

JAN 13 2020

BY K. BAKER
DEPUTY

Notice of Exemption

CEQA Guidelines Appendix E

To: ■ Office of Planning and Research 1400 Tenth Street, Room 121 Sacramento, CA 95814	From: San Diego Unified Port District Development Services Department 3165 Pacific Highway San Diego, CA 92101
■ San Diego County Recorder/County Clerk 1600 Pacific Highway, Suite 260 San Diego, CA 92101-2480	2020010165

Project Title: *Tideland Use and Occupancy Permit to Kevin Olson and Bonnie Alexander, and Bill and Barbara Graham for Recreational Pier, Ramp, and Float*

Project Location – Specific: *Southerly of 983 Scott Street in San Diego, CA 92106*

Project Location – City: *San Diego*

Project Location – County: *San Diego*

Description of Nature, Purpose, and Beneficiaries of Project: *The proposed project is a renewal of a Tideland Use and Occupancy Permit (TUOP) to Kevin Olson and Bonnie Alexander, and Bill and Barbara Graham (Tenant) for non-exclusive use of 3,880 square feet of tideland and water area located southerly of 983 Scott Street in the City of San Diego. The area proposed for use under this TUOP will be used only and exclusively for the purpose of a non-commercial recreational pier, ramp, and float and the berthing of recreational boats and for no other purpose whatsoever without the prior written consent of the Executive Director of District in each instance. Said boats shall be owned one hundred percent by Tenant and as evidenced by proof of documentation and restricted to the boundaries of the permitted premises. Pursuant to the TUOP, the Executive Director of District may, but shall have no obligation to, approve from time to time the berthing of other recreational boats owned by guests or invitees of Tenant. Such approvals, if granted, shall be in accordance with the terms and conditions prescribed by said Executive Director. At no time shall Tenant charge rent or fees for use of the pier or the berthing of boats.*

Pursuant to the TUOP, notwithstanding anything to the contrary, activities of the Tenant shall not interfere with the use and enjoyment by the general public of those portions of the pier as designated from time to time by the Executive Director of District. The TUOP requires that the general public have the unrestricted right of access on said designated portions of the pier, subject to the rules and regulations which may be established from time to time by the District, including, but not limited to, possibly restricting the general public's right of access to daylight hours only, from one hour before sunrise to one hour after sunset (according to the National Weather Service). The Tenant may, however, restrict access by a locked gate to the portions of the pier not so designated and to the connecting ramp and float. The Tenant is required to install and maintain a sign with a location, size, and wording specified by the District regarding public access to a portion of the pier. The wording shall state, "Pier Open to the Public Between Sunrise and Sunset".

It is anticipated that the renewed Permit would have a total term of one (1) year. The Permit may be terminated by the Executive Director of the Port District or their duly authorized representative, or Tenant, as a matter of right and without cause at any time upon the giving of thirty (30) days' notice in writing to other party of such termination. This Permit will allow for continuation of the existing use (operation of a recreational pier, ramp, and float and the berthing of recreational boats). No new development, construction, or increase in the size of the property is proposed or authorized as part of the TUOP.

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

Name of Person or Agency Carrying Out Project: Kevin Olson, 979 Scott Street, San Diego, CA 92106 (602) 625-1829

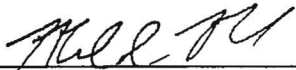
Exempt Status: (Check one):
☐ Ministerial (Sec. 21080(b)(1); 15268);
☐ Declared Emergency (Sec. 21080(b)(3); 15269(a));
☐ Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
☒ **Categorical Exemption: Existing Facilities (SG § 15301) (Class 1)**
☐ Statutory Exemption. State code number:

Reason Why Project is Exempt: *The proposed project is determined to be Categorically Exempt pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (Existing Facilities) and Section 3.a (Existing Facilities) of the District's Guidelines for Compliance with CEQA because it consists of the renewal of an existing real estate agreement that would involve no expansion of use beyond that previously existing, would not have any permanent effects on the environment, and would not result in a significant cumulative impact due to the continuation of the existing use. Sections 3.a. of the District's CEQA Guidelines is 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.

(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.

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

Signature:  Date: 1-9-20 Title: Assistant Planner

- ☒ Signed by Lead Agency
☐ Signed by Applicant

Governor's Office of Planning & Research

Date received for filing at OPR/Clerk:

JAN 13 2020

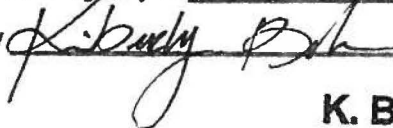
STATE CLEARINGHOUSE

FILED IN THE OFFICE OF THE COUNTY CLERK

San Diego County on JAN 13 2020

Posted JAN 13 2020 Removed

Returned to agency on

Deputy 

K. BAKER



San Diego County



Transaction #: 4402404
Receipt #: 2020018024

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: 01/13/2020
Cashier Location: SD

Print Date: 01/13/2020 9:33 am

Payment Summary

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

Payment

CHECK PAYMENT	\$50.00
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Total Payments	\$50.00
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Miscellaneous Item

FISH & WILDLIFE FEES

Fees:	Fish & Wildlife County Administrative Fee	\$50.00
Total Fees Due:		\$50.00

Grand Total - All Documents:	\$50.00
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State of California - Department of Fish and Wildlife

2020 ENVIRONMENTAL FILING FEE CASH RECEIPT

DFW 753.5a (Rev. 12/10/19) Previously DFG 753.5a

RECEIPT

37-2020- 0027

STATE CLEARINGHOUSE 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

01/13/2020

COUNTY/STATE AGENCY OF FILING

San Diego County

DOCUMENT NUMBER

2020-0027

PROJECT TITLE TIDELAND USE AND OCCUPANCY PERMIT TO KEVIN OLSON AND BONNIE ALEXANDER, AND BILL AND BARBARA GRAHAM FOR RECREATIONAL PIER, RAMP, AND FLOAT

PROJECT APPLICANT NAME

KEVIN OLSON

PROJECT APPLICANT EMAIL

PHONE NUMBER

(602) 625-1829

PROJECT APPLICANT ADDRESS

979 SCOTT STREET

CITY

SAN DIEGO

STATE

CA

ZIP CODE

92106

PROJECT APPLICANT (Check appropriate box)

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

CHECK APPLICABLE FEES:

☐ Environmental Impact Report (EIR)

\$3,343.25

\$

☐ Mitigated/Negative Declaration (MND)(ND)

\$2,406.75

\$

☐ Certified Regulatory Program document (CRP)

\$1,136.50

\$

☐ 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

\$

☒ County documentary handling fee

\$

\$50.00

☐ Other

\$

PAYMENT METHOD:

☐ Cash☐ Credit☒ Check☐ Other 3903

TOTAL RECEIVED

\$

\$50.00

SIGNATURE

X

AGENCY OF FILING PRINTED NAME AND TITLE

San Diego County

KIMBERLY BAKER

, Deputy

