

NOTICE OF EXEMPTION

TO: Assessor/Recorder/County Clerk
Attn: Fish and Wildlife Notices
1600 Pacific Highway, Suite 260, MS A-33
San Diego, CA 92101

FROM: County of San Diego
Department of Public Works, MS O332
Attn: Masha Landau
5510 Overland Avenue, Suite 410
San Diego, CA 92123

SUBJECT: FILING OF NOTICE OF EXEMPTION IN COMPLIANCE WITH PUBLIC RESOURCES CODE SECTION 21108 OR 21152

Project Name: McCLELLAN-PALOMAR AIRPORT – CARLSBAD LANDINGS TEMPORARY PATIO DINING LEASE (COVID-19) (DISTRICT: 2)

Project Location: McClellan-Palomar Airport in the City of Carlsbad within San Diego County, California 2210 Palomar Airport Road, Carlsbad, CA 92011

Project Applicant: County of San Diego Department of Public Works, Airports
1960 Joe Crosson Drive, MS S-119, El Cajon, CA 92020

Project Description: The allowed use of the Premises under this Permit shall include the outdoor courtyard area located at McClellan-Palomar Airport, between the restaurant and the airport terminal building at 2198 Palomar Airport Road, Carlsbad, CA 92011. Lessee is allowed to use the Premises during the term of this Lease as an outdoor dining area of the adjacent restaurant, provided that Lessee's use of the Premises, and all of its services and operations, shall be conducted in strict compliance with all mandatory restrictions implemented by the State and local governments in response to the COVID-19 pandemic. Lessee shall restrict the movement of people to the specific designated areas, comply with the directions of the Airport Manager, the Aircraft Traffic Control Tower, and Transportation and Safety Administration personnel, and shall operate in a manner that does not obstruct or limit the normal operation and use of the Airport and Airport facilities. In accordance with the issued permit(s), the authorized uses shall commence on the Effective Date, as approved by County Airports.

Agency Approving Project: County of San Diego

County Contact Person: Cameron Humphres, Director of Airports Telephone: (619) 956-4800

Date Form Completed: July 5, 2020


This is to advise that the County of San Diego Department of Public Works (County decision-making body) has approved the above described project on 7/5/2020 (date) and found the project to be exempt from the CEQA under the following criteria:

Exempt status and applicable section of the CEQA ("C") and/or State CEQA Guidelines ("G"): (check only one)

- Declared Emergency [C 21080(b)(3); G 15269(a)]
- Emergency Project [C 21080(b)(4); G 15269(b)(c)]
- Statutory Exemption. C Section:
- Categorical Exemption. G Section: 15301
- G 15182 – Residential Projects Pursuant to a Specific Plan
- G 15061(b)(1) - Activity is exempt from the CEQA because it is not a project as defined in Section 15378.
- G 15061(b)(3) - It can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment and the activity is not subject to the CEQA.

Statement of reasons why project is exempt: Section 15301 of CEQA Guidelines categorically exempts CEQA review of actions consisting of the "operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination." The proposed action includes an airport use permit, utilizing existing public airport structures and facilities. Issuance of the permit identified above will not result in expansion of uses of existing facilities. Accordingly, the proposed action is exempt from CEQA review pursuant to Section 15301 of CEQA Guidelines.

The following is to be filled in only upon formal project approval by the appropriate County of San Diego decision-making body.

Signature:  Telephone: (858) 694-3906

Name (Print): Cynthia Curtis Title: Environmental Planning Manager

This Notice of Exemption has been signed and filed by the County of San Diego.

This notice must be filed with the Recorder/County Clerk as soon as possible after project approval by the decision-making body. The Recorder/County Clerk must post this notice within 24 hours of receipt and for a period of not less than 30 days. At the termination of the posting period, the Recorder/County Clerk must return this notice to the Department address listed above along with evidence of the posting period. The originating Department must then retain the returned notice for a period of not less than nine months. Reference: CEQA Guidelines Section 15062.