



**CEQA and COASTAL DETERMINATIONS
and
NOTICE OF APPROVAL**

Project: ROELA for Bayshore Bikeway Soil Borings - Segments 5-14 to 5-17
Location: Port Tideland east of Marina Way and West of Marshland at West 32nd Street
Parcel No.: 027-047
Project No.: 2021-076
Applicant: Group Delta, Eric Smith on behalf of the City of National City
 32 Mauchly, Ste B, Irvine, CA 92618
Date: Oct 22, 2021

PROJECT DESCRIPTION

The Project proponent, Group Delta Consultants, INC., proposes to conduct a Site Investigation (SI) to provide soil characterization in advance of excavation, for segments 5-14 through 5-17 of the Bayshore Bikeway. A Rights of Entry License Agreement (ROELA) is required to authorize this activity on Port District property. The SI will be conducted using a hand auger and includes up to five (5) soil borings and collection of soil samples. Chemicals of concern include TPH, metals, PAHs, and organochlorine pesticides (OCPs). Sampling depth intervals will be between 0.5 and 2-feet below ground surface (ft bgs). Depending upon what is observed in the field during drilling activities (e.g., visual or olfactory observations), samples may be collected from slightly different depths or supplemented to capture soil that has been impacted. All borings will be properly backfilled with soil cuttings and/or hydrated bentonite and the surface will be patched to match existing conditions.

Sampling, analysis, and reporting of test results shall be performed according to U.S. Environmental Protection Agency (EPA) SW-846 "Test Methods for Evaluating Solid Waste." Group Delta will drill and collect soil samples following the established standard procedure for hazardous waste investigations without disturbing the integrity of hazardous waste components in the soil samples.

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

CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA)

CATEGORICAL DETERMINATION

Categorical Exemption: SG §15306, Class 6/Section 3.f: Information Collection;

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.

The proposed project is determined to be Categorically Exempt pursuant to the CEQA Guidelines and the Section of the District's *Guidelines for Compliance with CEQA* as identified above. This is appropriate for the proposed project because it proposes to gather information necessary for the design and permitting of a project that is yet to be analyzed and approved. 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).

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.

CALIFORNIA COASTAL ACT

The Project proposes the issuance of a Rights of Entry License Agreement (ROELA) to hand auger five (5) soil borings and collect soil samples necessary for the design and permitting of a project that is yet to be analyzed and approved. The project site is located immediately adjacent to Planning District 5, National City Bayfront, which is delineated on Precise Plan Map Figure 15 of the certified Port Master Plan; however, the project site is located in an area that has not been incorporated into the Port Master Plan and is therefore not within the District's coastal development permitting jurisdiction. The project site is within the coastal development permitting jurisdiction of the California Coastal Commission and approval of the Site Investigation activities must be obtained from that agency. As such, on September 16, 2021, the California Coastal Commission issued an Exemption Letter with a determination that the proposed project does not constitute 'development' as defined in Section 30106 in the Coastal Act.

JOE STUYVESANT
President/CEO

Determination by:
Peter Eichar, AICP
Senior Planner
Development Services

Signature: Peter Eichar
Date: Oct 22, 2021

Deputy General Counsel

Signature: Rebecca Harrington
Date: Oct 21, 2021