

# Notice of Exemption

To: ☐ Office of Planning and Research  
1400 Tenth Street, Room 121  
Sacramento, CA 95814

From: San Bernardino County  
Department of Public Works  
Environmental Management Division  
825 E. Third Street, Room 123  
San Bernardino, CA 92415-0835

☒ Clerk of the Board of Supervisors  
County of San Bernardino  
385 North Arrowhead Avenue, Second Floor  
San Bernardino, CA 92415-0130

## Project Description

**Project Title:** Vacation of Excess Public Road Right-of-Way on Matilla Road and Others.

**Project Location:** The subject right-of-way is located within parcels APN# 0305-301-62, 63, located approximately nine miles away from the Pioneertown area on Matilla Road, Solano Road, Azure Street, Winsor Street, Nowana Road, and Lexington Street in the Pipes Canyon community, San Bernardino County.

**Project Description:** The County of San Bernardino Surveyor's Office, Survey Division, is requesting the vacation (removal) of County held public road right-of-way on Matilla Road, Solano Road, Azure Street, Winsor Street, Nowana Road, and Lexington Street. The listed roads are impassable and are not used by the general motoring public due to the mountainous terrain conditions of the local area.

## Applicant

San Bernardino County Survey Division

825 E. Third Street

Address

San Bernardino, CA 92415-0835

(909) 387-8109

Phone

## Representative

Ayida Smith

Name

Same as Applicant

Address

Same as Applicant

Phone

Anthony Pham, P.E.

Lead Agency Contact Person

(909) 387-8109

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)];  
☒ Categorical Exemption. State type and section: Class 12 Categorical Exemption Section 15312 Surplus Government Property Sales and Section 15061(b) the "common sense exemption".  
☐ Statutory Exemptions. State code number: \_\_\_\_\_  
☐ Other Exemption: \_\_\_\_\_

Reasons why project is exempt: Section 15312: The subject parcels are surplus government property that are not located in an area of statewide, regional, or areawide concern as identified in Section 15206(b)(4). Also, Section 15061(b) applies where it can be seen with certainty that there is no possibility that the real property sale may have a significant effect on the environment.

Signature: Anthony Pham, P.E.

Chief, Environmental Mgmt. Div.

Title

10/3/2023

Date

☒ Signed by Lead Agency ☐ Signed by Applicant

Date received for filing at OPR: N/A



# Interoffice Memo

**DATE** October 3, 2023

A handwritten signature in black ink, appearing to be "AP".

**PHONE** 387-8109

**FROM** **ANTHONY PHAM, P.E.**, Chief  
Environmental Management Division

**MAIL CODE** 0835

**TO** **RYAN HUNSICKER**, Chief  
Survey Division

**File:** TRDVA2300001

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**SUBJECT: VACATION OF EXCESS PUBLIC ROAD RIGHT-OF-WAY ON MATILLA ROAD AND OTHERS.**

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## **Project Description:**

The County of San Bernardino Surveyor's Office, Survey Division, is requesting the vacation (removal) of County held public road right-of-way on Matilla Road, Solano Road, Azure Street, Winsor Street, Nowana Road, and Lexington Street. The listed roads (see attached) are impassable and are not used by the general motoring public due to the mountainous terrain conditions of the local area. Local property owners and the general public currently utilize Pipes Road (NF-1N01) as access to their properties and for access to recreational sites. Pipes Road is not part of this action. The affected property (all of T1N, R3E, Sec 9) is currently vacant land in its natural condition (see attached).

The owner, San Manuel Band of Mission Indians (SMBMI), intends to keep the property in its natural condition, undisturbed. Vacating (removing) the offered and accepted road rights-of-way listed above will further allow the SMBMI to meet its intended use of the property.

This CEQA analysis considers the vacation of excess road from DPW to the property owner only. Any future development, or use, of the property in question is required to have its own CEQA review and analysis.

## **Project Location:**

The subject right-of-way is located within parcels APN# 0305-301-62, 63, located approximately nine miles away from the Pioneertown area on Matilla Road, Solano Road, Azure Street, Winsor Street, Nowana Road, and Lexington Street in the Pipes Canyon community, San Bernardino County.

## **Environmental Determination:**

In compliance with the California Environmental Quality Act (CEQA), Environmental Management Division staff has reviewed the proposed project and concluded the following:

The Proposed Project qualifies for a Class 12 Categorical Exemption, "Surplus Government Property Sales" under Section 15312 of the CEQA guidelines. Class 12 consists of sales of surplus government property except for parcels of land located in an area of statewide, regional, or areawide concern identified in Section 15206(b)(4). The subject property is not located in an area of statewide, regional, or areawide concern and (b)(1) The property is of such size, shape, or inaccessibility that it is incapable of

independent development or use. Additionally, the Proposed vacating of easement on a portion of Sahara Road, in and of itself, is an activity covered under Section 15061(b)(3) the "common sense exemption", where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

It is our opinion that the proposed sale meets the criteria for an exemption under Sections 15312 and 15061(b) of the CEQA Guidelines. To complete the Categorical Exemption process, I recommend that a Notice of Exemption, together with the required fee, be filed with the Clerk of the Board of Supervisors of the County of San Bernardino. A Notice of Exemption to be filed is included with this inter office memo.

