

# NOTICE OF EXEMPTION

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

From: **CITY OF CARLSBAD**  
**Planning Division**  
**1635 Faraday Avenue**  
**Carlsbad, CA 92008**  
**(442) 339-2600**

**Subject:** Filing of this Notice of Exemption is in compliance with Section 21152b of the Public Resources Code (California Environmental Quality Act).

**Project Number and Title:** CUP 2023-0003 (DEV2023-0012) - DISH WIRELESS SDSAN00082C

**Project Location - Specific:** APN 214-430-27-00, 7140 Avenida Encinas

**Project Location - City:** Carlsbad

**Project Location - County:** San Diego

**Description of Project:** A minor conditional use permit to install and operate a new wireless communication facility consisting of three panel antennas, six radio heads, and associated equipment on the roof and rear of an existing commercial retail building screened from public view. Base station equipment will be pad mounted in a CMU enclosure attached to the rear of the building away from public view.

**Name of Public Agency Approving Project:** City of Carlsbad

**Name of Person or Agency Carrying Out Project:** City of Carlsbad

**Name of Applicant:** Franklin Orozco, Black Rock Consulting

**Applicant's Address:** 9895 Montegrino Court, Elk Grove, CA, 95757

**Applicant's Telephone Number:** (619) 632-2569

**Exempt Status:** (Check One)

- Ministerial (Section 21080(b)(1); 15268);
- Declared Emergency (Section 21080(b)(3); 15269(a));
- Emergency Project (Section 21080(b)(4); 15269 (b)(c));
- Categorical Exemption - State type and section number: Class 3, Section 15303, New Construction or Conversion of Small Structures
- Statutory Exemptions - State code number: \_\_\_\_\_
- Common Sense Exemption (Section 15061(b)(3))

**Reasons why project is exempt:** Categorical Exemption: Section 15303 of CEQA exemptions (Class 3) exempts the construction and location of limited numbers of new, small facilities or structures and installation of small new equipment and facilities in small structures. The project consists of the installation and operation of new, small equipment for a new wireless communication facility on an existing building.

**Lead Agency Contact Person:** Edward Valenzuela, Associate Planner **Telephone:** 442-339-2624

  
Eric Lardy, City Planner

4/8/2024

Date

Date received for filing at OPR: