



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

Project: Temporary Advertising Signage on the Manchester Grand Hyatt during Comic-Con
Location: 1 Market Place, San Diego, CA 92101
Parcel No.: 019-001
Project No.: 2022-054
Applicant: Rick Mitrovich, Director of Event Management, Manchester Grand Hyatt, 1 Market Place, San Diego, CA 92101

Date Approved:

PROJECT DESCRIPTION

The proposed project would consist of the installation of a temporary sign five (5) days prior to and during Comic-Con International: San Diego (Comic-Con) by Manchester Grand Hyatt (Applicant) in the City of San Diego California. Comic-Con is a national event centered at the San Diego Convention Center (Convention Center), which also includes activities throughout Tidelands and the City of San Diego, activating the region with a one-of-a-kind event and bringing hundreds of additional visitors to the area. Events and displays are held, without limitation, at the park adjacent to the Convention Center, the Gaslamp Quarter, and many of the surrounding hotels. The Applicant has historically erected temporary signage during Comic-Con.

The proposed sign would be displayed five (5) days prior to and during Comic-Con, for a total period of no more than one-month, with the option to change sign content up to one time during the one-month display period. No sign would be directed west towards the Bay and no illumination of the sign would occur. It is anticipated that the displays on the sign would include products sold and events held at Comic-Con or by the sponsors of the event. In this sense, the sign may be considered onsite signage as it would be advertising goods or services available at Comic-Con or by one of its sponsors. The proposed sign would be placed on the outer wall surface of the Applicant's facility, as follows:

- The Manchester Grand Hyatt Parking Garage, facing northeast, toward Harbor Drive, measuring approximately 4,472 square feet (sqft) (172 feet (ft)-wide by 26-(ft)-high), approximately 45-feet high from the bottom of the sign to street level

The following items are prohibited pursuant to the District's standard approval and agreement for signs during Comic-Con: International (San Diego) and are not proposed as part of the project: (a) light shows; (b) electrical improvements to the sign, walls, or premises; and/or (c) illumination, including but not limited to, electronic, digital, or similarly illuminated components, of the sign, premises, or walls.

The sign features, the temporary nature of the sign, the corresponding high-volume activation of the events and the urban nature of the surrounding area (i.e. the Convention Center, Petco Park, and downtown San Diego) would ensure that the sign would not create visual or aesthetic impacts.

All works related to the proposed temporary advertising sign, including installation, display, and removal, can only occur in the month of July 2022, closely corresponding with the duration of the Comic-Con event. The sign must be taken down and the facility returned to the same condition as it was prior to the installation of the sign no later than July 31, 2022. In no event would the signage be installed before and removed after the month of July. Both installation and removal would require the use of a boom lift.

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)

The advertising signage has occurred on the Applicant's facility and surrounding facilities during past Comic-Con seasons, and is considered part of the environmental baseline, which would not require further CEQA review. Nonetheless, based upon the above description, the project is also determined to be Categorically Exempt as set out below.

CATEGORICAL DETERMINATION

Categorical Exemption: SG §15311, Class 11/Section 3.i: Accessory Structures

- 3.i. Accessory Structures (SG § 15311) (Class 11): Includes construction, or placement of minor structures accessory to (appurtenant to) existing facilities, including:
- (3) On-premise signs;
 - (5) Placement of temporary use items

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 would consist of a temporary advertising sign that would be accessory to an existing facility. The proposed sign is on-premise signage because it is anticipated to display products sold and events held at Comic-Con or by the sponsors of the event.

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).

15300.2 (a): The location is appropriate for the project. The site is surrounded by a highly urbanized environment and the proposed sign would not directly face the San Diego Bay. There are no sensitive environmental resources located on the site and during Comic-Con, the site and the surrounding area is predominantly occupied by Comic-Con related events, including, but not limited to, large tents, games, displays, activities, and crowds. Hence, the sign would blend in with the characteristics of the seasonal event.

