



**Date of Notice:** March 16, 2022

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

---

**PROJECT NAME:** Right of Entry Permit for La Jolla Fay Avenue Extension (La Jolla Bike Path)

**COMMUNITY PLAN AREA:** La Jolla

**COUNCIL DISTRICT:** District 1

**LOCATION:** Dedicated street right-of-way for Fay Avenue from Camino de la Costa to Nautilus Street (please refer to the attached location map).

**PROJECT DESCRIPTION:** Right of Entry Permit to grant permission to the Kiwanis Club of La Jolla to access areas along the bike path to perform maintenance. The focus of the Kiwanis Club of La Jolla is on the safety, environmental preservation, and maintenance of the path and surrounding area to ensure continued safe use and enjoyment for visitors. Scope of maintenance activities may include trash removal, graffiti removal, brush management, chipping and spreading of mulch, vehicle entry to haul off debris, installing native plants for erosion control, and installation, maintenance and removal of erosion control materials. The goal is to improve path and trail safety and cleanliness and to conduct ongoing maintenance plan to preserve, enhance and manage the flora and fauna. Work will be performed by volunteers and professionals that are organized and funded by the Kiwanis Club of La Jolla.

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

**ENVIRONMENTAL DETERMINATION:** Categorically exempt from CEQA pursuant to State CEQA Guidelines Sections 15301 (Existing Facilities) and 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 consists of 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 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 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:** James Nabong, Interim Deputy Director, City of San Diego Transportation Department

**MAILING ADDRESS:** 202 C Street, MS 1900, San Diego, CA 92101

**PHONE NUMBER/E-MAIL:** (619) 533-3721 / JNabong@sandiego.gov

---

On March 16, 2022 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 10 business days from the date of the posting of this Notice (**March 30, 2022**). Per the revised Public Notice issued by the Office of the City Clerk on September 28, 2021, appeals to the City Clerk must be filed via e-mail or in-person as follows:

1. Appeals filed via Email: Send the appeal by email to [Hearings1@sandiego.gov](mailto:Hearings1@sandiego.gov); your email appeal will be acknowledged within 24 hours. You must separately mail the required appeal fee by check payable to the City Treasurer to: **City of San Diego Planning Department, Attn: Sureena Basra, 9485 Aero Drive, MS 413, San Diego, CA 92123**. The appeal filing fee must be postmarked within five (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 of San Diego Planning Department, Attn: Sureena Basra, 9485 Aero Drive, MS 413, San Diego, CA 92123**.

If you have any questions regarding the procedures to file the appeal, please contact **Sureena Basra** at [sbasra@sandiego.gov](mailto:sbasra@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](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 upon request.

**POSTED ON THE CITY'S CEQA WEBSITE**

**POSTED: 03/16/2022**

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

**POSTED: S. Basra**