#### **TOWN OF PARADISE**

#### NEGATIVE DECLARATION REGARDING ENVIRONMENTAL EFFECT

# 1. **Description of Project**:

Application proposing additional development of a 1.18-acre parcel at 7635 Skyway, that currently has 2 commercial buildings, by adding five (5) duplexes to be constructed in two (2) phases (PL24-00029).

# 2. Name and Address of Project Applicant:

Francisco Garcia and Antonio Rivera Etal. 5530 Garden View Lane Paradise, CA 95969

- 3. The Initial Study for this Project was Prepared on: August 12, 2024
- 4. NOTICE IS HEREBY GIVEN that the Planning Director of the Town of Paradise has reviewed the project described above pursuant to the provisions of the California Environmental Quality Act of 1970 (Public Resources Code) and determined that it will not have a significant effect on the environment. An Environmental Impact Report will not be required.
- 5. A copy of the Planning Director's determination regarding the environmental effect of this project is available for public inspection at the Town of Paradise Development Services Department, Building Resiliency Center, 6295 Skyway, Paradise, CA. Copies thereof will be provided to any person upon payment of the established fee.
- 6. Any person wishing to respond to this negative declaration may file written responses no later than October 10, 2024 with the Paradise Development Services Department, Building Resiliency Center, 6295 Skyway, Paradise, CA 95969, (530) 872-6291(Ext. 435). The Planning Director or the Planning Commission will review such comments and will either uphold the issuance of a negative declaration or require an environmental impact report to be prepared.
- 7. If no protest is lodged, the negative declaration may be formally adopted at the conclusion of the review period. Any negative declaration subject to state clearinghouse review shall not be formally adopted until such review has been completed.

By:	Date: <u>09/09/2024</u>
Susan Hartman, Planning Director	

# **INITIAL STUDY**

**FOR** 

7635 Skyway - Site Plan Review application (PL24-00029)

**FOR** 

Francisco Garcia and Antonio Rivera

# PROJECT DESCRIPTION AND ENVIRONMENTAL SETTING FOR THE GARCIA-RIVERA SITE PLAN REVIEW APPLICATION (PL24-00029)

# PROJECT DESCRIPTION

The project applicant is seeking Town of Paradise approval of the Site Plan Review application to allow additional development of a 1.18-acre parcel with five (5) duplexes. The project site is zoned Community Commercial (CC)

#### **ENVIRONMENTAL SETTING**

#### Location

The subject parcel, identified with assessor's parcel number 051-163-031, is located at 7635 Skyway, Paradise California, in Butte County. The project site is in the Northwest area of the Town. The site is located to the North of Bille Road and the West side of Skyway.

#### **Land Use and Access**

The subject property was not severely impacted by the 2018 Camp Fire, resulting only in the loss of many trees and shrubs. Demolition permits for 3 existing structures (a 1188 sqft. Garage, a 1987 sqft. Residence, and a 900 sqft restaurant) were issued, leaving two commercial structures on the parcel. The parcel is accessed from Skyway.

The subject parcel is located on a commercially zoned parcel and has commercially zoned parcels to the North, South, and West (across Skyway), with residentially zoned parcels to the East.

# Vegetation, Topography and Soils

The subject parcel is relatively flat. Prior to the 2018 Camp Fire, the property and surrounding area had land cover containing a mix of shrub land as well as both deciduous and evergreen trees. The project site was not substantially burned in the 2018 Camp Fire. The majority of the property's trees were killed in the fire, though a few still remain.

Soils underlying the project site are characterized as "AVD 0-30%" (Aiken Very Deep – zero to thirty percent slope). AVD soil generally exceeds five feet in depth and is considered to be excellent for the treatment of wastewater.

#### **Public Services**

Services and facilities available or potentially available to the project site include, but are not limited to the following listing:

Access: Skyway

**Communications:** AT&T Telephone /Comcast Cable Services

**Electricity**: Pacific Gas and Electric Company

**Public Safety:** Town of Paradise

**Recreation:** Paradise Recreation and Park District

Schools: Paradise Unified School District

Sewage Disposal: Individual wastewater treatment/disposal systems and located in the future

sewer availability area

Water Supply: Paradise Irrigation District

#### **PROJECT DETAILS**

The proposed Garcia-Rivera Site Plan Review project proposes the creation of five (5) duplexes for residential use. The proposed duplexes would be constructed in two (2) phases, with Phase 1 including 2 duplexes, and minor site improvements including trash enclosure and parking, and Phase 2 including the remaining 3 duplexes, and additional wastewater treatment system(s).

Wastewater disposal for subsequent development of the parcel is proposed to be provided via the construction of a wastewater disposal system at the time Phase 2 is to be constructed.

The subject parcel previously supported a three (3) bedroom residence, a garage, a hair salon, a commercial warehouse business, and a restaurant.

# TOWN OF PARADISE ENVIRONMENTAL CHECKLIST FORM

# I. BACKGROUND

1. Name of Proponents: Francisco Garcia & Antonio Rivera

2. Address and phone number of 5530 Garden View Lane, Paradise CA, 95969

proponents:

3. Date of checklist: July 31, 2024

4. Zoning and general plan Zoning: Community Commercial (CC)

designation:

5. Name of proposal, if applicable: Garcia-Rivera duplexes

II.

# **ENVIRONMENTAL IMPACTS**

Issues (and Supporting Information Sources):

			SOURCE NO.	POTENTIALLY SIGNIFICANT IMPACT	POTENTIALLY SIGNIFICANT UNLESS MITIGATION INCORPORATED	LESS THAN SIGNIFICANT IMPACT	NO <u>IMPACT</u>
1.	I	ND USE AND PLANNING. Would the posal:					
	a.	Conflict with general plan designation or zoning?	1, 8			х	
	b.	Conflict with applicable environmental plans or policies adopted by agencies with jurisdiction over the project?	1, 8			X	
	c.	Be incompatible with existing land use in the vicinity?	9				Х
	d.	Affect agricultural resources or operations (e.g. impacts to soils or farmlands, or impacts from incompatible land uses)?	8				Х
	e.	Disrupt or divide the physical arrangement of an established community (including a low-income or minority community)?	9			х	
2.	РО	PULATION AND HOUSING. Would the					

