



State of California - Department of Fish and Wildlife
2021 ENVIRONMENTAL FILING FEE CASH RECEIPT
 DFW 753.5a (Rev. 01/01/21) Previously DFG 753.5a

RECEIPT NUMBER:
 37-05/19/2021-0325
 STATE CLEARING HOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY SAN DIEGO UNIFIED PORT DISTRICT	LEAD AGENCY EMAIL	DATE 05/19/2021
COUNTY/STATE AGENCY OF FILING SAN DIEGO	DOCUMENT NUMBER 37-2021-0325	

PROJECT TITLE
 RIGHT OF ENTRY LICENSE AGREEMENT TO MITSUBISHI CEMENT CORPORATION FOR SOIL BORINGS AT TENTH AVENUE-MARINE TERMINAL

PROJECT APPLICANT NAME RYAN BARNETT, PROJECT MANAGER, MITSUBISHI CEMENT CORPORATION	PROJECT APPLICANT EMAIL	PHONE NUMBER 760-221-1413	
PROJECT APPLICANT ADDRESS 151 CASSIA WAY	CITY HENDERSON	STATE NV	ZIP CODE 89014

PROJECT APPLICANT (Check appropriate box)

Local Public Agency
 School District
 Other Special District
 State Agency
 Private Entity

CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$3,445.25	\$	0.00
<input type="checkbox"/> Mitigated/Negative Declaration (MND)/(ND)	\$2,480.25	\$	0.00
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,171.25	\$	0.00

- Exempt from fee
- Notice of Exemption (attach)
 - CDFW No Effect Determination (attach)
- Fee previously paid (attach previously issued cash receipt copy)

<input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only)	\$850.00	\$	0.00
<input checked="" type="checkbox"/> County documentary handling fee		\$	50.00
<input type="checkbox"/> Other		\$	0.00

PAYMENT METHOD:

Cash
 Credit
 Check
 Other

TOTAL RECEIVED \$ 50.00

SIGNATURE X	AGENCY OF FILING PRINTED NAME AND TITLE San Diego County Clerk, JOBELL RUSIT, Deputy
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143452

Payment Reference #: 50



SAN DIEGO COUNTY CLERK
CEQA FILING COVER SHEET

FILED
May 19, 2021 03:47 PM
Ernest J. Dronenburg, Jr.
SAN DIEGO COUNTY CLERK
File # 2021-000376
State Receipt # 37051920210325

THIS SPACE FOR CLERK'S USE ONLY

Complete and attach this form to each CEQA Notice filed with the County Clerk

TYPE OR PRINT CLEARLY

Project Title

RIGHT OF ENTRY LICENSE AGREEMENT TO MITSUBISHI CEMENT
CORPORATION FOR SOIL BORINGS AT TENTH AVENUE MARINE TERMINAL

Check Document being Filed:

- Environmental Impact Report (EIR)
- Mitigated Negative Declaration (MND) or Negative Declaration (ND)
- Notice of Exemption (NOE)
- Other (Please fill in type):

<p>FILED IN THE OFFICE OF THE SAN DIEGO COUNTY CLERK ON <u>May 19, 2021</u></p> <p>Posted <u>May 19, 2021</u> Removed _____</p> <p>Returned to agency on _____</p> <p>DEPUTY _____</p>

Filing fees are due at the time a Notice of Determination/Exemption is filed with our office. For more information on filing fees and No Effect Determinations, please refer to California Code of Regulations, Title 14, section 753.5.

Notice of Exemption

CEQA Guidelines Appendix E

<p>To: ■ Office of Planning and Research 1400 Tenth Street, Room 121 Sacramento, CA 95814</p> <p>■ San Diego County Recorder/County Clerk 1600 Pacific Highway, Suite 260 San Diego, CA 92101-2480</p>	<p>From: (Public Agency) San Diego Unified Port District Development Services Department 3165 Pacific Highway San Diego, CA 92101</p>
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Project Title: *Right of Entry License Agreement to Mitsubishi Cement Corporation for Soil Borings at Tenth Avenue Marine Terminal*

Project Location – Specific: *Tenth Avenue Marine Terminal, 1800 Crosby Road, San Diego, CA 92101*

Project location – City: *San Diego*

Project Location – County: *San Diego*

Description of Nature, Purpose, and Beneficiaries of Project: *The proposed project would involve investigative soil borings by Mitsubishi Cement Corporation (MCC; Applicant) in the City of San Diego, California. Work to specifically complete the proposed project would involve drilling of four (4) bore holes to a depth of six and one half (6.5) feet (ft) deep, one (1) bore hole to a depth of 90 ft., collect soil and groundwater samples for environmental and geotechnical testing, backfill of the borings with grout, and restoration of asphalt surface. Construction of the proposed project is anticipated to occur in Spring 2021 and would take approximately three (3) days to complete.*

Due to its nature and limited scope, construction of the proposed project would generate a minor amount of vehicle trips and would require limited use of equipment. Therefore, significant impacts related to air quality, greenhouse gas emissions, and transportation and traffic are not anticipated to occur. Furthermore, the Applicant would be responsible for complying with all applicable federal, state, and local laws regarding construction demolition debris, hazards and hazardous materials, and stormwater.

The proposed project would also include a Right of Entry License Agreement (ROELA) to the Applicant (Licensee) to enter certain properties located in the City of San Diego, California. The areas proposed for use under this ROELA would be used by the Licensee and the Applicant's authorized agent(s) and contractors(s) for the purpose of drilling four shallow bore holes and one deep bore hole to gather additional information and conduct research regarding the soil character on or near the project site in order to evaluate potential separate and/or additional project costs, which will enable MCC to further analyze project components and their corresponding costs, as well as ingress and egress in support of those activities. No new construction or increase in size of the area is proposed or authorized as part of the ROELA.

It is anticipated that the ROELA would have a total term of approximately one year, or upon completion of the work, whichever occurs earlier. The ROELA may be terminated by the District as a matter of right and without cause at any time upon providing twenty-four (24) hours' notice in writing to the Licensee of such termination.

Name of Public Agency Approving Project: *San Diego Unified Port District (SDUPD)*

Name of Person or Agency Carrying Out Project: *Ryan Barnett, Project Manager, Mitsubishi Cement Corporation, 151 Cassia Way, Henderson, NV 89014; (760) 221-1413*

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 Exemptions: *Minor Alterations to Land (SG § 15304) (Class 4), and Information Collection (SG § 15306) (Class 6)***

Statutory Exemption. State code number:

Reason Why Project is Exempt: *The proposed project is determined to be Categorical Exempt pursuant to California Environmental Quality Act (CEQA) Guidelines Sections 15304 (Minor Alterations to Land) and 15306 (Information Collection) and Sections 3.d. and 3.f. of the District's Guidelines for Compliance with CEQA because it consists of a ROELA for investigative soil borings and would result in no permanent effects on the environment, would not involve the removal of mature, scenic trees, and is for the purpose of basic data collection activities which would not result in a serious or major disturbance to an environmental resource. The District has determined none of the six exceptions to the use of a categorical exemption apply to this project (CEQA Guidelines Section 15300.2). Sections 3.d. and 3.f. of the District's CEQA Guidelines are as follows:*

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.*

AND/OR

3.f. Information Collection (SG § 15306) (Class 6): *Includes basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major disturbance to an environmental resource. These may be for information gathering purposes, or as part of a study leading to an action which has not yet been approved, adopted or funded.*

Lead Agency Contact Person and Telephone Number: *Michael Paul, (619) 686-8112*

Signature:  **Date:** 5.12.21 **Title:** Assistant Planner

- Signed by Lead Agency
- Signed by Applicant

Date received for filing at OPR/Clerk:



San Diego County



Transaction #: 5552304
Receipt #: 2021319651

Ernest J. Dronenburg, Jr.
Assessor/Recorder/County Clerk
1600 Pacific Highway Suite 260
P. O. Box 121750, San Diego, CA 92112-1750
Tel. (619) 237-0502 Fax (619) 557-4155
www.sdarcc.com

Cashier Date: 05/19/2021
Cashier Location: SD

Print Date: 05/19/2021 3:48 pm

Payment Summary

Total Fees	\$50.00
Total Payments	\$50.00
Balance:	\$0.00

Payment	
CHECK PAYMENT #143452	\$50.00
Total Payments	\$50.00
Filing	
CEQA - NOE	FILE #: 2021-000376 Date: 05/19/2021 3:47PM Pages: 3
	State Receipt # 37-05/19/2021-0325
Fees: Fish & Wildlife County Administrative Fee	\$50.00
Total Fees Due:	\$50.00
Grand Total - All Documents:	\$50.00