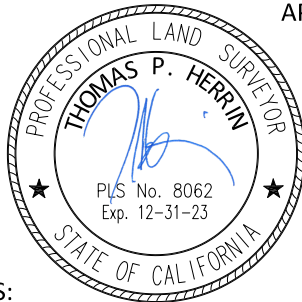
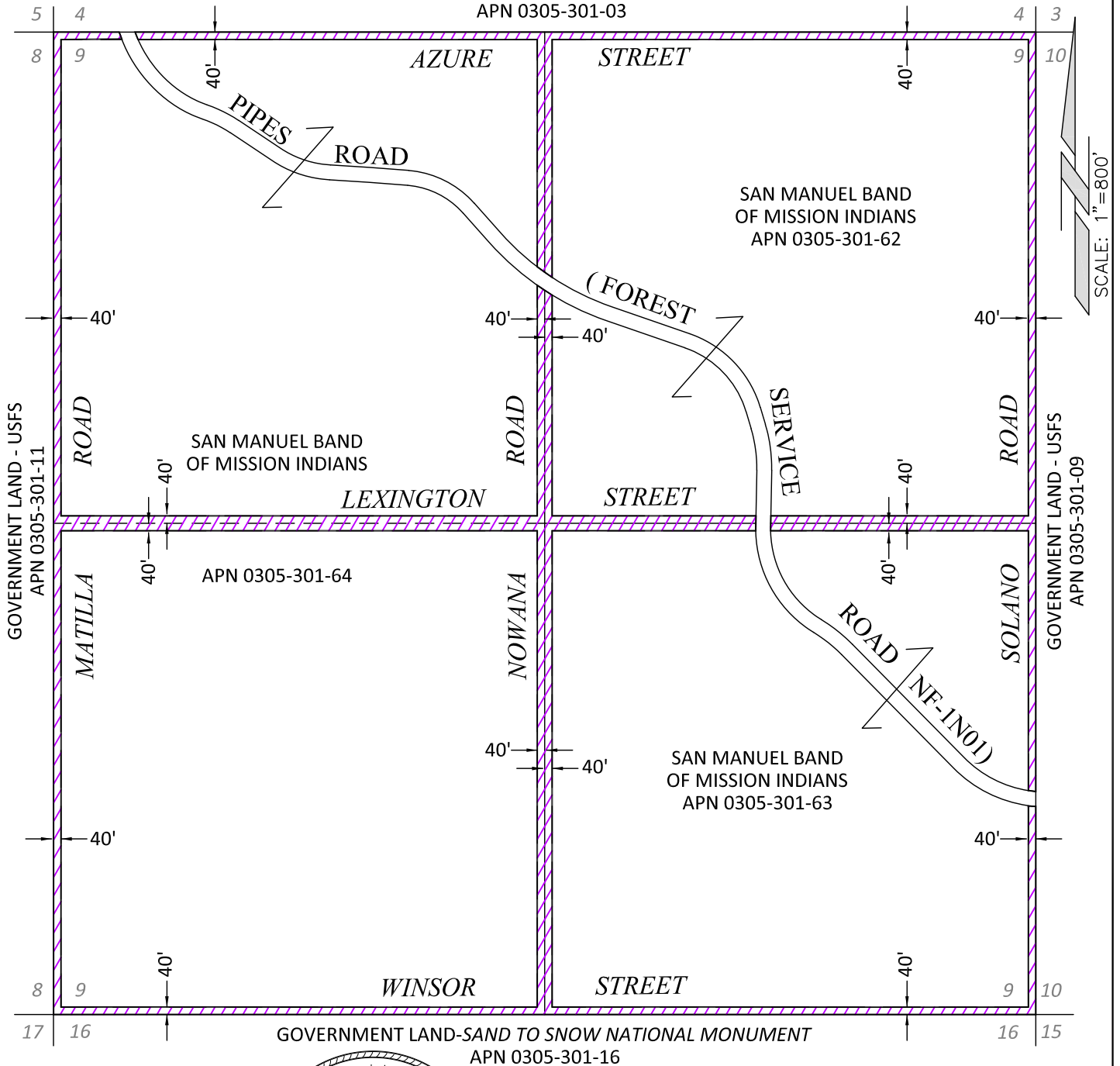
Should you need further information or have any questions, please contact Ayida Smith, Planner at x71864.

MP:AS:kc

Attachments: Notice of Exemption  
BAI - Exhibit B Matilla Road  
Map - Location Map Matilla Road and others

# Section 9, Township 1 North, Range 3 East, S.B.M.

GOVERNMENT LAND-USFS  
APN 0305-301-03



VACATION AREAS:

APN 0305-301-62 = 416,343 +/- sq. ft. - (9.56 +/- ac.)  
 APN 0305-301-63 = 416,343 +/- sq. ft. - (9.56 +/- ac.)  
 APN 0305-301-64 = 832,686 +/- sq. ft. - (19.12 +/- ac.)  
 TOTAL = 1,665,372 +/- sq. ft. - (38.24 +/- ac.)

## NOTES:

1. THIS MAP HAS BEEN COMPILED FROM RECORD DATA AND OTHER AVAILABLE MATERIALS AND DOES NOT REPRESENT A FIELD SURVEY.
2. USFS - UNITED STATES FOREST SERVICE

## EXHIBIT "B"

Vacation / Abandonment Plat

Matilla Road and Others

Pipes Canyon Area

Latitude	34.1848°
Longitude	-116.6737°
W.O. No. TRDVA-	2023-0001



Latitude 34.1848°  
Longitude -116.6737°

Section 9,  
T. 1 N., R. 3 E.,  
S.B.M.

This vacation request affects the following property :  
APN 0305-301-62,63,64 – San Manuel Band of Mission Indians

**San Bernardino County**  
**Department of Public Works**  
**SUPERVISORIAL DISTRICT 3**



**LOCATION MAP**  
**Matilla Road and Others**  
Approximately 12± miles westerly Pioneertown  
**Pipes Canyon Area**

