



SAN DIEGO COUNTY CLERK  
CEQA FILING COVER SHEET

**FILED**  
Apr 12, 2024 09:29 AM  
JORDAN Z. MARKS  
SAN DIEGO COUNTY CLERK  
File # 2024-000301  
State Receipt # 37041220240287

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

OCEAN BEACH ESTUARY SAND FENCING PROJECT

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** April 12, 2024  
**Posted** April 12, 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.

NOTICE OF EXEMPTION

TO: X Recorder County Clerk  
P.O. Box 1750, MS-A-33  
1600 Pacific Hwy., Room 260  
San Diego, CA 92101-2422

FROM: City of San Diego  
Planning Department  
9485 Aero Drive, M.S. 413  
San Diego, CA 92123

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

PROJECT TITLE: Ocean Beach Estuary Sand Fencing Project

PROJECT LOCATION-SPECIFIC: Ocean Beach Estuary, San Diego, CA 92101. The proposed project is located in the Mission Bay Park Community Planning Area in Council District 2.

PROJECT LOCATION-CITY/COUNTY: San Diego/San Diego

DESCRIPTION OF NATURE AND PURPOSE OF THE PROJECT: Implementation of a Wildlife Conservation Board – Pacific Flyway grant to construct new sand fencing at Ocean Beach Estuary to replace the existing fence and to more effectively preserve, protect, conserve, and enhance the highly sensitive wildlife habitats (e.g., wetlands, salt marsh, and sand dunes) and wildlife (e.g. birds) found in the Ocean Beach Estuary.

Urban Corps, as a contractor under the City of San Diego Parks and Recreation Department – Developed Regional Park, Shoreline Park Division, will remove the existing fencing, replace it with new sand fencing, and extend the new sand fencing by approximately 0.95 mile (~5,000 linear feet). The extended sand fencing will occur along established pathways. The new sand fencing will not exceed five (5) acres. Urban Corps will utilize a BOBCAT to improve the holes used by the existing fencing and create new holes for the extension of the new fencing. All construction equipment will stay on already established pathways on the sand and will not trample on any vegetation. The process of installing the new fence will be methodical and will decrease any redundant paths, thereby increasing the percentage of native vegetation. The project will be supervised from start to finish by City staff. The proposed project would also include site maintenance (e.g. trash removal, weed control, and habitat restoration) during the course of the implementation.

All construction work will occur outside of the City's established avian breeding season. Urban Corps will comply with all City, state, and federal regulations, including but not limited to, the Migratory Bird Treaty Act; the San Diego Standard Drawings for Public Works Construction, the Standard Specifications for Public Works Construction (Greenbook, 2018 editions); the City of San Diego "Whitebook" supplement to the Greenbook; the San Diego Municipal Code; and the Multi-Habitat Planning Area (MHPA) Land Use Adjacency Guidelines of the City's Multiple Species Conservation Program (MSCP) Subarea Plan.

NAME OF PUBLIC AGENCY APPROVING PROJECT: City of San Diego

NAME OF PERSON OR AGENCY CARRYING OUT PROJECT: City of San Diego Parks & Recreation Department, 2125 Park Blvd., MS 30M, San Diego, CA 92101. Contact: Araceli Dominguez, Park Ranger, (619) 846-5687, [ardominguez@sandiego.gov](mailto:ardominguez@sandiego.gov).  
92101

EXEMPT STATUS: [TO BE COMPLETED BY PLANNING DEPT.]

- MINISTERIAL
- DECLARED EMERGENCY
- EMERGENCY PROJECT
- CATEGORICAL EXEMPTION: CEQA Guidelines Sections 15302 (Replacement or Reconstruction), 15303(e) (New Construction or Conversion of Small Structures), 15304 (Minor Alterations to Land), and 15333 (Small Habitat Restoration Projects)
- STATUTORY EXEMPTION

( ) COMMON SENSE EXEMPTION

**REASONS WHY PROJECT IS EXEMPT:** The City of San Diego conducted an environmental review that determined the project would not have the potential for causing a significant effect on the environment pursuant to CEQA Guidelines Section 15302 (Replacement or Reconstruction) which exempts the replacement or reconstruction of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced; Section 15303(e) (New Construction or Conversion of Small Structures) which exempts the construction and location of limited numbers of new, small facilities or structures including accessory (appurtenant) structures such as garages, carports, patios, swimming pools, and fences; and Section 15304 (Minor Alterations to Land) which consist of minor public or private alterations in the condition of land, water, and/or vegetation which do not involve removal of healthy, mature, scenic trees except for forestry or agricultural purposes. The project is also exempt from CEQA pursuant to CEQA Guidelines Section 15333 (Small Habitat Restoration Projects) which consists of projects not to exceed five acres in size to assure the maintenance, restoration, enhancement, or protection of habitat for fish, plants, or wildlife provided that: 1) there would be no significant adverse impact on endangered, rare or threatened species or their habitat pursuant to section 15065; 2) there are no hazardous materials at or around the project site that may be disturbed or removed; and 3) the project will not result in impacts that are significant when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects. The exceptions listed in CEQA Guidelines Section 15300.2 would not apply in that no cumulative impacts were identified, no significant effects on the environment were identified, the project is not adjacent to a scenic highway, no historical resources would be affected by the action, and the project was not identified on a list of hazardous waste sites pursuant to Section 65962.5 of the Government Code.

**CONTACT PERSON:** Elena Pascual, Associate Planner  
City of San Diego Planning Department  
9485 Aero Drive, MS 413, San Diego, CA 92123

**TELEPHONE:** (619) 533-5928

**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?  
(X) YES ( ) NO

IT IS HEREBY CERTIFIED THAT THE CITY OF SAN DIEGO HAS DETERMINED THE ABOVE ACTIVITY TO BE EXEMPT FROM CEQA.



Rebecca Malone, Senior Planner, Planning Department

12/4/2020

DATE

**CHECK ONE:**

- (X) SIGNED BY LEAD AGENCY      DATE RECEIVED FOR FILING WITH COUNTY CLERK OR OPR:
- ( ) SIGNED BY APPLICANT



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:<br>37-04/12/2024-0287       |
| STATE CLEARING HOUSE NUMBER (if applicable) |

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

|  |                   |                    |
|--|-------------------|--------------------|
| LEAD AGENCY<br>CITY OF SAN DIEGO PLANNING DEPARTMENT | LEAD AGENCY EMAIL | DATE<br>04/12/2024 |
|--|-------------------|--------------------|

|  |                                 |
|--|---------------------------------|
| COUNTY/STATE AGENCY OF FILING<br>SAN DIEGO | DOCUMENT NUMBER<br>37-2024-0287 |
|--|---------------------------------|

PROJECT TITLE  
OCEAN BEACH ESTUARY SAND FENCING PROJECT

|   |                         |                              |
|---|-------------------------|------------------------------|
| PROJECT APPLICANT NAME<br>CITY OF SAN DIEGO PARKS & RECREATION DEPARTMENT | PROJECT APPLICANT EMAIL | PHONE NUMBER<br>619-846-5687 |
| PROJECT APPLICANT ADDRESS<br>2125 PARK BLVD., MS 30M                      | CITY<br>SAN DIEGO       | STATE<br>CA                  |
|   |                         | ZIP CODE<br>92101            |

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)  | \$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 |

- Exempt from fee
- Notice of Exemption (attach)
- CDFW No Effect Determination (attach)
- Fee previously paid (attach previously issued cash receipt copy)

|   |          |    |       |
|---|----------|----|-------|
| <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**

- Cash     Credit     Check     Other

TOTAL RECEIVED    \$    50.00

|                |  |
|----------------|--|
| SIGNATURE<br>X | AGENCY OF FILING PRINTED NAME AND TITLE<br>San Diego County Clerk, LIZANA GUZMAN, Deputy |
|----------------|--|

Payment Reference #: AUTH:031463 || ORDER:179707433