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			SOURCE <u>NO.</u>	POTENTIALLY SIGNIFICANT <u>IMPACT</u>	UNLESS MITIGATION INCORPORATED	LESS THAN SIGNIFICANT <u>IMPACT</u>	NO IMPACT
	pro	pposal:					
	a.	Cumulatively exceed official regional or local population projections?	1, 8			X	
	b.	Induce substantial growth in an area either directly or indirectly (e.g. through projects in an undeveloped area or extension of major infrastructure)?	1, 8			х	
	c.	Displace existing housing, especially affordable housing?	1, 8				Х
3.	res	OLOGIC PROBLEMS. Would the proposal sult in or expose people to potential impacts olving:					
	a.	Fault rupture?	11, 12			х	
	b.	Seismic ground shaking	11, 12			х	
	C.	Seismic ground failure, including liquefaction?	11, 12			х	
	d.	Seiche, Tsunami or volcanic hazard?	13				X
	e.	Landslides or mudflows?	11			x	
	f.	Erosion, changes in topography or unstable soil conditions from excavation, grading or fill?	10			х	
	g.	Subsidence of the land?	12, 28			х	
	h.	Expansive soils?	7			х	
	i.	Unique geologic or physical features?	1				х
4.	WA	ATER. Would the proposal result in:					
	a.	Changes in absorption rates, drainage patterns, or the rate and amount of surface runoff?	3, 10			Х	
	b.	Exposure of people or property to water related hazards such as flooding?	3, 10			X	
	c.	Discharge into surface waters or other alteration of surface water quality (e.g. temperature, dissolved oxygen or turbidity)?	3, 10				X
	d.	Changes in the amount of surface water in any water body?	3, 10				Х
	e.	Changes in currents, or the course or direction of water movements?	3, 10				х

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			SOURCE NO.	POTENTIALLY SIGNIFICANT IMPACT	SIGNIFICANT UNLESS MITIGATION INCORPORATED	LESS THAN SIGNIFICANT IMPACT	NO IMPACT
	f.	Change in the quantity of groundwaters, either through direct additions or withdrawals, or through interception of an aquifer by cuts or excavations or through substantial loss of groundwater recharge capability?	3, 10, 14			х	
	g.	Altered direction or rate of flow of groundwater?	3, 10, 14			X	
	h.	Impacts to groundwater quality?	3, 10, 14			x	
	i.	Substantial reduction in the amount of groundwater otherwise available for public water supplies?	3, 10, 14			Х	
5.	AIF	R QUALITY. Would the proposal:					
	a.	Violate any air quality standard or contribute to an existing or projected air quality violation?	15, 16, 27			Х	
	b.	Expose sensitive receptors to pollutants?	9			х	
	C.	Alter air movement, moisture, or temperature, or cause any change in climate?	10				X
	d.	Create objectionable odors?	10			x	
6.		ANSPORTATION/CIRCULATION. Would the oposal result in:					
	a.	Increased vehicle trips or traffic congestion?	9, 27			х	
	b.	Hazards to safety from design features (e.g. sharp curves or dangerous intersections) or incompatible uses (e.g. farm equipment)?	10				X
	c.	Inadequate emergency access or access to nearby uses?	17			X	
	d.	Insufficient parking capacity onsite and offsite?	8, 10				X
	e.	Hazards or barriers for pedestrians or bicyclists	10				Х
	f.	Conflicts with adopted policies supporting alternative transportation (e.g. bus turnouts, bicycle racks)?	10				Х
	g.	Rail, waterborne or air traffic impacts?	9, 10				X
7.		DLOGICAL RESOURCES. Would the proposal ult in impacts to:					

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			SOURCE NO.	POTENTIALLY SIGNIFICANT IMPACT	SIGNIFICANT UNLESS MITIGATION INCORPORATED	LESS THAN SIGNIFICANT IMPACT	NO <u>IMPACT</u>
	a.	Endangered, threatened or rare species or their habitats (including but not limited to plants, fish, insects, animals and birds)?	6			x	
	b.	Locally designated species (e.g. heritage trees)?	1			х	
	c.	Locally designated natural communities (e.g. oak forest, coastal habitat, etc.)?	1			Х	
	d.	Wetland habitat (e.g. marsh, riparian and vernal pool)?	7, 9, 17				X
	e.	Wildlife dispersal or migration corridors?	1, 6			X	
8.		ERGY AND MINERAL RESOURCES. Would proposal:					
	a.	Conflict with adopted energy conservation plans?	1				Х
	b.	Use nonrenewable resources in a wasteful and inefficient manner?	1, 10			х	
	c.	Result in the loss of availability of a known mineral resource that would be of future value to the region and the residents of the state?	1, 18, 19				х
9.	НА	ZARDS. Would the proposal involve:					
	a.	A risk of accidental explosion or release of hazardous substances (including, but not limited to; oil, pesticides, chemicals or radiation)?	10			х	
	b.	Possible interference with an emergency response plan or emergency evacuation plan?	11, 21				Х
	c.	The creation of any health hazard or potential health hazard?	10			х	
	d.	Exposure of people to existing sources of potential health hazards?	10			Х	
	e.	Increased fire hazard in areas with flammable brush, grass or trees?	10, 17, 20			Х	
10.	NO	ISE. Would the proposal result in:					
	a.	Increases in existing noise levels?	10, 22			Х	
	b.	Exposure of people to severe noise levels?	10, 22			Х	
11.	PU	BLIC SERVICES. Would the proposal have an					

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**LESS THAN** 

			SOURCE NO.	SIGNIFICANT IMPACT	MITIGATION INCORPORATED	SIGNIFICANT IMPACT	NO <u>IMPACT</u>
		ect upon, or result in a need for new or altered vernment services in any of the following as:					
	a.	Fire protection?	4, 9, 10			x	
	b.	Police protection?	9, 10			X	
	c.	Schools?	1, 9, 10			x	
	d.	Maintenance of public facilities, including roads?	1, 9, 10			X	
	e.	Other governmental services?	9, 10			X	
12.	pro	ILITIES AND SERVICE SYSTEMS. Would the posal result in a need for new systems or oplies, or substantial alterations to the owing utilities:					
	a.	Power or natural gas?	9, 10			X	
	b.	Communications systems?	9, 10			x	
	c.	Local or regional water treatment or distribution facilities?	17			X	
	d.	Sewer or septic tanks?	10, 17			x	
	e.	Storm water drainage?	3, 9, 10			x	
	f.	Solid waste disposal?	10			X	
	g.	Local or regional water supplies?	4, 17			X	
13.	AE	STHETICS. Would the proposal:					
	a.	Affect a scenic vista or scenic highway?	1, 23, 24				X
	b.	Have a demonstrable negative aesthetic effect?	9, 10			X	
	c.	Create light or glare?	8, 10			X	
14.	CU	LTURAL RESOURCES. Would the proposal:					
	a.	Disturb paleontological resources?	10			х	
	b.	Disturb archaeological resources?	2, 10			x	
	c.	Affect historical resources?	25				X
	d.	Have the potential to cause a physical change which would affect unique ethnic cultural values?	9, 10				Х
	e.	Restrict existing religious or sacred uses within the potential impact area?	9, 10				Х

**POTENTIALLY** SIGNIFICANT UNLESS

			SOURCE NO.	POTENTIALLY SIGNIFICANT IMPACT	SIGNIFICANT UNLESS MITIGATION INCORPORATED	LESS THAN SIGNIFICANT IMPACT	NO <u>IMPACT</u>
15.	RE	CREATION. Would the proposal:					
	a.	Increase the demand for neighborhood or regional parks or other recreational facilities?	10			X	
	b.	Affect existing recreational opportunities?	10			x	
16.	res hig	LDFIRE. If located in or near state ponsibility areas or lands classified as a very h fire hazard severity zones, Would the bject:					
	a.	Substantially impair an adopted emergency response plan or emergency evacuation plan?	17, 29				X
	b.	Due to slope, prevailing winds, and other factors, exacerbate wildfire risks, and thereby expose project occupants to, pollutant concentrations from a wildfire or the uncontrolled spread of a wildfire?	10, 17			х	
	C.	Require the installation or maintenance of associated infrastructure (such as roads, fuel breaks, emergency water sources, power lines or other utilities) that may exacerbate fire risk or that may result in temporary or ongoing impacts to the environment?	10, 17			х	
	d.	Expose people or structures to significant risks, including downslope or downstream flooding or landslides as a result of runoff, post-fire slope instability, or drainage changes?	10, 17			х	
17.	Greenhouse Gas Emissions. Would the project:						
	a.	Generate greenhouse gas emissions, either directly, or indirectly, that may have a significant impact on the environment?	15, 16, 30			x	
	b.	Conflict with an applicable plan, policy, or regulation adopted for the purpose of reducing the emissions of greenhouse gases?	15, 16, 30			х	
18		RICULTURE AND FORESTRY RESOURCES.					
	a.	Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California	26				х

**POTENTIALLY** SIGNIFICANT UNLESS

	_		SOURCE NO.	POTENTIALLY SIGNIFICANT IMPACT	SIGNIFICANT UNLESS MITIGATION INCORPORATED	LESS THAN SIGNIFICANT IMPACT	NO IMPACT
		Resources Agency, to non-agricultural use					
	b.	Conflict with existing zoning for agricultural use, or a Williamson Act contract?	10				X
	c.	Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code Section 12220(g)), timberland (as defined by Public Resources Code Section 4526), or timberland zoned Timberland Production (as defined by Government Code Section 51104(g))?	1, 9				X
	d.	Result in the loss of forest land or conversion of forest land to non-forest use?	9				X
	e.	Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use?	9, 10				х
19.	MΑ	NDATORY FINDINGS OF SIGNIFICANCE.					
	a.	Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?				X	
	b.	Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals?				Х	
	c.	Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connect with the effects of past projects, the effects of other current projects, and the effects of probable future projects).				х	
	d.	Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?				x	

#### III. DISCUSSION OF ENVIRONMENTAL EVALUATION

1. General Evaluation: Potential environmental impacts associated with the proposed project have been identified upon the preceding environmental review checklist form. It has been determined that the proposed project will not result in a significant adverse effect on the environment because the project will be subject to existing permitting requirements and mitigation measures that are identified and assigned which address any potential impacts identified within this initial study. The text that follows outlines a number of areas of potential environmental issues related to the project.

# a. Item 1 – Land Use and Planning:

A, B: Less than significant impact. The subject parcel is located in a Community Commercial (CC) Zone, which has an underlying general plan designation of Town Commercial (TC). If approved, the proposed parcel development would result in the establishment of 5 new duplexes totaling 10 residential units. The creation of these dwelling units is not deemed significant, because the proposed land use, parcel sizes, and development type are compatible with surrounding land uses and parcel sizes, and the project is consistent with the Paradise General Plan land use designation and zoning for the site. Therefore, impacts related to land use and planning are expected to be less than significant and no mitigation measures appear to be necessary.

The project would not conflict with any local environmental plans or policies and is in line with the requirements of the Town's general plan and zoning code. No conflict with the general plan designation, zoning or land use plans, policies, or regulations would occur as a result of the project. Impacts would be less than significant.

- **C: No impact.** The surrounding land uses are both commercial and residential in nature. The creation of new residential units within the Community Commercial zoning would not create any land uses incompatible with the area. The subject parcel is in a commercial area and allows for both commercial and residential development and accessory uses, matching the surrounding area. The proposed development would likely have no impact.
- **D:** No impact. No farms or agricultural producers exist within the area surrounding the project area. The proposed development would not limit the use of the parcel for crop production, nor would it have any effect on the soils on the project site. There would be no impact from the proposed project.
- **E:** Less than significant impact. The proposed project would not create any physical barriers or other impediments that could affect the surrounding community. No aspect of the proposed project will physically divide the community and therefore, the project would have a less than significant impact.

#### b. Item 2 – Population and Housing

A, B: Less than significant impact. The Town of Paradise lost much of its housing in the 2018 Camp Fire, which also resulted in a substantial reduction in the population of the Town. Any increase in population that could result from the project could only begin to replenish population levels to a fraction of their previous levels. Unplanned growth would not occur as a result of the project. No regional or local population projections would be exceeded due to the development of the project. Impacts would be less than significant.

**C:** No impact. No housing would be demolished, and no residents or other people would be displaced as a result of the project. No replacement housing would be required. There would be no impact.

# c. Item 3 – Geologic Problems

A, B, C: Less than significant impact. The project is located in an area with the possibility of strong seismic ground shaking, as is much of California. The 2019 Butte County Local Hazard Mitigation Plan lists the Town's vulnerability to earthquakes as high, but outlines those occurrences are unlikely. The project is not located in an area within any identified earthquake fault zone. The Plan lists the potential of future earthquake and liquefaction as "occasional/unlikely" and lists the area as having a generally low potential for liquefaction (See figure 1). The likelihood of any effects from fault rupture, seismic ground shaking, seismic ground failure, and liquefaction are low. Impacts would be less than significant.

- **D. No impact.** The project is not located near the ocean or any body of water substantial enough to be subject to seiche risks. The USGS indicates that the project is not located within a volcanic hazard zone. The project would not be at risk from volcanic hazards. There would be no impact.
- **E. Less than significant impact.** The project is not located in area identified as a landslide zone by the California Department of Conservation. The 2019 Butte County Local Hazard Mitigation Plan shows that the project area has a low to moderate landslide potential (see figure 2). No portion of the proposed development to the parcel would increase the risk of landslides. The impact of the proposed project would be less than significant.
- **F. Less than significant impact**. Long term soil erosion and loss of topsoil are not expected from the construction of residences or accessory structures. However, soil erosion and loss of topsoil can potentially result during the short-term construction activities required to establish residences and accessory structures. The Town's required Erosion and Sediment Control Plan would ensure that development would not cause soil erosion and impacts to topsoil. The impact of the project would be less than significant.
- G. Less than significant impact. Soil subsidence is the gradual settling or sudden

sinking of the earth's surface due to the subsurface movement of earth materials. Subsidence is most typically caused by groundwater pumping and often occurs in areas with large scale agricultural production. The project is not located in an area identified by the United States Geological Survey as having soil subsidence. No portion of the proposed development would create soil subsidence. Future development of the parcel would utilize water provided by the Paradise Irrigation District. Impacts from the proposed project would be less than significant.

H. Less than significant impact. The project area has not been assessed for the presence of expansive soils. However, the site is located in an area identified as having well-drained and well-structured soils as determined through the comprehensive, town-wide soils survey conducted in 1992. The proposed structures would be built to current California Building Code, which includes provisions to safeguard against structural failure. The project would result in a less than significant impact.

**I**: **No impact**. No locally recognized unique geological or physical features are located on the project site. There would be no impact from the project.

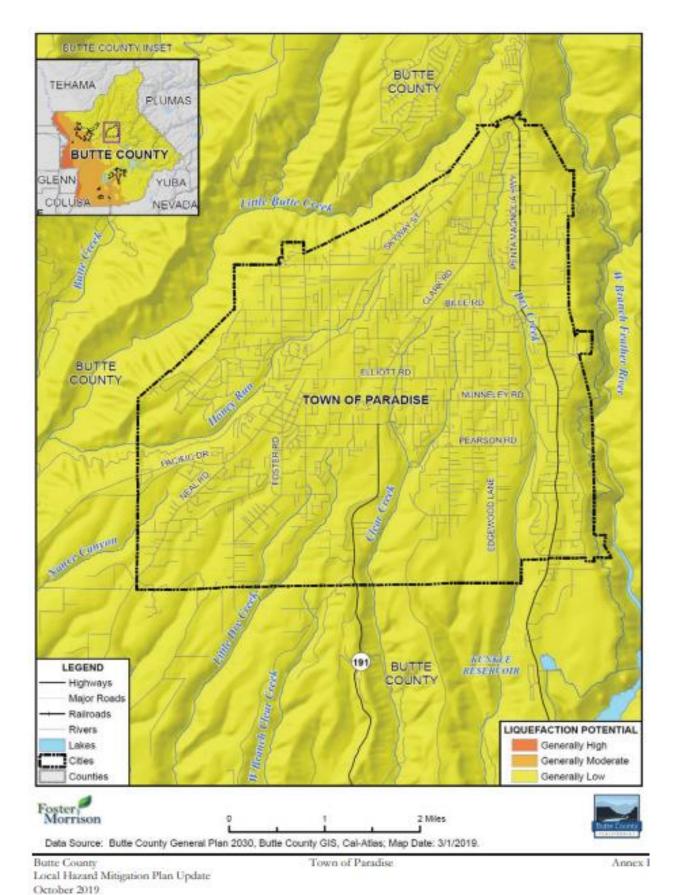
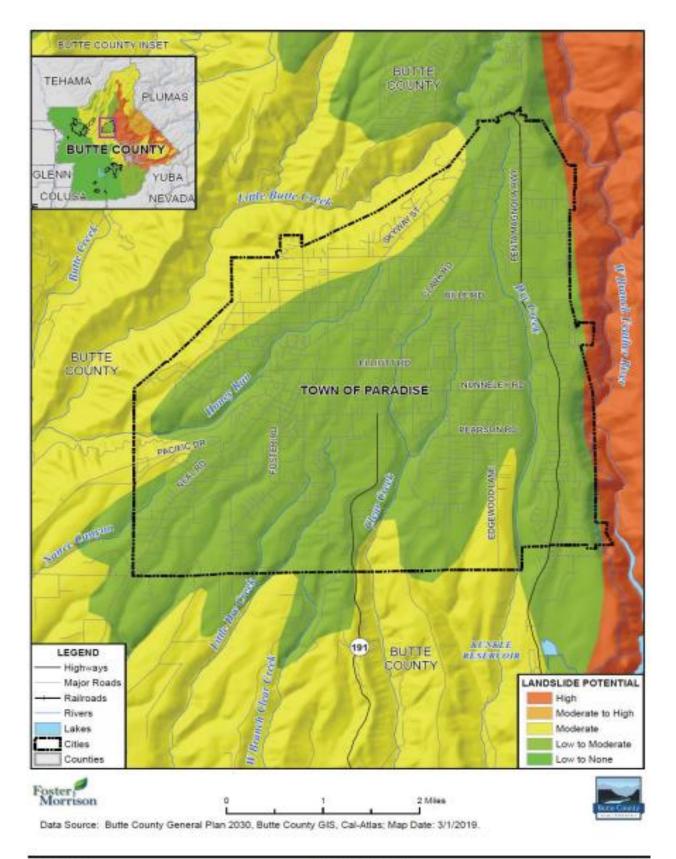


Figure 1: Liquefaction Potential



Butte County Local Hazard Mitigation Plan Update October 2019 Town of Paradisc

Anc

#### d. Item 4 - Water

A, B: Less than significant impact. The proposed development would have no impact to any water features. However, like all development, the related residential construction has potential to affect surface runoff. Construction activities upon the parcel could create the potential for increased erosion. In addition, the creation of impervious surfaces through compaction and overcovering (parking facilities developed, structures erected, etc.) of soil may alter drainage patterns, reduce absorption rates and increase the volume of storm water drainage from the site. However, these impacts are expected to be minor and are typical of all residential construction. The inclusion of standard best management practices, required of all residential construction, would further reduce the risk of construction related runoff. Impacts from the project would be less than significant.

**C, D, E: No impact.** No ponds, creeks, or other surface water is present within the project area or any adjacent property. There would be no risk of impacts to surface water and be no impact from the proposed project.

