



Date of Notice: October 26, 2020

NOTICE OF RIGHT TO APPEAL ENVIRONMENTAL DETERMINATION

PLANNING DEPARTMENT

PROJECT NAME/NUMBER: Special Event Permit – Old Town Street Closure

COMMUNITY PLAN AREA: Old Town San Diego

COUNCIL DISTRICT: 3

LOCATION: San Diego Avenue between Linwood and Arista Streets

PROJECT DESCRIPTION: Special Event Permit to allow a street closure in Old Town San Diego on San Diego Avenue between Linwood and Arista Streets for 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 goods that would occur on Thursdays through Sundays from November 5, 2020, through December 24, 2020. Dates for the event in 2020 would include: November 5, 6, 7, 8, 12, 13, 14, 15, 19, 20, 21, 22, 26, 27, 28, 29; and December 3, 4, 5, 6, 10, 11, 12, 13, 17, 18, 19, 20, 21, 22, 23, and 24. Noise associated with the event activities set-up/dismantling would occur from 2 PM until 11 PM on Thursdays through Sundays for the dates listed above. A road closure associated with the event would occur on San Diego Avenue between Linwood and Arista Streets from 2 PM until 12 Midnight on Thursdays, Fridays, Saturdays, and Sundays. On Thursdays through Sundays on the dates listed above, set-up would occur from 2 PM until 3 PM, the event would occur from 3 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 Guidelines sections 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:

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PHONE NUMBER:

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On October 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 (**November 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: 10/26/20

Name: T Millette