



Date of Notice: May 26, 2020

NOTICE OF RIGHT TO APPEAL ENVIRONMENTAL DETERMINATION

PLANNING DEPARTMENT

PROJECT NAME/NUMBER: Special Event Permit - Little Italy's Al Fresco Dining

COMMUNITY PLAN AREA: Downtown

COUNCIL DISTRICT: 3

LOCATION: India, W. Fir, W. Date, and W. Cedar Streets in Little Italy

PROJECT DESCRIPTION: Special Event Permit to allow the Little Italy dining establishments use of outdoor public space to allow for dining services in the public right-of-way that would include the relocation of tables, chairs, and restaurant delineators that would occur on Tuesdays through Sundays from June 6, 2020, until December 31, 2020. Noise associated with the event activities and set-up/dismantling would occur daily on Tuesdays through Sundays from 3 PM until 11 PM. Road closures associated with the event would occur from 3 PM until 11 PM and would include India Street between W. Grape and W. Beech Streets, W. Fir Street between Kettner Boulevard and Columbia Street, W. Date Street between Kettner Boulevard and India Street, and W. Cedar Street between Kettner Boulevard and Columbia Street. On Tuesdays through Sundays from June 10, 2020, until December 31, 2020, set-up would occur from 3 PM until 4 PM, the event would occur from 4 PM until 10 PM, and dismantling would occur from 10 PM until 11 PM.

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

ENVIRONMENTAL DETERMINATION: CEQA exemptions §Section 15301 (Existing Facilities); §Section 15304(e) (Minor Alterations to Land); §Section 15311 (Accessory Structures); §Section 15323 (Normal Operations of Facilities for Public Gatherings).

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.

CITY CONTACT: Theresa Millette
MAILING ADDRESS: 1200 Third Avenue, Suite 1326, MS 56A
San Diego, CA 92101
PHONE NUMBER: (619) 685-1336

On May 26, 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 (**June 9, 2020**). 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: 05/26/20

Name: T Millette