



THE CITY OF SAN DIEGO

Date of Notice: July 22, 2024

# NOTICE OF RIGHT TO APPEAL

## ENVIRONMENTAL DETERMINATION

### ENGINEERING & CAPITAL PROJECTS DEPARTMENT

WBS No. B-19063.02.06

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**PROJECT NAME/NUMBER:** Accelerated Sewer Referral Group 851

**COMMUNITY PLAN AREA:** La Jolla, Uptown, North Park, Downtown, Rancho Bernardo, Clairemont Mesa, Otay Mesa-Nestor, and Mid-City Communities.

**COUNCIL DISTRICT:** 1, 2, 3, 5, 6, 9

**LOCATION:** The project is located along portions of the following streets and alleyways within the La Jolla, Uptown, North Park, Downtown, Rancho Bernardo, Clairemont Mesa, Otay Mesa-Nestor, and Mid-City Heights Community Planning Areas (Council Districts 1, 2, 3, 5, 6, 9): Powderhorn Drive, Island Avenue, 5<sup>th</sup> Street, J Street, Orange Avenue, Howard Avenue, Polk Avenue, Lincoln Avenue, University Avenue, North Park Way, Landis Street, India Street, Clairemont Mesa Boulevard, Genesee Avenue, Manitou Way, La Jolla Scenic Drive, Fairlie Road, and Bernardo Center Drive; and in the following alleys: alley surrounded by 48<sup>th</sup> Street, Orange Avenue, Trojan Avenue, and Estrella Avenue; alley surrounded by Kansas Street, Howard Avenue, Lincoln Avenue, and 30<sup>th</sup> Street; and the alleys surrounded by University Avenue, Grim Avenue, Landis Street, and 31<sup>st</sup> Street.

**PROJECT DESCRIPTION:** Work will consist of the replacement of approximately 5,008 linear feet (LF) of existing sewer mains via open trench and approximately 380 LF of trenchless sewer main rehabilitation, approximately 258 LF of trenchless replacement of sewer mains via pipe bursting, replacement of manholes, installation of new manholes, curb ramps, street resurfacing, traffic control, and all other associated appurtenances. The project will also provide new lane striping, signage, and traffic loop detectors to add bike lanes to Genesee Avenue.

**ENTITY CONSIDERING PROJECT APPROVAL:** City of San Diego

**ENVIRONMENTAL DETERMINATION:** This activity is 15301(b) (Existing Facilities), 15302(c) (Replacement or Reconstruction), 15303 (New Construction), 15304 (Minor Alteration to land).

**ENTITY MAKING ENVIRONMENTAL DETERMINATION:** City of San Diego Engineering & Capital Projects Department

**STATEMENT SUPPORTING REASON FOR ENVIRONMENTAL DETERMINATION:** The City of San Diego conducted an environmental review which determined that the project meets the categorical exemption criteria set forth in CEQA State Guidelines, Section 15301 (Existing Facilities), which allows the repair and maintenance of publicly owned facilities involving negligible or no expansion of use, including the rehabilitation of existing sewer pipes; 15302(c) (Replacement or Reconstruction), which allows for replacement of existing structures and facilities where the new structure would be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced, including replacement of existing utility systems involving negligible or no expansion of capacity, including the replacement of existing sewer pipes and manholes; Section 15303(d) (New Construction or Conversion of Small Structures), which allows for construction and location of limited numbers of new, small facilities including sewage and other utility extensions, including street improvements of reasonable length to serve such construction, including the installation of new manholes, storm drain cutoffs, curb ramps, signage, and traffic loop detectors for bike lanes; Section 15304 (Minor Alterations to Land), which allows for minor public alterations in the condition of the land which do not involve removal of healthy, mature, scenic, trees, such as excavation for the replacement of existing sewer mains, and street resurfacing, manholes, and for new manholes, where the surface will be restored; and where the exceptions listed in Section 15300.2 would not apply.

**CITY PROJECT MANAGER:** Juan Baligad  
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On July 22, 2024, the City of San Diego made the above-referenced environmental determination pursuant to the California Environmental Quality Act (CEQA). This determination is appealable to the City Council. If you have any questions about this determination, contact the City Project Manager listed above.

Applications to appeal CEQA determinations made by staff to the City Council must be filed in the Office of the City Clerk within ten (10) business days from the date of the posting of this Notice (by August 5, 2024). Appeal procedures are described in Information Bulletin 505 (<https://www.sandiego.gov/sites/default/files/dsdib505.pdf>). Appeals to the City Clerk must be filed by email or in person as follows:

- 1) Appeals filed via E-mail: The Environmental Determination Appeal Application Form DS-3031 can be obtained at <https://www.sandiego.gov/sites/default/files/legacy/development-services/pdf/industry/forms/ds3031.pdf>. Send the completed appeal application form (including grounds for appeal and supporting documentation in pdf format) by email to [Hearings1@sandiego.gov](mailto:Hearings1@sandiego.gov) by 5:00 p.m. on the last day of the appeal period; your email appeal will be acknowledged within 24 hours. You must separately mail the appeal fee by check payable to the City Treasurer to: City Clerk/Appeal, MS 2A, 202 C Street, San Diego, CA 92101. The appeal filing fee must be United States Postal Service (USPS) postmarked within five (5) business days of the date the appeal is filed.
- 2) Appeals filed in person: The Environmental Determination Appeal Application Form DS-3031 can be obtained at <https://www.sandiego.gov/sites/default/files/legacy/development-services/pdf/industry/forms/ds3031.pdf>. Deposit the fully completed appeal application (including grounds for appeal and supporting documentation) to the City Administration Building – Public Information Counter (Open 8:00 a.m. to 5:00 p.m. Monday through Friday excluding City-approved holidays), 1<sup>st</sup> Floor Lobby, located at 202 C Street, San Diego, CA 92101, by 5:00 p.m. on the last day of the appeal period. The completed appeal form shall include the required appeal fee, with a check payable to: City Treasurer. Please include the project name on the memo line of the check/money order. This Drop-Off Box is checked daily, and payments are processed the following business day.

This information will be made available in alternative formats upon request.

**POSTED ON THE CITY'S CEQA WEBSITE**  
**POSTED:** July 22, 2024  
**REMOVED:** \_\_\_\_\_  
**POSTED:** J. Baligad