



Date of Notice: November 16, 2020

NOTICE OF RIGHT TO APPEAL ENVIRONMENTAL DETERMINATION

PLANNING DEPARTMENT

PROJECT NAME: Right of Entry Permit for the removal of two historic sculptures from Presidio Park by the San Diego History Center

COMMUNITY PLAN AREA: Old Town San Diego

COUNCIL DISTRICT: District 3

LOCATION: Presidio Park, 2811 Jackson St, San Diego, CA 92110. within the San Diego Presidio - National Register of Historic Places and National Historic Landmark, California State Historical Landmark No. 59, and the City's Historical Resources Register (HRB No. 4).

PROJECT DESCRIPTION: Right of Entry Permit between the City of San Diego (City) and the San Diego Historical Society dba San Diego History Center (Permittee) to access city-owned real property located within Presidio Park (Permit Area) for the sole purpose of removing two historic Arthur Putnam sculptures, "*Padre*" and "*Indian*" which have been in the Permit Area since 1933. The sculptures were originally commissioned by E.W. Scripps and were acquired by the San Diego History Center ("History Center") in 1975 and eventually accessioned as part of the History Center's Fine Art Collection. Once removed from the Permit Area, both sculptures will be relocated to the San Diego History Center Museum in Balboa Park for restoration, education, and interpretation. The San Diego History Center has contracted with ArtsWorks San Diego to handle the sculpture removals. ArtsWorks San Diego is an authorized vendor with the City of San Diego for restoration of works in the City's Civic Art Collection. In addition to consultation with local historians and members of the Kumeyaay Nation, the Executive Director from the History Center made presentations to the following City boards, committees and commissions, regarding the removal and relocation of both sculptures: the Old Town San Diego Community Planning Board, the City of San Diego Historical Resources Board Policy Subcommittee, the City of San Diego Public Art Committee and the City's Commission for Arts and Culture. Following these presentations the proposal described below was reviewed by the Historical Resources staff in the Development Services Department, and qualified Archaeological staff in the Planning Department for consistency with the Secretary of the Interior's Standards for the Treatment of Historic Properties, the Standard's for the Treatment of Archaeological Resources, and the City of San Diego Historical Resources Regulations (San Diego Municipal Code/Land Development Code) and Guidelines (Land Development Manual).

The "*Padre*" statue is bolted onto a concrete pedestal with three locknuts. Using a reach forklift, rigging straps will be attached to the sculpture and the locknuts will be removed. The sculpture will be lifted onto a wooden pallet and bolted and ratchet-strapped to secure it. The reach lift will drive the pallet and sculpture over the grass and out to the street. The reach lift will briefly drive south on Presidio Drive to the adjacent parking lot, where the sculpture will be loaded into a truck. Sheets of plywood will be placed around the sculpture and along the path to the street to protect the grass. The concrete pedestal will be chipped away to approximately three inches below grade so as not to disturb any potential archaeology at the removal site and the area covered with dirt and planted with grass by City Parks & Recreation staff. The Reach lift weighs approximately 10,360 pounds. At all times, the reach lift will be on sheets of $\frac{3}{4}$ " plywood, both when doing the actual lift and when driving over the grass. No other equipment or vehicles will be onsite.

All rigging straps, tools and pallet/crate will be hand carried. All sheets of plywood, rigging straps, tools and pallet/crates will be removed from the Permit Area once the sculpture and pedestal have been removed. Permit Area will be left clean and free of debris once the Project is complete.

The “Indian” sculpture is affixed to its concrete pedestal. Small electric jackhammers will be used to chip the concrete away around the base of the sculpture in order to expose the mounting pins or other means in which it is attached. Removal of the “Indian” sculpture from its current concrete base will require a 40-ton crane weighing 62,000 pounds to lift it onto a truck to remove it from the Permit Area. The crane will set up on the dirt adjacent to the sculpture and will leave the premises at the end of the day. The crane drives on ten wheels, so the weight will be mitigated as the crane is driven into position. Once in place, the crane will be leveled with four outriggers, each of which will be set onto 48 x 48 x 6-inch plywood pads to distribute the weight. Once the mounts to the sculpture have been cut, the crane will lift the sculpture from its pedestal to ground level and place it onto a wooden pallet. The palletized sculpture will remain onsite overnight. The following day, the crane will return to lift the palletized sculpture onto a stake bed truck which will be parked on Presidio Drive, and the sculpture will be removed from the Permit Area. This operation will take place on a Thursday morning when the park is closed for maintenance and should take only 1-2 hours. The concrete pedestal will be chipped away to approximately three inches below grade as not to disturb any potential archaeology at the removal site and the area covered with mulch by City Parks & Recreation staff. All rigging straps, tools and pallet/crates will be removed from the Permit Area once the sculpture and pedestal have been removed. Permit Area will be left clean and free of debris once the Project is complete.

ENTITY CONSIDERING PROJECT APPROVAL: City of San Diego

ENVIRONMENTAL DETERMINATION: This activity is categorically exempt from CEQA pursuant to State CEQA Guidelines Sections 15301 (Existing Facilities) and Section 15331 (Historical Resource Restoration/Rehabilitation).

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 California Environmental Quality Act (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 15331 (Historical Resource Restoration/Rehabilitation) which consists of projects limited to maintenance, repair, stabilization, rehabilitation, restoration, preservation, conservation or reconstruction of historical resources in a manner consistent with the Secretary of the Interior’s Standards for the Treatment of Historic Properties with Guidelines for Preserving, Rehabilitating, Restoring, and Reconstructing Historic Buildings (1995), Weeks and Grimmer. Additionally, the proposal was reviewed by qualified archaeological staff in the Planning Department for consistency with the the Secretary of the Interior’s Standards for the Treatment of Archaeological Resources, and the City of San Diego Historical Resources Regulations (San Diego Municipal Code/Land Development Code) and Guidelines (Land Development Manual). Furthermore, 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, historical resources would not 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: Mario Llanos, District Manager

MAILING ADDRESS: City of San Diego Parks and Recreation Department, 2125 Park Boulevard, M.S. 39, San Diego, CA 92101

PHONE NUMBER: (619) 235-1124

EMAIL: MLlanos@sandiego.gov

On November 16, 2020, 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 10 business days from the date of the posting of this Notice (**December 1, 2020**). During the Statewide "Safer-at-Home" directive to reduce the spread of COVID-19, beginning March 19, 2020, appeals to the City Clerk must be filed by email or US Mail as follows:

1. Appeals filed via Email: Send the appeal by email to Hearings1@sanidiego.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: Tara Ash-Reynolds, 9485 Aero Drive, M.S. 413, San Diego, CA 92123**. The appeal filing fee must be postmarked within 5 business days of the date the appeal is filed.
2. Appeals filed via US Mail: Send the appeal by US Mail to **City Clerk/Appeal, 202 C Street, San Diego, M.S. 2A, CA 92101**. Appeals filed by US Mail must have a United States Postal Service (USPS) postmark by the appeal deadline to be considered valid. You must separately mail the required appeal fee by check payable to the City Treasurer to: **City of San Diego Planning Department, Attn: Tara Ash-Reynolds, 9485 Aero Drive, M.S. 413, San Diego, CA 92123**. The appeal filing fee must be postmarked within 5 business days of the date the appeal is filed.

If you have any questions regarding the procedures to file the appeal, please contact **Tara Ash-Reynolds** at tashreynolds@sanidiego.gov.

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

POSTED: 11/16/2020

REMOVED: _____

POSTED: T. Ash-Reynolds