



Date of Notice: November 5, 2024

NOTICE OF RIGHT TO APPEAL

ENVIRONMENTAL DETERMINATION

CITY PLANNING DEPARTMENT

PROJECT NAME/NUMBER: Alpha 1 and Ocean View 1 Channel Maintenance

COMMUNITY PLAN AREA: Southeastern San Diego

COUNCIL DISTRICT: 4 and 8

LOCATION: The Project is located in South Chollas Creek and consists of two concrete- and earthen-lined stormwater channel segments. The Alpha 1 segment (Facility No. 5-05-006) extends from east of Interstate 5 northwest of the intersection of Birch Street and Beta Street to south of the National Avenue bridge crossing east of the intersection of National Avenue and South 41st Street. The Ocean View 1 segment (Facility No. 5-05-008) extends from north of the National Avenue bridge crossing to the Ocean View Boulevard bridge crossing east of the intersection of Ocean View Boulevard and San Miguel Ave. The Project site is not located within or adjacent to the City's of San Diego (City's) Multi-Habitat Planning Area (MHPA) or the Coastal Overlay Zone.

PROJECT DESCRIPTION: The Project includes emergency maintenance activities within the concrete- and earthen-lined Alpha 1 (Facility No. 5-05-006) and Ocean View 1 (Facility No. 5-05-008) facilities which were authorized under Emergency ESL Approval No. PMT-3295213 and which were completed on January 31, 2024. The Alpha 1 and Ocean View 1 facilities were originally identified and analyzed in the Final Environmental Impact Report for the Municipal Water Maintenance Plan (MWMP EIR) and Mitigation Monitoring and Reporting Program (MMRP). Per the Hydrology and Hydraulics analysis of the MWMP EIR, both Alpha 1 and Ocean View 1 have a level of service conveyance capacity less than a 100-year storm event. Emergency maintenance activities performed as a result of the state of emergency declared across the City of San Diego in response to the January 2024 flooding exceeded the previously identified maintenance limits of the facilities' Facility Maintenance Plans (FMPs) analyzed in the MWMP EIR; however, emergency maintenance did not result in an increase in the designed conveyance capacity of the stormwater facilities. Emergency maintenance activities resulted in the removal of approximately 5,004 cubic yards (7,506 tons) of accumulated sediment, vegetation, and debris from approximately 5,032 linear feet of Alpha 1; and the removal of approximately 1,712 cubic yards (2,568 tons) of accumulated sediment, vegetation, and debris from approximately 1,765 linear feet of Ocean View 1. MMRP avoidance and minimization measures were implemented to the maximum extent practicable during emergency maintenance activities. Emergency maintenance activities did not result in adverse impacts to historical, archeological, and/or tribal cultural resources.

The Project also includes future routine maintenance activities within Alpha 1 and Ocean View 1 to restore the designed stormwater conveyance capacity of the facilities, including as-needed bank repair. Prior to future routine maintenance, a revised FMP will be prepared for each stormwater facility. Future routine maintenance activities within Alpha 1 and Ocean View 1 will comply with the rules and

regulations set forth in the City's Municipal Code (SDMC) and supporting implementation documents (i.e. Biology Guidelines, Drainage Design Manual, Historical Resources Guidelines, etc.) including but not limited to: stormwater construction Best Management Practices (BMP) implementation defined in SDMC Section 43.03.07; construction noise level limits defined in SDMC Section 59.5.0401 and 59.5.0404; grading regulations defined in SDMC 142.0101-142.0151; stormwater runoff and drainage regulations defined in SDMC 142.021-142.0230; outdoor lighting restriction defined in SDMC 142.0740; ESL regulations defined in SDMC Section 143.0101-143.0160; and historical resource regulations defined in SDMC Section 143.0201-143.0280.

ENTITY CONSIDERING PROJECT APPROVAL: City of San Diego

ENVIRONMENTAL DETERMINATION: Statutorily exempt from CEQA pursuant to Public Resource Code Section 21080.61

ENTITY MAKING ENVIRONMENTAL DETERMINATION: City of San Diego Mayor-Appointed Designee.

STATEMENT SUPPORTING REASON FOR ENVIRONMENTAL DETERMINATION:

The City of San Diego conducted an environmental review that determined the Project would not have the potential for causing a significant effect on the environment pursuant to Public Resource Code Section 21080.61. The Project involves two stormwater channel segments with a level of service conveyance capacity less than a 100-year storm, involves channel maintenance activities which do not increase the designed conveyance capacity of the stormwater facilities, and would not result in adverse impacts to tribal cultural resources. As described above, future routine maintenance activities would implement procedures the City of San Diego has adopted by ordinance in order to minimize the impacts of construction equipment, debris, sediment, and other pollutants.

PROJECT MANAGER: Philip Lizzi, Senior Planner, Stormwater Department

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On November 5, 2024, the City of San Diego made the above-referenced environmental determination pursuant to CEQA. This determination is appealable to the City Council. If you have any questions about this determination, contact the City Contact listed above.

Applications to appeal the CEQA determination to the City Council must be filed with the Office of the Clerk within [insert five (5) business days] from the date of the posting of this Notice (**November 12, 2024**). Appeals to the City Clerk must be filed via e-mail or in-person as follows:

1. Appeals filed via Email: 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 form (including grounds for appeal and supporting documentation in pdf format) by email to Hearings1@sandiego.gov by 5:00p.m. on the last day of the appeal period; your email appeal will be acknowledged within 24 business 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) before or on the final date of the appeal.

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>. Bring the fully completed appeal application [DS-3031](#) (including grounds for appeal and supporting documentation) to the City Administration Building— Public Information Counter (Open 8:00am to 5:00pm Monday through Friday excluding City approved holidays), 1st Floor Lobby, located at 202 C Street, San Diego, CA 92101, by 5:00pm 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.

The appeal application can also be obtained from the City Clerk, 202 'C' Street, Second Floor, San Diego, CA 92101.

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

POSTED ON THE CITY'S CEQA WEBSITE

POSTED: 11/5/2024

REMOVED: _____

POSTED: E. Ramirez Manriquez