



ATTACHMENT D

ENVIRONMENTAL IMPACT REPORT

APPENDIX B1

INITIAL STUDY

Capalina Apartments

Initial Study

EIR 23-003
GPA22-0003, R22-0003, SDP22-0007



Prepared for:

City of San Marcos
Planning Division
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Initial Study Checklist

1. Project Title:

Capalina Apartments

2. Lead Agency Name and Address:

City of San Marcos
Development Services Department, Planning Division
1 Civic Center Drive
San Marcos, CA 92069

3. Contact Person and Phone Number:

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760-744-1050 ext. 3223
sdelsolar@san-marcos.net

4. Project Location:

The approximately 2.54-acre project site is located along Capalina Road in the City of San Marcos (City), California. The project site is currently an undeveloped, vacant lot located just north of Capalina Road, south of West Mission Road, east of South Rancho Santa Fe Road, and about one block north of CA State Route 78 (SR-78) in the Business/Industrial District. The SPRINTER rail line is also located in the project vicinity. The assessor parcel number (APN) is 219-115-33. See **Figure 1** located at the end of this document. The project site is undeveloped and generally flat with elevations ranging from approximately 580 to 600 feet above mean sea level (amsl).

5. Project Sponsor's Name and Address:

Capalina SMA, LLC
179 Calle Magdalena, Suite 201
Encinitas, CA 92024

6. General Plan Designation:

The project site has a General Plan Designation of Mixed Use 3 (MU3). The project includes a General Plan Amendment request to change the designation to Mixed Use 2 (MU2).

7. Zoning Designation:

The Zoning on the project site is Mixed-Use-3 (MU-3). The project includes a Rezone request to change the zoning designation to Mixed-Use-2 (MU-2).

8. Description of Project:

The project applicant is requesting approval of a General Plan Amendment (GPA22-0003), Rezone (R22-0003), and a Site Development Plan (SDP22-0007). If approved, these entitlements would allow for the development of 119 apartment units and 4,000 square feet (s.f.) of commercial use.

Residential Development and Density Bonus

The project proposes 119 residential apartments for a proposed density of 47.4 dwelling units/acre. A minimum of 15% of the units will be affordable at the low-income level (60-80% of the Area Median Income or AMI)¹. The site plan is included as **Figure 2** at the end of this document.

The residential units will be spread across two buildings, Building A, which is an L-shaped building fronting on Capalina Road will be four stories tall and have a maximum height of approximately 56 feet. Building B, which is a rectangular shape and fronts on West Mission Road, will also be four stories tall and have a maximum height of approximately 51 feet. Overall, the project proposes 11 studio/one bath units (600 s.f.), 53 one bedroom/one bath units (ranging from 680 s.f. to 710 s.f.), 6 two bedroom/one bath units (925 s.f.), 41 two bedroom/two bath units (1,080 s.f.) and 8 three bedroom/2 bath units (1,130 s.f.). All units will be single story. Proposed materials include stucco walls, composite shingle roof material, resawn wood fascia, trim detailing and metal railing.

The project site is located within the SM-7 Mixed Use Transit Corridor as identified in the San Diego Association of Governments (SANDAG) Smart Growth Concept Map for North County. The project applicant will utilize the State Density Bonus Program and a minimum of 15% of the units will be affordable housing units, as defined under the State Density Bonus Law, California Government Code (Section 65915 – 65918) as enacted by California Assembly Bill No. 2345 (State Density Bonus). The Density Bonus Law allows for parking reductions and, in addition, the allowance of “incentives” or “concessions” from the local jurisdiction to assist with the construction and economic viability of the project.

Chapter 20.305 of the City’s Zoning Ordinance addresses the Density Bonus law and states that it is the intent of the City to encourage and facilitate development of affordable housing and to implement the goals, objectives, and policies of the City’s Housing Element.

Commercial Use

The project proposes 4,000 s.f. of commercial use. This will be on the ground-floor of Building A located along a portion of the project frontage on Capalina Road. Proposed commercial uses include a co-work space, leasing office, mail room, and a fitness/meeting room.

Open Space

A total of 34,582 s.f. of open space is proposed. There are two main categories of open space proposed for the project – common open space and private open space.

Common open space includes both indoor and outdoor common space. The outdoor common space will be 25,700 s.f. and includes 24,415 s.f. at grade (fitness area, pool, spa, outdoor “living room”, open turf area with play equipment and passive open space areas) and a 1,285 s.f. rooftop deck. Proposed common indoor space will be 1,250 s.f. and includes a fitness area/meeting room. All common open space would be for the use of future residents and would be maintained by the Homeowners Association (HOA).

¹ Area Median Income (AMI) is the midpoint of a region’s income distribution- half of the families in a region earn more than the median and half earn less than the median. This can also be looked at as the Median household income.

Private open space is associated with private patio and deck areas on the residential units and totals 7,632 s.f. Private open space ranges from 396 s.f. to 2,706 s.f. depending on the unit plan.

Other Project Components

Access and Circulation

Access to the project site will be via two unsignalized driveways on Capalina Road. Both driveways will be ungated and will be 24-foot wide. Internal vehicular movement will be via 24-foot-wide drive aisles. No vehicular access is proposed from West Mission Road. The project will provide frontage improvements on Capalina Road which will include a sidewalk which will connect to the existing sidewalk to the west. A pedestrian gate for use by residents will also be provided on the northern side of the project to connect to the existing sidewalk on West Mission Road. This will also provide easy access to the North County Transit District (NCTD) bus stop on West Mission Road adjacent to the project site.

Parking

The project proposes a total of 147 on-site parking spaces, with 142 spaces for the proposed residential use and five spaces for the commercial use. Four of the 147 parking spaces will be ADA spaces. An additional six parking spaces will be provided off-site along Capalina Road along the project frontage. Electric vehicle (EV) parking is incorporated in the project parking and includes 8 spaces with EV chargers, 15 EV capable spaces and 36 EV ready spaces. The applicant will utilize the Density Bonus parking reduction to provide a reduced number of parking spaces for the proposed residential use. The project also includes three bicycle parking spaces.

Landscape Plan

The proposed landscape plan includes a mix of trees, shrubs, grasses and groundcover and the plant selection emphasizes low and moderate water use species. Proposed tree species include Marina strawberry tree, Chinese flame tree, African sumac, Brisbane box, true green elm, crape myrtle, magnolia, Peruvian pepper tree, forest pansy eastern redbud, sweetshade, sweet pay, shrubby yew podcarpus, Carolina laurel, tipu tree, and Australian willow. The project will also comply with the City's Model Water Efficient Landscape Ordinance (WELO) and Municipal Code, Title 20.

West Mission Road Right-of-Way Dedication

The project includes a right-of-way dedication 4,135 s.f. along a portion of the northern project boundary related to a future design of West Mission Road.

Project Construction

The project is anticipated to start construction in 2025. Grading will consist of approximately 4,030 cubic yards (CY) of cut material and 12,270 CY of fill material requiring an import of approximately 8,240 CY of material. No blasting or rock crushing is proposed as part of the project.

The import and export of earth material is guided by Section 17.32.080 of the City's Municipal Code and prior to any import of soils, a haul route will be submitted for review and approval by the City Engineer. Additionally, grading and other earth moving activities are restricted to the

hours of 7:00 AM and 4:30 PM, Monday through Friday, per Section 17.32.180 of the City's Municipal Code.

Public Utilities and Services

Water and Sewer Services

The project site lies within the service area of Vallecitos Water District (VWD) for water service and sewer service. The project will connect to the existing 8-inch water main and 8-inch sewer main in Capalina Road. The project applicant is coordinating with VWD and preliminary analysis from VWD indicates that upsizing of a water line in Capalina Road and upsizing sewer lines in portions of Pacific Street, Descanso Avenue and Las Posas Road may be required to serve the project. These improvements, if required, would occur within areas that are currently paved roadways.

Site Drainage and Stormwater Management

Storm drain systems and connections would be designed to accommodate the proposed future development. Two biofiltration basins are proposed to mitigate the storm water quality for the project (BMP-A and BMP-B). BMP-A is located near the northeast corner of the site and BMP-B is located near the northwest corner of the site. The biofiltration basins will collect the storm water runoff from the building and proposed parking lots and convey the storm water through storage tanks, storm drain systems and curb and gutters to POC. Hydromodification will be required with final engineering submittals in conformance with the 2016 City of San Marcos Best Management Practices Design Manual.

Fire Protection

The project is located within the San Marcos Fire Protection District (SMFPD) boundary. The San Marcos Fire Department (SMFD) would provide fire protection for urban and wildland fires and emergency services to the project site. SMFD services San Marcos with four stations, the closest of which is Fire Station No. 1 located at 180 West Mission Road, approximately 2 miles east of the project site.

Police Protection

Police protection for the proposed project would be provided by the County of San Diego Sheriff's Department. The County Sheriff provides contract law enforcement services to the City of San Marcos through the station located at 182 Santar Place located within City limits.

