

# Hugh Nguyen Clerk - Recorder

# Orange County Clerk-Recorder's Office 12 Civic Center Plaza, Room 106, P.O. Box 238, Santa Ana, CA 92702 web: www.oc.ca.gov/recorder/ PHONE (714) 834-2500 FAX (714) 834-5284

CITY OF NEWPORT BEACH
3300 NEWPORT BEWPORT BEACH
NEWPORT BEACH, CA 92685

OF WEWPORD DELICE

### Office of the Orange County Clerk-Recorder **Memorandum**

SUBJECT: NOTICE OF DETERMINATION - NEG. DEC.

The attached notice was received, filed and a copy was posted on 10/03/2014

It remained posted for 30 (thirty) days.

Hugh Nguyen Clerk - Recorder In and for the County of Orange

By: DIAZ, PRISCILLA

Deputy

#### Public Resource Code 21092.3

The notice required pursuant to Sections 21080.4 and 21092 for an environmental impact report shall be posted in the office of the County Clerk of each county \*\*\* in which the project will be located and shall remain posted for a period of 30 days. The notice required pursuant to Section 21092 for a negative declaration shall be so posted for a period of 20 days, unless otherwise required by law to be posted for 30 days. The County Clerk shall post notices within 24 hors of receipt.

#### Public Resource Code 21152

All notices filed pursuant to this section shall be available for public inspection, and shall be posted \*\*\* within 24 hours of receipt in the office of the County Clerk. Each notice shall remain posted for a period of 30 days.

\*\*\* Thereafter, the clerk shall return the notice to the local <u>lead</u> agency \*\*\* within a notation of the period it was posted. The local <u>lead</u> agency shall retain the notice for not less than nine months.

Additions or changes by underline; deletions by \*\*\*

PAZO12-103



# CITY OF NEWPORT BEACH 3300 Newport Boulevard P.O. Box 1768 Newport Beach, CA 92658-8915 (949) 644-3200

# **NOTICE OF DETERMINATION**

To:	Office of Planning and Research P.O. BOX 3044 Sacramento, CA 95812-3044	From/Lead Agency: City of Newport Beach Planning Division 100 Civic Center Drive Newport Beach, CA 92660
X	County Clerk, County of Orange Public Services Division Santa Ana, CA 92702	Date received for filing at OPR/County Clerk:

Subject: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public

Project Name: POSTED	Balboa Marina West	Project Applicants:	City of Newport Beach 100 Civic Center Drive Newport Beach, CA 92660 Contact: Patrick Alford
OCT 0 3 2014  HUGH NGUYEN, CLERK-RECORDER  BY:	The section of the se	Project-done in conjunction with:	lrvine Company 550 Newport Center Drive Newport Beach, CA 92660 Contact: Dan Miller (949) 720-2609

2014081044

Patrick Alford, Planning Program Manager

(949) 644-3235

**Project Location** (include county): City of Newport Beach, Orange County, CA, located south of East Coast Highway between the Coast Highway Bridge and Bayside Drive and east of the Lower Newport Bay channel. The Project site consists of 4.4 acres, of which 0.87 acres is comprised of water surface and 3.5 acres is comprised of land. The water-side portion of the site is located in the northern portion of Lower Newport Bay.

Project Description: The Project Applicants propose to reconfigure the arrangement of uses on the Project site to establish a new public boat dock in an area of Newport Harbor that currently lacks a public dock, and to improve the private Balboa Marina including its water-side and land-side areas. The new public boat dock would include a gangway and approximately 12 public boat slips including eight (8) new boat slips and four (4) boat slips that would be relocated to the public dock from the existing private Balboa Marina. In the private Balboa Marina, 24 private boat slips accommodating a range of vessel sizes and a new gangway are proposed to be added. In the land-side area of the marina, the Project proposes to demolish the existing Balboa Marina parking lot and a 1,200 SF building located at 201 East Coast Highway. In their place, a reconfigured parking lot and a maximum 19,400 SF marine commercial building with tuck-under parking would be constructed. The building is anticipated to house a restaurant with outdoor patio, marina restrooms, and an office to accommodate the yacht brokerage business displaced from the existing building that would be demolished.

