



Hugh Nguyen

Orange County Clerk - Recorder

P.O. Box 238 Santa Ana, CA 92702

12 Civic Center Plaza, Room 106 Santa Ana, CA 92701

Phone: (714) 834-2500

www.ocrecorder.com

CITY OF NEWPORT BEACH

100 CIVIC CENTER DR PO BOX 1768

NEWPORT BEACH, CA 92658-8915

Office of the Orange County Clerk-Recorder
Memorandum

SUBJECT: NOTICE OF EXEMPTION

The attached notice was received, filed and a copy was posted on 03/01/2017

It remained posted for 30 (thirty) days.

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

By: Rose M. Solorio 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 hours 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 lead agency *** within a notation of the period it was posted. The local lead agency shall retain the notice for not less than nine months.

Additions or changes by underline; deletions by ***



* \$ R 0 0 0 9 0 9 8 6 5 6 \$ *

201785000182 12:31 pm 03/01/17

230 SC4 Z01

0.00 50.00 0.00 0.00 0.00 0.00 0.00 0.00

FILED

MAR 01 2017

HUGH NGUYEN, CLERK-RECORDER

BY: [Signature] DEPUTY

Notice of Exemption

To: County Clerk County of Orange Public Services Division Santa Ana, CA 92702	From: City of Newport Planning Division 100 Civic Center Drive P.O. Box 1768 Newport Beach, CA 92658-8915 (949) 644-3200
---	---



Project Title: Fleming's Minor Use Permit No. UP2016-035 (PA2016-138)

Project Applicant: Irvine Company Retail Properties, Attn: Brandon Mucha, 111 Innovation, Irvine, CA 92617 (949) 720-3198.

Project Location - Specific: 455 Newport Center Drive, Fashion Island Regional Shopping Center, North Newport Center Planned Community

Project Location - City: Newport Beach **Project Location - County:** Orange

Description of Nature, Purpose and Beneficiaries of Project: Expansion of the existing outdoor patio by constructing a covered outdoor patio in an existing turf area, re-model of the existing front façade and entry; replacement of the existing floor, wall, and ceiling finishes in public areas; replacement of the existing millwork, bar equipment, windows, and lighting fixtures in public areas; minor use permit for alcohol sales and amendment to the operating hours for indoor and outdoor dining to 11 am-10 pm (Sun-Thur) and 11 am-11 pm (Fri-Sat) for Fleming's Prime Steakhouse.

Name of Public Agency Approving Project: City of Newport Beach

Name of Person or Agency Carrying out Project: Irvine Company Retail Properties, Brandon Mucha

Exempt Status: (check one):

- Ministerial (Sec. 21080(b)(1); 15268);
- Declared Emergency (Sec. 21080(b)(3); 15269(a));
- Emergency Project (Sec. 21080(b)(4); 15269(b)(c));
- Categorical Exemption. State type and section number:** Sec. 15301, Class 1 - Existing Facilities
- Statutory Exemptions. State code number:** _____

111 Innovation
Irvine, CA 92617

POSTED

MAR 01 2017

ORANGE COUNTY CLERK-RECORDER DEPARTMENT
BY: [Signature] DEPUTY

Reasons why project is exempt: Sec. 15301, Class 1 (Existing Facilities) allows additions that do not increase the floor area more than 50% or 2,500 square feet. No increase in building floor area is proposed. Construction is limited to the expansion of the existing outdoor patio by 1,439 square feet and the re-model of the existing public areas consisting of the front façade and entry, and the replacement of the existing floor, wall, and ceiling finishes, and the replacement of the millwork, bar equipment, windows, and lighting fixtures.

Lead Agency

Contact Person: Ben Zdeba

Area Code/Telephone/Extension: (949) 644-3253

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project? Yes No

Signature: [Signature] **Date:** 02/28/17 **Title:** Associate Planner

- Signed by Lead Agency
- Signed by Applicant

30-2017-017#



Newport
Beach
GIS



0 417
Feet

FILE 883

Disclaimer: Every reasonable effort has been made to assure the accuracy of the data provided, however, The City of Newport Beach and its employees and agents disclaim any and all responsibility from or relating to any results obtained in its use.

Imagery: 2009-2013 photos provided by Eagle Imaging www.eagleaerial.com


POSTED


MAR 01 2017

MAR 01 2017

HUGH NGUYEN, CLERK

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: 

BY:  DEPUTY

Orange County
Clerk-Recorder's Office
Hugh Nguyen

650W Broadway Blvd. 12 Suite
102
Santa Ana, CA, 92701

County

Finalization: 20170000072228
3/1/17 12:31 pm
230 004

Item	Title	Count
1	701	1
EIR Administrative Fee		
Document ID		Amount
YOCN 201765000182		50.00
Time Recorded 12:31 pm		

Total 50.00

Payment type	Amount
Credit Card tendered	50.00
# acc-652071	

Amount Due 0.00

THANK YOU
PLEASE RETAIN THIS RECEIPT
FOR YOUR RECORDS
www.ocrecorder.com



State of California - Department of Fish and Wildlife
2017 ENVIRONMENTAL FILING FEE CASH RECEIPT
 DFW 753.5a (Rev. 01/01/17) Previously DFG 753.5a

Print **StartOver** **Finalize&Email**

RECEIPT NUMBER:
 30-2017 0174
 STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF NEWPORT BEACH	LEAD AGENCY EMAIL	DATE 03/01/2017
COUNTY/STATE AGENCY OF FILING Orange	DOCUMENT NUMBER 201785000182	

PROJECT TITLE
FLEMING'S MINOR USE PERMIT NO. UP2016-35(PA2016-138)

PROJECT APPLICANT NAME IRVINE COMPANY RETAIL PROPERTIES, BRANDON MUCHA	PROJECT APPLICANT EMAIL	PHONE NUMBER (949) 644-3253
PROJECT APPLICANT ADDRESS 111 INNOVATION	CITY IRVINE	STATE CA
		ZIP CODE 92617

PROJECT APPLICANT (Check appropriate box)

Local Public Agency
 School District
 Other Special District
 State Agency
 Private Entity

CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$3,078.25	\$	<u>0.00</u>
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,216.25	\$	<u>0.00</u>
<input type="checkbox"/> Certified Regulatory Program document (CRP)	\$1,046.50	\$	<u>0.00</u>

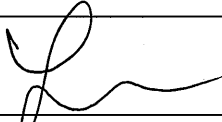
- Exempt from fee
 Notice of Exemption (attach)
 CDFW No Effect Determination (attach)
 Fee previously paid (attach previously issued cash receipt copy)

<input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only)	\$850.00	\$	<u>0.00</u>
<input checked="" type="checkbox"/> County documentary handling fee		\$	<u>50.00</u>
<input type="checkbox"/> Other		\$	<u> </u>

PAYMENT METHOD:

- Cash
 Credit
 Check
 Other

TOTAL RECEIVED \$ 50.00

SIGNATURE X 	AGENCY OF FILING PRINTED NAME AND TITLE LAURA MARTINEZ, DEPUTY CLERK
---	--