Schools

The project site is within the San Marcos Unified School District (SMUSD) boundary. SMUSD is 49 square miles in size and encompasses most of the City of San Marcos and portions of the Cities of Vista, Escondido and Carlsbad, as well as unincorporated areas of the County of San Diego between these cities. Students generated by the project would attend La Mirada Academy (elementary and middle school) and San Marcos High School.

9. Surrounding Land Uses and Setting:

The project site is in a developed portion of the City. The project site is located between West Mission Road to the north and Capalina Road to the south. To the west and east of the project site are commercial uses on areas zoned MU-3. To the south, across Capalina Road is the El

Dorado Park mobile home community (zoned R-MHP). To the south and southwest of the project site are a mix of commercial uses on an area zoned B-P (Business Park). The SPRINTER rail line runs adjacent to West Mission Road and the Palomar College SPRINTER station is located 0.6 miles to the east of the project site. State Route 78 (SR-78) is located approximately 800 feet south of the project site. The project site is also located within a SANDAG Smart Growth Opportunity Area, SM-7.

10. Other Public Agencies Whose Approval is Required:

- VWD for water and sewer service

11. Have California Native American tribes traditionally or culturally affiliated with the project area requested consultation pursuant to Public Resources Code section 21080.3? If so, is there a plan for consultation that includes, for example, the determination of significance of impacts to tribal cultural resources, procedures regarding confidentiality, etc?

The City has notified the tribes in accordance with Public Resources Code Section 21074. AB52 letters were mailed on February 22, 2023 and SB18 letters were mailed on December 7, 2022. The Environmental Impact Report (EIR) will summarize the City's consultation efforts with local tribes.

ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED

The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a “Mitigated to Below a Level of Significance,” as indicated by the checklist on the following pages. Detailed responses to this checklist are provided in Section IV, Environmental Analysis.

X Aesthetics

☐ Agriculture and Forestry Resources

X Air Quality

X Biological Resources

X Cultural Resources

X Energy

X Geology and Soils

X Greenhouse Gas Emissions

☐ Hazards and Hazardous Materials

X Hydrology and Water Quality

X Land Use and Planning

☐ Mineral Resources

X Noise

X Population and Housing

X Public Services

X Recreation

X Transportation

X Tribal Cultural Resources

X Utilities and Service Systems

☐ Wildfire

X Mandatory Findings of Significance

DETERMINATION

On the basis of this initial evaluation:

- ☐ I find that the proposed project COULD NOT have a significant effect on the environment, and a NEGATIVE DECLARATION will be prepared.
- ☐ I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A MITIGATED NEGATIVE DECLARATION will be prepared.
- ☒ I find that the proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT is required.
- ☐ I find that the proposed project MAY have a “potentially significant impact” or “potentially significant unless mitigated” impact on the environment, but at least one effect: 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis as described on attached sheets. An ENVIRONMENTAL IMPACT REPORT is required, but it must analyze only the effects that remain to be addressed.
- ☐ I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier ENVIRONMENTAL IMPACT REPORT or NEGATIVE DECLARATION pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier ENVIRONMENTAL IMPACT REPORT or NEGATIVE DECLARATION, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required.

4/26/2023

Sean del Solar, Senior Planner for Chris Garcia

Date

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
I. AESTHETICS. Except as provided in Public Resources Code Section 21099, would the project:				
a) Have a substantial adverse effect on a scenic vista?			X	
b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?				X
c) In non-urbanized areas, substantially degrade the existing visual character or quality of public views of the site and its surroundings? (Public views are those that are experienced from publicly accessible vantage points). If the project is in an urbanized area, would the project conflict with the applicable zoning and other regulations governing scenic quality?	X			
d) Create a new source of substantial light or glare, which would adversely affect day or nighttime views in the area?	X			

I. AESTHETICS

a) Have a substantial adverse effect on a scenic vista?

Less Than Significant Impact. The project site is located within the Business/Industrial Neighborhood in the City. The City has a Ridgeline Protection and Management Overlay Zone to protect natural viewsheds and unique natural resources, minimize physical impacts to ridgelines, and to establish innovative sensitive architectures standards. The project site is not located in the Ridgeline Protection and Management Overlay Zone. Further, the project site does not include any primary or secondary ridgelines, as identified in Figure 4-5 of the Conservation and Open Space Element of the General Plan (San Marcos 2012). Therefore, development of the project site would not have a substantial adverse effect on a scenic vista and impacts would be less than significant. This topic will not be further analyzed in the EIR.

b) Substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a State Scenic Highway?

No Impact. The project site is located approximately 800 feet north of SR-78. A portion of SR-78 is recognized as a Scenic Highway by California Department of Transportation (Caltrans); however, that portion is not in the project vicinity. The portion identified as a Scenic Highway is approximately 50 miles east of the project site near Anza Borrego (Caltrans 2020). At a local level, SR-78 is designated by the City of San Marcos as a view corridor. The highway corridor provides view of the Merriam Mountains, Mount Whitney, and Double Peak. There are no scenic resources on the project site. The project site is undeveloped and does not support any historic buildings (Dudek 2023b). In summary, the project would not damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a State Scenic Highway. No impact would occur. This topic will not be further analyzed in the EIR.

- c) *In non-urbanized areas, substantially degrade the existing visual character or quality of public views of the site and its surrounding? (Public views are those that are experienced from publicly accessible vantage point). If the project is in an urbanized area, would the project conflict with the applicable zoning and other regulations governing scenic quality?*

Potentially Significant Impact. The project site is located in an urbanized area, per California Environmental Quality Act (CEQA) Guidelines Section 15387. The EIR will analyze whether the project will conflict with applicable zoning and other regulations governing scenic quality, including the applicable goals and policies of the General Plan relating to visual character and visual quality.

- d) *Create a new source of substantial light or glare, which would adversely affect day or nighttime views in the area?*

Potentially Significant Impact. There is currently no lighting on the project site. The project includes lighting for street lighting, wayfinding and entry point locations, common areas, and pedestrian walkways. This topic will be analyzed in the EIR.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
II. AGRICULTURE AND FORESTRY RESOURCES. In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Department of Conservation as an optional model to use in assessing impacts on agriculture and farmland. In determining whether impacts to forest resources, including timberland, are significant environmental effects, lead agencies may refer to information compiled by the California Department of Forestry and Fire Protection regarding the state's inventory of forest land, including the Forest Legacy Assessment Project and the carbon measurement methodology provided in Forest Protocols adopted by the California Air Resources Board. Would the project:				
a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?				X
b) Conflict with existing zoning for agricultural use, or a Williamson Act contract?				X
c) Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code Section 12220(g)), timberland (as defined in Public Resources Code Section 4526), or timberland zoned Timberland Production (as defined by Government Code Section 51104(g))?				X
d) Result in the loss of forest land or conversion of forest land to non-forest use?				X
e) Involve other changes in the existing environment that, due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use?				X

II. AGRICULTURE AND FORESTRY RESOURCES

- a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?*

No Impact. The project site is not mapped as Prime Farmland, Unique Farmland, or Farmland of Statewide Importance, as determined by the Farmland Mapping and Monitoring Program, as shown on Figure 4-4 (Agricultural Areas) in the San Marcos General Plan (San Marcos 2012). Therefore, the project would not result in the conversion of Prime Farmland, Unique Farmland, or Farmland of Statewide Importance. No impact is identified and this topic will not be discussed further in the EIR.

- b) Conflict with existing zoning for agricultural use, or a Williamson Act contract?*

No Impact. The project site has a General Plan designation of MU3 and a zoning designation of MU-3. The project site does not support zoning for an agricultural use. The Williamson Act, also known as the California Land Conservation Act of 1965, enables local governments to enter into contracts with private landowners for the purpose of restricting specific parcels of land to agricultural or related open space use. In return, landowners receive property tax assessments which are much lower than normal because they are based upon farming and open space uses as opposed to full market value. The project site is not located within a Williamson Act contract area. Therefore, the project would not conflict with existing zoning for agricultural use or a Williamson Act contract. No impact is identified and this topic will not be discussed further in the EIR.

- c) Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code Section 12220(g)), timberland (as defined in Public Resources Code Section 4526), or timberland zoned Timberland Production (as defined by Government Code Section 51104(g))?*

No Impact. The project site has a General Plan designation of MU3 and a zoning designation of MU-3. A General Plan Amendment and Rezone is proposed for the project to change these designations to MU2 and MU-2 respectively. The proposed project is not located in an area that is zoned for forest land, timber land or for timber production nor is it adjacent to lands that are zone forest land, timber land or for timber production. Implementation of the proposed project would not conflict with existing zoning for, or cause rezoning of, forest land, timberland, or timberland zoned timberland production. No impact is identified and this topic will not be discussed further in the EIR.

- d) Result in the loss of forest land or conversion of forest land to non-forest use?*

No Impact. The project site does not support forests, nor is there any forest land adjacent to the project site. The project site is undeveloped and supports disturbed habitat (Dudek 2023a). Therefore, the proposed project would not result in the loss of forest land or the conversion of forest land to non-forest use. No impact is identified and this topic will not be discussed further in the EIR.

