guidelines section 15061(b)(2), the common-sense exemption from CEQA for those projects for which it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. Again, the CMAR Contract strictly involves the collection and coordination of information. Thus, it can be seen with certainty that this activity will not have any significant effect on the environment.</p>
10.	Lead Agency Contact Person:	Melanie Mow Schumacher	
	Telephone:	(831) 475-8500	
11.	Has a Notice of Exemption been filed by the public agency approving the action? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
12.	Was a public meeting held by the lead agency to consider the above-described action? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> If yes, the date of the public meeting was: May 21, 2024		

Signature:  Date: 5/28/2024 Title: ASSIST. GENERAL MGR

Signed by Lead Agency

Date Received for Filing: _____

(Clerk Stamp Here)

Authority cited: Sections 21083 and 21100, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.