

NOTICE OF EXEMPTION

(Check one or both)

TO: Recorder/County Clerk
P.O. Box 1750, MS A-33
1600 Pacific Hwy, Room 260
San Diego, CA 92101-2400

From: City of San Diego
Development Services Department
1222 First Avenue, MS 501
San Diego, CA 92101

Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

Project Name/Number: Marian Way Wireless Communication Facility/1078123

SCH No.: Not Applicable

Project Location-Specific: 5911 Marian Way, San Diego, CA 92111

Project Location-City/County: San Diego/San Diego

Description of nature and purpose of the Project:

Neighborhood Use Permit (NUP) and a Neighborhood Development Permit (NDP) for the continued operations of an existing wireless communication facility (WCF) consisting of 7 panel antennas, 4 radio remote units and a 174 square-foot equipment enclosure located on the roof top of the University of San Diego's (USD) Science and Technology Building, and an 84 square-foot equipment enclosure on grade near the light standard adjacent to the USD Paralegal Research Center. The property is located at 5911 and 5675 Marian Way on the USD Campus in the RS-1-7 zone and the FAA Part 77 Noticing Area of the Linda Vista Community Planning area, and Council District 7.

Name of Public Agency Approving Project: City of San Diego

Name of Person or Agency Carrying Out Project: Rodney Philhower, 16776 Bernardo Center Drive, Suite 203, San Diego, CA 92128 (619) 200-2260

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 Exemption: Categorically exempt from CEQA pursuant to CEQA State Guidelines, Section 15301 (Existing Facilities)
 Statutory Exemptions:
 Other:

Reasons why project is exempt: The City of San Diego conducted an environmental review and determined that the project would qualify to be categorically exempt from CEQA pursuant to Section 15301 (Existing Facilities). Section 15301 allows for the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing facilities (public or private), involving negligible or no expansion of use beyond that existing at the time of the determination. Since the project would only permit the continual operation of an existing WCF with improvements and would not expand the use the exemption was deemed appropriate. The project is located on a developed site and no environmental impacts would occur and none of the exceptions described in CEQA Guidelines Section 15300.2 apply.


Lead Agency Contact Person: Jeff Szymanski

Telephone: (619) 446-5324

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a notice of exemption been filed by the public agency approving the project? Yes No

It is hereby certified that the City of San Diego has determined the above activity to be exempt from CEQA



Signature/Title Senior Planner

January 19, 2024

Date

Check One:

- Signed By Lead Agency
- Signed by Applicant

Date Received for Filing with County Clerk or OPR:



**SAN DIEGO COUNTY CLERK
CEQA FILING COVER SHEET**

FILED
Mar 20, 2024 09:16 AM
JORDAN Z. MARKS
SAN DIEGO COUNTY CLERK
File # 2024-000217
State Receipt # 37032020240205

THIS SPACE FOR CLERK'S USE ONLY

Complete and attach this form to each CEQA Notice filed with the County Clerk

TYPE OR PRINT CLEARLY

Project Title

MARIAN WAY WIRELESS COMMUNICATION FACILITY/1078123

Check Document being Filed:

- Environmental Impact Report (EIR)
- Mitigated Negative Declaration (MND) or Negative Declaration (ND)
- Notice of Exemption (NOE)
- Other (Please fill in type):

**FILED IN THE OFFICE OF THE SAN DIEGO
COUNTY CLERK ON** March 20, 2024
Posted March 20, 2024 **Removed** _____
Returned to agency on _____
DEPUTY _____

Filing fees are due at the time a Notice of Determination/Exemption is filed with our office. For more information on filing fees and No Effect Determinations, please refer to California Code of Regulations, Title 14, section 753.5.

San Diego County



Transaction #: 7670084
Receipt #: 2024098762

JORDAN Z. MARKS

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.gov

Cashier Date: 03/20/2024
Cashier Location: SD

Print Date: 03/20/2024 9:18 am

Payment Summary

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

Payment	
CHECK PAYMENT #32938	\$50.00
Total Payments	\$50.00
Filing	
CEQA - NOE	FILE #: 2024-000217 Date: 03/20/2024 9:16AM Pages: 3
	State Receipt # 37-03/20/2024-0205
Fees: Fish & Wildlife County Administrative Fee	\$50.00
Total Fees Due:	\$50.00
Grand Total - All Documents:	\$50.00



State of California - Department of Fish and Wildlife
2024 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
 DFW 753.5a (Rev. 01/01/24) Previously DFG 753.5a

RECEIPT NUMBER: 37-03/20/2024-0205
STATE CLEARING HOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF SAN DIEGO DEVELOPMENT SERVICES DEPARTMENT	LEAD AGENCY EMAIL	DATE 03/20/2024
COUNTY/STATE AGENCY OF FILING SAN DIEGO	DOCUMENT NUMBER 37-2024-0205	
PROJECT TITLE MARIAN WAY WIRELESS COMMUNICATION FACILITY/1078123		

PROJECT APPLICANT NAME RODNEY PHILHOWER	PROJECT APPLICANT EMAIL	PHONE NUMBER 619-200-2260
PROJECT APPLICANT ADDRESS 16776 BERNARDO CENTER DRIVE, SUITE 203	CITY SAN DIEGO	STATE CA
		ZIP CODE 92128
PROJECT APPLICANT (Check appropriate box) <input type="checkbox"/> Local Public Agency <input type="checkbox"/> School District <input type="checkbox"/> Other Special District <input type="checkbox"/> State Agency <input checked="" type="checkbox"/> Private Entity		

CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$4,051.25	\$	0.00
<input type="checkbox"/> Mitigated/Negative Declaration (MND)/(ND)	\$2,916.75	\$	0.00
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,377.25	\$	0.00
<input checked="" 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	\$	0.00
<input checked="" type="checkbox"/> County documentary handling fee		\$	50.00
<input type="checkbox"/> Other		\$	0.00

PAYMENT METHOD:

<input type="checkbox"/> Cash <input type="checkbox"/> Credit <input checked="" type="checkbox"/> Check <input type="checkbox"/> Other	TOTAL RECEIVED	\$	50.00
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SIGNATURE 	AGENCY OF FILING PRINTED NAME AND TITLE San Diego County Clerk, LIZANA GUZMAN, Deputy
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Payment Reference #: CHECK #32938