



**Date of Notice:** June 29, 2023

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

## **PLANNING DEPARTMENT**

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**PROJECT NAME/NUMBER:** MTS: Paxton & Lauriston

**COMMUNITY PLAN AREA:** OTAY MESA-NESTOR

**COUNCIL DISTRICT:** Council District 8

**LOCATION:** 1211-1124 Paxton Drive and 1215 Lauriston Drive, San Diego, CA,

**PROJECT DESCRIPTION:** MTS and the City of San Diego desire to enter into a License Agreement to provide MTS certain limited rights to undertake the Permitted Use on the License Area (1211-1124 Paxton Drive and 1215 Lauriston Drive, San Diego, CA) of the Property. The City of San Diego owns certain real property commonly identified as 1211-1124 Paxton Drive and 1215 Lauriston Drive, San Diego, CA, located adjacent to MTS property.

In accordance with the Permitted Use in the License Agreement, City of San Diego property will be used for operation and storage of construction material and equipment, which may include construction work conducted at night. In conducting such Permitted Use, MTS will take special care to avoid damaging or impacting the drainage culvert on the Property.

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

**ENVIRONMENTAL DETERMINATION:** Categorically exempt from CEQA pursuant to State CEQA Guidelines 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 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; 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:** Mary Carlson

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

**PHONE NUMBER/E-MAIL:** (619) 236-6079 / [MMCarlson@sandiego.gov](mailto:MMCarlson@sandiego.gov)

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On June 29, 2023, 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 (**July 7, 2023**). 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:** June 29, 2023

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

**POSTED:** Z. Marquez