

# CEQA DETERMINATION OF EXEMPTION

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**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:** December 29, 2023

**Project Number and Title:** Approval to advertise for bids for three separate water and sewer projects: (1) Valley Street Water Main Replacement Project, (2) Palomar Oaks Way Sewer Replacement Project, and (3) Tyler Street Alley Sewer Replacement Project.

**Project Location - Specific:** Three separate locations: (1) along Valley Street between Magnolia Avenue and Andrea Avenue; (2) along a segment of Palomar Oaks Way, west of Paseo Del Lago and southeast of Palomar Airport Road; and (3) along Tyler Street Alleyway, north of the intersection of Tyler Street and Grand Avenue

**Project Location - City:** Carlsbad

**Project Location - County:** San Diego

**Description of Project:** This project will upgrade and replace aging utility infrastructure at three locations within the City of Carlsbad. Each location is part of a separate project that is being bundled into one bid package due to the commonality in the pipeline.

(1) Valley Street Water Main Replacement Project

This project will replace 545 linear feet of existing 8-inch diameter asbestos cement pipe water main with a new 8-inch diameter polyvinyl chloride pipe (PVC).

(2) Palomar Oaks Way Sewer Replacement Project

This project will connect two separate existing downstream and upstream sewer mains into one new 8-inch PVC 456 linear feet sewer main.

(3) Tyler Street Alley Sewer Replacement Project

This project will remove 280 linear feet of existing 8-inch clay pipe sewer mains with a new 8-inch PVC sewer main.

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

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

**Name of Applicant:** Dave Padilla, Utilities Assistant Director/District Engineer

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

**Applicant's Telephone Number:** 442-339-2356

**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: Section 15302 (c): Replacement or reconstruction of existing structures and facilities
- 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 three projects and potential environmental impacts associated with the projects pursuant to CEQA and concluded that the projects qualified for an exemption pursuant to CEQA Guidelines section 15302(c) (Replacement or Reconstruction).

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 for existing facilities and includes (c) replacement or reconstruction of existing utility systems and/or facilities involving negligible or no expansion of capacity. The three utility projects involve negligible or no expansion of capacity.

**Lead Agency Contact Person:** Izzak Mireles, Associate Planner    **Telephone:** 442-339-2693

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*12/21/23*

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Mike Strong, Assistant Director of Community Development

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Date