



State of California - Department of Fish and Wildlife
2017 ENVIRONMENTAL FILING FEE CASH RECEIPT
 DFW 753.5a (Rev. 01/01/17) Previously DFG 753.5a

Print **Start Over** **Finalize & Email**

RECEIPT NUMBER:
 54 — 12122017 — 306
 STATE CLEARINGHOUSE NUMBER (If applicable)
 2011111078

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

| | | |
|---|------------------------------|------------------|
| LEAD AGENCY TULARE COUNTY RMA | LEAD AGENCY EMAIL | DATE 12122017 |
| COUNTY/STATE AGENCY OF FILING Tulare | DOCUMENT NUMBER GPA10-002 | |

PROJECT TITLE

FINAL ENVIRONMENTAL IMPACT REPORT TULARE COUNTY ANIMAL CONFINEMENT FACILITIES PLAN (AFCP) AND DAIRY COMATE ACTION PLAN (GENERAL PLAN AMENDMENT NO GPA 10-002) AND IMPLEMENTING ZONING ORDINANCE AMENDMENT NO PZC 17-040

| | | |
|--|-------------------------|--------------------------------|
| PROJECT APPLICANT NAME TULARE COUNTY BOARD OF SUPERVISORS | PROJECT APPLICANT EMAIL | PHONE NUMBER (559) 636-5000 |
| PROJECT APPLICANT ADDRESS 2800 WEST BURREL AVENUE | CITY VISALIA | STATE CA |
| | | ZIP CODE 93291 |

PROJECT APPLICANT (Check appropriate box)

- Local Public Agency
 School District
 Other Special District
 State Agency
 Private Entity

CHECK APPLICABLE FEES:

- | | | | |
|---|------------|----|----------|
| <input checked="" type="checkbox"/> Environmental Impact Report (EIR) | \$3,078.25 | \$ | 3,078.25 |
| <input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND) | \$2,216.25 | \$ | 0.00 |
| <input type="checkbox"/> Certified Regulatory Program document (CRP) | \$1,046.50 | \$ | 0.00 |

- Exempt from fee
 Notice of Exemption (attach)
 CDFW No Effect Determination (attach)
 Fee previously paid (attach previously issued cash receipt copy)

- | | | | |
|---|----------|----|-------|
| <input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only) | \$850.00 | \$ | 0.00 |
| <input checked="" type="checkbox"/> County documentary handling fee | | \$ | 58.00 |
| <input type="checkbox"/> Other | | \$ | |

PAYMENT METHOD:

- Cash
 Credit
 Check
 Other *V# 187506*
 TOTAL RECEIVED
 \$ 3,136.25

| | | |
|------------------------------------|---|--|
| SIGNATURE CHELSI WALTERS | Digitally signed by CHELSI WALTERS Date: 2017.12.12 16:20:38 -08'00' | AGENCY OF FILING PRINTED NAME AND TITLE TULARE COUNTY CLERK, DEPUTY |
|------------------------------------|---|--|

NOTICE OF DETERMINATION

Fee Exempt per Government Code Section 6103

To: Tulare County Clerk
Room 105, Courthouse
221 South Mooney Blvd.

Lead Agency: Tulare County Resource Management Agency
5961 South Mooney Blvd.
Visalia, CA 93277, (559) 624-7000

Applicant(s): Tulare County Board of Supervisors
2800 West Burrel Avenue
Visalia, CA 93291, (559) 636-5000

Subject: Filing of Notice of Determination in Compliance with Section 21152 of the Public Resources Code

Project Title: Final Environmental Impact Report Tulare County Animal Confinement Facilities Plan (AFCP) and Dairy Comate Action Plan (General Plan Amendment No. GPA 10-002) and Implementing Zoning Ordinance Amendment No. PZC 17-040

State Clearinghouse Number: SCH #2011111078

Contact Person: Hector Guerra, Chief Environmental Planner **Telephone Number:** 559-624-7121

Project Location: Unincorporated Tulare County.

Project Description: See Attachment A incorporated herein by reference.

This is to advise that the TULARE COUNTY BOARD OF SUPERVISORS (Lead Agency) has approved the above-described project on December 12, 2017, and has made the following determinations regarding the above-described project:

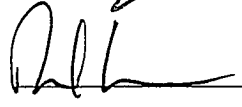
- 1. The project (X) will () will not have a significant adverse impact on the environment.
- 2. (X) An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
() A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
- 3. Mitigation Measures (X) were () were not made a condition of approval of the project.
- 4. A Statement of Overriding Considerations (X) was () was not adopted for the project.
- 5. Findings (X) were () were not made pursuant to the provisions of CEQA.

This is to certify that the Final EIR with comments and responses, and record of project approval, is available to the General Public at: Tulare County Resource Management Agency, 5961 S Mooney Blvd., Visalia CA 93277.

By: 
Hector Guerra, Chief Environmental Planner

Date: Dec 12, 2017


- (X) Dept. of Fish & Wildlife Fees Required.
- (X) E.I.R.
- () MND
- () N.D.