OCT 0 3 2014

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HUGH NGUYEN, CLERK-RECORDER

DEPUTY

Recorded in Official Records, Orange County Hugh Nguyen, Clerk-Recorder



201485000914 2:33 pm 10/03/14

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This is to advise that the <b>City of Newport Beach</b> has adopted Resolution No. 1958 approving ND 2013-002 for the above described project on October 2, 2014 and has made the following determinations regarding the above described project:						
1. 2. 3. 4. 5. 6. 7.	The City is the [☒ Lead Agency ☐ Responsible Agency ☐ The project [☐ will ☒ will not] have a significant effer ☐ An Environmental Impact Report was prepared for the impact A Negative Declaration was prepared for this promiting the impact is a Negative Declaration was prepared for this promiting the impact is a Negative Declaration was prepared for this promiting the impact is a Negative Declaration was prepared for this promiting the impact is a Negative Declaration was prepared for this promiting the impact is a Negative Declaration was prepared for the promiting the impact is a Negative Declaration was prepared for the promiting the impact is a Negative Declaration was prepared for the promiting the impact is a Negative Declaration was prepared for the promiting the impact is a Negative Declaration was prepared for the promiting the impact is a Negative Declaration was prepared for the promiting Declaration was prepared for this promiting the impact is a Negative Declaration was prepared for this promiting Declaration was prepared for the promiting Declaration was pre	ect on the environment.  this project pursuant to the provisions of CEQA.  roject pursuant to the provisions of CEQA.  condition of the approval of the project.  adopted for this project.				
The Mitigated Negative Declaration and record of project approval is available for review at the City of Newport Beach Planning Division located at 100 Civic Center Drive Newport Beach, CA 92660  October 3, 2014						
	Patrick Alford, Planning Program Manager	October 3, 2014  Date				

POSTED

OCT 03 2014

HUGH NGUYEN, CLERK-RECORDER

BY: DEPUTY

OCT 0 3 2014

HUGH NGUYEN, CLERK-RECORDER

DEPUTY

CALIFORNIA State of California - Department of Fish and Wildlife		
2014 ENVIRONMENTAL FILING FEE CASH RECEIPT DFW 753.5a (Rev. 09/13)	RECEIPT#	452431
	STATE CLE	ARING HOUSE # (If applicable)
SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY	2014	081094
LEADAGENCY = 100 C 1 1 00 C 1 1 00 C 1		DATE
CHUOT NEWPORT BEACK		10-3-14
COUNTY/STATE AGENCY OF FILING CLERK RECOVELER		201485000914
Balboa Marina West		•
PROJECTAPPLICANTNAME PROJECT SPOR W/TVILVE COMOC	MI	PHONE NUMBER 2235
PROJECTAPPLICANTADDRESS   CITY	STATE	ZIP CODE
100 Civic Center Dr. Newport Beach	Ca	92660
PROJECT APPLICANT (Check appropriate box):    Description	Ctata Assass	D B
CHECK APPLICABLE FEES:	State Agend	y Private Entity
Environmental Impact Report (EIR)	\$3,029.75	¢.
Mitigated/Negative Declaration (MND)(ND)	\$2,181.25	\$ 7181 25
Application Fee Water Diversion (State Water Resources Control Board only)	\$850.00	\$
Projects Subject to Certified Regulatory Programs (CRP)	\$1,030.25	\$
☐ County Administrative Fee	\$50.00	\$
Project that is exempt from fees	400.00	*
☐ Notice of Exemption (attach)		
CDFW No Effect Determination (attach)		
Other		\$
PAYMENT METHOD:		219/25
	RECEIVED	\$ 4101.20
SIGNATURE) TITL	E	
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WHITE-PROJECT APPLICANT YELLOW-CDF WASB PINK-LEAD AGENCY G	OLDEN ROD - C	OUNTY CLERK