

FILED

JUN 15 2023

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: 

DEPUTY

**Notice of Exemption**

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



NO FEE

202385000503 8:56 am 06/15/23

383 CRVIT01A Z01

0.00 50.00 0.00 0.00 0.00 0.00 0.00 0.00

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:** Amending Sections 17.25.020 (Anchorage, Berthing and Mooring Regulations) and 17.60.040 (Mooring Permits) of the Newport Beach Municipal Code

**Project Applicant:** City of Newport Beach, 100 Civic Center Drive, Newport Beach CA 92658-8915

Attention: Paul Blank, Harbormaster

**Project Location – Specific:** Off-shore within Newport Harbor, Newport Beach CA

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

**Description of Nature, Purpose and Beneficiaries of Project:** On June 13, 2023, the City Council adopted Ordinance No. 2023-8 amending Title 17 (Harbor Code) of the Newport Beach Municipal Code (NBMC). Specifically, Revisions to NBMC Section 17.25.020 (Anchorage, Berthing and Mooring Regulations) include clean-up and clarification of requirements for mooring in Newport Harbor. Revisions to NBMC Section 17.60.040 (Mooring Permits) include clean-up and clarification of requirements for maintaining a mooring permit in Newport Harbor. Revisions to this section also define the conditions in which a mooring size exchange or extension within a row designated for larger moorings can be requested by a permittee. The proposed NBMC amendments also include a provision for any new moorings installed or acquired by the City of Newport Beach to be made available to the public pursuant to a revised mooring permit that ensures equal opportunity for new mooring permittees to access public tidelands in Newport Harbor. Any new mooring permits created will not be transferrable. The transferability for all existing mooring permits will remain the same.

**Name of Public Agency Approving Project:** City of Newport Beach

**Name of Person or Agency Carrying out Project:** City of Newport Beach, 100 Civic Center Drive, Newport Beach CA 92658-8915

**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: \_\_\_\_\_  
☒ Statutory Exemptions. State code number: 15060.c.2 and 15060.c.3

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**Reasons why project is exempt:** The introduction and adoption of this ordinance is not to the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Division 6, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly.

**Lead Agency**

**Contact Person/Title:** Jaime Murillo, Principal Planner **Contact Phone No./Ext:** 949-644-3209

**If filed by applicant:**

1. Attach certified document of exemption finding.

30-06/15/2023-0495

2. Has a Notice of Exemption been filed by the public agency approving the project? ☐ Yes ☐ No

Signature: [Signature] Title: Principal Planner Date: July 14, 2023

☒ Signed by Lead Agency ☐ Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.  
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

04/04/2019

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State of California - Department of Fish and Wildlife  
**2022 ENVIRONMENTAL DOCUMENT FILING FEE**  
**CASH RECEIPT**  
DFW 753.5a (REV. 01/01/22) Previously DFG 753.5a

Print

CHNOVT

Save

RECEIPT NUMBER:

30 — 06/15/2023 — 0495

STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF NEWPORT BEACH	LEAD AGENCY EMAIL	DATE 06/15/2023
COUNTY/STATE AGENCY OF FILING Orange		DOCUMENT NUMBER 202385000503
PROJECT TITLE		

AMENDING SECTION 17.25.020 (ANCHORAGE, BERTHING AND MOORING REGULATIONS) AND 17.60.040 (MOORING PERMITS)...

PROJECT APPLICANT NAME CITY OF NEWPORT BEACH, ATTN: PAUL BLANK	PROJECT APPLICANT EMAIL	PHONE NUMBER (949) 644-3209
PROJECT APPLICANT ADDRESS 100 CIVIC CENTER DRIVE	CITY NEWPORT BEACH	STATE CA
	ZIP CODE 92658	

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)	\$3,539.25	\$	0.00
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,548.00	\$	0.00
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,203.25	\$	0.00

☒ 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	\$	0.00
<input type="checkbox"/> County documentary handling fee		\$	0.00
<input type="checkbox"/> Other		\$	

PAYMENT METHOD:

☐ Cash ☐ Credit ☐ Check ☐ Other

TOTAL RECEIVED \$ 0.00

SIGNATURE X	AGENCY OF FILING PRINTED NAME AND TITLE DEPUTY CLERK, CLAUDIA FRANCO
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