



**Date of Notice:** February 11, 2022

# **NOTICE OF RIGHT TO APPEAL ENVIRONMENTAL DETERMINATION PLANNING DEPARTMENT**

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**PROJECT NAME:** Public Safety Buoys at La Jolla Cove and Shores

**COMMUNITY PLAN AREA:** La Jolla

**COUNCIL DISTRICT:** District 1

**LOCATION:** La Jolla Cove and La Jolla Shores. See Exhibit A for specific buoy locations and Exhibit B for an aerial image of the buoys locations.

**PROJECT DESCRIPTION:** The City of San Diego (City) operates, protects, and maintains beaches, waterways, and bays within City limits up to three miles out into the Pacific Ocean. To safeguard these waters, the City uses "private aids to navigation" (PATON) in the form of strategically placed public safety buoys around designated swim areas. The City is seeking a 10-year Coastal Development Permit to continue the City of San Diego Public Safety Buoy Program, which is conducted in accordance with the Code of Federal Regulations Title 33 - Navigation and Navigable Waters, Chapter I - COAST GUARD, Department of Transportation, Subchapter C - Aids to Navigation, Part 66 - Private Aids To Navigation (33 CFR 66). The purpose of the City of San Diego Public Safety PATON Buoys program is to ensure safe and reliable continued and future use of the coastal waters within the City and three (3) miles out into the Pacific Ocean. The current PATON buoy system in La Jolla has been in place since the 1980's. The buoys ensure public safety by marking and protecting the designated swimming areas of La Jolla Cove and La Jolla Shores. For a specific list of buoy locations please see Exhibit A and B.

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

**ENVIRONMENTAL DETERMINATION:** This activity is categorically exempt from CEQA pursuant to State CEQA Guidelines Section 15301 (Existing Facilities), 15304 (Minor Alterations to Land), and 15311(c) (Accessory Structures).

**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 State CEQA Guidelines Section 15301 (Existing Facilities) which consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing or former use; Section 15304

(Minor Alterations to Land), which consists of minor public or private alterations in the condition of land, water, and/or vegetation which do not involve removal of healthy, mature, scenic trees except for forestry or agricultural purposes; and Section 15311(c) (Accessory Structures) which consists of construction, or placement of minor structures accessory to (appurtenant to) existing commercial, industrial, or institutional facilities, including but not limited to placement of seasonal or temporary use items such as lifeguard towers, mobile food units, portable restrooms, or similar items in generally the same locations from time to time in publicly owned parks, stadiums, or other facilities designed for public use. The exceptions listed in CEQA Guidelines Section 15300.2 would not apply in that no cumulative impacts were identified, no significant effects on the environment were identified, the project is not adjacent to a scenic highway, no historical resources would be affected by the action, and the project was not identified on a list of hazardous waste sites pursuant to Section 65962.5 of the Government Code.

**CITY CONTACT:** James Gartland, Lifeguard Chief  
Department of Fire-Rescue

**MAILING ADDRESS:** 600 B Street, 13th Floor, MS 32A, San Diego, CA 92101

**PHONE NUMBER/E-MAIL:** (619) 221-8832 / [jgartland@sandiego.gov](mailto:jgartland@sandiego.gov)

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On February 11, 2022, 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 10 business days from the date of the posting of this Notice (**February 28, 2022**). Per the revised Public Notice issued by the Office of the City Clerk on September 28, 2021, appeals to the City Clerk must be filed via e-mail or in-person as follows:

1. Appeals filed via Email: Send the appeal by email to [Hearings1@sandiego.gov](mailto:Hearings1@sandiego.gov); your email appeal will be acknowledged within 24 hours. You must separately mail the required appeal fee by check payable to the City Treasurer to: **City of San Diego Planning Department, Attn: Tara Ash-Reynolds, 9485 Aero Drive, MS 413, San Diego, CA 92123**. The appeal filing fee must be postmarked within five (5) business days of the date the appeal is filed.
2. Appeals filed In-Person: The appeal application can be obtained in the Lobby of the City Administration Building located at 202 'C' Street, San Diego, CA 92101. The completed appeal package must include the required appeal fee in the form of a check payable to the City Treasurer to: **City of San Diego Planning Department, Attn: Tara Ash-Reynolds, 9485 Aero Drive, MS 413, San Diego, CA 92123**.

If you have any questions regarding the procedures to file the appeal, please contact **Tara Ash-Reynolds** at [TAshreynolds@sandiego.gov](mailto:TAshreynolds@sandiego.gov). The revised Public Notice can be found here: [https://www.sandiego.gov/sites/default/files/office\\_of\\_the\\_city\\_clerk\\_public\\_notice\\_rev09252020\\_v2.pdf](https://www.sandiego.gov/sites/default/files/office_of_the_city_clerk_public_notice_rev09252020_v2.pdf).

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

**POSTED ON THE CITY'S CEQA WEBSITE**

**POSTED: 2/11/2022**

**REMOVED: \_\_\_\_\_**

**POSTED: T. Ash-Reynolds**

Exhibit A: List of Specific Buoy Locations

BUOY	DEPTH (FT)	LATITUDE	LONGITUDE
¼ Mile Swim Buoy	17	32.51.138	117.16.161
½ Mile Swim Buoy	17	32.51.226	117.15.983
South West No Boat Buoy	34	32.51.163	117.16.182
Mid-West No Boat Buoy	35	32.51.237	117.16.042
North West No Boat Buoy	50	32.51.259	117.15.978
North East No Boat Buoy	28	32.51.229	117.15.947
Mid-East No Boat Buoy	28	32.51.180	117.16.028
South East No Boat Buoy	23	32.51.113	117.16.151
South Swim Zone Buoy Line	15	32.51.219	117.15.690
North Swim Zone Buoy Line	15	32.51.268	117.15.633

Exhibit B: Aerial of Buoy Locations

