

# CEQA DETERMINATION OF EXEMPTION

**Subject:** This California Environmental Quality Act (CEQA) Determination of Exemption is in compliance with Carlsbad Municipal Code Section 19.04.060. An appeal to this determination must be filed in writing with the required fee within ten (10) calendar days of the City Planner's decision consistent with Carlsbad Municipal Code Section 21.54.140.

**City Planner Decision Date:** June 2, 2022

**Project Number and Title:** SDP2022-0004/CDP2022-0028 (DEV2022-0091) AQUAZONE LEGOLAND PLAY STRUCTURE

**Project Location - Specific:** 1 Legoland Drive

**Project Location - City:** Carlsbad

**Project Location - County:** San Diego

**Description of Project:** Construction of three new play structures to replace an existing theme park attraction.

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

**Name of Person or Agency Carrying Out Project:** Adam Kooienga (Hofman Planning Associates)

**Name of Applicant:** Adam Kooienga (Hofman Planning Associates)

**Applicant's Address:** 5900 Pasteur Court, Carlsbad, CA 92008

**Applicant's Telephone Number:** 760-692-4019

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

**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: \_\_\_\_\_
- Statutory Exemptions - State code number: \_\_\_\_\_
- Common Sense Exemption (Section 15061(b)(3))
- Criteria for Prior Compliance (Section 15168(c)(2))

**Reasons why project is exempt:** The project is a subsequent activity of a project for which a program EIR was prepared, which includes statements that this activity is within the scope of the program approved earlier, and that the program EIR adequately describes the activity for the purposes of CEQA [15168(c)(2) and (e)]. This project is consistent with the project/plan cited above; EIR 94-01 was certified by the City Council on January 9, 1996, in connection with the prior project or plan. The project has no new significant environmental effect not analyzed as significant in the prior EIR. None of the circumstances requiring a Subsequent EIR or a Supplemental EIR under CEQA Guidelines Sections 15162 or 15163 exist.

**Lead Agency Contact Person:** Esteban Danna

**Telephone:** 442-339-2629



DON NEU, City Planner

6-2-22

Date