



Date of Notice: September 11, 2024

NOTICE OF RIGHT TO APPEAL

ENVIRONMENTAL DETERMINATION

CITY PLANNING DEPARTMENT

PROJECT NAME/NUMBER: ROE Permit between City of San Diego and Cox Communications
COMMUNITY PLAN AREA: Balboa Park
COUNCIL DISTRICT: 3
LOCATION: 3350 Richmond St, San Diego, CA 92103

PROJECT DESCRIPTION: Right of Entry (ROE) Permit ("Permit") between the City of San Diego Parks and Recreation Department ("City") and Cox Communications California, LLC. ("Permittee") to install a telecommunications service to the rear entrance of the San Diego Zoo along Richmond Street, south of Upas Street. The use of the Permit Area by Permittee shall be limited to aerial construction to pole on the property, riser down and dirt trench 7' to place a 17"x30" vault in the dirt and continue to trench in the dirt 316' and place a 17"x30" vault in the dirt then bore 51' across the street to place a vault in the dirt 3' behind the edge of pavement at gate.

ENTITY CONSIDERING PROJECT APPROVAL: City of San Diego

ENVIRONMENTAL DETERMINATION: This activity (Right of Entry and Easement Deed) is Categorically Exempt from CEQA pursuant to State CEQA Guidelines Section 15301 (Existing Facilities) and Section 15304(f) (Minor Alterations to Land). An application for an Excavation Permit (Permit No. PRJ-1110499) to trench and bore and a Traffic Control Permit are in progress for the activity, which this Right of Entry Permit supports. The activities for which this Right of Entry Permit is intended will undergo environmental review at a future date in accordance with CEQA Guidelines Section 15004, which provides directions to lead agencies on the appropriate timing for environmental review.

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 State CEQA Guidelines Section 15301 (Existing Facilities) which consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures or facilities involving negligible or no expansion of use; Section 15304 (Minor Alterations to Land) which consists of minor public or private alterations in the condition of land, water, and/or vegetation which do not involve removal of healthy, mature, scenic trees except for forestry or agricultural purposes; and where 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 as to the exception for hazardous materials, there are locations listed on EnviroStor and GeoTracker within 1,000 feet of the

project area. While these locations are listed, the proposed projects would not involve ground disturbance which would expose potential hazardous materials, and as such would not preclude the use of a CEQA exemption pursuant to Section 65962.5 of the Government Code.

CITY CONTACT: Tyler Canales, District Manager, Parks and Recreation Department

MAILING ADDRESS: 2125 Park Blvd, San Diego, CA 92101

PHONE NUMBER/E-MAIL: 619-235-1124 / tcanales@sandiego.gov

On September 11, 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 five (5) business days from the date of the posting of this Notice (**September 18, 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 by 5:00p.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 8:00am to 5:00pm Monday through Friday excluding City approved holidays), 1st Floor Lobby, located at 202 C Street, San Diego, CA 92101, by 5:00pm 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: 9/11/2024

REMOVED: _____

POSTED: V. Sandoval