

JUN 25 2019

BY C. TRAM  
DEPUTY

**Notice of Exemption**

*CEQA Guidelines Appendix E*

<p><b>To:</b> ■ Office of Planning and Research 1400 Tenth Street, Room 121 Sacramento, CA 95814</p> <p>■ San Diego County Recorder/County Clerk 1600 Pacific Highway, Suite 260 San Diego, CA 92101-2480</p>	<p><b>From:</b> (Public Agency) San Diego Unified Port District Development Services Department 3165 Pacific Highway San Diego, CA 92101</p>
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**Project Title:** *Tideland Use and Occupancy Permit to Marine Spill Response Corporation for Berthing, Parking, and Storage at Tenth Avenue Marine Terminal and Tuna Harbor*  
**Project Location – Specific:** *837 W. Harbor Drive, Suite D, San Diego, CA 92101*  
**Project Location – City:** *San Diego*  
**Project Location – County:** *San Diego*

**Description of Nature, Purpose, and Beneficiaries of Project:** *The proposed project is the renewal of a Tideland Use and Occupancy Permit (TUOP) to Marine Spill Response Corporation (Tenant) for their continued use of approximately 600 square feet (sq ft) of land area at the Tenth Avenue Marine Terminal and 2,400 sq ft of water area and two parking spaces at Tuna Harbor, to be designated by the District's Marine Terminal Supervisor, located in the city of San Diego, California. The areas proposed for use under this TUOP are currently and are proposed to be used only and exclusively for the purpose of storage, berthing, and parking and for no other purpose whatsoever without the prior written consent of the Executive Director of District in each instance. The Tenant would be responsible for compliance with all laws and regulations associated with the activities on or in connection with the above-described premises, and in all uses thereof, including those regulating stormwater and hazardous materials. No new development, construction, or increase in the size of the property is proposed or authorized as part of the TUOP.*

*It is anticipated that the TUOP would have a total term of approximately five (5) years. The TUOP may be terminated by the District or Tenant as a matter of right and without cause at any time upon providing thirty (30) days' notice in writing to the other party of such termination.*

**Name of Public Agency Approving Project:** *San Diego Unified Port District (SDUPD)*  
**Name of Person or Agency Carrying Out Project:** *Marine Spill Response Corporation, 702 National Court #1, Richmond, CA 94803; (619) 233-3948*

**Exempt Status:** (Check one):  
 Ministerial (Sec. 21080(b)(1); 15268);  
 Declared Emergency (Sec. 21080(b)(3); 15269(a));  
 Emergency Project (Sec. 21080(b)(4); 15269(b)(c));  
 **Categorical Exemptions: Existing Facilities (SG § 15301) (Class 1)**  
 Statutory Exemption. State code number:

**Reason Why Project is Exempt:** *The proposed project is determined to be Categorically Exempt pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15301 (Existing Facilities) and Section 3.a. of the District's Guidelines for Compliance with CEQA because it is a TUOP for the use of existing facilities for storage, berthing, and parking that would result in no expansion of use beyond that previously existing or a significant cumulative impact due to the continuation of the existing use and would not have any permanent effects on the environment. Section 3.a. of the District's CEQA Guidelines is 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:

- (4) New and renewed short-term tenancy agreements which do not result in change in the existing use. This exemption does not apply to any new development associated with the activities of the tenant. This exception is also inapplicable if the cumulative impact of continuing the existing use or conditions in the same place, over time, is significant.

Lead Agency Contact Person and Telephone Number: Cameron McLeod, (619) 686-6273

Signature: C. McLeod. Date: 6/24/19. Title: Associate Planner

- Signed by Lead Agency
- Signed by Applicant

Date received for filing at OPR/Clerk:

Governor's Office of Planning & Research

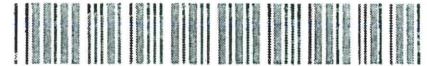
JUN 25 2019

STATE CLEARINGHOUSE

FILED IN THE OFFICE OF THE COUNTY CLERK  
San Diego County on JUN 25 2019  
Posted JUN 25 2019 Removed \_\_\_\_\_  
Returned to agency on \_\_\_\_\_  
Deputy C. TERN



San Diego County



Transaction #: 3844972  
Receipt #: 2019279636

Ernest J. Dronenburg, Jr.  
Assessor/Recorder/County Clerk  
1600 Pacific Highway Suite 260  
P. O. Box 121750, San Diego, CA 92112-1750  
Tel. (619) 237-0502 Fax (619) 557-4155  
[www.sdarcc.com](http://www.sdarcc.com)

Cashier Date: 06/25/2019  
Cashier Location: SD

Print Date: 06/25/2019 9:18 am

Payment Summary

Total Fees	\$50.00
Total Payments	\$50.00
Balance:	\$0.00

Payment	
CHECK PAYMENT	\$50.00
Total Payments	\$50.00
Miscellaneous Item	
FISH & WILDLIFE FEES	
Fees: Fish & Wildlife County Administrative Fee	\$50.00
Total Fees Due:	\$50.00
Grand Total - All Documents:	\$50.00

Governor's Office of Planning & Research

JUN 25 2019

STATE CLEARINGHOUSE



State of California - Department of Fish and Wildlife  
**2019 ENVIRONMENTAL FILING FEE CASH RECEIPT**  
 DFW 753.5a (Rev. 2/7/19) Previously DFG 753.5a

RECEIPT NUMBER: 37-2019- 0471
STATE CLEARINGHOUSE NUMBER (If applicable) ---

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY SAN DIEGO UNIFIED PORT DISTRICT	LEAD AGENCY EMAIL ---	DATE 06/25/2019
COUNTY/STATE AGENCY OF FILING San Diego County	DOCUMENT NUMBER 2019 - 0471	
PROJECT TITLE TIDELAND USE AND OCCUPANCY PERMIT TO MARINE SPILL RESPONSE CORPORATION FOR BERTHING, PARKING, AND STORAGE AT TENTH AVENUE MARINE TERMINAL AND TUNA HARBOR.		
PROJECT APPLICANT NAME MARINE SPILL RESPONSE CORPORATION	PROJECT APPLICANT EMAIL ---	PHONE NUMBER 619-233-3948
PROJECT APPLICANT ADDRESS 702 NATIONAL COURT #1	CITY RICHMOND	STATE CA
		ZIP CODE 94803

PROJECT APPLICANT (Check appropriate box)

Local Public Agency    
  School District    
  Other Special District    
  State Agency    
 Private Entity

CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$3,271.00	\$ _____
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,354.75	\$ _____
<input type="checkbox"/> Certified Regulatory Program document (CRP)	\$1,112.00	\$ _____
<input type="checkbox"/> Exempt from fee		
<input checked="" type="checkbox"/> Notice of Exemption (attach)		
<input type="checkbox"/> CDFW No Effect Determination (attach)		
<input type="checkbox"/> Fee previously paid (attach previously issued cash receipt copy)		
<hr/>		
<input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only)	\$850.00	\$ _____
<input checked="" type="checkbox"/> County documentary handling fee		\$ 50.00
<input type="checkbox"/> Other		\$ _____

PAYMENT METHOD:

Cash    
 Credit    
 Check    
 Other

TOTAL RECEIVED     \$     50.00

SIGNATURE x	AGENCY OF FILING PRINTED NAME AND TITLE San Diego County     C.TERAN     , Deputy
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JUN 25 2019

STATE CLEARINGHOUSE

