

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: CUP2021-0008/ CDP2021-0031 (DEV02060) – VIGILUCCI'S SEAFOOD & STEAKHOUSE

Project Location - Specific: 3878 Carlsbad Boulevard (APN 204-253-20-00)

Project Location - City: Carlsbad **Project Location - County:** San Diego

Description of Project: The continued use and operation of an existing 4,720-square-foot restaurant with on-site valet and construction of a 1,401-square-foot permanent outdoor dining patio with off-site valet at 3780 Pio Pico Drive.

Name of Public Agency Approving Project: City of Carlsbad

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

Name of Applicant: Darren Machulsky

Applicant's Address: 3508 Woodland Way, Carlsbad, CA 92008

Applicant's Telephone Number: (609) 462-4234

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: Categorical Exemptions: Section 15332 (Infill Development Projects)
- Statutory Exemptions - State code number: _____
- Common Sense Exemption (Section 15061(b)(3))

Reasons why project is exempt: Categorical Exemption: Section 15332 of CEQA exemptions (Class 32) exempts infill development projects which are consistent with the general plan, applicable zoning designation and regulations, within city limits on sites less than 5-acres in size, on properties with no value for habitat, and which would not result in significant effects related to traffic, noise, air quality or water quality, and can be served by all required utilities and public services. The project is consistent with the General Plan, Zoning Ordinance and Local Coastal Program; the project site is within the City limits, is less than 5 acres in size, and is substantially surrounded by urban uses; there is no evidence that the site has value as habitat for endangered, rare, or threatened species; approval of the project will not result in

significant effects relating to traffic, noise, air quality, or water quality; and the site can be adequately served by all required utilities and public services.

Lead Agency Contact Person: Lauren Yzaguirre **Telephone:** 442-339-2634

Eric Lardy

9/21/23

ERIC LARDY, City Planner

Date

Date received for filing at OPR: