



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

Project: Sediment Sampling by Continental Maritime of San Diego at San Diego Bay
Location: 1995 Bay Front Street, San Diego, CA 92113
Parcel No.: 021-008
Project No.: 2023-016
Applicant: Barry Snyder, Wood Environment & Infrastructure Solutions, Inc. 9177 Sky Park Court
 San Diego, CA 92123
Date Approved: Feb 1, 2023

PROJECT DESCRIPTION

The proposed project would involve sediment sampling in response to Investigative Order R9-2022-0041 (IO) by Continental Maritime of San Diego (Tenant) in the City of San Diego, California. Work to specifically complete the proposed project would consist of surficial sediment samples collected at approximately eight locations to determine whether the surface sediment meets the Amendments to the Bays and Estuaries Plan, including the Sediment Quality Provisions and specifically the narrative sediment quality objectives (SQOs). Collection techniques would include the following: 1) Benthic SQO Samples; 2) Water Column Samples; and 3) Fish Samples. A marine sampling vessel would be utilized to deploy equipment to collect samples at the proposed in-bay sampling locations, while sport-fish samples would be collected via hook and line within the Tenant leasehold. The project is anticipated to commence in Summer 2023 and would take approximately three (3) months 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 Tenant would be responsible for complying with all applicable federal, state, and local laws regarding construction demolition debris, hazards and hazardous materials, and stormwater.

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 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).

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: 4 - Tenth Avenue Marine Terminal (Precise Plan Figure 13)

Water Use Designation: Specialized Berthing

The proposed project conforms to the certified Port Master Plan because it would involve sediment and bay sampling, consistent with the existing certified Water use designation. The proposed project would not change the use of the site nor would it interrupt or expand the existing conforming use of the site.

CATEGORICAL DETERMINATION

Categorical Exclusion: Section 8.e: Information Collection

8.e. Information Collection: Basic data collection, research, experimental management, and resource evaluation activities which do not result in a serious or major significant disturbance to an environmental resource.

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 not result in a serious or major significant disturbance to an environmental resource.

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)(7) of the Port Act, which allows for the establishment and maintenance of those lands for open space, ecological preservation, and habitat restoration. 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.

J. STUYVESANT
President/CEO

Determination by:
Scott Vurbef
Senior Planner
Development Services

Signature: Scott Vurbef
Date: Feb 1, 2023

Deputy/Assistant General Counsel

Signature: Rebecca Harrington
Date: Jan 31, 2023