



State of California - Department of Fish and Wildlife

2021 ENVIRONMENTAL FILING FEE CASH RECEIPT
DFW 753.5a (Rev. 01/01/21) Previously DFG 753.5a

RECEIPT NUMBER:

37-02/09/2021-0073

STATE CLEARING HOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY

SAN DIEGO UNIFIED PORT DISTRICT
DEVELOPMENT SERVICES DEPARTMENT

LEAD AGENCY EMAIL

DATE

02/09/2021

COUNTY/STATE AGENCY OF FILING

SAN DIEGO

DOCUMENT NUMBER

37-2021-0073

PROJECT TITLE

TIDELAND USE AND OCCUPANCY PERMIT TO SPECIALTY PRODUCE FOR STORAGE

PROJECT APPLICANT NAME

TOMATOES EXTRAORDINAIRE INC. DBA SPECIALTY
PRODUCE

PROJECT APPLICANT EMAIL

PHONE NUMBER

619-876-4073

PROJECT APPLICANT ADDRESS

P.O. BOX 82066

CITY

SAN DIEGO

STATE

CA

ZIP CODE

92138

PROJECT APPLICANT (Check appropriate box)

☐ Local Public Agency☐ School District☐ Other Special District☐ State Agency☒ Private Entity

CHECK APPLICABLE FEES:

☐ Environmental Impact Report (EIR)

\$3,445.25 \$ 0.00

☐ Mitigated/Negative Declaration (MND)/(ND)

\$2,480.25 \$ 0.00

☐ Certified Regulatory Program (CRP) document - payment due directly to CDFW

\$1,171.25 \$ 0.00

☒ Exempt from fee☒ Notice of Exemption (attach)☐ CDFW No Effect Determination (attach)☐ Fee previously paid (attach previously issued cash receipt copy)☐ Water Right Application or Petition Fee (State Water Resources Control Board only)

\$850.00 \$ 0.00

☒ County documentary handling fee

\$ 50.00

☐ Other

\$ 0.00

PAYMENT METHOD

☐ Cash☐ Credit☒ Check☐ Other

TOTAL RECEIVED

\$ 50.00

SIGNATURE

X

AGENCY OF FILING PRINTED NAME AND TITLE

San Diego County Clerk, KARINA ORTIZ, Deputy

Payment Reference #: CHECK NO. 3630



**SAN DIEGO COUNTY CLERK
CEQA FILING COVER SHEET**

FILED
Feb 09, 2021 08:54 AM
Ernest J. Dronenburg, Jr.
SAN DIEGO COUNTY CLERK
File # 2021-000079
State Receipt # 37020920210073

THIS SPACE FOR CLERK'S USE ONLY

Complete and attach this form to each CEQA Notice filed with the County Clerk

TYPE OR PRINT CLEARLY

Project Title

**TIDELAND USE AND OCCUPANCY PERMIT TO SPECIALTY PRODUCE FOR
STORAGE**

Check Document being Filed:

- ☐ Environmental Impact Report (EIR)
- ☐ Mitigated Negative Declaration (MND) or Negative Declaration (ND)
- ☒ Notice of Exemption (NOE)
- ☐ Other (Please fill in type):

**FILED IN THE OFFICE OF THE SAN DIEGO
COUNTY CLERK ON** February 9, 2021
Posted February 9, 2021 **Removed** _____
Returned to agency on _____
DEPUTY _____

Filing fees are due at the time a Notice of Determination/Exemption is filed with our office. For more information on filing fees and No Effect Determinations, please refer to California Code of Regulations, Title 14, section 753.5.

Notice of Exemption**CEQA Guidelines Appendix E**

To: ■ Office of Planning and Research 1400 Tenth Street, Room 121 Sacramento, CA 95814 ■ San Diego County Recorder/County Clerk 1600 Pacific Highway, Suite 260 San Diego, CA 92101-2480	From: (Public Agency) San Diego Unified Port District Development Services Department 3165 Pacific Highway San Diego, CA 92101
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Project Title: *Tideland Use and Occupancy Permit to Specialty Produce for Storage*

Project Location – Specific: *1550 West Palm Street, 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 is a Tideland Use and Occupancy Permit (TUOP) to Specialty Produce (Tenant) for their use of approximately 58,621 square feet (sq. ft.) of land area located in the City of San Diego, California. The area proposed for use under this TUOP was previously used for parking and is currently vacant, and is proposed to be used only and exclusively for the purpose of vehicle storage, storage of materials and small equipment to support the vehicle storage, employee parking, and all uses which are normally and customarily ancillary or incidental to the those listed above, and for no other purpose whatsoever without the prior written consent of the Executive Director of District in each instance. The project would also include restriping of the existing lot and replacement of the existing parking control arm with a sliding gate. The Tenant would be responsible for compliance with all laws and regulations associated with the activities on or in connection with the above-described premises, and in all uses thereof, including those regulating stormwater and hazardous materials.*

It is anticipated that the TUOP would have a total term of approximately five (5) years. The TUOP may be terminated by the District or Tenant as a matter of right and without cause at any time after the first (1st) year of this Permit upon providing six (6) months' notice in writing to the other party of such termination.

Name of Public Agency Approving Project: *San Diego Unified Port District (SDUPD)*

Name of Person or Agency Carrying Out Project: *Angela Cheng, Chief Financial Officer, Tomatoes Extraordinaire Inc. dba Specialty Produce, P.O. Box 82066 San Diego, CA 92138; (619) 876-4073*

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));
- ☒ **Categorical Exemptions: Existing Facilities (SG § 15301) (Class 1), and Replacement or Reconstruction (SG § 15302) (Class 2)**
- ☐ 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 (Existing Facilities) and 15302 (Replacement or Reconstruction) and Sections 3.a. and 3.b. of the District's Guidelines for Compliance with CEQA because it consists of a TUOP for vehicle, material, equipment storage, and restriping and gate installation, would not result in a significant cumulative impact due to the continuation of the existing use, would consist of the replacement of an existing facility, would be located on the same site as the structure replaced, and would have substantially the same purpose and capacity. Sections 3.a. and 3.b. 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:

- (4) New and renewed short-term tenancy agreements which do not result in change in the existing use. This exemption does not apply to any new development associated with the activities of the tenant. This exception is also inapplicable if the cumulative impact of continuing the existing use or conditions in the same place, over time, is significant.

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.

Lead Agency Contact Person and Telephone Number: Michael Paul, (619) 686-8112

Signature:  **Date:** 2-3-21 **Title:** Assistant Planner

- ☒ Signed by Lead Agency
☐ Signed by Applicant

Date received for filing at OPR/Clerk:



San Diego County



Transaction #: 5281412
Receipt #: 2021084356

Ernest J. Dronenburg, Jr.
Assessor/Recorder/County Clerk
1600 Pacific Highway Suite 260
P. O. Box 121750, San Diego, CA 92112-1750
Tel. (619) 237-0502 Fax (619) 557-4155
www.sdarcc.com

Cashier Date: 02/09/2021
Cashier Location: SD

Print Date: 02/09/2021 8:55 am

Payment Summary

Total Fees:	\$50.00
Total Payments:	\$50.00
Balance:	\$0.00

Payment

CHECK PAYMENT #3630 \$50.00

Total Payments \$50.00

Filings

CEQA - NOE FILE #: 2021-000079 Date: 02/09/2021 8:54AM Pages: 3

State Receipt # 37-02/09/2021-0073

Fees: Fish & Wildlife County Administrative Fee \$50.00

Total Fees Due: \$50.00

COVER LETTER

Total Fees Due: \$0.00

Grand Total - All Documents: \$50.00