



Date of Notice: September 1, 2022

NOTICE OF RIGHT TO APPEAL

ENVIRONMENTAL DETERMINATION

SPECIAL EVENTS DEPARTMENT

PROJECT NAME: Special Event Permit- Opticon- October 5th

COMMUNITY PLAN AREA: Downtown

COUNCIL DISTRICT: 3

LOCATION: 5th Avenue between L Street and K Street

PROJECT DESCRIPTION: Special Event Permit for the Opticon-October 5th event, a private corporate block party on 5th Avenue between L Street and K Street on October 5, 2022. The event would include games, live entertainment/performances, a stage, canopies, generators, sound amplification, fencing and/or barriers, décor lighting, onsite food preparation, alcohol, tables & chairs, drones, portable restrooms, and recycle and trash containers. Noise associated with the event activities and set-up/dismantling would occur from October 5, 2022 at 6 AM to October 6, 2022 at 6 AM. Set-up would occur on October 5, 2022 from 6 AM to 5 PM, the event would occur from 5 PM to 8:30 PM and dismantling would occur on October 5, 2022 from 8:30 PM to 12 AM and on October 6, 2022 from 12 AM to 6 AM.

A street closure associated with the event would occur from October 5, 2022 at 6 AM through October 6, 2022 at 6 AM and would include 5th Avenue from K Street to L Street. Parking would be closed during this time on the west side of 6th Avenue from J Street and K Street and on both sides of K Street between 4th and 6th Streets.

ENTITY CONSIDERING PROJECT APPROVAL: City of San Diego

ENVIRONMENTAL DETERMINATION: Categorically exempt from CEQA pursuant to State CEQA Guidelines Section 15301 (Existing Facilities); Section 15304 (Minor Alterations to Land); Section 15311 (Accessory Structures).

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(s): Section 15301 (Existing Facilities) which allows for the operation, repair, maintenance, permitting, leasing, licensing or minor alterations of existing public or private structures or facilities involving negligible or no expansion of use; Section 15304 (Minor Alterations to Land) which allows for minor, temporary use of land that has negligible or no permanent effects on the environment; Section 15311 (Accessory Structures) which allows for construction, or placement of minor structures accessory to existing commercial, industrial, or institutional facilities, including, but not limited to, temporary use items in publicly owned facilities or other facilities designated for public 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; 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:

Linda J Marabian

EMAIL ADDRESS:

LJMarabian@sandiego.gov

On September 1, 2022, 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 Contact listed above.

Applications to appeal CEQA determination to the City Council must be filed with the Office of the Clerk within 5 business days from the date of the posting of this Notice (September 9, 2022). During the Statewide "Safer-at-Home" directive to reduce the spread of COVID-19, beginning March 19, 2021, 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 In-Person: The appeal application can be obtained in the Lobby of the City Administration Building located at 202 'C' Street, San Diego, CA 92101. The completed appeal package must include the required appeal fee in the form of a check payable to the City Treasurer to: **City Clerk/Appeal, MS 2A, 202 C Street, San Diego, CA 92101**.

If you have any questions regarding the procedures to file the appeal, please contact Linda J Marabian at LJMarabian@sandiego.gov. The revised Public Notice can be found here:

https://www.sandiego.gov/sites/default/files/office_of_the_city_clerk_public_notice_rev09252020_v2.pdf

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

POSTED ON THE CITY'S CEQA WEBSITE

POSTED: September 1, 2022

REMOVED: _____

POSTED: Linda J Marabian