

San Diego Unified Port District

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

Project: Agreement with Corky's Pest Control for As-Needed Animal and Pest Control Services
Location(s): San Diego, Coronado, National City, Chula Vista, and Imperial Beach, California
Parcel No.(s): Various
Project No.: 2018-020
Applicant: Amy Tigri, Management Analyst, General Services, San Diego Unified Port District,
3165 Pacific Highway, San Diego, CA 92101
Date Approved: March 13, 2018

Project Description

The proposed project involves an agreement between San Diego Unified Port District (District) and Corky's Pest Control, Inc. (Corky's) to provide as-needed pest control services at various district locations. Services would include pest removal, trapping, inspection, spraying, and monitoring. The agreement would begin on July 1, 2018 and will terminate on June 30, 2023, for a term of five (5) years.

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

CEQA DETERMINATION

Based upon the above description, the project is determined to be Categorically Exempt pursuant to California Environmental Quality Act (CEQA) Guidelines Sections 15301 (Existing Facilities) and/or Section 15304 (Minor Alterations to Land) and Sections 3.a. and/or 3.d. (6) of the District's *Guidelines for Compliance with CEQA* because it is an agreement for pest control services that would involve no expansion of use beyond that previously existing, would not involve the removal of mature, scenic trees, and would have no permanent effect on the environment. Sections 3.a. and 3.d. (6) of District's CEQA Guidelines are as follows:

- 3.a. Existing Facilities (SG § 15301) (Class 1): Includes operation, repair, maintenance, or minor alteration of existing public and private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing.

AND/OR

- 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, including, but not limited to:

- (6) Minor temporary use of land having negligible or no permanent effects on the environment.

The Categorical Exemptions listed above are appropriate for the proposed project because it is an agreement for pest control services that would involve no expansion of use beyond that previously existing, would not involve the removal of mature, scenic trees, and would have no permanent effect on the environment. 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.

The proposed Board action complies with Section 87 of the Port Act, which allows for 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 Board action is consistent with the Public Trust Doctrine.

CALIFORNIA COASTAL ACT

PORT MASTER PLAN

The proposed project is located within multiple of the District's planning districts. The Port Master Plan land and water use designations within the limits of the proposed project may include, but are not limited to, Open Space, Park/Plaza, Harbor Services, Commercial Recreation, and/or Promenade. The proposed project conforms to the certified Port Master Plan because it is an agreement for pest control services consistent with the existing certified land use designations. The project would not change the uses of the sites nor would it interrupt or expand the existing conforming uses of the sites.

CATEGORICAL DETERMINATION

The above project proposes an agreement for pest control services that would involve no expansion of use beyond that previously existing and would not involve the removal of mature, scenic trees. This project is consistent with the existing certified land use designations and is Categorical Excluded under Sections 8.a. and/or 8.d. of the District's *Coastal Development Permit Regulations*, as follows:

- 8.a. Existing Facilities: The operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that previously existing.

AND/OR

- 8.d. Minor Alterations to Land: Minor public or private alterations in the condition of land, water, and/or vegetation which do not involve the removal of mature, scenic trees.

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.

RANDA CONIGLIO
President/CEO

Determination by:
Cameron McLeod
Assistant Planner
Development Services

Signature: Cameron McLeod
Date: 3/14/2018

Deputy General Counsel

Signature: W.S. McLeod
Date: 3-14-18