



THE CITY OF SAN DIEGO

Date of Notice: August 3, 2010

# NOTICE OF RIGHT TO APPEAL ENVIRONMENTAL DETERMINATION

DEVELOPMENT SERVICES DEPARTMENT

Internal Order or WBS No. 21002110

**PROJECT NAME/NUMBER:** La Jolla Children's Pool Rope Barrier/Project No. 213317**COMMUNITY PLAN AREA:** La Jolla**COUNCIL DISTRICT:** 1**LOCATION:** West/Northwest of 809 Coast Boulevard. The beach site is located in the Sensitive Coastal Overlay and Coastal Overlay (Coastal Commission Appeal Jurisdiction) Zones within the La Jolla Community Planning Area.**PROJECT DESCRIPTION:** Amendment to Coastal Development Permit No. 701673/Site Development Permit No. 701765 to install, and maintain year-round, in perpetuity, a rope barrier, including support posts, foundations and a three-foot ocean access opening, to create a buffer between humans & seals at the La Jolla Children's Pool.**ENTITY CONSIDERING PROJECT APPROVAL:** City of San Diego – Hearing Officer (Process 3)**ENVIRONMENTAL DETERMINATION:** Categorically exempt from CEQA pursuant to State CEQA Guidelines Sections 15304 (Minor Alterations in Land Use) and 15333 (Small Habitat Restoration projects).**ENTITY MAKING ENVIRONMENTAL DETERMINATION:** City of San Diego – Development Services Department**STATEMENT SUPPORTING REASON FOR ENVIRONMENTAL DETERMINATION:** The project would not result in a significant effect on the environment. The actions to install and maintain a rope barrier, year-round meets the criteria set forth in CEQA Section 15304 which allows for minor public or private alterations in the condition of land, water and/or vegetation and CEQA Section 15333 which consists of projects, not to exceed five acres in size to assure maintenance, restoration, enhancement, or protection of habitat for fish, plants or wildlife; and where the exceptions listed in CEQA Section 15300.2 would not apply.**DEVELOPMENT PROJECT MANAGER:**

Morris Dye

**MAILING ADDRESS:**

1222 First Avenue, MS 501

San Diego, CA 92101-4153

**PHONE NUMBER:**

619-446-5201

On July 8, 2010, 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 within 10 business days from the date of the posting of this Notice OR 15 business days from the date of the environmental determination. Applications to appeal CEQA determinations made by the Planning Commission from a Process Two or Three Appeal under SDMC section 112.0506 must be filed in the Office of the City Clerk within 10 business days from the date of the Planning Commission's decision. The appeal application can 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.

**NOTICE OF EXEMPTION**

(Check one or both)

TO:  X  RECORDER/COUNTY CLERK  
 P.O. BOX 1750, MS A-33  
 1600 PACIFIC HWY, ROOM 260  
 SAN DIEGO, CA 92101-2422

FROM: CITY OF SAN DIEGO  
 DEVELOPMENT SERVICES DEPARTMENT  
 1222 FIRST AVENUE, MS 501  
 SAN DIEGO, CA 92101

                     OFFICE OF PLANNING AND RESEARCH  
 1400 TENTH STREET, ROOM 121  
 SACRAMENTO, CA 95814

PROJECT NO.: 213317      PROJECT TITLE: **LA JOLLA CHILDREN'S POOL ROPE BARRIER**

PROJECT LOCATION-SPECIFIC: West/Northwest of 809 Coast Boulevard. The beach site is located in the Sensitive Coastal Overlay and Coastal Overlay (Coastal Commission Appeal Jurisdiction) Zones within the La Jolla Community Planning Area.

PROJECT LOCATION-CITY/COUNTY: San Diego/San Diego

DESCRIPTION OF NATURE AND PURPOSE OF THE PROJECT: Amendment to Coastal Development Permit No. 701673/Site Development Permit No. 701765 to install, and maintain year-round, in perpetuity, a rope barrier, including support posts, foundations and a three-foot ocean access opening, to create a buffer between humans & seals at the La Jolla Children's Pool.

NAME OF PUBLIC AGENCY APPROVING PROJECT: City of San Diego

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: City of San Diego, Park and Recreation Department  
 202 C Street, MS 35, San Diego, CA 92101  
 Attn: Stacey LoMedico, 619-236-6643

EXEMPT STATUS: (CHECK ONE)

- MINISTERIAL (SEC. 21080(b)(1); 15268);
- DECLARED EMERGENCY (SEC. 21080(b)(3); 15269(a));
- EMERGENCY PROJECT (SEC. 21080(b)(4); 15269 (b)(c))
- CATEGORICAL EXEMPTION: ARTICLE 19, SECTION 15304 (MINOR ALTERATIONS TO LAND) AND 15333 (SMALL HABITAT RESTORATION PROJECTS)**
- STATUTORY EXEMPTIONS:

**REASONS WHY PROJECT IS EXEMPT:** The project would not result in a significant effect on the environment. The actions to install and maintain a rope barrier, year-round meets the criteria set forth in CEQA Section 15304 which allows for minor public or private alterations in the condition of land, water and/or vegetation and CEQA Section 15333 which consists of projects, not to exceed five acres in size to assure maintenance, restoration, enhancement, or protection of habitat for fish, plants or wildlife; and where the exceptions listed in CEQA Section 15300.2 would not apply.

**LEAD AGENCY CONTACT PERSON:** Myra Herrmann, Senior Planner

**TELEPHONE:** (619) 446-5372

IF FILED BY APPLICANT:

1. ATTACH CERTIFIED DOCUMENT OF EXEMPTION FINDING.
2. HAS A NOTICE OF EXEMPTION BEEN FILED BY THE PUBLIC AGENCY APPROVING THE PROJECT?  
 YES       NO

**IT IS HEREBY CERTIFIED THAT THE CITY OF SAN DIEGO HAS DETERMINED THE ABOVE ACTIVITY TO BE EXEMPT FROM CEQA**

Myra Herrmann, Senior Planner  
 SIGNATURE/TITLE

7/8/10  
 DATE

CHECK ONE:

- SIGNED BY LEAD AGENCY
- SIGNED BY APPLICANT

DATE RECEIVED FOR FILING WITH COUNTY CLERK OR OPR: