FILED

FEB 28 2014

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: _____ DEPUTY

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

50.00

* $ R 0 0 0 6 5 3 5 0 6 9 $ *

201485000160 9:54 am 02/28/14

281 12 Z01

0.00 50.00 0.00 0.00 0.00 0.00 0.00 0.00

Notice of Determination

To:	From:
☒ Office of Planning and Research *U.S. Mail:* P.O. Box 3044 Sacramento, CA 95812-3044 *Street Address:* 1400 Tenth St, Rm 113 Sacramento, CA 95814 ☒ County Clerk County of Orange Public Services Division Santa Ana, CA 92702	City of Newport Planning Division 100 Civic Center Drive P.O. Box 1768 Newport Beach, CA 92658-8915 (949) 644-3200

POSTED

FEB 28 2014

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: _____ DEPUTY

SUBJECT: FILING ON Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 2012101003

Project Title: Back Bay Landing

Project Applicant: Bayside Village Marina, LLC, 300 E. Coast Highway, Newport Beach CA 92660 (949) 412-8981

Project Location – Specific: 300 East Coast Highway (north and south of East Coast Highway west of Bayside Drive and east and south of the Upper Newport Bay Channel)

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

Project Description: The proposed project involves land use amendments to provide the legislative framework that would allow for future mixed-use development of the site. On February 11, 2014, the City Council introduced 1) Ordinance No. 2014-3 approving an amendment to the Zoning Code expanding the boundaries of Planned Community District PC-9; and 2) Ordinance No. 2014-4 approving a Planned Community Development Plan establishing appropriate zoning regulations and development standards for the site. A Notice of Determination was filed on February 13, 2014, for the actions related to this project that were approved on February 11, 2014. On February 25, 2014, the City Council adopted (1) Ordinance No. 2014-3 approving an amendment to the Zoning Code expanding the boundaries of Planned Community District PC-9; and 2) Ordinance No. 2014-4 approving a Planned Community Development Plan establishing appropriate zoning regulations and development standards for the site. Specific project design and site development review approvals will be sought at a later time.

This is to advise that the City of Newport Beach **has approved the above described**

(☒Lead Agency or ☐ Responsible Agency)

project on 02/25/2014 **and has made the following determinations regarding the above described project.**

1. **The project (☐will ☒will not) have a significant effect on the environiment.**
2. **☒ An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.**
   ☐ A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. **Mitigation measures (☒were ☐were not) made a condition of the approval of the project.**
4. **A mitigation reporting or monitoring plan (☒was ☐was not) adopted for this project.**
5. **A statement of Overriding Considerations (☐was ☒was not) adopted for this project.**
6. **Findings (☒were ☐were not) made pursuant to the provisions of CEQA.**

Receipt # 44717

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

City of Newport Beach Planning Division, 100 Civic Center Drive, Newport BEach, CA 92660

Signature (Public Agency):: _____ **Title:** Senior Planner

Date 02/27/2014 **Date Received for filing at OPR:** _____

Authority cited: Sections 21083, Public Resources Code.
Reference: Sections 21000-21174, Public Resources Code.

POSTED

FEB 28 2014

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: _____ DEPUTY

FILED

FEB 28 2014

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: _____ DEPUTY

FILED
FEB 28 2014
ORANGE COUNTY CLERK-RECORDER DEPARTMENT
BY: _____ DEPUTY

FILED
FEB 13 2014
HUGH NGUYEN, CLERK-RECORDER
BY: _____ DEPUTY

Recorded in Official Records, Orange County
Hugh Nguyen, Clerk-Recorder
3079.75
* $ R 0 0 0 6 5 0 3 9 8 7 $ *
201485000099 10:21 am 02/13/14
107 SC1 Z02
0.00 50.00 0.00 0.00 0.00 0.00 0.00 0.00

Notice of Determination

To:	From:
☒ Office of Planning and Research *U.S. Mail:* P.O. Box 3044 Sacramento, CA 95812-3044 *Street Address:* 1400 Tenth St, Rm 113 Sacramento, CA 95814 ☒ County Clerk County of Orange Public Services Division Santa Ana, CA 92702	City of Newport Planning Division 100 Civic Center Drive P.O. Box 1768 Newport Beach, CA 92658-8915 (949) 644-3200

POSTED
FEB 13 2014
HUGH NGUYEN, CLERK-RECORDER
BY: _____ DEPUTY

SUBJECT: ***FILING ON Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.***

State Clearinghouse Number (if submitted to State Clearinghouse): 2012101003

Project Title: Back Bay Landing

Project Applicant: Bayside Village Marina, LLC, 300 E. Coast Highway, Newport Beach CA 92660 (949) 412-8981

Project Location – Specific: 300 East Coast Highway (north and south of East Coast Highway west of Bayside Drive and east and south of the Upper Newport Bay Channel)

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

Project Description:

The proposed project involves land use amendments to provide the legislative framework that would allow for future mixed-use development of the site. Amendments to the General Plan and Coastal Land Use Plan are required to change the land use designations to a Mixed-Use Horizontal designation, and a Code Amendment and adoption of Planned Community Development Plan is proposed to establish appropriate zoning regulations and development standards for the site. Other requested approvals are a Lot Line Adjustment and Traffic Study pursuant to the City's Traffic Phasing Ordinance. Specific project design and site improvement approvals will be sought at a later time.

This is to advise that the City of Newport Beach **has approved the above described**

(☒Lead Agency or ☐ Responsible Agency)

project on 02/11/2014 **and has made the following determinations regarding the above described project.**

1. **The project (☐will ☒will not) have a significant effect on the environiment.**
2. **☒ An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.**
   ☐ A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. **Mitigation measures (☒were ☐were not) made a condition of the approval of the project.**
4. **A mitigation reporting or monitoring plan (☒was ☐was not) adopted for this project.**
5. **A statement of Overriding Considerations (☐was ☒was not) adopted for this project.**
6. **Findings (☒were ☐were not) made pursuant to the provisions of CEQA.**

POSTED
FEB 28 2014
ORANGE COUNTY CLERK-RECORDER DEPARTMENT
BY: _____ DEPUTY

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

City of Newport Beach Planning Division, 100 Civic Center Drive, Newport BEach, CA 92660

Signature (Public Agency):: _____ **Title:** Senior Planner

Date 02/12/2014 **Date Received for filing at OPR:** _____

Authority cited: Sections 21083, Public Resources Code.
Reference: Sections 21000-21174, Public Resources Code.

POSTED

FEB 13 2014

HUGH NGUYEN, CLERK-RECORDER

BY: _____ DEPUTY

FILED

FEB 13 2014

HUGH NGUYEN, CLERK-RECORDER

BY: _____ DEPUTY

RECEIVED

FEB 13 2014

STATE CLEARING HOUSE

FILED

FEB 28 2014

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: _____ DEPUTY

POSTED

FEB 28 2014

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: _____ DEPUTY

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

RECEIVED
2014 MAR -6 AM 9:13
OFFICE OF
THE CITY CLERK
CITY OF NEWPORT BEACH

Office of the Orange County Clerk-Recorder
Memorandum

SUBJECT: NOTICE OF DETERMINATION - EIR - PRIOR FILING

The attached notice was received, filed and a copy was posted on 02/28/2014

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 **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 ***

State of California - Department of Fish and Wildlife
2014 ENVIRONMENTAL FILING FEE CASH RECEIPT
DFW 753.5a (Rev. 09/13)

RECEIPT # 446871

STATE CLEARING HOUSE # (If applicable) [redacted] 2012101003

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY

LEAD AGENCY: City of Newport Bch
DATE: 2-13-14

COUNTY/STATE AGENCY OF FILING: County of Orange
DOCUMENT NUMBER: 201485000099

PROJECT TITLE: Back Bay Landing

PROJECT APPLICANT NAME: Bayside Village Marina, LLC
PHONE NUMBER: (949) 412-8981

PROJECT APPLICANT ADDRESS: 300 E Coast Highway
CITY: Newport Bch
STATE: CA
ZIP CODE: 92660

PROJECT APPLICANT *(Check appropriate box)*:
☐ Local Public Agency ☐ School District ☐ Other Special District ☐ State Agency ☒ Private Entity

