

San Diego Unified Port District
CEQA and COASTAL DETERMINATIONS
and
NOTICE OF APPROVAL

Project: FY 2018 Capital Major Maintenance Program: Forklift Charger Electrical Connection at B Street
Location(s): 1140 N Harbor Dr, San Diego, CA 92101
Parcel No.(s): 104-145
Project No.: 2018-015
Applicant: Joan Siao, Engineering and Construction, San Diego Unified Port District, 3165 Pacific Highway, San Diego, California 92101
Date: March 13, 2018

Project Description

The proposed project involves the replacement of existing electrical system and installation of a forklift charging station at B Street Pier located in the city of San Diego, California. No new development is proposed as part of the project and the replacement would not increase the size or intensity of use of the existing facility. Additionally, no trenching is proposed as a part of this project. Work to specifically complete the proposed project would include the following:

- Removal and reuse of unused 3-inch conduit system;
- Installation of electrical distribution equipment and receptacle for forklift and cart chargers;
- Installation of electrical feeder circuits;
- Installation of panel boards, transformers, receptacles, conduit, wiring, and related equipment; and
- Installation of a safety bollard and rail systems for electrical rail systems for electrical equipment protection.

Construction of the proposed project is anticipated to commence in either April or July 2018 and take approximately three months to complete. Due to its nature and limited scope, construction of the proposed project would generate a minor amount of vehicle and truck trips and would require limited use of construction equipment. Vehicle trips would be associated with deliveries, transport of construction workers, and hauling of debris. Therefore, no impacts are anticipated. Furthermore, the applicant would be responsible for complying with all applicable federal, state, and local laws regulating construction demolition debris, noise, 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.

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 15302 (Replacement or Reconstruction) and Sections 3.a. (1) and/or 3.b. (2) of the District's Guidelines for Compliance with CEQA because the project proposes the replacement of existing electrical system and installation of a forklift charging station that would involve no expansion of use beyond that previously existing and would be located on the same site and have substantially the same purpose and capacity as the structure being replaced. Sections 3.a. (1) and 3.b. (2) of the 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 or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use

beyond that previously existing, including but not limited to:

- (1) Repair, maintenance or minor alteration of existing mooring facilities, floats, piers, piles, wharves, bulkhead, revetment, buoys, or similar structures; marine terminal facilities; airport facilities; and commercial industrial, or recreational facilities.

AND/OR

3.b. Replacement or Reconstruction (SG § 15302) (Class 2): Includes replacement or reconstruction of existing structures and facilities where the new structure will be located on the same site and will have substantially the same purpose and capacity as the structure being replaced. This exemption includes, but is not limited to:

- (2) Replacement or reconstruction of marine terminal facilities, and marine-oriented commercial, industrial, and public and commercial recreational facilities, including buildings, piers, piles, wharves, marine ways; railroads; airport facilities, runways, taxiways, aprons, and ancillary structures to those facilities; electrical and mechanical systems and equipment; where the new structure will be on essentially the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced.

The Categorical Exemptions listed above are appropriate for the proposed project because it is the replacement of existing electrical system and installation of a forklift charging station that would involve no expansion of use beyond that previously existing and would be located on the same site and have substantially the same purpose and capacity as the structure being replaced. 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 project complies with Section 87 of the Port Act, which allows for the establishment, improvement, and conduct of a harbor, and for the construction, reconstruction, repair, maintenance, and operation of wharves, docks, piers, slips, quays, and all other works, buildings, facilities, utilities, structures, and appliances incidental, necessary, or convenient, for the promotion and accommodation of commerce and navigation.. 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.

CALIFORNIA COASTAL ACT

PORT MASTER PLAN

The project is located in Planning District 3, Center City Embarcadero, which is delineated on Precise Plan Map Figure 11 of the certified Port Master Plan. The Port Master Plan land use designation within the limits of the proposed project is Marine Terminal. The project conforms to the certified Port Master Plan because it is the replacement of existing electrical system and installation of a forklift charging station consistent with the existing certified land use designation. The project would not change the use of the site nor would it interrupt or expand the existing conforming use of the site.

CATEGORICAL DETERMINATION

The above project proposes the replacement of existing electrical system and installation of a forklift charging station that would involve no expansion of use beyond that previously existing and would have substantially the same purpose and capacity as the structure replaced. This

project is consistent with the existing certified water use designations and is Categorically Excluded under Sections 8.a. (1), 8.a. (2), and 8.b. (2) 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, including but not limited to:

- (1) Interior or exterior alterations involving such things as partitions, plumbing, and electrical conveyances.
- (2) Public and private utilities used to provide electric power, natural gas, sewer, or other utility services.

AND/OR

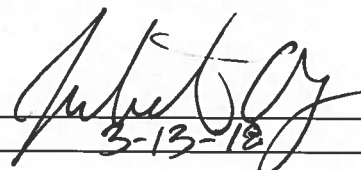
8.b. Replacement or Reconstruction: Replacement or reconstruction of existing structures and facilities where the new structure will be located essentially on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced, including but not limited to:

- (2) Replacement or reconstruction of existing utility systems and/or facilities involving negligible or no expansion of capacity

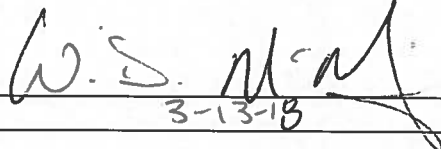
Pursuant to California Coastal Act Section 30717, there is a 10-working-day period to appeal this "Coastal Act Categorical Determination of Exclusion" to the California Coastal Commission.

RANDA CONIGLIO
President/CEO

Determination by:
Juliette Orozco
Associate Planner
Development Services

Signature: 
Date: 3-13-18

Deputy General Counsel

Signature: 
Date: 3-13-18