- e) Involve other changes in the existing environment that, due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use?*

No Impact. The project would not result in any other changes to the existing environment that would, due to their location or nature, results in the conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use. There is no agricultural activity on the project site or in the project vicinity. No impact is identified and this topic will not be discussed further in the EIR.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
III. AIR QUALITY. Where available, the significance criteria established by the applicable air quality management or air pollution control district may be relied upon to make the following determinations. Would the project:				
a) Conflict with or obstruct implementation of the applicable air quality plan?	X			
b) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard?	X			
c) Expose sensitive receptors to substantial pollutant concentrations?	X			
d) Result in other emissions (such as those leading to odors) adversely affecting a substantial number of people?			X	

III. AIR QUALITY

a) Conflict with or obstruct implementation of the applicable air quality plan?

Potentially Significant Impact. San Diego Air Pollution Control District (SDAPCD) and SANDAG are responsible for developing and implementing the clean air plans for attainment and maintenance of the ambient air quality standards in the basin—specifically, the State Implementation Plan (SIP) and Regional Air Quality Strategy (RAQS). The project proposes a General Plan amendment and rezone to develop the project site with 119 apartments and 4,000 s.f. of commercial use which will result in an increase of operational and vehicular emission resulting in a potentially significant impact. This topic will be analyzed in the EIR.

b) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard?

Potentially Significant Impact. Construction of the proposed project would generate air pollutant emissions from dust, off-road equipment, vehicle emissions, architectural coatings, and asphalt pavement application. Following the completion of construction activities, the project would generate VOC, NOx, CO, SOx, PM10, and PM2.5 emissions from mobile sources, including vehicular traffic generated by residents of the project site; area sources, including the use of landscaping equipment and consumer products; and from architectural coatings. As such, air quality emissions associated with both construction and operation of the project could be potentially significant. An air quality report will be prepared for the project and this topic will be analyzed in the EIR.

c) Expose sensitive receptors to substantial pollutant concentrations?

Potentially Significant Impact. Sensitive receptors include residences, schools, playgrounds, childcare centers, athletic facilities, long-term healthcare facilities, rehabilitation centers, convalescent centers, and retirement homes. The project site is located across the street from the El Dorado Park mobile home community and there are also existing single-family residential uses in the project vicinity. Since the proposed project could expose sensitive receptors to substantial pollutant

concentrations, impacts are considered potentially significant. A project-specific air quality report will be prepared for the project and this topic will be analyzed in the EIR.

d) Result in other emissions such as those leading to odors affecting a substantial number of people?

Less Than Significant Impact. Odors would be generated from vehicles and/or equipment exhaust emissions during construction of the proposed project. Odors produced during construction would be attributable to concentrations of unburned hydrocarbons from tailpipes of construction equipment and architectural coatings. Such odors would disperse rapidly from the project site and generally occur at magnitudes that would not affect substantial numbers of people. Therefore, impacts associated with odors during construction would be considered less than significant.

Land uses associated with odor complaints include agricultural uses, wastewater treatment plants, food-processing plants, chemical plants, composting, refineries, landfills, dairies, and fiberglass molding. As a mixed-use project that proposes residential and commercial uses, the project would not engage in any of these activities. Moreover, typical odors generated from operation of the proposed project would primarily include vehicle exhaust generated by residents of the project site, as well as through the periodic use of landscaping or maintenance equipment. This topic will still be analyzed. Additionally, an air quality report will be prepared for the project.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
IV. BIOLOGICAL RESOURCES. Would the project:				
a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Wildlife or U.S. Fish and Wildlife Service?	X			
b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations, or by the California Department of Fish and Wildlife or U.S. Fish and Wildlife Service?				X
c) Have a substantial adverse effect on state or federally protected wetlands (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?				X
d) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?				X
e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?	X			
f) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community	X			

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
Conservation Plan, or other approved local, regional, or state habitat conservation plan?				

IV. BIOLOGICAL RESOURCES

- a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Wildlife or U.S. Fish and Wildlife Service?*

Potentially Significant Impact. Based upon the Biological Resources Letter Report prepared by Dudek (2023a), the project has the potential to impact species protected under the Migratory Bird Treaty Act (MBTA). The EIR will analyze the potential for the project to have a have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Wildlife (CDFW) or U.S. Fish and Wildlife Service (USFWS).

- b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations, or by the California Department of Fish and Wildlife or U.S. Fish and Wildlife Service?*

No Impact. Based upon the Biological Resources Letter Report prepared by Dudek (2023a), the project site does not support any riparian habitat or other sensitive natural community. The entire 2.54-acres of the site has disturbed habitat. Disturbed habitat would be categorized under Group F-Other Lands, in the County of San Diego Multiple Habitat Conservation Program (MHCP). As such, the project does not have the potential to have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations, or by the CDFW or USFWS. No impact will occur and this topic will not be further analyzed in the EIR.

- c) Have a substantial adverse effect on state or federally protected wetlands (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?*

No Impact. Based upon the Biological Resources Letter Report prepared for the project (Dudek 2023a), there are no state or federally protected wetlands on the project site. The project site is completely covered with disturbed vegetation. Development of the project would not have a substantial adverse effect on state or federally protected wetlands and no impact as identified. This topic will not be further analyzed in the EIR.

- d) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?*

No Impact. The project site is located in a developed portion of the City and is surrounded by development on all sides. Per Figure 4-2 (Wildlife Corridors and Linkages) of the Conservation and Open Space Element of the General Plan, the project site is not identified as a wildlife corridor (San

Marcos 2012). The project would not interfere with the movement of wildlife and no impact would occur. This topic will not be further analyzed in the EIR.

e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?

Potentially Significant Impact. The proposed project site occurs within the MHCP. The City of San Marcos has prepared a draft MHCP Subarea Plan but does not yet have an MHCP implementing agreement with the USFWS or CDFW. However, the City of San Marcos uses their Subarea Plan as a guide in project processing and mitigation planning. The proposed project site is not within a City of San Marcos MHCP focused planning area. The EIR will analyze the project's compliance with the City's draft MHCP subarea plan and applicable local policies and ordinances.

f) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?

Potentially Significant Impact. The City of San Marcos has prepared a draft MHCP Subarea Plan but does not yet have an MHCP implementing agreement with the USFWS or CDFW. However, the City uses their Subarea Plan as a guide in project processing and mitigation planning. The proposed project site is not within a City of San Marcos MHCP Focused Planning Area. The EIR will analyze the project's compliance with the City's draft MHCP subarea plan.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
V. CULTURAL RESOURCES. Would the project:				
a) Cause a substantial adverse change in the significance of a historical resource pursuant to §15064.5?				X
b) Cause a substantial adverse change in the significance of an archaeological resource pursuant to §15064.5?	X			
c) Disturb any human remains, including those interred outside of dedicated cemeteries?	X			

V. CULTURAL RESOURCES

a) Would the project cause a substantial adverse change in the significance of a historical resource as defined in §15064.5?

No Impact. A cultural resources report was prepared for the project by Dudek (2023b). The records search that was conducted as part of the reporting process did not identify any historical resources on the project site, nor did the pedestrian site survey reveal any historical resources. The project site does not show any evidence of past development on the site. Therefore, the project does not have the potential to cause a substantial adverse change in the significance of an historical resource as defined in Section 15064.5 of the CEQA Guidelines and no impact is identified. This topic will not be further analyzed in the EIR.

- b) Would the project cause a substantial adverse change in the significance of an archaeological resource pursuant to §15064.5?*

Potentially Significant Impact. The cultural resources report prepared for the project (Dudek 2023b) indicated a low-moderate sensitivity for identifying intact subsurface archaeological deposits during project implementation. Project construction activities, which includes grading, could have the potential to impact archaeological resources, should they be located on the project site. This represents a potentially significant impact. This topic will be analyzed in the EIR.

- c) Would the project disturb any human remains, including those interred outside of formal cemeteries?*

Potentially Significant Impact. The handling of unanticipated discovery of human remains is guided by Section 7050.5 of the California Health and Safety Code. This topic will be analyzed in the EIR.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
VI. ENERGY. Would the project:				
a) Result in potentially significant environmental impact due to wasteful, inefficient, or unnecessary consumption of energy resources during project construction or operation?	X			
b) Conflict with or obstruct a state or local plan for renewable energy or energy efficiency?	X			

VI. ENERGY

- a) Would the project result in potentially significant environmental impact due to wasteful, inefficient, or unnecessary consumption of energy resources, during project construction, or operation?*

Potentially Significant Impact. During construction, the proposed project would utilize temporary electric power for lighting and electronic equipment (such as computers inside temporary construction trailers and heating, ventilation, and air conditioning), and petroleum for construction equipment. Project operations would include the use of energy for the future residential and commercial use. This topic will be analyzed in the EIR.

