

# NOTICE OF EXEMPTION

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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:** B-TAP Reservoir Improvements Project

**Project Location - Specific:** Bluff Court

**Project Location - City:** Carlsbad

**Project Location - County:** San Diego

**Description of Project:** Reservoir B of the Tri-Agencies' Pipeline facilities, known as the B-TAP Reservoir, is a 6-million-gallon reservoir built in 1985. The reservoir is located at the east end of Bluff Court within the Calavera Hills community. This project will construct drainage improvements to safely convey stormwater runoff away from the site, paving improvements to improve worker safety and fencing improvements for enhanced site security. The project will construct 4,990 square feet of asphalt concrete paving, 4,020 square feet of pervious asphalt concrete paving, and asphalt concrete berms to direct stormwater runoff to new stormwater catch basins and a new curb outlet. The paving improvements will improve safety for workers during and after rains and reduce sediment flowing off the site from the unpaved access road.

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

**Name of Person or Agency Carrying Out Project:** Carlsbad Municipal Water District

**Name of Applicant:** Dave Padilla, Assistant Utilities Director

**Applicant's Address:** 1635 Faraday Avenue, Carlsbad, CA 92008

**Applicant's Telephone Number:** 442-339-2600

**Name of Applicant/Identity of person undertaking the project (if different from the applicant above):**  
N/A

**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: 15302(C) – Replacement or Reconstruction
- Statutory Exemptions - State code number: \_\_\_\_\_
- Common Sense Exemption (Section 15061(b)(3))

**Reasons why project is exempt:** The California Environmental Quality Act ("CEQA"), and its implementing regulations ("CEQA Guidelines") adopted by the Secretary of the California Natural Resources Agency, list classes of projects that have been determined not to have a significant effect on the environment and as a result are exempt from further environmental review under CEQA. City staff completed a review of the project and potential environmental impacts associated with the project pursuant to CEQA and concluded

that the project qualified for an exemption pursuant to CEQA Guidelines section 15302 (Replacement and Reconstruction).

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The CEQA Guidelines include a list of classes of projects which have been determined not to have a significant effect on the environment and which shall, therefore, be exempt from the provisions of CEQA. CEQA Guidelines Section 15302 is a Class 2 exemption and consists of 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. The proposed project will not modify the capacity or purpose of the reservoir as the improvements are intended to divert stormwater and enhance site safety and security.

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**Lead Agency Contact Person:** Nicole Morrow, Assistant Planner

**Telephone:** 443-339-5438





ERIC LARDY, City Planner

Date

Date received for filing at OPR: