



**Date of Notice:** April 2, 2024

# **NOTICE OF RIGHT TO APPEAL**

## **ENVIRONMENTAL DETERMINATION**

### **CITY PLANNING DEPARTMENT**

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**PROJECT NAME/NUMBER:** Agreement between the City of San Diego and Allied Waste Systems, Inc. DBA Republic Services of San Diego for Debris Assistance Program Services (Agreement No. 20000019-24-R)

**COMMUNITY PLAN AREA:** Mid-City: Eastern Area, Encanto Neighborhoods, Southeastern San Diego, and San Ysidro

**COUNCIL DISTRICT:** 4, 8, and 9

**LOCATION:** Residential and commercial properties in high flood impacted areas such as Mountain View, Encanto, Mt. Hope, Shelltown, Southcrest, Rolando, and San Ysidro

**PROJECT DESCRIPTION:** This activity involves the approval of an Agreement between the City of San Diego and Allied Waste Systems, Inc. DBA Republic Services of San Diego (Contractor) to provide emergency debris collection, transportation, and delivery services to eligible customers impacted by the January 22, 2024 flooding throughout the City of San Diego. The work to be performed under this Agreement includes furnishing all labor, material, equipment, containers, and services required for the collection, transportation, and delivery of collected material to the appropriate facility from the identified addresses and at various pickup frequencies as requested by the City. The Contractor shall comply with all federal, state, and local laws and codes governing the recycling, storage, transportation, and disposal of various waste streams.

**ENTITY CONSIDERING PROJECT APPROVAL:** City of San Diego

**ENVIRONMENTAL DETERMINATION:** This activity is exempt from CEQA pursuant to CEQA Guidelines Section 15269(a)(b) and (c) (Emergency Projects) and CEQA Guidelines Section 15301 (Existing Facilities).

**ENTITY MAKING ENVIRONMENTAL DETERMINATION:** City of San Diego Mayor-Appointed Designee.

**STATEMENT SUPPORTING REASON FOR ENVIRONMENTAL DETERMINATION:**

The City of San Diego conducted an environmental review that determined the project would not have the potential for causing a significant effect on the environment pursuant to CEQA Guidelines Section 15269(a)(b) and (c) (Emergency Projects) which exempt projects to maintain, repair, restore, demolish, or replace property or facilities damaged or destroyed as a result of a disaster in a disaster stricken area in which a state of emergency has been proclaimed by the Governor pursuant to the California Emergency Services Act, commencing with Section 8550 of the Government Code; emergency repairs to publicly or privately owned service facilities necessary to maintain service essential to the public health, safety, or

welfare; and specific actions necessary to prevent or mitigate an emergency. This agreement will help repair and restore facilities damaged or destroyed as a result of the January 22, 2024 flooding in the City of San Diego by providing debris assistance program services for individuals affected by the flooding for which a State of Emergency was declared by Governor Newsom on January 23, 2024. Thus, this activity meets the criteria for an exemption pursuant to CEQA Guidelines Section 15269(a)(b) and (c).

This activity is also exempt from CEQA pursuant to CEQA Guidelines Section 15301 (Existing Facilities) which exempts the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of existing or former use. The agreement would facilitate the collection of debris from existing facilities and the transportation and delivery of the debris to an appropriate facility, and these repair and maintenance activities will not result in an expansion of the existing or former use of these existing facilities. The exceptions listed in CEQA Guidelines Section 15300.2 would not apply in that no cumulative impacts were identified, no significant effects on the environment were identified, the project is not adjacent to a scenic highway, no historical resources would be affected by the action, and the project was not identified on a list of hazardous waste sites pursuant to Section 65962.5 of the Government Code.

**CITY CONTACT:** Andrea Deleon, Interim Deputy Director, City of San Diego Department of Environmental Services

**MAILING ADDRESS:** City of San Diego Department of Environmental Services, 9601 Ridgehaven Ct., MS 1200A, San Diego, CA 92123

**PHONE NUMBER/E-MAIL:** 858-573-1243/adeleon@sandiego.gov

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On April 2, 2024, the City of San Diego made the above-referenced environmental determination pursuant to CEQA. This determination is appealable to the City Council. If you have any questions about this determination, contact the City Contact listed above.

Applications to appeal the CEQA determination to the City Council must be filed with the Office of the Clerk within ten (10) business days from the date of the posting of this Notice (**April 16, 2024**). Appeals to the City Clerk must be filed via e-mail or in-person as follows:

1. **Appeals filed via Email:** The Environmental Determination Appeal Application Form [DS-3031](#) can be obtained at <https://www.sandiego.gov/sites/default/files/legacy/development-services/pdf/industry/forms/ds3031.pdf>. Send the completed appeal form (including grounds for appeal and supporting documentation in pdf format) by email to [Hearings1@sandiego.gov](mailto:Hearings1@sandiego.gov) by 5:00 p.m. on the last day of the appeal period; your email appeal will be acknowledged within 24 business hours. 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 United States Postal Service (USPS) postmarked before or on the final date of the appeal.
2. **Appeals filed In-Person:** The Environmental Determination Appeal Application Form [DS-3031](#) can be obtained at: <https://www.sandiego.gov/sites/default/files/legacy/development-services/pdf/industry/forms/ds3031.pdf>. Bring the fully completed appeal application [DS-3031](#) (including grounds for appeal and supporting documentation) to the City Administration Building — Public Information Counter (Open 8:00 am to 5:00 pm Monday through Friday excluding City approved holidays), 1st Floor Lobby, located at 202 C Street, San Diego, CA 92101, by 5:00 pm on

the last day of the appeal period. The completed appeal form shall include the required appeal fee, with a check payable to: City Treasurer.

The appeal application can also be obtained from the City Clerk, 202 'C' Street, Second Floor, San Diego, CA 92101.

This information will be made available in alternative formats upon request.

**POSTED ON THE CITY'S CEQA WEBSITE**

**POSTED: 04/02/2024**

**REMOVED: \_\_\_\_\_**

**POSTED: E. Pascual**