- b) Would the project conflict with or obstruct a state or local plan for renewable energy or energy efficiency?*

Potentially Significant Impact. The EIR will analyze if the project would conflict with or obstruct a state or local plan for renewable energy or energy efficiency.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
VII. GEOLOGY AND SOILS. Would the project:				
a) Directly or indirectly cause potential substantial adverse effects, including the risk of loss, injury, or death involving: Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning map, issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42.			X	
b) Directly or indirectly cause potential substantial adverse effects, including the risk of loss, injury, or death involving: Strong seismic ground shaking?			X	
c) Directly or indirectly cause potential substantial adverse effects, including the risk of loss, injury, or death involving: Seismic-related ground failure, including liquefaction?			X	
d) Directly or indirectly cause potential substantial adverse effects, including the risk of loss, injury, or death involving: Landslides?			X	
e) Result in substantial soil erosion or the loss of topsoil?			X	
f) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction, or collapse?				X
g) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial risks to life or property?	X			
h) Have soils capable of adequately supporting the use of septic tanks or alternative wastewater disposal systems where sewers are not available for the disposal of wastewater?				X
i) Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?			X	

VII. GEOLOGY AND SOILS

- a) Directly or indirectly cause potential substantial adverse effects, including the risk of loss, injury, or death involving: Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning map, issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42.*

Less Than Significant Impact. The site is located in the tectonically active Southern California area and will likely experience shaking effects from earthquakes. The type and severity of seismic hazards

affecting the site are to a large degree dependent upon the distance to the causative fault, the intensity of the seismic event, and the underlying soil characteristics. Based upon the preliminary geotechnical report prepared for the project, no known active faults have been mapped at or near the project site. The nearest known active surface fault is the Newport-Inglewood-Rose Canyon fault zone which is approximately 11.5 miles west-southwest of the project site. Therefore, the potential for surface rupture on the project site is low. This topic will still be analyzed in the EIR as part of the geology and soils analysis.

b) Directly or indirectly cause potential substantial adverse effects, including the risk of loss, injury, or death involving: Strong seismic ground shaking?

Less Than Significant Impact. Because the proposed project would be located in tectonically active Southern California, the project would be required to comply with the California Building Code, including recommendations for seismic safety. Impacts would be less than significant. This topic will still be analyzed in the EIR as part of the geology and soils analysis.

c) Directly or indirectly cause potential substantial adverse effects, including the risk of loss, injury, or death involving: Seismic-related ground failure, including liquefaction?

Less Than Significant Impact. Liquefaction occurs when loose, saturated, generally fine sands and silts are subjected to strong ground shaking. The soils lose shear strength and become liquid; potentially resulting in large total and differential ground surface settlements as well as possible lateral spreading during an earthquake. Seismically induced settlement can occur in response to liquefaction of saturated loose granular soils, as well as the reorientation of soil particles during strong shaking of loose, unsaturated sands.

Based upon the geotechnical investigation for the project (Advanced Geotechnical Solutions [AGS] 2022), dependent upon the thickness of undocumented fill and the existing water table, the liquefaction potential will be evaluated for the site. The underlying sedimentary rock is not considered susceptible to liquefaction. This topic will be analyzed in the EIR as part of the geology and soils analysis.

d) Expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving: Landslides?

Less than Significant Impact. The project site is generally flat and is identified as having Zero Susceptibility for soil slippage susceptibility (landslide/liquefaction) per Figure 6-1 of the Safety Element of the City's General Plan (San Marcos 2012). This topic will be analyzed in the EIR as part of the geology and soils analysis.

e) Result in substantial soil erosion or the loss of topsoil?

Less than Significant Impact. The project site is generally flat. The project would be under the State Water Resources Control Board (SWRCB) General Construction Permit, which prohibits sediment or pollutant release from the project site and requires preparation of a Stormwater Pollution Prevention Plan (SWPPP) and implementation of best management practices (BMPs) that would incorporate erosion and sediment control measures during and after grading operations to stabilize these areas. The project would not result in substantial soil erosion or the loss of topsoil. Impacts would be less than significant. This topic will still be analyzed in the EIR as part of the geology and soils analysis.

- f) Be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction, or collapse?*

No Impact. Based upon the geotechnical report prepared for the project (AGS 2022), significant slopes are not located adjacent to the site. The shallow slope along the west side of the property line is not expected to be prone to seismically induced land sliding. Seismically induced land sliding is not considered to be a hazard at the site. This topic will not be further analyzed in the EIR.

- g) Be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial direct or indirect risks to life or property?*

Potentially Significant Impact. Based upon the soils report prepared for the project site, the surficial soils consist of undocumented artificial fill, topsoil/alluvium over middle Eocene age sedimentary rock assigned to the Santiago Formation. Based upon testing by AGS, the expansion potential is expected to be very low to medium, however, it is possible that some materials with a high expansion potential may be encountered (AGS 2022). This topic will still be analyzed in the EIR as part of the geology and soils analysis.

- h) Have soils capable of adequately supporting the use of septic tanks or alternative wastewater disposal systems where sewers are not available for the disposal of wastewater?*

No Impact. Septic tanks and alternative wastewater disposal systems are not proposed as part of the project. The project will receive wastewater service from VWD and will connect to existing sewer infrastructure in Capalina Road. Therefore, no impact is identified for this issue area and this topic will not be analyzed further in the EIR.

- i) Directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?*

Less Than Significant Impact. Regionally, the subject property lies within the Peninsular Ranges Geomorphic Province of Southern California. This province consists of a series of ranges separated by northwest trending valleys; subparallel to branches of the San Andreas Fault (California Geological Survey [CGS] 2002). The Peninsular Ranges geomorphic province is one of the largest geomorphic units in western North America, extends from the Transverse Ranges geomorphic province and the Los Angeles Basin, south to Baja California. It is bound on the west by the Pacific Ocean, on the south by the Gulf of California and on the east by the Colorado Desert Province. Peninsular Ranges are essentially a series of northwest-southeast oriented fault blocks (CGS 2002). Major fault zones and subordinate fault zones found in the Peninsular Ranges Province typically trend in a northwest-southeast direction.

According to the geotechnical study prepared for the project, the site is geologically mapped as sitting near the boundary of the Santiago Formation and undifferentiated metasedimentary and metavolcanic rock. The potential for the site to support paleontological resources will be analyzed in the EIR.

VIII. GREENHOUSE GAS EMISSIONS

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
VIII. GREENHOUSE GAS EMISSIONS. Would the project:				
a) Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?	X			
b) Conflict with any applicable plan, policy or regulation of an agency adopted for the purpose of reducing the emissions of greenhouse gases?	X			

a) Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?

Potentially Significant Impact. The City adopted a Climate Action Plan (CAP) which was developed to help reduce the City's greenhouse gas (GHG) emissions. Generally, this is achieved by demonstrating consistency with the permitted land use. The project would change the land use on the site from a mixed use (non-residential) to a mixed-use that includes residential uses. The project is requesting a General Plan Amendment to change the designation from MU-3 to MU-2. Projects that do not comply with the land use designation at the time the CAP was developed are generally considered inconsistent with the CAP. However, if buildout of the proposed land use can be demonstrated to result in fewer emissions than buildout of the existing land use designated in the General Plan, the project would be consistent with the CAP. A project-specific GHG report will be prepared for the project and will include a comparison of anticipated GHG emissions for both the MU-3 scenario and the proposed project. This topic will be analyzed in the EIR.

b) Conflict with any applicable plan, policy or regulation of an agency adopted for the purpose of reducing the emissions of greenhouse gases?

Potentially Significant Impact. Under the City's CEQA thresholds, the method for determining significance for project-level environmental documents is through the CAP Consistency Review Checklist. The EIR will assess the project's consistency with the CAP. Until then, impacts are considered potentially significant.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
IX. HAZARDS AND HAZARDOUS MATERIALS. Would the project:				
a) Create a significant hazard to the public or the environment through the routine transport, use or disposal of hazardous materials?			X	
b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?				X

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?				X
d) Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment?				X
e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard or excessive noise for people residing or working in the project area?				X
f) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?				X
g) Expose people or structures, either directly or indirectly, to a significant risk of loss, injury or death involving wildland fires?				X

IX. HAZARDS AND HAZARDOUS MATERIALS

a) Create a significant hazard to the public or the environment through the routine transport, use or disposal of hazardous materials?

Less than Significant Impact. Hazardous materials include solids, liquids, or gaseous materials that, because of their quantity, concentration, or physical, chemical, or infectious characteristics could pose a threat to human health or the environment. Hazards include the risks associated with potential explosions, fires, or release of hazardous substances in the event of an accident or natural disaster, which may cause or contribute to an increase in mortality or serious illness or pose substantial harm to human health or the environment. The proposed project would involve the transport of fuels, lubricants, and various other liquids needed for operation of construction equipment at the site on an as-needed basis by equipment service trucks. Materials hazardous to humans, wildlife, and sensitive environments, including diesel fuel, gasoline, equipment fluids, concrete, cleaning solutions and solvents, lubricant oils, adhesives, human waste, and chemical toilets, would be present during project construction. The potential exists for direct impacts to human health from accidental spills of small amounts of hazardous materials from construction equipment; however, the proposed project would be required to comply with Federal, State, and City Municipal Code restrictions which regulate and control those materials handled onsite. Compliance with these restrictions and laws would ensure that potentially significant impacts would not occur during project construction.