**F, G, H, I: Less than significant impact.** The project is located on a parcel which would remain fairly impervious to water. The CC (Community Commercial) zoning area restricts impervious area to a maximum of 80% of lot coverage. Groundwater in the area would not be reduced, have its flow altered, be interrupted, or otherwise impacted. No wells are proposed to provide water for the project. The project would not result in decreased groundwater availability for public water supplies. Potential contaminants from wastewater systems are controlled by adherence to the Town of Paradise's Local Area Management Program, as approved by the Central Valley Water Board in 2016. There would be a less than significant impact from the proposed project.

# e. Item 5 - Air Quality

A: Less than significant impact. The project location is subject to the requirements of the Northern Sacramento Valley Planning Area 2021 Triennial Air Quality Attainment Plan and the Butte County Air Quality Management District (BCAQMD). A project would be considered to conflict with the goals of the Plan if it were to result in or induce growth in population, employment, land use, or regional vehicle miles travelled (VMT) that is inconsistent with the growth projections of the plan. The proposed project, being a development of residential units, would not result in any foreseeable significant population growth. The proposed project would not create a substantial increase in employment given the limited potential development that could result from the project. Finally, substantial VMTs are not expected because of the project. The Butte County Association of Government's screening criteria for VMTs identifies low VMT Traffic Analysis Zones (TAZ), including the project area, where VMT's are 15% or more below the regional home-based VMT per resident. Due to the project's location in a TAZ, VMTs are considered less than significant. Considering these factors, impacts from the

proposed project would be less than significant.

**B**: Less than significant impact. No parks, playgrounds, schools, hospitals, day care centers, nursing homes, or other similar sensitive receptors are near the project area. No sensitive receptors such as those listed would be affected. The proposed project site abuts a residentially zoned area. The project may cause short-term impacts to air quality typical of construction projects, including dust and vehicle emissions from vehicle use, heavy equipment, and grading. These impacts are short-term in nature and are typical of residential construction. Accordingly, impacts from the proposed project would be less than significant.

**C: No impact.** The project would not create any structures or features that could potentially alter air movement, moisture, temperature, or create any change in climate. There would be no impact from the proposed project.

**D:** Less than significant impact. The proposed development of the parcel would not create any issues related to odors. The construction activities for residential development would create some odors typical of construction, such as exhaust from vehicles. However, these would be temporary and would have no long-term effect. Impacts would be less than significant.

# f. Item 6 – Transportation / Circulation

A: Less than significant impact. The proposed project would have little impact on traffic, creating a marginal increase in vehicle trips around Bille Road and Skyway. However, because the Town of Paradise and the area of Bille Road and Skyway lost such a substantial portion of its population, traffic impacts from the proposed project would not exceed the amount of traffic the road and surrounding roads supported before the fire. Further, the project is in an area defined by the Butte County Association of Governments as a low VMT Traffic Analysis Zone, where VMT's are 15% or more below the regional home-based VMT per resident. Projects located in a low VMT TAZ, are considered to have a less than significant impact to VMTs. Impacts from the project would be less than significant.

**B:** No impact. The project proposes no changes to any public or private road. The project would not create any hazardous design features such as sharp curves, dangerous intersections, or similar features. No incompatible use is proposed as part of the project. No impact would occur as a result of the project.

**C**: Less than significant impact. The project site is served by the Paradise Fire and Police departments. No portion of the project would affect the ability of emergency services to access and serve the property or reduce their ability to serve other properties in town. The Town Fire Marshal reviewed the project proposal and expressed no concerns related to fire services. The project would not result in inadequate emergency access. The impact of the project would be less than significant.

**D:** No impact. At over one acre in size, the project would have ample space to allow parking for the residences and customers for the existing businesses on site, that each could potentially support. There would be no impact.

**E, F: No impact.** Circulation is governed by the Town of Paradise General Plan's circulation element, Town code regarding streets and public places, and Town code regarding vehicles and traffic. The project would not conflict with any provision of the general plan or any other governing document. The proposed project would not conflict with any applicable plans and no impacts would result. No project components would create hazards or barriers to pedestrians or bicyclists. There would be no impact from the proposed project.

**G**: **No impact**. No railway, airport land use zone, or navigable waters are located in or near the project area. There would be no impact to rail, waterborne, or air traffic.

# g. **Item 7 – Biological Resource**

A: Less than significant impact. The U.S. Fish and Wildlife Service BIOS map viewer indicates that the Paradise East USGS quad, containing the subject parcel, has the potential to contain Federal and State endangered and threatened species. The species potentially present in the Paradise East USGS Quad are listed in the figure below.

Scientific Name	Common Name	Status – State	Status – Federal
Rana boylii	foothill yellow- legged frog (amphibian)	Threatened	Threatened
Haliaeetus leucocephalus	bald eagle (Bird)	Endangered	Delisted

Figure 3: Endangered and Threatened Species within the Paradise East Quadrangle

No surface water is present within the project location, meaning there is likely no suitable habitat for the foothill yellow-legged frog. Although native trees and areas of understory vegetation on the site provide shelter and food sources for a variety of localized bird, rodent and other animal populations, it is not anticipated that the creation of these new residential buildings, or the construction thereof would significantly displace animal populations. The area of natural habitat on the site is relatively small and partially diminished due to the 2018 Camp Fire Therefore, a less than significant impact to local animal populations is anticipated.

**B, C:** Less than significant impact. The Town of Paradise General Plan outlines several goals and policies related to the preservation of trees or other natural communities, none of which conflict with the proposed development. The Town of Paradise does not recognize heritage trees or any other locally designated special natural communities on the project site. The additional site development proposes no impact on trees, and if the additional residential construction on the site would result in the removal of trees, a tree removal permit is required for the removal of any healthy tree with a diameter at breast height of 10 inches or greater. The project would not conflict with any other local policy or ordinance protecting biological resources. Impacts from the proposed project would be less than significant.

**D: No impact**. No surface water, wetlands, marshes, vernal pools, riparian habitat, or similar features are present on the project site. There would be no impact.

**E**: Less than significant impact. The project is not located in an area identified as being within the area of any migratory deer herd, as outlined in the Town's General Plan. The project would not create any physical barriers that would impede the movement of wildlife. The structures outlined in the proposed development application do not cover a substantial enough area to impede the movement of wildlife. A less than significant impact from the project is expected.

# h. Item 8 – Energy and Mineral Resources

**A: No impact.** The Town of Paradise has no published renewable energy plans. The residential development that would result from the Project would be built to current California building code, including all energy use standards. No conflict with local, regional, or State energy plans are expected. There would be no impact from the proposed project.

