



Date of Notice: September 4, 2024

NOTICE OF RIGHT TO APPEAL

ENVIRONMENTAL DETERMINATION

CITY PLANNING DEPARTMENT

PROJECT NAME/NUMBER: Consent to Sublease – Cloudia Adventures, LLC

COMMUNITY PLAN AREA: Mission Bay Park

COUNCIL DISTRICT: 2

LOCATION: 1500 Quivira Road, San Diego, California 92109

PROJECT DESCRIPTION: Driscoll Mission Bay, LLC (Management), a California limited liability company, has an existing lease with the City of San Diego (City) for the marina, boat slips, docks, and boatyard located at 1500 Quivira Way, San Diego, CA 92109 (collectively referred to as Landing). Management wishes to sublease a portion of the Landing to Cloudia Adventures, LLC (Lessee) for the operation of Lessee's vessel to provide charter services including, but not limited to: tour activities for up to 12 passengers; sailing; ocean going; sunset tours; marriages; kid on board parties; pirate adventures; and ash scattering. The Lessee shall not make any dockside alterations or additions to the dock space or facilities covered under this Agreement unless specifically requested, and permission granted, by Management. Installation for storage of any kind is not permitted on piers, docks, walls, or any other area comprising the Landing. Any dockside equipment, facilities, or items installed by such written permission shall be constructed such that they can be readily removed by the Lessee at the expiration of the Agreement. All signage and location of a sign for charter operations must be reviewed and approved by the City.

ENTITY CONSIDERING PROJECT APPROVAL: City of San Diego

ENVIRONMENTAL DETERMINATION: Categorically exempt from CEQA pursuant to State 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 State CEQA Guidelines Section 15301 (Existing Facilities), which allows 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; 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, and no historical resources would be affected by the action. As to the exception for hazardous

materials, there are two locations within the project site that are listed on GeoTracker, but not EnviroStor, as having a closed cleanup case. While these locations are listed, the proposed project would only involve the sublease for the use of the Landing for charter services and would not involve ground disturbance which would expose potential hazardous materials. Therefore, the proposed project would not preclude the use of a CEQA exemption pursuant to Section 65962.5 of the Government Code.

CITY CONTACT: Roswitha Sanchez, Supervising Property Agent, Department of Real Estate and Airport Management

MAILING ADDRESS: 1200 Third Avenue, Suite 1700, San Diego, CA 92101

PHONE NUMBER/E-MAIL: [619-236-6721](tel:619-236-6721) / roswithas@sanidiego.gov

On September 4, 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 11, 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@sanidiego.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: _____

REMOVED: _____

POSTED: E. Ramírez Manríquez