By: 
Reed Schenke; Director and Environmental Assessment Officer

Date: 12/12/17

FILED
TULARE COUNTY

DEC 12 2017

ROLAND P. HILL
ASSESSOR/CLERK RECORDER
BY:


Dated received by Tulare County Clerk

Attachment A

The Project (hereinafter "Program") includes a new Animal Confinement Facilities Plan (ACFP), located in Chapter 12 of the Tulare County General Plan. The 2017 ACFP modifies the way in which dairies and other bovine facilities are regulated by the County of Tulare to assure coordination and alignment with the procedures of other regulatory agencies. The Program also includes a Dairy Climate Action Plan (CAP) intended to reduce greenhouse gas (GHG) emissions from dairy and other bovine facilities. The Program also includes County adoption of a zoning ordinance amendment, and a criteria and standards resolution, to implement the ACFP.

The objective of the ACFP is to serve as the guiding document to regulate the County's bovine facilities and projected growth over the next decade as follows:

1. To continue the regulation of the County's dairy industry to protect and enhance the County's resources, assure public health and safety, and minimize environmental impacts.
2. To identify and document those existing bovine facilities which are operating under valid California Regional Water Quality Control Board (RWQCB) and the San Joaquin Valley Unified Air Pollution Control District (SJVAPCD) approvals, and to specify procedures to achieve compliance by those existing bovine facilities that are not yet in compliance.
3. To modify, as feasible, the scope of County regulatory responsibilities to avoid overlap and duplication with the water quality and air quality oversight provided by the RWQCB and the SJVAPCD.
4. To update and simplify the permitting processes for bovine facility expansions and the establishment of new bovine facilities consistent with this ACFP.

The objective of the Dairy CAP is to analyze cumulative greenhouse gas (GHG) impacts of dairy and other bovine facilities, and streamline project-specific GHG impact analysis.

The ACFP includes the following key features:

1. For existing bovine facilities:
 - An "ACFP List" process that documents each existing bovine facility, specifying a County-permitted herd size based on the maximum number of mature animals under the CVRWQCB waste discharge requirements (WDRs) and the maximum herd under the SJVAPCD Permit to Operate (PTO).
 - A process requiring those existing facilities that are not operating in compliance with valid CVRWQCB or SJVAPCD approvals to achieve compliance.
2. For proposed expansions of existing bovine facilities:
 - Use of a Conformance Checklist Review procedure. In order to qualify, the proposed expansion must meet specified criteria, including compliance with the ACFP, the ACFP EIR and the Dairy CAP. A new CEQA document would not be required for such expansions, which would use this Program EIR for CEQA compliance and be approved by a special use permit or other land use entitlement.
 - All other proposed expansions of existing facilities would require a special use permit and individual environmental review under CEQA.
 - All approvals of proposed expansions would be conditioned upon compliance with the applicable permitting and operational regulations of the CVRWQCB and the SJVAPCD, as administered by those agencies.
3. For new bovine facilities:
 - All new bovine facilities would require a special use permit and individual environmental review under CEQA.
 - County approvals of new facilities would be conditioned upon compliance with applicable permitting and operational regulations of the CVRWQCB and SJVAPCD, as administered by those agencies.
4. For both facility expansions and new facilities:
 - Design and operational standards are specified for 13 topics, including minimum acreage, site access, water wells, lagoon locations, facility setbacks, and air, water quality, and flood regulatory compliance.
 - The location, siting and separation standards of the existing ACFP have been largely retained. These are intended to achieve the goals of maintaining land use compatibility and avoiding environmental constraints.
 - The continued filing of Annual Compliance Reports is required and would be utilized to update the ACFP List for each facility.

Dairy CAP: The Dairy CAP includes the following key features:

- A summary of the regulatory setting in addressing climate change and GHG emissions from dairies and other bovine facilities.
- An emissions inventory quantifying GHG emissions from dairies and other bovine facilities, both at existing levels and at levels projected for future year 2023 based on projected growth due to expansions of existing facilities and new facilities.
- The identification and evaluation of GHG reduction strategies applicable to expansions of existing facilities and new facilities, including strategies for dairy operations, energy conservation and efficiency, transportation, water, solid waste and recycling.

- The establishment of procedures for utilizing the Dairy CAP in the County’s CEQA review of proposed expansions of existing facilities and new facilities. This includes provisions for the incorporation of GHG reduction strategies in individual projects on a case-by-case basis.
- The establishment of voluntary GHG reduction measures (targets) and monitoring of emissions reductions by existing dairies in recognition of new funding opportunities to achieve GHG emissions reductions using digesters or other animal-related strategies.
- Proposed County actions to implement the Dairy CAP that reflect recent state legislation. These include a post-2023 examination of the Dairy CAP.

The zoning ordinance amendment to implement the ACFP include the following key features:

- Reaffirms the zoning districts for bovine facilities allowed by the prior ACFP.
- Implements the 2017 ACFP by allowing administrative special use permits to be issued for compliant bovine facilities. (A “compliant bovine facility” is an existing bovine facility that has obtained applicable permits from the RWQCB and SJVAPCD, and which is in compliance with the permitted herd size as provided in the ACFP List.)
- Revises the ACFP’s existing bovine facilities compliance reporting and monitoring program to conform to the proposed ACFP requirements.

The criteria and standards resolution to implement the ACFP establishes criteria and standards for streamlined approval of compliant bovine facilities, via the administrative special use permit process.