



Date of Notice: December 22, 2020

REVISED NOTICE OF RIGHT TO APPEAL ENVIRONMENTAL DETERMINATION

PLANNING DEPARTMENT

PROJECT NAME/NUMBER: Special Event Permit - Gaslamp Curbside

COMMUNITY PLAN AREA: Downtown

COUNCIL DISTRICT: 3

LOCATION: 5th Avenue between L and F Streets

PROJECT DESCRIPTION: Special Event Permit to allow the Gaslamp Curbside event use of outdoor public space to allow for dining and retail services in the public right-of-way that would include the relocation of tables, chairs, restaurant delineators, and retail items that would occur on Wednesdays through Saturdays from January 1, 2021, until December 30, 2021, excluding July 4, October 31, and December 31. The dates for 2021 include January 1-3, 6-10, 13-17, 20-24, and 27-31; February 3-7, 10-14, 17-21, and 24-28; March 3-7, 10-14, 17-21, and 24-28; April 4, 7-11, 14-18, 21-25, and 28-30; May 1-2, 5-9, 12-16, 19-23, and 26-30; June 2-6, 9-13, 16-20, 23-27, and 30; July 1-3, 7-11, 14-18, 21-25, and 28-31; August 1, 4-8, 11-15, 18-22, and 25-29; September 1-5, 8-12, 15-19, 22-26, and 29-30; October 1-3, 6-10, 13-17, 20-24, and 27-30; November 3-7, 10-14, 17-21, and 24-28; and December 1-5, 8-12, 15-19, 22-26, and 29-30. Noise associated with the event and activities and set-up/dismantling would occur daily on Wednesdays - Fridays from 12 PM until 3 AM the following morning, on Saturdays from 9 AM until 3 AM the following morning, and on Sundays from 8 AM until 3 AM the following morning. Road closures associated with the event would occur from 12 PM until 3 AM the following morning on Wednesdays - Fridays, from 9 AM until 3 AM the following morning on Saturdays, and from 8 AM until 3 AM the following morning, and would include 5th Avenue between K and L Streets, 5th Avenue between J and K Streets, 5th Avenue between Island Avenue and J Street, 5th Avenue between Market Street and Island Avenue, and 5th Avenue between Market and F Streets. On Wednesdays - Fridays from January 1, 2021, until December 31, 2021, set-up would occur from 12 PM until 3 PM, the event would occur from 3 PM until 12 AM, and dismantling would occur from 12:01 AM until 3 AM the following morning. On Saturdays from January 1, 2021, until December 31, 2021, set-up would occur from 9 AM until 12 PM, the event would occur from 12 PM until 12 AM, and dismantling would occur from 12:01 AM until 3 AM the following morning. On Sundays from January 1, 2021, until December 31, 2021, set-up would occur from 8 AM until 10 AM, the event would occur from 10 AM until 12 AM, and dismantling would occur from 12:01 AM until 3 AM the following morning. The venue will not be allowed to operate on Sunday July 4, Sunday October 31, and Friday, December 31, 2021.

ENTITY CONSIDERING PROJECT APPROVAL: City of San Diego Mayor-Appointed Designee

ENVIRONMENTAL DETERMINATION: CEQA exemptions §15269(c), Emergency Project, and §15359, Emergency.

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

STATEMENT SUPPORTING REASON FOR ENVIRONMENTAL DETERMINATION: This action is exempt pursuant to CEQA Guidelines sections 15269(c), Emergency Project, and 15359, Emergency. This action is necessary to prevent or mitigate an emergency, and is also necessary to address a sudden and unexpected occurrence involving a clear and imminent danger, demanding immediate action to prevent or mitigate the loss of, or damage to, life, health, property, or essential public services related to the COVID-19 pandemic. This permit will allow the City to implement actions needed to prevent or mitigate the adverse effects to public health, safety, and welfare related to the spread of COVID-19 by allowing the use of public spaces for COVID-19 safety and economic recovery. Specifically, the use of these public spaces is immediately necessary to ensure that restaurant and retail uses, which are critical to the City's economy, and therefore, have the ability to provide essential services, and have sufficient physical areas to ensure social distancing to prevent or mitigate the spread of COVID-19. If additional spaces cannot be made available for these uses, social distancing would be physically constrained, and could therefore, could result in the spread of COVID-19.

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On December 17, 2020, 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 Development Project Manager listed above.

Applications to appeal CEQA determination to the City Council must be filed with the Office of the Clerk within 10 business days from the date of the posting of this Notice (**January 7, 2021**). During the Statewide "Safer-at-Home" directive to reduce the spread of COVID-19, beginning March 19, 2020, appeals to the City Clerk must be filed by email or US Mail as follows:

1. Appeals filed via E-mail: Send the appeal by email to Hearings1@sandiego.gov; your email appeal will be acknowledged within 24 hours. The [appeal application can be obtained here](#). 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 postmarked within 5 business days of the date the appeal is filed.
2. Appeals filed via US Mail: Send the appeal by US Mail to City Clerk/Appeal, MS 2A, 202 C Street, San Diego, CA 92101. Appeals filed by US Mail must have a United States Postal Service (USPS) postmark by the appeal deadline to be considered valid. The [appeal application can be obtained here](#). You must separately mail the required 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 postmarked within 5 business days of the date the appeal is filed.

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

POSTED ON THE CITY CLERK'S WEBSITE

POSTED: 12/22/20

Name: T Millette