

# CEQA and COASTAL DETERMINATIONS and NOTICE OF APPROVAL

<u>Project</u>: Fireworks on the 4<sup>th</sup> of July by the City of Coronado at Glorietta Bay

Location: 2000 Visalia Row, Coronado, CA 92118

Parcel No.: 056-001
Project No.: 2023-085

Applicant: Rob Kracht, President, Coronado Fourth of July, PO Box 182041, Coronado, CA

92178

Date Approved: 06/12/2023

# **PROJECT DESCRIPTION**

The proposed project (event permit application No. P-0015831) is for an approximately 20-minute fireworks display on the Fourth of July by Coronado Fourth of July Events in the city of Coronado, California. The fireworks would launch from a location within the Coronado Municipal Golf Course and would display over Glorietta Bay. The net weight of fireworks is approximately 397 pounds with up to 764 shells with a size no larger than 6-inches. Therefore, the proposed fireworks display event (temporary event) is in accordance with the location, duration and size requirements of the San Diego Unified Port District Fireworks Display Event Ordinance (Fireworks Ordinance). Additionally, the Applicant is required to comply with other Fireworks Ordinance requirements related to fireworks chemical composition and packaging, protection of sensitive species and habitat, best management practices for fireworks display event preparation, discharge and clean-up, event transportation and parking management, as well as compliance with the San Diego Water Board General Permit, compliance with other required permits and compliance with applicable laws. The launch site is not located in shallow water with the potential for eelgrass to occur. Therefore, Fireworks Ordinance requirements related eelgrass avoidance and mitigation would not apply.

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

The proposed project is not a separate "project" for CEQA purposes but is a subsequent discretionary approval related to an approved project. (CEQA Guidelines § 15378(c); Van de Kamps Coalition v. Board of Trustees of Los Angeles Comm. College Dist. (2012) 206 Cal.App.4th 1036.) The project was analyzed in a Final Environmental Impact Report (Final EIR) for the San Diego Bay and Imperial Beach Oceanfront Fireworks Display Events Project (SCH No. 2015081013; UPD EIR-2015-115, Clerk's Document No. 66738). On May 25, 2017, by Resolution No. 2017-075, the Board certified the Final EIR, adopted the Findings of Fact and Statement of Overriding Considerations, and a Mitigation Monitoring Reporting Program. Accordingly, the proposed project is merely a step in furtherance of the original project for which environmental review was performed and no further environmental review is required.

Additionally, none of the conditions described in CEQA Guidelines Section 15162(a) have occurred and thus based on the review of the entire record, the District finds that the proposed project would not require further environmental review and no supplemental or subsequent CEQA has been triggered.

## CALIFORNIA COASTAL ACT

PORT MASTER PLAN CONSISTENCY

Planning District: 6 - Coronado Bayfront (Precise Plan Figure 17)

Land Use Designation: Golf Course

The proposed project conforms to the certified Port Master Plan because it is for a temporary fireworks event. The fireworks launching site is within a small section of a golf course but due to its temporary

nature (one day) and limited footprint, the event would not preclude the use of the site as a golf course and therefore is consistent with the existing certified land use designation. The proposed project would not change the use of the site nor would it interrupt or expand the existing conforming uses of the site.

### CATEGORICAL DETERMINATION

Categorical Exclusion: Section 8.d: Minor Alterations to Land

- 8.d. <u>Minor Alterations to Land</u>: 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:
  - (5) Minor temporary uses of land and water having negligible or no permanent effects on the environment, including festivals, boating activities, parades, and running or bicycling events

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 is a temporary fireworks event that would not involve the removal of mature, scenic trees and would have negligible or no effect on the environment.

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)(5) of the Port Act, which allows for the construction, reconstruction, repair, maintenance, and operation of public buildings, public assembly and meeting places, convention centers, parks, playgrounds, bathhouses and bathing facilities, recreation and fishing piers, public recreation facilities, including, but not limited to, public golf courses, and for all works, buildings, facilities, utilities, structures, and appliances incidental, necessary, or convenient for the promotion and accommodation of any of those uses. 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

<u>Determination by</u> : Lillian Mattes	Signature:	Lillian Mattes	
Assistant Planner Development Services	Date:	06/12/2023	
Deputy/Assistant General Counsel	Signature:	Rote	
	Date:	06/12/2023	