In addition, as a residential apartment building project with complimentary commercial uses, the only hazardous materials anticipated for transport or disposal associated with the proposed project during operation are routinely used household products such as cleaners, paint, solvents, motor oil/ automotive products, batteries, and garden maintenance products. It is anticipated that the use, handling, and disposal of these products would be addressed by household hazardous waste programs that are part

of the Integrated Waste Management Plan of the County of San Diego and other Federal, State, and City Municipal Code regulations.

In summary, the project would not create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials. Impacts would be less than significant. This topic will not be further analyzed in the EIR.

b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?

No Impact. Based upon the Phase 1 Environmental Site Assessment (Phase 1 ESA) prepared for the project, the site was vacant pastureland from prior to 1939 to approximately 1974 and was then rough graded. No development has occurred on the project site (The Phase One Group 2022). The Phase 1 ESA did not identify any recognized environmental condition, historical recognized environmental conditions, controlled recognized environmental conditions or any hazard-related environmental issues in connection with the project site. There are no existing site conditions which would result in a significant hazard to the public or the environment through reasonable foreseeable upset and accident conditions that could involve the release of hazardous materials into the environment. No impact is identified for this issue area and this topic will not be further analyzed in the EIR.

c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?

No Impact. The project site is not located within 0.25 miles of an existing or proposed school. No impact is identified and this topic will not be analyzed in the EIR.

d) Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment?

No Impact. The provisions of Government Code Section 65962.5 are commonly referred to as the Cortese List. The Cortese List is a planning document used by the state and local agencies to provide information about hazardous materials release sites. Government Code Section 65962.5 requires California Environmental Protection Agency (CalEPA) to develop an updated Cortese List annually, at minimum. California Department of Toxic Substances Control (DTSC) is responsible for a portion of the information contained in the Cortese List. Other California state and local government agencies are required to provide additional hazardous material release information for the Cortese List.

A comprehensive records and database search was conducted in conjunction with the preparation of the Phase 1. The records search was completed by Envirosite Corporation and the project site was not listed in any of the databases. The project site is not identified on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5. As described above, there were no Recognized Environmental Conditions (RECs) identified for the project site. No impact would occur and this topic will not be further analyzed in the EIR.

e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard or excessive noise for people residing or working in the project area?

No Impact. The nearest airport is the McClellan-Palomar Airport in Carlsbad, which is located approximately five miles southwest of the project site. According to Figure 6-5 of the Safety Element of the City's General Plan, the project site is located within of Review Area 2 of the airport influence

area. Review Area 2 limits the heights of structures in areas of high terrain. The project site is not an area of high terrain. The site is situated in the lower elevation areas of the City. According to the Airport Land Use Compatibility Plan (ALUCP) for the McClellan-Palomar Airport, the project site is not located within the existing or future 60 dB CNEL noise contour of the airport (San Diego County Regional Airport Authority 2011). Therefore, the project would not result in a safety hazard of excessive noise for people residing or working in the project area. No impact is identified and this topic will not be further analyzed in the EIR.

f) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?

No Impact. According to the General Plan Safety Element, the San Marcos Emergency Operations Plan (EOP) governs the operations of the City during a disaster. This plan addresses response to moderate evacuation scenarios, including the identification of evacuation points and general routes (City of San Marcos 2012). The project would not result in any changes to the transportation network which could impair implementation of or physically interfere with an adopted emergency response plan. No impact would occur and this topic will not be further analyzed in the EIR.

g) Expose people or structures, either directly or indirectly, to a significant risk of loss, injury or death involving wildland fires, including where wildlands are adjacent to urbanized areas or where residences are intermixed with wildlands?

No Impact. The project site is located in a developed part of the City and is not located where wildlands are adjacent to urbanized areas, nor does the project propose residences mixed in with wildlands. The project site is in a Local Responsibility Area with a Non-Very High Fire Hazard Severity Zone (Non-VHFHSZ) designation per California Department of Forestry and Fire Protection (CAL FIRE) San Marcos Fire Hazards Severity Zones Map (2009) and is surrounded by areas identified as Non-VHFHSZ. Further, per Figure 6-4 of the City's General Plan, the project site and surrounding area are not identified as a SMFPD Community Hazard Zone. No impact is identified for this issue area and it will not be further analyzed in the EIR.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
X.HYDROLOGY AND WATER QUALITY. Would the project:				
a) Violate any water quality standards or waste discharge requirements or otherwise substantially degrade surface or ground water quality?	X			
b) Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there the project may impede substantial groundwater management of the basin?			X	
c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river or through the addition of impervious surfaces, in a manner which would: result in substantial erosion or siltation on- or off-site?	X			
d) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river or through the	X			

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
X.HYDROLOGY AND WATER QUALITY. Would the project:				
addition of impervious surfaces, in a manner which would: substantially increase the rate or amount of surface runoff in a manner which would result in flooding on- or off-site?				
e) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river or through the addition of impervious surfaces, in a manner which would: create or contribute to runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff?	X			
f) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river or through the addition of impervious surfaces, in a manner which would: impede or redirect flood flows?	X			
g) In flood hazard, tsunami, or seiche zones, risk release of pollutants due to project inundation?				X
h) Conflict with or obstruct implementation of a water quality control plan or sustainable groundwater management plan?	X			
i) Result in significant alteration of receiving water quality during or following construction?	X			
j) Result in an increase in pollutant discharges to receiving waters? Consider water quality parameters such as temperature, dissolved oxygen, turbidity, and other typical storm water pollutants (e.g., heavy metals, pathogens, petroleum derivatives, synthetic organics, sediment, nutrients, oxygen-demanding substances, and trash).	X			
k) Be tributary to an already impaired water body as listed on the Clean Water Act Section 303(d) list? If so, can it result in an increase in any pollutant for which the water body is already impaired?	X			
l) Be tributary to environmentally sensitive areas (e.g., MSCP, RARE, Areas of Special Biological Significance, etc.)? If so, can it exacerbate already existing sensitive conditions?	X			
m) Have a potentially significant environmental impact on surface water quality, to either marine, fresh or wetland waters?	X			

X. HYDROLOGY AND WATER QUALITY

a) Violate any water quality standards or waste discharge requirements or otherwise substantially degrade surface or groundwater quality?

Potentially Significant Impact. The applicant would be required to comply with the National Pollutant Discharge Elimination System (NPDES) permit. Regionally, this is achieved by preparing and

implementing a Stormwater Quality Management Plan (SWQMP) based on the standards set forth in the 2016 Model BMP Design Manual – San Diego Region. The project will be required to comply with the City of San Marcos BMP Design Manual. The SWQMP will require implementation of water quality BMPs to ensure that water quality standards are met and that stormwater runoff from construction areas do not result in a degradation of water quality in receiving water bodies. Project impacts are potentially significant and this topic will be analyzed in the EIR.

- b) Substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that the project may impede sustainable groundwater management of the basin?*

Less Than Significant Impact. Implementation of the project would not use any groundwater. The project will be served by VWD for water service. Therefore, the project would not substantially deplete groundwater supplies. The project will increase the amount of impervious surfaces on the project site; however, the project would not interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level. Impacts are less than significant and this topic will not be further analyzed in the EIR.

- c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, through the addition of impervious surfaces, in a manner which would: result in substantial erosion or siltation on- or off-site?*

Potentially Significant Impact. The proposed project would increase the area of impervious surfaces on the project site through the construction of rooftops, driveways, parking lots, and concrete walkways within the project site, which could increase runoff flow rates or volumes, which could result in erosion or siltation on- or off-site. The project would be required to implement design feature to ensure that changes to drainage patterns do not result in substantial erosion, this could include offsite flow routing and hydromodification to meet City and regional standards. Project impacts are potentially significant and this topic will be analyzed in the EIR.

- d) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, through the addition of impervious surfaces, in a manner which would: substantially increase the rate or amount of surface runoff in a manner which would result in flooding on- or off-site?*

Potentially Significant Impact. As discussed above, the proposed project would increase the area of impervious surface on the project site, which could increase runoff flow rates or volumes, which could result in flooding on- or off-site. The project would be required to implement design feature to ensure that changes to drainage patterns do not result in a substantial increase in the rate or amount of surface runoff in a manner which would result in flooding on-or off-site. This could include offsite flow routing and hydromodification to meet City and regional standards. Project impacts are potentially significant and this topic will be analyzed in the EIR.

- e) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, through the addition of impervious surfaces, in a manner which would: create or contribute to runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff?*

Potentially Significant Impact. As discussed above, because the proposed project would increase the area of impervious surface on the project site. The project would be required to implement design feature to ensure that changes to drainage patterns do not result in a substantial increase in the rate

or amount of surface runoff which would cause runoff water to exceed the capacity of the stormwater drainage system. This could include offsite flow routing and hydromodification to meet City and regional standards. Project impacts are potentially significant and this topic will be analyzed in the EIR.

