

**San Diego Unified Port District**  
**CEQA and COASTAL DETERMINATIONS**  
**and**  
**NOTICE OF APPROVAL**

Project: FY2017 Port Security Grant Program  
Location(s): San Diego, CA and Imperial Beach, CA  
Parcel No.(s): Various  
Project No.: 2017-164  
Applicant: Aimee Heim, Grants and Policy Manager, Government & Civic Relations, San Diego Unified Port District, 3165 Pacific Highway, San Diego, CA 92101  
Date Approved: October 10, 2017

Project Description

The proposed project involves funding for seven security-related projects for the Fiscal Year 2017 (FY17) Port Security Grant Program. On September 21, 2017, the Department of Homeland Security awarded the District and Harbor Police Department (HPD) \$1,338,017 in funding for various District and HPD projects through its Port Security Grant Program. All Port Security Grant Program projects for FY17, listed and described below, were selected to help protect critical port infrastructure from terrorism and to increase maritime domain awareness around the San Diego Bay.

- Patrol Vessel Maintenance
  - Obtain replacement parts and maintenance supplies for the existing patrol vessels.
- Patrol Vehicle Radios
- SCUBA Diver Team Equipment
- Emergency Management Program
- Multi-Factor Authentication Program
  - Replacement of the legacy badge with a smart card that is capable of both physical access to Port facilities and logical access to computer equipment.
- Network Segmentation Program
  - Creation of network enclaves, whereby critical systems are segmented from the general computer network. This segmentation will require the placement of network firewalls to provide added internal protection through additional access control and tracking mechanisms.
- Cyber Threat Intelligence Program
  - Providing advanced detection of potential cyber threats to the computing systems needed to keep the Port operational.

Construction of the security-related projects is anticipated to commence in late 2017 or early 2018, and must be completed no later than August 2020. Due to its nature and limited scope, construction of the security-related projects would generate a minor amount of vehicle trips, and in turn, would not result in impacts including, but not limited to, air quality, greenhouse gas emissions, hazards and hazardous materials, or noise. Furthermore, the District would be responsible for complying with all applicable federal, state, and local laws regulating construction demolition debris, hazards and hazardous materials, noise, and stormwater.

The following categorical determinations are based on the draft agenda sheet and all project information known to the District as of the date of this determination.

### **CEQA DETERMINATION**

Based upon the above description, the project is determined to be Categorically Exempt pursuant to California Environmental Quality Act (CEQA) Guidelines Sections 15301 (Existing Facilities), 15303 (New Construction or Conversion of Small Structures), and/or 15304 (Minor Alterations to Land) and Sections 3.a. (7), 3.c. (3), and/or 3.d. (7) of the District's *Guidelines for Compliance with CEQA* because the project proposes funding for seven security-related projects that would involve negligible expansion of use beyond that previously existing, would have no permanent effects on the environment, and would not involve the removal of mature, scenic trees. Sections 3.a. (7), 3.c. (3), and 3.d. (7) of the District's CEQA Guidelines are as follows:

3.a. Existing Facilities (SG § 15301) (Class 1): Includes operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to:

- (7) Existing facilities used to provide electric power, natural gas, sewerage, or other public utility service.

AND/OR

3.c. New Construction or Conversion of Small Structures (SG §15303) (Class 3): Includes construction of limited numbers of new, small facilities or structures; installation of small new equipment and facilities in small structures; and conversion of existing small structures from one use to another with minor modifications to the exterior of the structure. Examples of this exemption include:

- (3) Water, sewer, electrical, gas, telephone, and other utility structures or facilities.

AND/OR

3.d. Minor Alterations to Land (SG § 15304) (Class 4): Includes minor alterations in the condition of land, water and/or vegetation not involving removal of mature, scenic trees, including, but not limited to:

- (7) Minor trenching and backfilling where the surface is restored.

The Categorical Exemptions listed above are appropriate because the project proposes funding for seven security-related projects that would involve a negligible expansion of use beyond that previously existing, would have no permanent effects on the environment, and would not involve the removal of mature, scenic trees. In addition, all surface areas disturbed by the proposed project would be restored.

Pursuant to CEQA Guidelines Section 15062, a 35-day statute of limitations for this CEQA exemption shall apply from the date a Notice of Exemption is posted with the San Diego County Clerk, or a 180-day statute of limitations for this CEQA exemption shall apply if no Notice of Exemption is filed.

The proposed project complies with Section 87 of the Port Act, which allows for the construction, reconstruction, repair, and maintenance of highways, streets, roadways, bridges, belt line railroads, parking facilities, power, telephone, telegraph or cable lines or landings, water and gas pipelines, and all other transportation and utility facilities or betterments incidental, necessary, or convenient for the promotion and accommodation of any of the uses set forth in the section. The Port Act was enacted by the California Legislature and is consistent with the Public Trust Doctrine. Consequently, the proposed project is consistent with the Public Trust Doctrine.

### **CALIFORNIA COASTAL ACT**

#### **PORT MASTER PLAN**

The portions of the proposed project located within the Coastal Development Permit (CDP) jurisdiction of the District are located in two of the District's ten planning districts, as follows: Planning District 2, Lindbergh Field/Harbor Island, which is delineated on Precise Plan Map Figure 9 of the certified Port

Master Plan and Planning District 10, Imperial Beach Oceanfront, which is delineated on Precise Plan Map Figure 25 of the certified Port Master Plan. The Port Master Plan land and water use designations within the limits of the proposed project are Commercial Recreation, Open Bay, Harbor Services, and Public Services. The project conforms to the certified Port Master Plan because it involves funding for security-related projects consistent with the existing certified land and water use designations. The project would not change the use of the sites nor would it interrupt or expand the existing conforming uses of the sites.

**CATEGORICAL DETERMINATION**

The above project proposes funding for seven security-related projects that would involve negligible expansion of use beyond that previously existing, would have no permanent effects on the environment, and would not involve the removal of mature, scenic trees. The portions of the proposed project located within the CDP jurisdiction of the District are consistent with the existing certified land and water use designations and are Categorically Excluded under Sections 8.a. (1) and (2), 8.c. (2), and/or 8.d. (6) of the District's *Coastal Development Permit Regulations*, as follows:

- 8.a. Existing Facilities: The operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing, including but not limited to:
  - (1) Interior or exterior alterations involving such things as partitions, plumbing, and electrical conveyances; and,
  - (2) Public and private utilities used to provide electric power, natural gas, sewer, or other utility services.

AND/OR

- 8.c. New Construction or Conversion of Small Structures: Construction and location of limited numbers of new, small facilities or structures and installation of small, new equipment and facilities, involving negligible or no change of existing use of the property, including but not limited to:
  - (2) Water main, sewer, electrical, gas, or other utility extensions of reasonable length to serve such construction.

AND/OR

- 8.d. Minor Alterations to Land: Minor public or private alterations in the condition of land, water, and/or vegetation which do not involve the removal of mature, scenic trees, including but not limited to:
  - (6) Minor trenching or backfilling where the surface is restored.


For the portions of the proposed project located outside of the District's CDP jurisdiction, additional approvals may be required from other agencies.

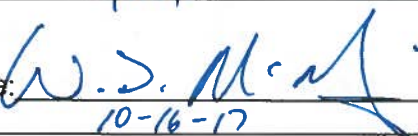
Pursuant to California Coastal Act Section 30717, there is a 10-working-day period to appeal this "Coastal Act Categorical Determination of Exclusion" to the California Coastal Commission.

RANDA CONIGLIO  
President/CEO

Determination by:  
Cameron McLeod  
Assistant Planner  
Development Services

Deputy General Counsel

Signature:   
Date: 10/17/17.

Signature:   
Date: 10-16-17