

**TWIN RIVERS UNIFIED SCHOOL DISTRICT
BOARD OF TRUSTEES**

RESOLUTION NO. 873

MAKING CERTAIN FINDINGS RELATED TO THE SALE OF PROPERTY (SELMA CLARK) AND THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND AUTHORIZING STAFF TO FILE A NOTICE OF EXEMPTION

WHEREAS, the California Environmental Quality Act (“CEQA”) obligates public agencies to consider the environmental impacts of their discretionary actions that may cause a direct or reasonably foreseeable indirect physical environmental impact;

WHEREAS, the Twin Rivers Unified School District’s (“District”) Board of Trustees (“Board”), at its August 5, 2020 meeting, approved the sale of the District’s surplus real property identified by Assessor’s Parcel Number 206-0090-014-0000 and located at West 4th Street and West Q Street, Rio Linda, California 95673 to Dale Hicks and Lynn Thykeo-Hicks for the price of \$291,000.00, pursuant to the terms of a Purchase and Sale Agreement (this purchase and sale transaction to be referred to herein as the “Project”);

WHEREAS, the Board analyzed the Project in accordance with the requirements of the California Environmental Quality Act as set forth in the California Public Resources Code section 21000, *et seq.* and the State CEQA Guidelines;

WHEREAS, the Board has found that the Project is exempt from CEQA under California Code of Regulations, Title 14, sections 15061(b)(2), 15061(b)(3), and 15312 and will therefore file a Notice of Exemption with the County Clerk; and

WHEREAS, pursuant to California Code of Regulations, Title 14, section 15061, the District has considered whether the Project may have a significant effect on the environment and has concluded, through its own independent review and analysis, that the Project will not have a significant impact on the environment.

NOW, THEREFORE, the Board of Trustees of the Twin Rivers Unified School District does hereby resolve, determine, and order as follows:

1. The foregoing recitals are hereby adopted as true and correct.
2. The Project falls within the exemption set forth in Code of Regulations, Title 14, section 15061(b)(3) because it involves merely the transfer of title and thus it can be seen with certainty that the Project will not have a significant effect on the environment.
3. The Project falls within the exemptions set forth in Code of Regulations, Title 14, sections 15061(b)(2) and 15312 because it is the sale of government owned property and is not barred by any of the exceptions set forth in Code of Regulations, Title 14, section 15300.2.
4. The Project will not result in damage to scenic resources pursuant to Public Resources Code section 21084.

5. The District's Superintendent or designee thereof is directed to file the Notice of Exemption from CEQA, attached hereto as **Exhibit A**, with the County Clerk.
6. The District Superintendent, or designee thereof, is authorized and directed to take all further action necessary to effectuate the intent of this Resolution.

PASSED AND ADOPTED by the Board of Trustees of the Twin Rivers Unified School District, Sacramento County, California, on this 18th day of August, 2020 at a duly noticed meeting by the following vote:

YES Votes	NO Votes	ABSENT	ABSTAIN
_____	_____	_____	_____

ATTEST:

 President of the Board of Trustees
 Twin Rivers Unified School District

 Clerk of the Board of Trustees
 Twin Rivers Unified School District

EXHIBIT A

NOTICE OF EXEMPTION FROM CEQA

NOTICE OF EXEMPTION

TO: County of Sacramento, County Clerk
600 Eighth Street, Room 101
Sacramento, CA 95814

FROM: Twin Rivers Unified School District
5115 Dudley Boulevard
McClellan Park, CA 95652

PROJECT TITLE: Sale of land located at West 4th Street and West Q Street,
Rio Linda, California, 95673, referred to as Assessor's
Parcel Number 206-0090-014-0000.

PROJECT LOCATIONS: Assessor's Parcel Number 206-0090-014-0000

DESCRIPTION OF NATURE, PURPOSE AND BENEFICIARIES OF PROJECT:

The Project consists of the District selling surplus real property to Dale Hicks and Lynn Thykeo-Hicks in accordance with the terms of a Purchase and Sale Agreement.

NAME OF PUBLIC AGENCY APPROVING PROJECT: Twin Rivers Unified School District

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: Twin Rivers Unified School District

EXEMPT STATUS: The District has determined that the Project is categorically exempt from CEQA pursuant to Title 14 of Cal. Code Regs. §§ 15061(b)(2) and 15312.

REASON PROJECT IS EXEMPT:

The Class 12 exemption (Cal. Code Regs., tit. 14, § 15312) applies to the sale of surplus government property, except for parcels of land located in an area of statewide, regional, or areawide concern. Here, the Property is owned by the District and is thus a government Property. Further, it is surplus to the District's needs. Finally, the Property is not located in an area of statewide, regional, or areawide concern. Therefore, the Class 12 exemption is applicable.

Additionally, the cumulative impact of successive projects of the same type in this same place are not significant, there is no reasonable possibility that the sale will have a significant effect on the environment due to unusual circumstances, the sale will not result in damage to scenic resources, the Property is not a hazardous waste site, and the sale will not cause a substantial adverse change in the significance of a historical resource.

Finally, the catch-all common sense exemption (Cal. Code Regs., tit. 14, § 15061(b)(3)) applies where it can be seen with certainty that a Project will not have a significant effect on the environment. Here, the proposed Property is being sold by the school district. This sale involves only the transfer of title. The transfer of title will not change the nature or intensity of the current

use of the Property. Therefore, it can be said with certainty that the Project will not have a significant effect on the environment.

Thus, under Title 14 of the California Code of Regulations, sections 15061(b)(2), 15061(b)(3), and 15312, the Project is exempt.

CONTACT PERSON:

Dr. Kristen Coates, Chief Business Officer
Twin Rivers Unified School District
5115 Dudley Boulevard, McClellan Park, CA 95652
(916) 566-1600

Signature: _____ **Date:** _____

The Notice of Exemption has been filed by the public agency approving the Project.

DATE RECEIVED FOR FILING: _____