CHECK APPLICABLE FEES:

☒ Environmental Impact Report (EIR)	$3,029.75	$ 3029.75
☐ Mitigated/Negative Declaration (MND)(ND)	$2,181.25	$
☐ 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	$ 50.
☐ Project that is exempt from fees		
☐ Notice of Exemption (attach)		
☐ CDFW No Effect Determination (attach)		
☐ Other		$ ~~30~~79.75

PAYMENT METHOD:
☐ Cash ☐ Credit ☐ Check ☐ Other

TOTAL RECEIVED $ 3079.75

SIGNATURE: X N Malone
TITLE: Deputy

WHITE - PROJECT APPLICANT YELLOW - CDFW/ASB PINK - LEAD AGENCY GOLDEN ROD - COUNTY CLERK

FILED
FEB 28 2014
ORANGE COUNTY CLERK-RECORDER DEPARTMENT
BY: _____ DEPUTY

POSTED
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BY: _____ DEPUTY

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FEB 28 2014

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: _____ DEPUTY

POSTED

FEB 28 2014

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: _____ DEPUTY

Orange County
Clerk-Recorder's Office
Hugh Nguyen

630N Broadway Bldg. 12 Suite
101
Santa Ana, CA, 92701

County

Finalization: 20140000045410
2/13/14 10:21 am
107 SC1

Item	Title	Count
1	Z02	1

Fish & Game: Env Impact Report

Document ID	Amount
DOC# 201485000099	3079.75

Time Recorded 10:21 am

Total	3079.75

Payment Type	Amount
Credit Card tendered # mc 013333j	3079.75

Amount Due 0.00

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

OC CLERK RECORDER
24031 EL TORO RD # 150
LAGUNA HILLS, CA 92653

02/13/2014 10:21:08
MID: 000000001727223
TID: 03744161
226015190995

CREDIT CARD
MC SALE

CARD:	XXXXXXXXXXXX4724
INVOICE	0009
Batch #:	000385
CLERK	0107
APP Code:	01333J
Entry Mode:	Swiped
Mode:	Online
Tax Amt:	$0.00
SALE AMT	$3079.75

PLEASE RETAIN FOR YOUR RECORDS
THANK YOU! WWW.OCRECORDER.COM

CUSTOMER COPY

RECEIVED

FEB 13 2014

STATE CLEARING HOUSE

State of California - Department of Fish and Wildlife
2014 ENVIRONMENTAL FILING I CASH RECEIPT
DFW 753.5a (Rev. 09/13)

RECEIPT# 449717

STATE CLEARING HOUSE # (If applicable) 2012101003

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY

LEAD AGENCY: City of Newport Beach
DATE: 2-28-14

COUNTY/STATE AGENCY OF FILING: Orange County Clerk Recorder
DOCUMENT NUMBER: 201485000160

PROJECT TITLE: Back Bay Landing

PROJECT APPLICANT NAME: Bayside Village Marina, LLC
PHONE NUMBER: (949) 412-8981

PROJECT APPLICANT ADDRESS: 300 E. Coast Hwy
CITY: Newport Beach
STATE: Ca
ZIP CODE: 92660

PROJECT APPLICANT *(Check appropriate box)*:
- ☐ Local Public Agency
- ☐ School District
- ☐ Other Special District
- ☐ State Agency
- ☒ Private Entity

CHECK APPLICABLE FEES:

☒ Environmental Impact Report (EIR)	$3,029.75	$ Ø
☐ Mitigated/Negative Declaration (MND)(ND)	$2,181.25	$
☐ 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	$ 50 -
☐ Project that is exempt from fees		
☐ Notice of Exemption (attach)		
☐ CDFW No Effect Determination (attach)		
☐ Other Previous filing paid receipt # 44681 201485000099		$

PAYMENT METHOD:
☐ Cash ☐ Credit ☒ Check ☐ Other

TOTAL RECEIVED $ 50 -

SIGNATURE: X Rosalba Diaz
TITLE: Deputy

WHITE - PROJECT APPLICANT YELLOW - CDFW/ASB PINK - LEAD AGENCY GOLDEN ROD - COUNTY CLERK