



MARCH JOINT POWERS AUTHORITY

14205 Meridian Parkway, Suite 140 | Riverside, CA | 92518
 (951) 656-7000 | FAX (951) 653-5558 | WEBSITE: www.marchjpa.com | E-MAIL: info@marchjpa.com


NOTICE OF EXEMPTION

TO: <input type="checkbox"/> Office of Planning and Research P. O. Box 3044, Room 113 Sacramento, CA 95812-3044	FROM: (Public Agency) March Joint Powers Authority
<input checked="" type="checkbox"/> Clerk of the Board of Supervisors or County Clerk County of Riverside Address: County Clerk's Office 2720 Gateway Drive Riverside, CA 92502-0751	Address: 14205 Meridian Parkway, Suite 140 Riverside, CA. 92518

1. Project Title:	West March Disposition and Development Agreement, Amendment No. 2
2. Project Applicant:	March Joint Powers Authority
3. Project Location – Identify street address and cross streets or attach a map showing project site (preferably a USGS 15' or 7 1/2' topographical map identified by quadrangle name):	
4. (a) Project Location – City: N/A	(b) Project Location – County: Riverside
5. Description of nature, purpose, and beneficiaries of Project:	Since the execution of the First Amendment to the West March DDA, LNR Riverside, LLC assigned all rights and obligations under the development agreement to Meridian Park LLC “Meridian

	<p>Park” on August 7th, 2015. At this time, the Authority wishes to provide an administrative clarification on the financial formula used to assess certain obligations by Meridian Park and to ensure certain financial benefits that accrue to the March JPA.</p> <p>Amended Terms include the following:</p> <p>Consideration Payments. All existing and future payment obligations under Article 4 or elsewhere in the Disposition and Development Agreement that may exist as of the date of this Second Amendment, or that would accrue after the date hereof based on the current terms of the Disposition and Development Agreement, are hereby terminated. In lieu of such payment obligations, Meridian Park shall pay to Authority: (1) \$4,800,000 for the Authority’s General Fund and (2) the amounts set forth on the payment schedule upon the completion of each milestone identified on the Payment Schedule. For the avoidance of doubt, Meridian Park shall not have any obligation to pay any money, with the exception of the General Fund payment as outlined in this section and the expirations terms outlined in Section 2 of this Second Amendment, to Authority pursuant to the Disposition and Development Agreement unless the Milestones identified on the Payment Schedule are completed.</p> <p>Deletion of Provisions. The parties agree that certain provisions under the Disposition and Development Agreement have been completed and/or are no longer applicable, and therefore the following sections or articles are hereby deleted from the Disposition and Development Agreement in their entirety: Article 4 (Approved Participation Model Matters); Article 5 (Preliminary Tasks); Section 6.14 (Project Management Fee); Section 6.15 (Audits); Section 9.05(a) (Preliminary Task Period Termination); Section 9.05(b) (Recalculation Event Termination); Section 9.06(a) (Preliminary Task Period Termination); Section 9.06(b) (Recalculation Event Termination); ; Exhibit B (Approved Participation Model); Exhibit C (Entitlement Schedule); and Exhibit E (Performance Schedule). In addition, the parties acknowledge and agree that as of the date of this Second Amendment, Meridian Park has satisfied its obligations under Section 6.02 and Section 6.03 of the Disposition and Development Agreement.</p>
6. Name of Public Agency approving project:	March Joint Powers Authority
7. Name of Person or Agency undertaking the project, 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:	March Joint Powers Authority
8. Exempt status: (check one)	
(a) <input type="checkbox"/> Ministerial project.	(Pub. Res. Code § 21080(b)(1); State CEQA Guidelines § 15268)
(b) <input checked="" type="checkbox"/> Not a project.	
(c) <input type="checkbox"/> Emergency Project.	(Pub. Res. Code § 21080(b)(4); State CEQA Guidelines § 15269(b),(c))

(d) <input type="checkbox"/>	Categorical Exemption. State type and section number:	
(e) <input type="checkbox"/>	Declared Emergency.	(Pub. Res. Code § 21080(b)(3); State CEQA Guidelines § 15269(a))
(f) <input type="checkbox"/>	Statutory Exemption. State Code section number:	
(g) <input type="checkbox"/>	Other. Explanation:	
9.	Reason why project was exempt:	The proposed DDA amendment is an administrative clarification that provides better financial certainty and clarity for the parties, particularly in view of changing economic conditions. However, the clarification does not propose or approve any changes in existing or potential future development; it does not alter or amend any binding land use plans within the March JPA planning area; and it does not entitle or otherwise commit to any changes in physical development at the March JPA. As such, the clarification is not a "project" requiring environmental review under the California Environmental Quality Act because the clarification is merely the "continuing administration" of the existing DDA; a "government fiscal activity" which does not involve any commitment to any specific project impacting the environment; and an "administrative activity by government" that will not impact the environment. (State CEQA Guidelines, 15378, subd. (b)(2), (4), and (5).)
10.	Lead Agency Contact Person:	Grace I. Martin, DPPD
	Telephone:	(951) 656-7000
11.	If filed by applicant: Attach Preliminary Exemption Assessment (Form "A") before filing.	
12.	Has a Notice of Exemption been filed by the public agency approving the project? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>	
13.	Was a public meeting held by the Lead Agency to consider the exemption? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> If yes, the date of the public meeting was: <u>October 26, 2022</u>	

Signature: 
Grace I. Martin

Date: October 26, 2022 **Title:** Executive Director

Signed by Lead Agency Signed by Applicant

Date Received for Filing: _____

(Clerk Stamp Here)

Authority cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.