

HUGH NGUYEN

CLERK-RECORDER

BIRTH AND DEATH RECORDS
FICTITIOUS BUSINESS NAMES
MARRIAGE LICENSES/RECORDS
NOTARY REGISTRATION
ORANGE COUNTY ARCHIVES
PASSPORTS
PROPERTY RECORDS

RECEIVED BY
COMMUNITY
DEVELOPMENT

SEP 25 2023

CITY OF
NEWPORT BEACH

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 08/02/2023

It remained posted for 30 (thirty) days.

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

By: Carina Cortes 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 ***

FILED

AUG 02 2023

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

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



50.00

* \$ R 0 0 1 4 4 8 6 6 2 0 \$ *

202385000678 12:19 pm 08/02/23

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0.00 50.00 0.00 0.00 0.00 0.00 0.00 0.00

Notice of Exemption

C.C.

DEPUTY

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



POSTED

AUG 02 2023

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: C.C. DEPUTY

Project Title: Aeronutronic Ford Soil Vapor Remediation

Project Applicant: WSP USA, 555 12th Street, Suite 215, Oakland, CA 94607

Attention: Emily Miller, 510-631-7822

Project Location – Specific: 94 Hartford Drive [NH]

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

Description of Nature, Purpose and Beneficiaries of Project: A limited term permit for the construction and operation of a soil vapor extraction and treatment system. The project includes construction of a 20-foot wide by 12-foot deep by 10-foot high treatment system building, an underground pipe network of approximately 2,400 linear feet, and 13 extraction wells for soil gas remediation. The applicant is requesting a limited term permit to operate the soil vapor extraction and treatment system for a term of approximately 12 months. A limited term permit is requested to allow a 3-foot separation between the treatment system building and nearest residential structure where the required separation is 8 feet between buildings, and to allow the treatment system building to encroach into the 5-foot front setback.

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: Class 30 Section 15330, Class 8 Section 15308, and Class 3 Section 15303
☐ Statutory Exemptions. State code number: _____

Reasons why project is exempt: This Project is exempt from the California Environmental Quality Act ("CEQA") under Section 15330/Class 30 (Minor Actions to Prevent, Minimize, Stabilize, Mitigate or Eliminate the Release or Threat of Release of Hazardous Water or Hazardous Substances), under Section 15308/Class 8 (Actions by Regulatory Agencies for Protection of the Environment), and under Section 15303/Class 3 (New Construction or Conversion of Small Structures) of the CEQA Guidelines, California Code of Regulations, Title 14, Division 6, Chapter 3 because it has no potential to have a significant effect on the environment.

The Class 30 exemption allows minor cleanup actions taken to prevent, minimize, stabilize, mitigate, or eliminate the release or threat of release of hazardous waste or substance which are small or medium removal actions costing \$1 million or less. The cleanup action shall not require the onsite use of a hazardous waste incinerator or thermal treatment unit, or the relocation of residences or businesses. The action shall not involve the potential release into the air of VOC as defined in Health and Safety Code Section 25123.6, except for small-scale in situ soil vapor extraction and treatment systems

30-08/02/2023-0660

which have been permitted by the local Air Quality Management District ("AQMD"). The cleanup action must be consistent with all applicable state and local environmental permitting requirements such as off-site disposal, and air quality rules, and approved by the regulatory body with jurisdiction over the site.

The Project is consistent with the intent of the Class 30 exemption for minor cleanup actions as it proposes to mitigate the presence of VOC in the soil without the use of a hazardous waste incinerator or thermal treatment unit. The Project will not relocate any residences or businesses. Coordination with the Water Board has commenced and a permit for the release of VOC into the air in small-scale in situ soil vapor extraction and treatment systems will be obtained. The Project is consistent with all applicable state and local environmental permitting requirements and is approved by the Water Board.

The Class 8 exemption allows actions taken by regulatory agencies as authorized by state law or local ordinance to assure the maintenance, restoration, enhancement, or protection of the environment where the regulatory process involves procedures for protection of the environment. Construction activities and relaxation of standards allowing environmental degradation are not included in this exemption.

The Project has been mandated by the Water Board as part of the required ongoing monitoring of groundwater and site conditions of the former Ford Facility. The Project will remediate the existence of VOC observed in the soil in order to protect the environment as well as the residents of the community. No construction activities or relaxation of standards that would cause environmental degradation are proposed and the Project is consistent with the intent of the Class 8 exemption.

The Class 3 exemption allows the construction of new, small facilities or structures including accessory (appurtenant) structures including garages, carports, patios, swimming pools, and fences.

The Project proposes the construction of a small 240-square-foot treatment system building for the purpose of soil vapor remediation. The soil vapor extraction and treatment system is intended to remediate the presence of VOCs for the residents in the Bayridge Park community.

The exceptions to this categorical exemption under Section 15300.2 are not applicable. The Project location does not impact an environmental resource of hazardous or critical concern, does not result in cumulative impacts, does not have a significant effect on the environment due to unusual circumstances, does not damage scenic resources within a state scenic highway, is not a hazardous waste site, and is not identified as a historical resource.

Lead Agency

Contact Person/Title: Jenny Tran, Assistant Planner **Contact Phone No./Ext:** 944-644-3212

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:  **Title:** Assistant Planner **Date:** August 2, 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.

FILED

AUG 02 2023

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: C.C. DEPUTY

POSTED

AUG 02 2023

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: C.C. DEPUTY



State of California - Department of Fish and Wildlife
2023 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
DFW 753.5a (REV. 01/01/23) Previously DFG 753.5a

Print **StartOver** **Save**

RECEIPT NUMBER:

30 — 08/02/2023 — 0660

STATE CLEARINGHOUSE NUMBER (if applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF NEWPORT BEACH	LEAD AGENCY EMAIL	DATE 08/02/2023
COUNTY/STATE AGENCY OF FILING Orange	DOCUMENT NUMBER 202385000678	

PROJECT TITLE

AERONUTRONIC FORD SOIL VAPOR REMEDIATION

PROJECT APPLICANT NAME WSP USA	PROJECT APPLICANT EMAIL	PHONE NUMBER (944)644-3212
PROJECT APPLICANT ADDRESS 555 12TH STREET, SUITE 215	CITY OAKLAND	STATE CA
	ZIP CODE 94607	

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)	\$3,839.25	\$	0.00
<input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,764.00	\$	0.00
<input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW	\$1,305.25	\$	0.00

☒ Exempt from fee

☒ Notice of Exemption (attach)

☐ CDFW No Effect Determination (attach)

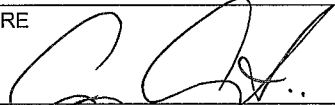
☐ Fee previously paid (attach previously issued cash receipt copy)

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

PAYMENT METHOD:

☐ Cash ☒ Credit ☐ Check ☐ Other

TOTAL RECEIVED \$ 50.00

SIGNATURE X 	AGENCY OF FILING PRINTED NAME AND TITLE DEPUTY CLERK, CARINA CORTES
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Hugh Nguyen
Orange County Clerk-Recorder
601 N. Ross Street
Santa Ana, CA 92701

County

Finalization: 20230000213702
8/2/23 12:19 pm
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Item	Title	Count
1	Z01	1
EIR: Exempt or Previously Paid Document ID		Amount
DOC# 202385000678		50.00
Time Recorded 12:19 pm		

Total	50.00
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Payment Type	Amount
Credit Card tendered # 05438B	50.00

Amount Due	0.00
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THANK YOU
PLEASE RETAIN THIS RECEIPT
FOR YOUR RECORDS

www.ocrecorder.com

