

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: Proclamation of a Flooding Local Emergency for Repair of a Storm Drain Pipeline

Project Location - Specific: Carlsbad Village Drive near Pontiac Drive

Project Location - City: Carlsbad

Project Location - County: San Diego

Description of Project: Carlsbad Village Drive storm drain pipeline separation caused by a failed pipeline located in the city right-of-way, which threatens to undermine a critical roadway. Immediate repairs are needed to prevent roadway failure and additional slope erosion.

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: Tom Frank, Transportation Director/City Engineer

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

Applicant's Telephone Number: 442-339-2766

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)); Section 15269(a)
- Categorical Exemption - State type and section number: Section 15301(c) Existing Facilities (Class 1)
- Statutory Exemptions - State code number
- Common Sense Exemption (Section 15061(b)(3))

Reasons why the 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 15269, which applies to actions necessary to mitigate an emergency and to repair public service facilities necessary to maintain services essential to

public health and welfare. Additionally, the project is also exempt under 15301(c), which apply to the operation, repair and/or maintenance of existing utilities involving negligible or no expansion of use.

Lead Agency Contact Person: Izzak Mireles, Associate Planner

Telephone: 442-339-2693

AMS *MIKE STRONG* *3/12/24*
Eric Lardy, City Planner *ASST. DIR. OF COMM. DEV* Date