**B**: Less than significant impact. The project is expected to incur no larger energy expense than is typical of similar residential buildings during construction. The proposed project would be required to be constructed in accordance with current Town adopted California Building Standards Code energy-efficiency standards and CALGreen building design features. No wasteful expenditure of energy is expected because of the project. Impacts would be less than significant.

**C: No impact.** The proposed project location is not within or within proximity to any State identified Surface Mining and Reclamation Act study areas or any existing mines. The Town of Paradise does not identify any locally important mineral resources sites in its general plan or any other policy document. No impact would result from the proposed project.

#### i. Item 9 – Hazards

**A, C, D: Less than significant impact.** The project's short-term construction would include the transport and use of potentially hazardous materials including concrete and solvents. The use of these materials is typical of construction projects and does not indicate a high risk of hazards to the public or environment. The Project would not interfere with any emergency response or evacuation plan or create any health hazards. Impacts from the project would be less than significant.

**B:** No impact. The subject parcel is located within the area of the Butte County Local Hazard Mitigation Plan and the Town of Paradise & Upper Ridge Wildfire Evacuation Plan. The project would not create any structures or other impediments that would affect the execution of the Wildfire Evacuation Plan or any other emergency response actions. The project would have no impact to emergency response or evacuation.

E: Less than significant impact. The subject parcel is designated by CAL FIRE as being within a very high fire hazard severity zone, as is the majority of the Town. The Town of Paradise, through local ordinance, is also designated as a very high fire hazard severity zone. The proposed development could pose some minor fire risk. New construction in the Town is required to maintain 5' defensible space from all structures, reducing the risk of fire reaching residences. Additionally, all properties in the Town of Paradise are required to maintain properties for fire clearance. The Town Fire Marshal reviewed the project materials and raised no concerns about the risk of fire related to the project or future residential development. The impact would be less than significant.

# j. Item 10 - Noise

**A, B: Less than significant impact**. The short-term construction activities required to construct the project would cause a temporary increase in ambient noise levels on the project site. Construction activities would be subject to the restrictions of the Town Noise Ordinance and would not cause a significant impact. Long term increases to ambient noise levels would not occur as a result of the project. Impacts from the project related to noise would be less than significant.

# k. Item 11 - Public Services

A: Less than significant impact. The proposed project would not create a need for new government services or facilities. The Town has the capacity to provide services such as fire protection, police protection, schools, parks, and other services, for a larger population than currently resides in Paradise. The project would not conflict with any Town of Paradise General Plan goals, policies, or programs related to public services. Fire protection services are provided by the Paradise Fire Department through a contract with CAL FIRE. Fire flow requirements are the responsibility of the Paradise Fire Department with the cooperation of the Paradise Irrigation District (PID). Information provided by the Fire Department and the PID indicate that fire flows in the vicinity are sufficient to serve the needs of the project. The project would result in a less than significant impact to fire protection services.

**B**: Less than significant impact. The proposed project would not cause any impact to police service capacity. The proposed residential construction would cause a minor increase in the need for police services. Policing services in the project area are provided through the Paradise Police Department. The Town has capacity to provide police services to a much larger population than currently resides in Paradise due to the Camp Fire. The project, being a relatively small development, would not cause an increased demand for police services. Impacts to police protection from the project would be less than significant.

**C:** Less than significant impact. The residential construction could cause a minor increase in the need for school services. However, Impact fees paid to the Paradise Unified School District would be required for new construction. These fees would offset any possible impacts. Impacts to school services from the proposed project would be less than significant.

**D, E: Less than significant impact.** While the residential construction would result in a minor increase in government service use and road maintenance, the Town public infrastructure and government services, including roads, have the capacity to serve a much larger population than currently resides in Paradise. The project site is located within the Town of Paradise and is currently served by the Paradise Fire Department and Paradise Police Department. No new facilities, increases to service area, or other impacts to town services would be required to accommodate the proposed project. Impacts of the project would be less than significant.

# I. Item 12 – Utilities and Service Systems

**A, B: Less than significant impact**. Power demand for the project would increase to accommodate the construction of residential structures. However, that demand would be typical of residential construction. No excessive power demand would be created by the project. The project would have electrical and natural gas established through Pacific Gas & Electric. Impacts from these installations would be limited to the Project area and would not require the installation of new infrastructure elsewhere. Impacts from the project would be less than significant.

**C:** Less than significant impact. No new construction of water treatment facilities would be required to accommodate the proposed project. New water meters and service connections would need to be installed to accommodate the project. The Paradise Irrigation District indicated that it has the capacity to serve the proposed

water requirements of the project. Impacts of the proposed project would be less than significant.

**D**: Less than significant impact. The mode of sewage disposal for the project would be provided by on-site wastewater treatment systems. Staff members of the Town of Paradise Wastewater Division have carefully evaluated the project design along with the environmental characteristics of the project area and the characteristics of the project site. Wastewater Division staff has determined that the project, as designed, displays compliance with the requirements of the Town. If approved, the project will be conditioned in a manner that is consistent with the requirements of Town sewage disposal regulations. Therefore, no significant adverse effect regarding sewage disposal is foreseen and no mitigation measures appear to be necessary. Impacts of the proposed project would be less than significant.

E: Less than significant impact. The proposed project, being a development of multiple residential units, would not create substantial new impervious surface areas. The residential development is replacing previous structures that were on the property, and a majority of the remaining area is a paved parking lot. The project could create minor impacts to pervious areas and storm water drainage. Runoff from new impervious surfaces is not expected to be substantial enough to cause damage or impacts to the property or adjacent areas. The proposed project would be required to comply with the Town's post-construction standards, ensuring that post-construction runoff rates would not exceed those of the project site's pre-construction conditions. Impacts from the project would be less than significant.

**F:** Less than significant impact. Solid waste would be generated during the construction process and consistently after future residential construction is completed. CALGreen standards require at least 65% of nonhazardous construction and demolition waste to be recycled and/or salvaged. These State recycling standards ensures that short-term construction waste would amount to a less than significant impact. No aspect of the long-term use of the parcel is expected to generate an unusual or excessive quantity of solid waste, and is well within the annual tonnage disposed of by the Town pre-Camp Fire. Impacts would be less than significant.

**G**: Less than significant impact. The water service in the Town of Paradise is established through the Paradise Irrigation District. While water use would increase with residential development, the proposed project has been reviewed by the Paradise Irrigation District who has confirmed that the district has sufficient water supplies to serve this project. Impacts of the project would be less than significant.

#### m. Item 13 - Aesthetics

A: No impact. There are no State Scenic Highways or eligible State Scenic Highways in the Town of Paradise according to the California Department of Transportation. The Town of Paradise General Plan does not identify any scenic vista areas in the Town. The nearest Caltrans Vista Point is the Butte County Vista Point on Highway 70. No impacts to State recognized or eligible scenic highways would occur as a result of the proposed project. The proposed project would have no impact on any recognized local or State scenic vista or scenic highway.

**B**: Less than significant impact. The Town of Paradise General Plan recognizes several Scenic Corridors and Gateway areas. However, none are located near to the project area. The residential development is not expected to cause any demonstrable negative effect to the aesthetics of the community or have any different effect than residential development on other parcels in Town. Impacts to the visual quality of the proposed project site would be less than significant.

**C**: Less than significant impact. The future residential development of the property would result in a minor increase in nighttime light visible on the site. The Town of Paradise requires that all exterior lighting be designed, established, and maintained to reflect away from nearby and adjoining residences within 200 feet. The proposed project would not create new sources of light atypical of other residential construction. The proposed project would have a less than significant impact.

#### n. Item 14 - Cultural Resources

# A, B: Less than significant impact.

The subject parcel is not located within a high archaeological sensitivity area as defined in the Town's General Plan. No excessive or atypical amount of ground disturbing work is proposed as part of the project, nor would it be expected of typical residential construction. Finally, the subject area was previously developed with three additional structures, reducing the likelihood of undiscovered archaeological or paleontological resources being discovered on that portion of the site.

**C: No impact.** No Historic Resources, historical landmarks, or historic points of interest listed by the California Office of Historic Preservation are in the project area. The Town of Paradise does not maintain a list of local historic resources. No historical resources would be affected by the proposed project. No impact to

historical resources would result from the project.

**D, E: No impact**. No locally identified religious or otherwise sacred uses or artifacts are known to be present on the project area. The project area, being a previously developed area of the parcel, is not known to have any specific cultural use or ethnic cultural value. There would be no impact from the proposed project.

# o. Item 15 - Recreation

**A, B: Less than significant impact.** The proposed project would create new housing that could result in a small increase in local population levels. However, since population levels are currently only a fraction of the levels prior to the 2018 Camp Fire, existing recreational facilities are sufficient to handle any potential increase resulting from residential development on the project site and would not need to be expanded to accommodate the project. Finally, the local park and recreation district that services this area imposes development impact fees collected at the time of each residential buildout. Impacts would be less than significant.

#### p. Item 16 – Wildfire

A: No impact. The Town of Paradise is subject to the evacuation measures outlined in the Town of Paradise Evacuation Traffic Control Plan. No portion of the project would impair access or escape from the property or along Skyway. The project proposal has been reviewed by the Town Fire Official who determined that ingress and egress would be suitable for emergency vehicles. No impact to the Paradise emergency evacuation plan would occur as a result of the project.

**B**: Less than significant impact. Prevailing winds in the Town of Paradise, known as the Jarbo Gap winds, come primarily from the Feather River Canyon area northeast of the Town and blow southwest. Fire risk is high throughout the Town of Paradise, especially during the summer and fall seasons.

The proposed project would not have any impact that could affect the risk of fire. The subject parcel does not have any significant slopes or other geographical features that would exacerbate the risk of fire, nor does any potential future residential development pose any increase in wildfire risks. All residential development is subject to the town's regulations including defensible space requirements and the Wildland Urban Interface building materials and methods. The Town Fire Marshal reviewed the project application and expressed no concern regarding fire risk. The project would have a less than significant impact.

**C, D:** Less than significant impact. New utility connections to the property would be undergrounded, significantly reducing the risk of fire. Residential construction on the property would not pose a risk of fire higher than any other residential construction. No additional infrastructure such as new power lines, roads, fuel breaks, emergency water sources, or other similar utilities would be required to support the project.

The project site does not contain any surface water. Slopes are relatively gentle on the project area, 5% from North to South and would not be likely to increase the risk of exacerbating fire or of creating dangerous post-fire conditions through slope instability, landslides, or runoff. The Town Fire official reviewed the project application materials and did indicate any concern that the project might increase the risk of fire. Impacts of the project would be less than significant.

# q. Item 17 – Greenhouse Gases

**A, B: Less than significant impact**. The proposed development has the potential to result in greenhouse gas emissions typical of residential construction. The main sources of greenhouse gases for development projects are the combustion of fossil fuels from construction equipment or vehicles traveling to the development during operation.

While the Town of Paradise does not have a Greenhouse Gas Reduction Plan, it does have adopted VMT (vehicle miles traveled) policies as provided in the 2020 BCAG Regional Transportation Plan/Sustainable Communities Strategy (RTP/SCS) that includes strategies to be implemented into projects, as applicable, to reduce greenhouse gas emissions. This project would satisfy strategy policy #1 – *increase diversity of land uses* whereby the project would create a mixed-use property, providing commercial services within walking distance to a multifamily project. In addition, that section of Skyway is slated for Town-initiated frontage improvements and widening by 2027, through CDBG-DR grant funds, which will result in sidewalk connections to the intersection of Skyway & Bille Rd, facilitating accessibility to the Yellowstone Kelly Heritage Trail on Bille Rd, only 0.14 miles from the project site, which runs the length of town and provides non-motorized pedestrian and bicycling options of transportation throughout Town working to further reduce greenhouse gas emissions.

The project does not conflict with any state plans, policies of regulations regarding greenhouse gas emissions. Due to the size of the site and in consideration of the land uses that are permitted and potentially permitted pursuant to the zoning assigned to the site, these increases would not rise to significant levels and no mitigation measures are deemed to be necessary. Impacts from the project would be less than significant.

# r. Item 18 - Agriculture and Forestry Resources

**A, B, E: No Impact.** The subject parcel is not located in an area with any State designated Prime Farmland, Unique Farmland, or Farmland of Statewide Importance. The subject parcel and surrounding area do not have agricultural zoning designations and would not cause any conversion of existing farmland. The project proposal does not include any components that would cause changes to the existing environment that could result in the conversion of farmland. There would be no impact from the proposed project.

**C, D: No Impact.** The Town of Paradise contains no land holding a zoning or general plan designation for timberland or timber production. The subject parcel is commercially zoned and has historically been used for mixed-use development. No rezoning of recognized timberland would be required. No conversion of forest land would occur as a result of the proposed project. There would be no impact from the proposed project.