- f) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river, through the addition of impervious surfaces, in a manner which would: Impede or redirect flood flows?*

Potentially Significant Impact. As discussed above, because the proposed project would increase the area of impervious surfaces on the project site. The project will also implement a grading plan which will modify the topography of the site and could alter drainage patterns on the site. However, there are no onsite streams or rivers which would be impacted. Project impacts are potentially significant and this topic will be analyzed in the EIR.

- g) In flood hazards, tsunami or seiche zones, risk release of pollutants due to project inundation?*

No Impact. Per the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map Number 06073C0789H the project site is not located within a 100-year flood hazard area (FEMA 2012). The project site is approximately 8.5 miles inland from the Pacific Ocean and would not be subject to inundation by tsunami. Given that the project site is not located near a large standing body of water, inundation by seiche (or standing wave) is considered negligible. No impact would occur and this topic will not be further analyzed in the EIR.

- h) Conflict with or obstruct implementation of a water quality control plan or sustainable groundwater management plan?*

Potentially Significant Impact. The project site is not located in a sustainable groundwater management plan area. The project site is located within the Carlsbad Management Area Water Quality Improvement Plan (WQIP). The EIR will address the project's potential to conflict with or obstruct implementation of a water quality control plan.

- i) Result in significant alteration of receiving water quality during or following construction?*

Potentially Significant Impact. Potential construction-related impacts associated with receiving water quality would include siltation and erosion, the use of fuels for construction equipment, and the generation of trash and debris from the construction site. During project operation, potential impacts associated with receiving water quality could include runoff associated with landscaping/outside pesticide use, pest control (indoor/structural), pools/spas/other water features, fire sprinkler test water, and runoff from parking areas and sidewalks. This represents a potentially significant impact and this topic will be analyzed in the EIR.

- j) Result in an increase in pollutant discharges to receiving waters? Consider water quality parameters such as temperature, dissolved oxygen, turbidity, and other typical storm water pollutants (e.g., heavy metals, pathogens, petroleum derivatives, synthetic organics, sediment, nutrients, oxygen-demanding substances, and trash).*

Potentially Significant Impact. The project site is located in the Carlsbad hydrologic unit (904). Impaired water bodies in this watershed, as listed in the SWRCB 303(d) impaired waters list include San Marcos Creek (dichlorodiphenyldichloroethylene [DDE], phosphorus, sediment toxicity, and selenium), Lake San Marcos (ammonia as nitrogen and nutrients), Batiquitos Lagoon (total coliform) and the Pacific Ocean (total coliform). The project will generate potential water quality pollutants through construction and operations. This topic will be analyzed in the EIR.

- k) Be tributary to an already impaired water body as listed on the Clean Water Act Section 303(d) list? If so, can it result in an increase in any pollutant for which the water body is already impaired?*

Potentially Significant Impact. Impaired water bodies in the Carlsbad watershed include San Marcos Creek and Lake San Marcos. While the project will include a comprehensive water quality approach including a storm drain system, there is a potential for an impact. This topic will be analyzed in the EIR.

- l) Be tributary to environmentally sensitive areas (e.g., MSCP, RARE, Areas of Special Biological Significance, etc.)? If so, can it exacerbate already existing sensitive conditions?*

Potentially Significant Impact. The project site is located outside of the Biological Resource Conservation area for the MHCP. Runoff from the project site eventually flows to San Marcos Creek, Lake San Marcos and ultimately to Batiquitos Lagoon. This topic will be analyzed in the EIR.

- m) Have a potentially significant environmental impact on surface water quality, to either marine, fresh or wetland waters?*

Potentially Significant Impact. The project will generate pollutants both during construction and operation that could impact water quality. This topic will be analyzed in the EIR.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
XI. LAND USE AND PLANNING. Would the project:				
a) Physically divide an established community?				X
b) Cause a significant environmental impact due to a conflict with any land use plan, policy, or regulation adopted for the purpose of avoiding or mitigating and environmental effect?	X			

XI. LAND USE AND PLANNING

- a) Physically divide an established community?*

No Impact. The project site is currently undeveloped. The project proposes residential and commercial uses in an area that is already developed with similar uses, and as such, would be compatible with existing uses. The project would not physically divide an established community. The project proposes the construction of a sidewalk along the project frontage that will enhance pedestrian movement in the project area. No impact is identified for this issue area and this topic will not be analyzed in the EIR.

- b) Cause a significant environmental impact due to a conflict with any applicable land use plan, policy, or regulation adopted for the purpose of avoiding or mitigating an environmental effect?*

Potentially Significant Impact. The project proposes to change the zoning and land use on the project site from MU-3 which allows for a mix of commercial and office uses to a MU-2 designation which

allows for a mix of residential and commercial uses. The EIR will analyze if there is a potential for the project to cause a significant environmental impact due to a conflict with applicable land use plans, policies and regulations adopted for the purpose of avoiding or mitigating an environmental effect. The land use and planning section of the EIR will also include a level of service traffic analysis to address the project's consistency with the Mobility Element of the General Plan.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
XII. MINERAL RESOURCES. Would the project:				
a) Result in the loss of availability of a known mineral resource that would be a value to the region and the residents of the state?				X
b) Result in the loss of availability of a locally important mineral resource recovery site delineated on a local general plan, specific plan, or other land use plan?				X

XII. MINERAL RESOURCES

a) Result in the loss of availability of a known mineral resource that would be a value to the region and the residents of the state?

No Impact. According to the City of San Marcos General Plan Conservation & Open Space Element, the City has land classified in all four Mineral Resource Zones (MRZ) (San Marcos 2012). California does not require that local governments protect land designated as MRZ-1, MRZ-3, or MRZ-4. However, the City is responsible for recognizing lands designated as MRZ-2 and protecting these areas from premature development incompatible with mining. The lands designated as MRZ-2 include small portions between Double Peak, Mt. Whitney, and Franks Peak; and small portions in the northern Sphere of Influence within Twin Oaks Valley Neighborhood. These locations do not overlap with the proposed project site; therefore, no loss of known mineral resources would occur. No impact would occur. This topic will not be further analyzed in the EIR.

b) Result in the loss of availability of a locally important mineral resource recovery site delineated on a local general plan, specific plan, or other land use plan?

No Impact. The proposed project site is not designated as a locally important mineral resource recovery site on any local general plan, specific plan, or other land use plan (San Marcos 2012). Due to the location and the nature of the proposed project, there would be no impact to mineral resources. This topic will not be further analyzed in the EIR.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
XIII. NOISE. Would the project result in:				
a) Generation of a substantial temporary or permanent increase in ambient noise levels in the vicinity of the project in excess of standards established in the	X			

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
local general plan or noise ordinance, or applicable standards of other agencies?				
b) Generation of excessive groundborne vibration or groundborne noise levels?	X			
c) For a project located within the vicinity of a private airstrip or an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?				X

XIII. NOISE

- a) Generation of a substantial temporary or permanent increase in ambient noise levels in the vicinity of the project in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?*

Potentially Significant Impact. Construction of the proposed project would result in temporary increases in noise due to the use of construction equipment for grading and site preparation, paving and also building construction. During operations, the proposed project would generate noise through introduction of traffic on site and in the project vicinity, and an increase on stationary source noise, such as increased human presence on-site. As such, impacts are considered potentially significant. A project-specific noise report will be prepared for the project and this topic will be analyzed in the EIR.

- b) Generation of excessive groundborne vibration or groundborne noise levels?*

Potentially Significant Impact. While no blasting or rock crushing is proposed as part of the project, construction activities could result in the generation of groundborne vibration or noise levels. Additionally, the Noise Element of the General Plan identifies the SPRINTER rail line as a noise source which may impact the project. Impacts are considered potentially significant. This topic will be analyzed in the EIR.

- c) For a project located within an airport land use plan within the vicinity of a private airstrip or an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?*

No Impact. The proposed project is not located within the vicinity of a private airstrip. The public airport closest to the project site is the McClellan-Palomar Airport, located approximately 5 miles to the southwest. According to the ALUCP for the McClellan-Palomar Airport, the project site is not located within the existing or future 60 dB CNEL noise contour of the airport (San Diego County Regional Airport Authority 2011). Therefore, people residing or working in the project area would not be exposed to substantial airport noise. This topic will not be analyzed in the EIR.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
XIV. POPULATION AND HOUSING. Would the project:				
a) Induce substantial unplanned population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?	X			
b) Displace substantial numbers of existing people or housing, necessitating the construction of replacement housing elsewhere?				X

XIV. POPULATION AND HOUSING

- a) Induce substantial unplanned population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?*

Potentially Significant Impact. The project site is currently zoned MU-3, which allows for a mix of commercial and office uses on the project site. The project is proposing a General Plan Amendment and rezone to change the site to MU-2, which allows for a mix of residential and commercial uses. The EIR will analyze the potential for induced substantial unplanned population growth due to the project.

