

**FILED**

Ernest J. Dronenburg, Jr. Recorder County Clerk

**FEB 25 2019**

**C. Mendoza Dominguez**

BY \_\_\_\_\_  
DEPUTY

**2019028496**

**Notice of Exemption**

*CEQA Guidelines Appendix E*

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

**From:** (Public Agency)  
San Diego Unified Port District  
Development Services Department  
3165 Pacific Highway  
San Diego, CA 92101

■ San Diego County Recorder/County Clerk  
1600 Pacific Highway, Suite 260  
San Diego, CA 92101-2480

**Project Title:** *Installation of Fire Backflow Device by Marina Cortez at Harbor Island*  
**Project Location – Specific:** *1880 Harbor Island Drive, San Diego, CA 92101*  
**Project Location – City:** *San Diego*  
**Project Location – County:** *San Diego*

**Description of Nature, Purpose, and Beneficiaries of Project:** *The proposed project would involve removing and replacing a fire backflow device in the city of San Diego, California. Work to complete the proposed project would involve:*

- *Asphalt, concrete, and dirt trenching;*
- *Installation of a fire backflow device;*
- *Connection to the existing water lateral; and*
- *Backfilling, asphalt and concrete patching and landscaping to pre-project conditions*

*The proposed project would require a Right of Entry License Agreement (ROELA) to Atmosphere Construction and Designs to enter certain property, located in the City of San Diego, California. The land area proposed for use under this ROELA would be used by the Licensee and their authorized agent(s) and contractor(s) for the purpose of installation of a new fire backflow; associated traffic control; as well as ingress and egress in support of those activities. No new development, construction, or increase in the size of the area is proposed or authorized as part of the ROELA. It is anticipated that the ROELA shall have a total term of approximately two (2) months, or upon completion of the work, whichever occurs earlier. The ROELA may be terminated by the District as a matter of right and without cause at any time upon providing twenty-four (24) hours' written notice to the Licensee/Grantee of such termination.*

*Construction of the proposed project is anticipated to take approximately one (1) month to complete. The proposed project would need to utilize traffic control northward of the project area affecting the westbound lane of Harbor Island Drive to comply with OSHA. This would be accomplished with a merging taper for a length of approximately 25 feet measured from the shoulder immediately northward of the project work area.*

*Due to its nature and limited scope, construction of the proposed project would generate a minor amount of vehicle trips and would require limited use of equipment. Therefore, impacts related to air quality, greenhouse gas emissions, and transportation and traffic are not anticipated to occur. Furthermore, the Applicant would be responsible for complying with all applicable federal, state, and local laws regarding construction demolition debris, hazards and hazardous materials, and stormwater.*

**Name of Public Agency Approving Project:** *San Diego Unified Port District (SDUPD)*  
**Name of Person or Agency Carrying Out Project:** *Katherine Magallon, President and Project Manager; Atmosphere Construction and Designs, 1880 Harbor Island Drive, San Diego, California, 91101; (619) 850-0310*

**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)(c));

2019028496

- Categorical Exemptions: Existing Facilities (SG § 15301) (Class 1); Replacement or Reconstruction (SG § 15302) (Class 2); and Minor Alterations to Land (SG § 15304) (Class 4)**
- Statutory Exemption. State code number:

**Reason Why Project is Exempt:** *The proposed project is determined to be Categorically Exempt pursuant to California Environmental Quality Act (CEQA) Guidelines Sections 15301, 15302, and 15304 and the Sections 3.a (7) and (8), 3.b, and/or 3.d (7) of the District's Guidelines for Compliance with CEQA because it would involve no expansion of use beyond that previously existing, would not result in a significant cumulative impacts due to the continuation of the existing use, and would not involve the removal of mature, scenic trees. Section 3.a. (7) and (8), 3.b, and 3.d (7) of the District's CEQA Guidelines are as follows:*

- 3.a. *Existing Facilities (SG § 15301) (Class 1): Includes operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to:*
- (7) *Existing facilities used to provide electric power, natural gas, sewerage, or other public utility service.*
  - (8) *Existing highways, streets, sidewalks, bicycle and pedestrian trails, and similar facilities, except where the activity will involve removal of a scenic resource including a stand of trees, a rock outcropping, or an historic building.*

AND/OR

- 3.b. *Replacement or Reconstruction (SG § 15302) (Class 2): Includes replacement or reconstruction of existing structures and facilities where the new structure will be located on the same site and will have substantially the same purpose and capacity as the structure being replaced.*

AND/OR

- 3.d. *Minor Alterations to Land (SG § 15304) (Class 4): Includes minor alterations in the condition of land, water and/or vegetation not involving removal of mature, scenic trees, including, but not limited to:*
- (7) *Minor trenching and backfilling where the surface is restored.*

**Lead Agency Contact Person and Telephone Number:** Cameron McLeod, (619) 686-6273

Signature: *C. McLeod* Date: 2/13/19 Title: Assistant Planner

- Signed by Lead Agency
- Signed by Applicant

Date received for filing at OPR/Clerk:

Governor's Office of Planning & Research  
 FEB 26 2019  
 STATE CLEARINGHOUSE

FILED IN THE OFFICE OF THE COUNTY CLERK

San Diego County on FEB 25 2019

Posted FEB 25 2019 Removed \_\_\_\_\_

Returned to agency on \_\_\_\_\_

Deputy C. Mendoza Dominguez