



THE CITY OF SAN DIEGO

Date of Notice: March 29, 2023

NOTICE OF RIGHT TO APPEAL ENVIRONMENTAL DETERMINATION DEVELOPMENT SERVICES DEPARTMENT

SAP or I.O. No. 11004500

PROJECT NAME / NUMBER: Standard Emergency CDP/ 1064723

COMMUNITY PLAN AREA: Peninsula Community Plan

COUNCIL DISTRICT: 2

LOCATION: 438 La Crescentia Drive, San Diego, California 92106

PROJECT DESCRIPTION: An Emergency Coastal Development Permit to stabilize rock/ slope failure at 438 La Crescentia Drive, at a two-story residential site. The emergency permit would allow for the construction of rock bolt to the existing slope face in the front of the residence. The limits of rock bolt will cover an area of approximately 69.5 feet wide and approximately 24 feet in height. Each rock bolt bearing plate will be approximately 12 inches x 12 inches. The site is in the RS-1-4 (Residential-Single Unit) zone of the Peninsula Community Plan, Coastal Overlay Zone (Non-Appealable 1 and 2), Coastal Height Limit Overlay Zone, Parking impact Overlay Zone (Coastal), Transit Priority Area, Airport Land Use Compatibility Overlay Zone, Airport Influence Area (San Diego International Airport, NAS North Island) and the Federal Aviation Administration Part 77 Notification Area. The proposed rock bolting is necessary to assure the safety/security in or near this property.

ENTITY CONSIDERING PROJECT APPROVAL: City of San Diego Development Services Department

ENVIRONMENTAL DETERMINATION: Categorically exempt from CEQA pursuant to CEQA State Guidelines, Section 15269(C), Emergency Projects.

ENTITY MAKING ENVIRONMENTAL DETERMINATION: City of San Diego

STATEMENT SUPPORTING REASON FOR ENVIRONMENTAL DETERMINATION: The project would qualify to be exempt from CEQA pursuant to Section 15269(c) (Emergency Projects) which allows for specific actions to prevent or mitigate an emergency. Since the immediate remediation of the emergency does not include a long-term project undertaken for the purpose of preventing or mitigating a situation having a low probability of occurrence, in the short-term the exemption was deemed to be appropriate. As a direct result of the slope failure City staff has determined that immediate action is necessary to prevent or mitigate loss of or damage to property. Not taking emergency action would likely endanger the property which would include the health, safety, and welfare of persons in or near the property. Therefore, immediate action is necessary to prevent impacts to human health and public safety.

DEVELOPMENT PROJECT MANAGER: Catherine Rom
MAILING ADDRESS: 1222 First Avenue, MS 501, San Diego, CA 92101-4153
PHONE NUMBER / EMAIL: (619) 446-5277/ CRom@sandiego.gov

On March 29, 2023, 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 Development Project Manager listed above.

Applications to appeal CEQA determination made by staff (including the City Manager) to the City Council must be filed in the office of the City Clerk by 5:00pm within ten (10) business days from the date of the posting of this Notice (April 13, 2023). Appeals to the City Clerk must be filed by email or in-person as follows:

- 1) Appeals filed via E-mail: 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>. 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. Please include the project number on the memo line of the check.
- 2) Appeals filed in person: 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.