- b) Would the project displace substantial numbers of existing people or housing, necessitating the construction of replacement housing elsewhere?*

No Impact. There is no existing housing on the project site. Therefore, the project will not remove existing housing. The project proposes 119 apartments which would add to the housing stock in the City. No impact is identified for this issue area and this topic will not be further analyzed in the EIR.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
XV. PUBLIC SERVICES. Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, or need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:				
a) Fire protection?	X			
b) Police protection?	X			
c) Schools?	X			
d) Parks?			X	
e) Other public facilities?	X			

XV. PUBLIC SERVICES

Would the project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, or need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:

a) Fire protection?

Potentially Significant Impact. The project site would be served by the SMFD. Implementation of the proposed project would increase demand on fire protection and emergency response services due to the construction of 119 residential units and commercial uses on the project site. This could result in a significant increase in demand on fire protection services and result in a potentially significant impact. The project will be required to annex into a Community Facilities District for fire and paramedic service. This topic will be analyzed in the EIR.

b) Police protection?

Potentially Significant Impact. The project site would be served by the San Marcos Sheriff's Department for police protection services. Implementation of the proposed project would increase demand on police protection services due to the construction of 119 apartments and commercial uses. This could result in a significant increase in demand on police protection services and result in a potentially significant impact. The project will be required to annex into a Community Facilities District for Police service. This topic will be analyzed in the EIR.

c) Schools?

Potentially Significant Impact. The project site is located within the service boundary of the SMUSD and is within the current attendance boundaries of La Mirada Academy (elementary and middle school) and San Marcos High School. As part of the EIR preparation, SMUSD will be contacted to confirm the schools that would serve the project and the ability of SMUSD to house the students at these schools. The project will also be required to pay applicable school fees to SMUSD prior to the issuance of building permits. This topic will be analyzed in the EIR.

d) Parks?

Less Than Significant. The project includes residential uses which can result in an increase in demand on neighborhood and regional parks. The closest parks to the project site are Innovation Park and Valley View Park. The project design incorporates common open space including indoor and outdoor recreational amenities. Additionally, as a regulatory compliance measures, the project will pay Public Facility Fees (PFF), a portion of which goes toward funding City-wide park and recreation facilities. Impacts would be less than significant. This topic will still be analyzed in the EIR.

e) Other public facilities?

Potentially Significant Impact. The EIR will analyze if the project has the potential to impact any other public facilities.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
XVI. RECREATION.				
a) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities, such that substantial physical deterioration of the facility would occur or be accelerated?			X	
b) Does the project include recreational facilities or require the construction or expansion of recreational facilities, which might have an adverse physical effect on the environment?			X	

XVI. RECREATION

a) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities, such that substantial physical deterioration of the facility would occur or be accelerated?

b) Does the project include any recreational facilities or require the construction or expansion of recreation facilities which might have an adverse physical effect on the environment?

Less Than Significant Impact. The project proposes residential uses which can result in an increase in demand on neighborhood and regional parks. The closest parks to the project site are Innovation Park and Valley View Park. The project design incorporates common open space including indoor and outdoor recreational amenities. Additionally, the project will pay PFF, a portion of which goes toward funding City-wide park and recreation facilities. Impacts would be less than significant. These topic swill still be analyzed in the EIR.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
XVII. TRANSPORTATION. Would the project:				
a) Conflict with a program, plan, ordinance, or policy addressing the circulation system, including transit, roadway, bicycle, and pedestrian facilities?	X			
b) Would the project conflict or be inconsistent with CEQA Guidelines section 15064.3 subdivision (b)?	X			
c) Substantially increase hazards due to a geometric design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?			X	
d) Result in inadequate emergency access?			X	

XVII. TRANSPORTATION

- a) Conflict with a program plan, ordinance or policy addressing the circulation system, including transit, roadway, bicycle, and pedestrian facilities?*

Potentially Significant Impact. Construction of the proposed project would result in trips associated with construction workers and supply and materials deliveries to the site. During operations, the proposed project would generate traffic potentially impacting the existing roadway network through the development of 119 apartments and commercial uses. Project-generated traffic would also result in an increase in vehicle miles traveled (VMT) and will therefore need to be analyzed for consistency with State and local guidance. Impacts are considered potentially significant. A project-specific VMT analysis and a local transportation analysis (LTA) will be prepared for the project and this topic will be analyzed in the EIR.

- b) Would the project conflict or be inconsistent with CEQA Guidelines Section 15064.3, subdivision (b)?*

Potentially Significant Impact. CEQA Guidelines section 15064.3 establishes VMT as the most appropriate measure of transportation impacts, shifting away from the level of service analysis that evaluated a project's impacts on traffic conditions on nearby roadways and intersections. Implementation of the proposed project would contribute traffic to the existing roadway network and increase VMT. As such, impacts are considered potentially significant. A project-specific VMT analysis will be prepared and this topic will be analyzed in the EIR.

- c) Substantially increase hazards due to a geometric design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?*

Less Than Significant Impact. All roadways, including off-site improvements, constructed in association with the proposed project, would be subject to existing City design standards and safety specifications for roadways. This topic will still be analyzed in the EIR.

- d) Result in inadequate emergency access?*

Less Than Significant Impact. The California Fire Code, along with the SMFD, administers the rules and regulations on fire access design. The proposed project must present a design which affords fire and emergency responders suitable fire access roads in terms of dimensions and surfaces (Chapter 5, § 503.1 through 503.4 of the California Fire Code). The project proposes two entrances from Capalina Road. This topic will be analyzed in the EIR.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
XVIII. TRIBAL CULTURAL RESOURCES. Would the project cause a substantial adverse change in the significance of a tribal cultural resource, defined in Public Resources Code section 21074 as either a site, feature, place, cultural landscape that is geographically defined in terms of the size and scope of the landscape, sacred place, or object with cultural value to a California Native American tribe, and that is:				
a) Listed or eligible for listing in the California Register of Historical Resources, or in a local register of historical resources as defined in Public Resources Code section 5020.1(k)?	X			

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
b) A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of Public Resources Code section 5024.1. In applying the criteria set forth in subdivision (c) of Public Resources Code section 5024.1, the lead agency shall consider the significance of the resource to a California Native American tribe.	X			

XVIII. TRIBAL CULTURAL RESOURCES

- a) *Would the project cause a substantial adverse change in the significance of a tribal cultural resource, defined in Public Resources Code section 21074 as either a site, feature, place, cultural landscape that is geographically defined in terms of the size and scope of the landscape, sacred place, or object with cultural value to a California Native American tribe, and that is: Listed or eligible for listing in the California Register of Historical Resources, or in a local register of historical resources as defined in Public Resources Code section 5020.1(k)?*

Potentially Significant Impact. City has notified local Tribes in accordance with Public Resources Code section 21074. AB52 letters were mailed on February 22, 2023. Tribal consultation input will be considered throughout the environmental document preparation process. This topic will be analyzed in the EIR.

- b) *Would the project cause a substantial adverse change in the significance of a tribal cultural resource, defined in Public Resources Code section 21074 as either a site, feature, place, cultural landscape that is geographically defined in terms of the size and scope of the landscape, sacred place, or object with cultural value to a California Native American tribe, and that is: A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of Public Resources Code section 5024.1. In applying the criteria set forth in subdivision (c) of Public Resources Code section 5024.1, the lead agency shall consider the significance of the resource to a California Native American tribe.*

Potentially Significant Impact. As discussed above, the City has notified local Tribes in accordance with Public Resources Code section 21074. Tribal consultation input will be considered throughout the environmental document preparation process. This topic will be analyzed in the EIR.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
XIX. UTILITIES AND SERVICE SYSTEMS. Would the project:				
a) Require or result in relocation or the construction of new or expanded water, wastewater treatment facilities, or stormwater drainage, electric power,	X			

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
natural gas, or telecommunications facilities, the construction or relocation of which could cause significant environmental effects?				
b) Have sufficient water supplies available to serve the project and reasonably foreseeable future development during normal, dry, and multiple dry years?	X			
c) Result in a determination by the wastewater treatment provider, which serves or may serve the project, that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?	X			
d) Generate solid waste in excess of State or local standards or in excess of the capacity of local infrastructure, or otherwise impair the attainment of solid waste reduction goals?	X			
e) Comply with federal, state, and local management and reduction statutes and regulations related to solid waste?	X			

XIX. UTILITIES AND SERVICE SYSTEMS

- a) Require or result in the construction of new or expanded water, wastewater treatment or storm water drainage, electric power, natural gas, or telecommunications facilities, the construction of which could cause significant environmental effects?*

Potentially Significant Impact. The proposed project will result in an increase in demand for water, wastewater, energy and telecommunication services. The project site is within the service area of VWD for water and wastewater service, San Diego Gas & Electric (SDG&E) for natural gas and electricity service and Cox Communications for telephone and cable service. Stormwater drainage and detention onsite would be the responsibility of the project applicant and stormwater flows would eventually enter City of San Marcos stormwater infrastructure. The project will result in an increase in demand of utility resources an infrastructure. This represents a potentially significant impact and this topic will be analyzed in the EIR.

