



Date of Notice: July 15, 2020

# NOTICE OF RIGHT TO APPEAL

## ENVIRONMENTAL DETERMINATION

### PLANNING DEPARTMENT

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**PROJECT NAME/NUMBER:** Special Event Permit - Gaslamp Quarter Restaurant Expansion

**COMMUNITY PLAN AREA:** Downtown

**COUNCIL DISTRICT:** 3

**LOCATION:** 5<sup>th</sup> Avenue between L and F Streets

**PROJECT DESCRIPTION:** Special Event Permit to allow the Gaslamp Quarter Restaurant Expansion 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 Sundays from July 26, 2020, until December 27, 2020. Dates for the event include: July 26; August 2, 9, 16, 23, and 30; September 6, 13, 20, and 27; October 4, 11, 18, and 25; November 1, 8, 15, 22, and 29; December 6, 13, 20, and 27. Noise associated with the event activities and set-up/dismantling would occur daily on Sundays from 9 AM until 2 AM the following morning. A road closure associated with the event would occur from 9 AM until 2 AM the following morning Sundays, and would include 5<sup>th</sup> Avenue between K and L Streets, 5<sup>th</sup> Avenue between J and K Streets, 5<sup>th</sup> Avenue between Island Avenue and J Street, 5<sup>th</sup> Avenue between Market Street and Island Avenue, and 5<sup>th</sup> Avenue between Market and F Streets. On Sundays from July 26 2020, until December 27, 2020 for the dates listed above, set-up would occur from 9 AM until 11 AM, the event would occur from 11 AM until 12 AM, and dismantling would occur from 12:01 AM until 2 AM the following morning.

**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.

**CITY CONTACT:**

Theresa Millette

**MAILING ADDRESS:**

1200 Third Avenue, Suite 1326, MS 56A  
San Diego, CA 92101

**PHONE NUMBER:**

(619) 685-1336

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On July 15, 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 (**July 29, 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](mailto: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: 07/15/20**

**Name: T Millette**