



**Date of Notice:** October 18, 2016

# **NOTICE OF RIGHT TO APPEAL ENVIRONMENTAL DETERMINATION PLANNING DEPARTMENT**

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**PROJECT NAME/NUMBER:** Purchase and Sale Agreement – Headquarters Point, San Diego, California

**COMMUNITY PLAN AREA:** Mira Mesa

**COUNCIL DISTRICT:** 6

**LOCATION:** South of Lusk Blvd, East of I -805, CORPORATE RESEARCH PARK II LT 10 POR APN 340-090-55, San Diego, California.

**PROJECT DESCRIPTION:** PURCHASE AND SALE AGREEMENT (P&SA) between the CITY OF SAN DIEGO, a California municipal corporation, as Seller, and ARE-SD REGION NO. 42, LLC for the property also known as Headquarters Point, consisting of approximately 10.31 acres of unimproved land, together with all related Appurtenances. A portion of the HQ Property is encumbered with a City of San Diego Flat Rate Lease on file with the City Clerk Document No RR-261280 filed July 30, 1984, currently on month-to-month holdover pursuant to the July 15, 2002 letter included in the agreement.

**ENTITY CONSIDERING PROJECT APPROVAL:** City of San Diego

**ENVIRONMENTAL DETERMINATION:** Exempt from CEQA pursuant to Section 15061(b)(3) (General Rule)

**ENTITY MAKING ENVIRONMENTAL DETERMINATION:** City of San Diego Mayor-Appointed Designee

**STATEMENT SUPPORTING REASON FOR ENVIRONMENTAL DETERMINATION:** Pursuant to CEQA Section 15352(a), approval of this Purchase & Sale Agreement with ARE-SD REGION NO. 42, LLC does not constitute approval of a project. The sale of City-owned surplus property in and of itself would not result in a significant effect on the environment and therefore, the activity is exempt from CEQA pursuant to Section 15061(b)(3) under the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the

environment the activity is not subject to CEQA. This action will not foreclose review of alternatives or mitigation measures by the public as part of any future application submitted to the City for environmental review in accordance with the provisions of CEQA Section 15004 and the City's Land Development Code process.

**CITY CONTACT:** Mary Carlson, Asset Manager  
Real Estate Assets Department  
**MAILING ADDRESS:** 1200 3<sup>rd</sup> Avenue, Suite 1700, San Diego, CA 92101  
**PHONE NUMBER:** (619) 236-6081

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On October 18, 2016, the City of San Diego made the above-referenced environmental determination pursuant to the California Environmental Quality Act (CEQA). This determination is appealable to the City Council. If you have any questions about this determination, contact the City Contact listed above.

Applications to appeal CEQA determination to the City Council must be filed in the office of the City Clerk within 10 business days from the date of the posting of this Notice (**November 1, 2016**). The appeal application can be obtained from the City Clerk, 202 'C' Street, Second Floor, San Diego, CA 92101.

This information will be made available in alternative formats upon request.

**POSTED IN THE OFFICE OF DSD**  
**POSTED: 10/18/16**  
**REMOVED:**  
**POSTED: M. Herrmann**