- b) Have sufficient water supplies available to serve the project and reasonably foreseeable future development during normal, dry, and multiple dry years?*

Potentially Significant Impact. Water service for potable residential use and fire service would be provided by VWD. Development of the project site with 119 apartments and commercial uses will result in an increase in demand of water supply. This represents a potentially significant impact. This topic will be analyzed in the EIR.

- c) *Result in a determination by the wastewater treatment provider, which serves or may serve the project, that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?*

Potentially Significant Impact. The project site is within the service area of VWD for wastewater service. Development of the project site with 119 apartments and commercial uses will result in an increase in demand for wastewater treatment to serve the future residences. This could result in a potentially significant impact. A sewer study will be prepared by VWD for the project, which will include an analysis of wastewater treatment capacity. This topic will be analyzed in the EIR.

- d) *Generate solid waste in excess of State or local standards, or in excess of the capacity of local infrastructure, or otherwise impair the attainment of solid waste reduction goals?*

Potentially Significant Impact. Construction of the proposed project would result in the generation of solid waste such as scrap lumber, concrete, residual wastes, packing materials, and plastics. Operation of the proposed project would result generate solid waste from future residences and businesses. As such, impacts are considered potentially significant. This topic will be analyzed in the EIR.

- e) *Comply with federal, state, and local management and reduction statutes and regulations related to solid waste?*

Potentially Significant Impact. As discussed above, the proposed project would result in the generation of solid waste during construction and operations. As such, impacts are considered potentially significant. This topic will be analyzed in the EIR.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
XX. WILDFIRE. If located in or near state responsibility areas or lands classified as very high fire hazard severity zone, would the project:				
a) Substantially impair an adopted emergency response plan or emergency evacuation plan?				X
b) Due to slope, prevailing wind, and other factors, exacerbate wildlife risk, and thereby expose project occupants to, pollutant concentrations from a wildlife or the uncontrolled spread of wildlife?				X
c) Require the installation or maintenance of associated infrastructure (such as roads, fuel breaks, emergency water sources, power lines or other utilities) that may exacerbate fire risk or that may result in the temporary or ongoing impacts to the environment?				X
d) Expose people or structures to significant risk, including downslope or downstream flooding or landslide, as a result of runoff, post-fire slope instability, or drainage changes?				X

XX. WILDFIRE

a) *If located in or near state responsibility areas or lands classified as very high fire hazard severity zone, would the project:*

- *Substantially impair an adopted emergency response plan or emergency evacuation plan?*
- *Due to slope, prevailing winds, and other factors, exacerbate wildlife risks, and thereby expose project occupants to, pollutant concentrations from a wildfire or the uncontrolled spread of a wildfire?*
- *Require the installation of maintenance of associated infrastructure (such as roads, fuel breaks, emergency water sources, power lines or other utilities) that may exacerbate fire risk or that may result in temporary or ongoing impacts to the environment?*
- *Expose people or structure to significant risks, including downslope or downstream flooding or landslides, as a result of runoff, post-fire slope instability, or drainage changes?*

No Impact. The project site is located in a Local Responsibility Area with a Non-VHFHSZ designation per CALFIRE's San Marcos Fire Hazards Severity Zones Map (2009) and is surrounded by areas identified a Non-VHFHSZ. Further, per Figure 6-4 of the City's General Plan, the project site and surrounding area are not identified as a SMFPD Community Hazard Zone. No impact is identified for this issue area and it will not be further analyzed in the EIR.

	Potentially Significant Impact	Less Than Significant With Mitigation Incorporated	Less Than Significant Impact	No Impact
XXI. MANDATORY FINDINGS OF SIGNIFICANCE.				
a) Does the project have the potential to substantially degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, substantially reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?	X			
b) Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects.)	X			
c) Does the project have environmental effects, which will cause substantial adverse effects on human beings, either directly or indirectly?	X			

XXI. MANDATORY FINDINGS OF SIGNIFICANCE

- a) *Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?*

Potentially Significant Impact. The project has the potential to impact bird species protected under the MBTA and also has the potential to impact unidentified archaeological resources during project grading. These topics will be analyzed in the EIR.

- b) *Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects.)*

Potentially Significant Impact. Cumulative Impacts are considered potentially significant and will be analyzed in the EIR.

- c) *Does the project have environmental effects, which will cause substantial adverse effects on human beings, either directly or indirectly?*

Potentially Significant Impact. As evaluated throughout this document, the proposed project could result in impacts to Air Quality, Cultural Resources, Energy, Geology and Soils, Greenhouse Gases, Hydrology and Water Quality, Land Use and Planning, Noise, Population and Housing, Public Services, Recreation, Transportation, Tribal Cultural Resources, and Utilities and Service Systems. Impacts are considered potentially significant. These topics will be analyzed in the EIR.

PREPARERS

This section identifies those persons who prepared or contributed to preparation of this document. This section is prepared in accordance with Section 15129 of the CEQA Guidelines.

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Figure 1. Project Location and Vicinity

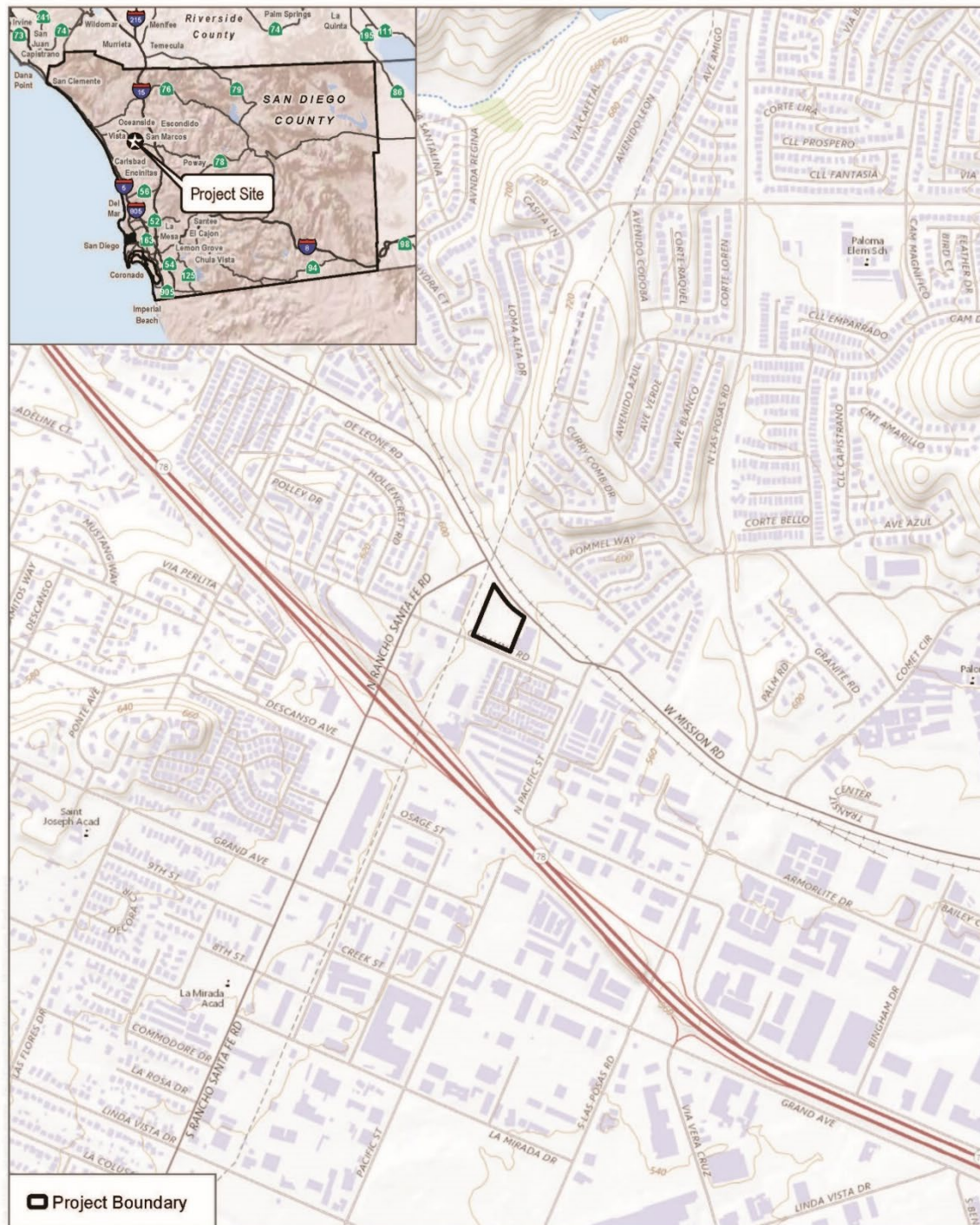


Figure 2. Site Plan

