

Article 6: Development Permits

Division 7: Coastal Development Permit Procedures

§126.0701 through §126.0703

§126.0704 Exemptions from a Coastal Development Permit

The following *coastal development* is exempt from the requirement to obtain a Coastal Development Permit.

(a) and (b) [No Change]

(c) Any *coastal development* that has been categorically excluded pursuant to Categorical Exclusion Order No(s). ____ [and in accordance with Section 132.0404](#). (Editor's note: a number will be inserted if and when a Categorical Exclusion Order is issued by the California Coastal Commission.)

(d) through (i) [No Change]

§126.0704 through §126.0724 [No Change]

Article 2: General Development Regulations

Division 4: Coastal Overlay Zone

§132.0401 [No Change]

§132.0402 Where the Coastal Overlay Zone Applies

- (a) This overlay zone applies to all property located within the boundaries designated on Map No. C-908, filed in the office of the City Clerk as Document No. OO-18872. These areas are shown generally on Diagram 132-04A.
- (b) Table 132-04A shows the sections that contain the supplemental regulations and the type of permit required by this division, if any, for specific types of *development* proposals in this overlay zone. Coastal

Development Permit procedures are provided in Chapter 12, Article 6, Division 7.

Table 132-04A
Coastal Overlay Zone Applicability

Type of <i>Development</i> Proposal	Supplemental Development Regulations	Required Permit Type/ Decision Process
(1) <i>Coastal development</i> that is categorically excluded pursuant to order of the Coastal commission or that is exempted by Section 126.0704	See use and development regulations of the base zone; and Chapter 14, Article 3, Division 1, Environmentally Sensitive Lands Regulations; <u>and Section 132.0404</u>	No permit required by this division
(2) Any <i>coastal development</i> within this overlay zone that is partially or completely within the Coastal Commission Permit Jurisdiction or the Deferred Certification Area	See use and development regulations of the base zone and Chapter 14, Article 3, Division 1, Environmentally Sensitive Lands Regulations	Coastal Development Permit(s) are issued by the Coastal Commission and the City for their respective jurisdictions
(3) <i>Coastal development</i> in this overlay zone that is not exempt under (1) of this table or that is not in the area described in (2) of this table	See use and development regulations of the base zone and Chapter 14, Article 3, Division 1, Environmentally Sensitive Lands Regulations	Coastal Development Permit/Process Two or Three

§132.0403 [No Change]

§132.0404 Categorically Excluded Development

The following categories of *development* are categorically excluded from the requirement to obtain a Coastal Development Permit:

(a) Within the Barrio Logan community planning area *development* of residential, institutional, retail sales, commercial services, and office uses located within the boundaries designated on Map No. C-[insert number upon adoption] filed in the office of the City Clerk as Document No. [insert number upon adoption] that develops in accordance with the following:

- (1) The *development* conforms to all base zone requirements.
- (2) The *development* does not require a Neighborhood Use Permit, Conditional Use Permit, Neighborhood Development Permit, Site Development Permit, Planned Development Permit, or Variance.

(3) The applicant demonstrates the premise of the proposed development has obtained a clearance from the County of San Diego Department of Environmental Health stating that

(A) No hazardous materials impacts would result from the development, or

~~(A)~~(B) No hazardous materials impacts would result from the development upon completion of required remediation.

(1) The boundaries of the categorically excluded areas are shown generally on Diagram 132-04B.

DRAFT