# s. Item 19 – Mandatory Findings of Significance

A, B: Less than significant impact with mitigation incorporated. As outlined in the above environmental checklist, the project would not cause impacts with potential to degrade the quality of the environment, threaten habitat, reduce wildlife population levels, or threaten plant communities. The project is also unlikely to negatively affect historical or archaeological resources, since the property was previously developed, and the new construction is replacing the previously demolished structures.

The above checklist demonstrates that the project would have relatively no overall impact or that impacts would be less than significant.

**C, D: Less than significant impact**. The project would be consistent with Town zoning regulations and the Town general plan. No similar projects or developments exist in the surrounding area. As outlined in the above checklist, the project would not cause adverse impacts to traffic, aesthetic resources, safety, noise, or other areas of consideration. The project would not contribute to a larger cumulative impact and would not cause adverse impacts to humans. The impact would be less than significant.

# IV. <u>DETERMINATION</u>.

On the basis of this initial evaluation:

2. I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in	
this case because the mitigation measures described in this document shall be added to the project. A MITIGATED NEGATIVE DECLARATION WILL BE PREPARED.	
<ol> <li>I find the proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required.</li> </ol>	
4. I find that the proposed project MAY have a significant effect(s) on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets, if the effect is a "potentially significant impact" or "potentially significant unless mitigated." An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed.	
5. I find that although the proposed project could have a significant effect on the environment, there WILL NOT be a significant effect in this case because all potentially significant effects (a) have been analyzed adequately in an earlier EIR pursuant to applicable standards and (b) have been avoided or mitigated pursuant to that earlier EIR, including revisions or mitigation measures that are imposed upon the proposed project.	
Susan Hartman Date Date	

Planning Director for Town of Paradise

# V. <u>REFERENCES</u>

- 1. Town of Paradise 1994 General Plan, Volumes I-III, Town of Paradise Community Development Department and Quad Consultants, October 1994
- 2. Town of Paradise inventory map of archaeologically sensitive areas 1987, CSUC Anthropology Department
- 3. Master storm drainage study and facilities plan, Paradise, California, 1980, McCain Associates
- 4. Paradise Irrigation District water distribution map, 2019
- 5. USGS topographic map: Paradise East Quadrangle
- 6. The California natural diversity database BIOS web map, state Department of Fish and Wildlife. Web link: BIOS viewer 5.96.99 (ca.gov)
- 7. "Soils of Paradise and Their Ability to Treat Domestic Wastewater," Wert and Associates, 1992
- 8. Town of Paradise Zoning Ordinance; Town of Paradise Development Services
  Department. Web Link:
  <a href="https://library.municode.com/ca/paradise/codes/code\_of\_ordinances?nodeld=TIT17ZO">https://library.municode.com/ca/paradise/codes/code\_of\_ordinances?nodeld=TIT17ZO</a>
- 9. Review of surrounding area by Town staff; July 10, 2024
- 10. Garcia-Riveria Site Plan Review application materials submitted to the Town of Paradise on March 12, 2024
- 11. Butte County Local Hazard Mitigation Plan, Appendix E, Paradise. October 2019. Web Address: <a href="https://doi.org/buttecounty.net/DocumentCenter/View/3935/2019-Local-Hazard-Mitigation-Plan---Annex-E---Town-of-Paradise-PDF">https://documentCenter/View/3935/2019-Local-Hazard-Mitigation-Plan---Annex-E---Town-of-Paradise-PDF</a>
- 12. California Geological Survey's Earthquake Zones of Required Investigation webmap. 2021. Web link: <a href="Earthquake Zones of Required Investigation"><u>Earthquake Zones of Required Investigation (ca.gov)</u></a>
- 13. California's Exposure to Volcanic Hazards. United States Geological Survey. December 2019. Web link: <a href="https://pubs.usgs.gov/sir/2018/5159/sir20185159ver1.1.pdf">https://pubs.usgs.gov/sir/2018/5159/sir20185159ver1.1.pdf</a>

- 14. Town of Paradise Local Agency Management Program. Town of Paradise, 2016
- 15. Northern Sacramento Valley Planning Area 2021 Triennial Air Quality Attainment Plan. Sacramento Valley Air Quality Engineering and Enforcement Professionals. Web Link: 2021 Triennial Air Quality Attainment Plan
- 16. CEQA Air Quality Handbook. Butte County Air Quality Management District, 2024. Web Link: 2024 CEQA Air Quality Handbook
- 17. Comments from Town Departments and interested Agencies. Compiled July 10, 2024.
- Surface Mining and Reclamation Act Mineral Lands Classification data portal. California Department of Conservation. Web link: <u>CGS Information Warehouse (ca.gov)</u>
- 19. Mines Online interactive web map. California Department of Conservation. Web link: Mines Online (ca.gov)
- 20. Very High Fire Hazard Severity Zones in LRA. Map for Paradise. CAL FIRE, 2008. Web Link: Map of CAL FIRE's Fire Hazard Severity Zones in Local Responsibility Areas Paradise
- 21. Town of Paradise Evacuation Traffic Control Plan. Town of Paradise, 2015.
- 22. Town of Paradise Noise Control Ordinance. Town of Paradise. Web link: <u>Chapter 9.18 NOISE CONTROL | Code of Ordinances | Paradise, CA | Municode Library</u>
- 23. California State Scenic Highway System Map. Caltrans, 2018. Web link: <u>California State Scenic Highway System Map (arcgis.com)</u>
- 24. Caltrans Vista Point Data Set. Caltrans, 2019. Web map: <u>Caltrans Home : Vistas : Vistas (arcgis.com)</u>
- 25. California Historical Resources. California State Parks Office of Historic Preservation, 2021. Web Link: <u>California Historical Resources</u>
- 26. California Important Farmland Finder. California Department of Conservation, 2022. Web Link: <a href="https://maps.conservation.ca.gov/DLRP/CIFF/">https://maps.conservation.ca.gov/DLRP/CIFF/</a>

- 27. Butte County Association of Governments SB 743 Implementation manual. 2021. Web Link: <a href="https://www.bcag.org/documents/planning/SB%20743%20Study/BCAG-SB743-lmplementation-Document-Package.pdf">https://www.bcag.org/documents/planning/SB%20743%20Study/BCAG-SB743-lmplementation-Document-Package.pdf</a>
- 28. United States Geological Survey, Areas of Land Subsidence in California. 2024. Web Link: <u>Subsiding Areas in California | USGS California Water Science Center</u>
- 29. Town of Paradise Resolution No. 14-39, Emergency Action Plan for Wildland Fire Evacuations, 2014.
- 30. Town of Paradise Resolution No. 2022-24, Town of Paradise VMT Policies, 2022.