



**Date of Notice:** March 18, 2025

# **NOTICE OF RIGHT TO APPEAL ENVIRONMENTAL DETERMINATION**

## **CITY PLANNING DEPARTMENT**

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**PROJECT NAME/NUMBER:** Right of Entry Permit for Calumet Park Amenities

**COMMUNITY PLAN AREA:** La Jolla

**COUNCIL DISTRICT:** 1

**LOCATION:** 5424 Calumet Ave., San Diego, CA 92037 (Calumet Park)

**PROJECT DESCRIPTION:** Right of Entry (ROE) Permit (Permit) between the City of San Diego (City) and M Serna Construction (Permittee) for the non-exclusive use of City-owned real property located at 5424 Calumet Ave., San Diego, CA 92037 (Permit Area) for the new installation of one bicycle rack, one interpretative sign, and two picnic tables with benches and concrete pads; and the replacement of one water station. Installation of the park amenities is required by Special Condition 13 of Coastal Development Permit No. 6-23-0186 issued by the California Coastal Commission. Prior to the expiration of the Permit, the Permittee shall restore the Permit Area to its original condition.

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

**ENVIRONMENTAL DETERMINATION:** Categorically exempt from CEQA pursuant to CEQA Guidelines Section 15301 (Existing Facilities), Section 15302 (Replacement or Reconstruction), Section 15303 (New Construction or Conversion of Small Structures), and Section 15304 (Minor Alterations to Land).

**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 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; Section 15302 (Replacement or Reconstruction) which exempts the replacement or reconstruction of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced; Section 15303 (New Construction or Conversion of Small Structures) which exempts the construction and location of limited numbers of new, small facilities or structures, installation of small new equipment and facilities in small structures, and the conversion of existing small structures from one use to another where only minor modifications are made in the exterior of the structure; and 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. The Permit Area is mapped as being underlain by geologic formations with moderate and high paleontological sensitivity. Per the City's Paleontological Resources Requirements for Grading Activities (San Diego Municipal Code [SDMC] Section 142.0151), paleontological monitoring is required for grading that involves 1,000 cubic yards in High Resource Potential Geologic Deposit/Formation/Rock Unit, and 10 feet deep or greater of excavation; and for grading that involves 2,000 cubic yards or greater, and 10 feet or greater in depth in Moderate Resource Potential Geologic Deposit/Formation/Rock Unit. The new installation and replacement of park amenities within Calumet Park would not excavate beyond 1,000-2,000 cubic yards, nor involve excavation greater than 10 feet deep. Thus, the Project would not result in significant impacts to paleontological resources. As-needed stormwater construction Best Management Practices (BMPs) to prevent non-stormwater discharges from entering the City's stormwater conveyance system will be implemented pursuant SDMC Section 43.0307. The exceptions to the exemptions 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 historic 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:** Milton Clark, District Manager, Parks & Recreation Department

**MAILING ADDRESS:** 2125 Park Blvd, MS 39, San Diego, CA 92101

**PHONE NUMBER/E-MAIL:** (858) 581-9975 / [mjclark@sandiego.gov](mailto:mjclark@sandiego.gov)

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On March 18, 2025, 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 City Clerk within 5 business days from the date of the posting of this Notice (**March 25, 2025**). 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 5:00p.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: 3/18/2025**

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

**POSTED: E. Ramírez Manríquez**