

October 15, 2009

**Initial Scoping Comments Regarding Notice of Preparation of
a Draft Environmental Impact Report for the North
Embarcadero Port Master Plan Amendment**

Environmental Impact Report (EIR) Proceeding Logistical Issues

1. The Port of San Diego has noticed this event as a “public scoping meeting”. Does the Port staff plan to hold a subsequent formal EIR scoping public hearing? If so, please provide timely notice as to when and where this formal scoping hearing is going to be held.
2. If Port staff plans to treat this evenings event as a formal EIR scoping hearing, please indicate at what point in the meeting staff will provide the public a presentation on proposed changes to the Port Master Plan (PMP), when member of the attending public will have a chance to ask and get answer from staff on what is planned, and to make public scoping comments regarding the upcoming EIR process. Also, **please provide me with a detailed written transcript of this evenings meeting within three days**, in order to assist me in writing more detailed scoping comments before the November 2, 2009 deadline; as required by the California Environmental Quality Act (CEQA).

EIR Alternatives Scoping Comments

1. The primary alternative examined in the EIR process should be the North Embarcadero Visionary Plan (NEVP) contained and illustrated in the pre-2007 Port Master Plan previously approved by the California Coastal Commission. That plan promised an approximately 80,000 square foot oval Broadway Landing Park at the foot of Broadway, with public fountains and other amenities, leading onto an open public Broadway Pier which would be used as a public community gathering space except on rare occasions, per the pre-2007 PMP. The pre-2007 PMP calls for the reconstruction of the existing cruise ship terminal on the B St. Pier, not the Broadway Pier.
2. Should the Port choose to use some other alternative as its primary or preferred alternative, the original NEVP contained and illustrated in the pre-2007 PMP must be addressed and assessed as one of the major alternatives examined in the PMP amendment EIR process, as required by CEQA.
3. In any case, the EIR must address any changes to the Broadway Pier other than what was contained and illustrated in the pre-2007 PMP for several legally relevant reasons. There is currently a legal question of whether the de minimus PMP amendment the Coastal Commission approved in June of 2007, which set a 2 year deadline for construction to begin on a new cruise ship terminal is still in effect or has expired, since the Port District did not hold a groundbreaking ceremony for a new

cruise ship terminal until August of this year, and the fact that actual construction of the proposed terminal has not yet begun. This issue is currently in litigation and construction of any new terminal is likely going to be delayed until that litigation has been settled.

4. The EIR should examine all proposed changes to the PMP and the NEVP in context with other related development currently proposed or being planned along the North Embarcadero, including the B St. Pier, the Navy Pier, the proposed Navy Broadway Complex redevelopment project, the proposed Lane Field hotels project, and additional new projects currently being planned and designed by Port staff and its consultants to be sited on the block east of Harbor Drive between Hawthorne and Grape Streets, and on the 1220 Pacific Highway Site. As part of this EIR, the Port must provide the public with a downtown bayfront precise plan showing what is planned for each parcel controlled by the Port between Pacific Highway and the waters of San Diego Bay between Lindbergh Field and the Tenth Avenue Marine Terminal.
5. In addition to the NEVP contained and illustrated in the pre-2007 PMP, the EIR should evaluate additional alternatives for dealing with future cruise ship traffic. These alternatives should include, but not be limited to rebuilding the B St. cruise ship terminal and accommodating any overflow cruise ship traffic at the 10th Avenue Marine Terminal, or accommodating said overflow traffic along the north side of the Navy Pier, leaving Broadway Pier as open public space as illustrated in the pre-2007 PMP.

EIR Alternatives Evaluation Criteria Scoping Comments

Among other criteria, each EIR alternative should be evaluated and ranked using the following criteria in the following priority order:

1. Adherence to the original NEVP contained and illustrated in the pre-2007 PMP;
2. Compliance with California Public Tidelands Trust policies and principals;
3. Compliance with the California Coastal Act;
4. Compliance with CEQA;
5. Compliance with other relevant California state laws, including AB32, and all other state laws addressing air and water pollution, earthquake safety, and environmental review.
6. Maximizing public access and use of publicly owned downtown tidelands;
7. Preserving and maximizing public views from east of Pacific Highway to San Diego Bay;
8. Minimizing potential future damages due to earthquakes; this should include providing the public with detailed maps of existing active and inactive earthquake faults in and around the North Embarcadero and its piers;
9. Minimizing potential for air and bay water pollution;
10. Minimizing impacts of potential future terrorist attacks;
11. Identifying, minimizing and fully mitigating all potential impacts related to downtown traffic.

These initial EIR scoping meeting comments must be fully addressed in the final EIR scoping documents developed by Port staff and included in the upcoming EIR process. I reserve the right to file additional EIR scoping comments by the Port's November 2, 2009 deadline.

Thank you for this opportunity to submit these initial scoping comments in this proceeding.

A handwritten signature in black ink that reads "Don Wood". The signature is written in a cursive style with a large, sweeping "D" and "W".

Don Wood
4539 Lee Avenue
La Mesa, CA 91941
619-463-9035
dwood8@cox.net

North Embarcadero Port Master Plan Amendment Public Meeting

Date: October 15, 2009

Time: 5:00 P.M. – 7:00 P.M.

Name	Organization	Phone	email
Don Wood	BCC / C-3 / SECF	619 463 9035	dwood@cox.net
Paul Weber	S.D. County Regional Airport Auth.	619 400-2479	pwebb@san.org
Ramona Kutz	Resident	619.236.1810	ramonak@cox.net
Stan Marder	GQHF	619 269 4777	smarderm@gmail.com
Sue Andrews	S.E.A.	619 221 5947	stath200@earthlink.net
Smith	SDDug.org		president@sddug.org
Helen Johnson	SOCCD	619.825-5251	on file
Tudy Swisk	C-3	on file	on file
Irene McNash	Port	-	-
Marti Kranzberg	Partner for Livable Places/SD	619-296-3434	fun4marti@cox.net
Lianne Coombs	C-3 - NBCC	(619) 583-1269	lcoombs@nbcc.com

Comments to Port of San Diego, Public Meeting October 15, 2009.

Our concerns with the Proposed Amendments to the Port Master Plan are:

- The deletion of the promised Park at the foot of Broadway.
- Due to security requirements, the public will not have access to Broadway Pier when cruise ships are docked. The mass of passengers embarking and debarking as well as tour buses, cabs, and trucks servicing the ships will make it impossible for residents and tourists to use and enjoy the new pedestrian oriented esplanade being proposed in the North Embarcadero Visionary Plan.
- In fact, presently when cruise ships are docked, pedestrians and tourists who are walking the Bay have to be rerouted by Traffic Control employees across to the other side of Harbor Drive until they are on the other side of Broadway.

Thank you for your consideration.

Max and Ramona Kiltz
1199 Pacific Hwy. #601
San Diego, CA 92101

**North Embarcadero Port Master Plan Amendment
Environmental Impact Report Scoping Meeting
Thursday October 15, 2009 (5 – 7 p.m.)**

COMMENT FORM

Name: DON WOOD
Affiliation (if any): Self - Not Affiliated
Contact Information (email & mailing address):
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4539 LEE AVENUE
LA MESA, CA 91941

Comments:

SEE ATTACHED COMMENTS, WHICH ARE
SUBMITTED AS AN INTEGRAL PART OF THESE
MIRIAC EIR SCOPING COMMENTS.

Don Wood
10/15/09