15300.2 (b): This project does not present a cumulative impact. Due to the limited area of signage display in/around the Convention Center, there are no anticipated successive projects of the same type in the same place over time that would result in a cumulative impact. Comic-Con is a temporary event. If additional signage is displayed during the event, due to the nature of the event and its urban location, cumulative impacts would not occur due to limitations on signage location, sizing, and duration not to extend beyond July 1 to July 31.

15300.2 (c): There is also not a reasonable probability that the proposed project would have a significant effect on the environment due to unusual circumstances. The project site is in an urbanized area and the proposed signage would be placed during a limited time, in the month when Comic-Con occurs and would fit with the nature and characteristics of the surrounding area and activities. Moreover, similar advertising signage has occurred on surrounding facilities during past Comic-Con seasons.

15300.2 (d): No damage to scenic resources would occur. There are no trees, rocks, or outcroppings on the project site. The nearest designated scenic highway is the Coronado bridge, located approximately 1.25 miles to the south of the project site.

15300.2 (e): The project site is not listed pursuant to Section 65962.5 of the California Government Code.

15300.2 (f): The project would not impact historical resources. The structures are not registered on the California Register of Historical Resources and are less than 50 years old, and therefore not considered potential historical resources subject to CEQA Guidelines Section 15064.5. Additionally, the installations would be temporary and would not result in a substantial adverse change to the structures.

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

PORT MASTER PLAN CONSISTENCY

Planning District: 3 - Centre City Embarcadero (Precise Plan Figure 11)

Land Use Designation: Commercial Recreation

The proposed project conforms to the certified Port Master Plan because it would consist of a temporary advertising sign, consistent with the existing certified land use designation. Additionally, the sign in context of Comic-Con is considered public art consistent with the character of the event. The PMP also states: "permitted uses for all Port District tidelands are identified in terms of the land and water use designations, which are defined in this Master Plan document. Although specific uses have been listed, the intent is to indicate compatible use groups. Specific uses that are currently not listed may be included in a use group if similar in character and compatible." The PMP does not list signage as a use, whether on-site or off-site, and the proposed sign, which is seasonal, lasting 30 days or less during a national, regional, and local event that brings in tens of thousands of visitors, includes adjacent events and structures, is consistent with the uses and policies of Planning District 3, Centre City Embarcadero.

CATEGORICAL DETERMINATION

Categorical Exclusion: Section 8.c: New Construction or Conversion of Small Structures

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:

- (3) Accessory structures, including, but not limited to, on-premise signs, small parking lots, fences, walkways, swimming pools, miscellaneous work buildings, temporary trailers, small accessory piers, minor mooring facilities, buoys, floats, pilings, or similar structures; and seasonal or temporary use items such as lifeguard towers, mobile food units, portable restrooms, or similar structures.

The proposed project is determined to be Categorically Excluded pursuant to the Section of the District's *Coastal Development Permit Regulations* as identified above. This is appropriate for the proposed project because it would consist of a temporary advertising sign that would not involve any changes to the existing use of the property. Additionally, the Categorical Exclusion listed above includes a non-exclusive list of structures, including on-premise signs and seasonal or temporary use of items, such as the proposed temporary advertising sign. Furthermore, the project features, including size, placement, and duration; restrictions on signage lighting and digital displays; the nature of the site and location in proximity to the Convention Center, and corresponding events in the surrounding area associated with Comic-Con during the month of July ensure the visual resource policies of the Coastal Act are met.

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.

CALIFORNIA PUBLIC TRUST DOCTRINE

The proposed project complies with Section 87.(a)(2) of the Port Act, which allows for all visitor-serving commercial and industrial uses and purposes, and the construction, reconstruction, repair, and maintenance of commercial and industrial buildings, plants, and facilities. 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.

JOE STUYVESANT
President/CEO

Determination by:

Abigail Haynam
Assistant Planner
Development Services

Deputy/Assistant General Counsel

Signature: Abigail Haynam

Date: Jun 28, 2022

Signature: Rebecca Harrington

Date: Jun 28, 2022