



HUGH NGUYEN

CLERK-RECORDER

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

CITY OF LAGUNA BEACH
505 FOREST AVE
LAGUNA BEACH, CA 92651

Office of the Orange County Clerk-Recorder Memorandum

SUBJECT: NOTICE OF EXEMPTION

The attached notice was received, filed and a copy was posted on 01/31/2023

It remained posted for 30 (thirty) days.

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

By: Nancy Miranda

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 ***



ORANGE COUNTY
CLERK-RECORDER
CEQA FILING COVER SHEET

30-01/23/2024-0043

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



NO FEE

* \$ R 0 0 1 4 7 5 4 1 2 3 \$ *

202485000037 1:52 pm 01/23/24

454 SC2A Z01

0.00 50.00 0.00 0.00 0.00 0.00 0.00 0.00

THIS SPACE FOR CLERK'S USE ONLY

Complete and attach this form to each CEQA Notice filed with the County Clerk-Recorder

TYPE OR PRINT CLEARLY

Project Title

Coastal Development Permit 2023-2082

Check Document being Filed:

- ☐ Environmental Impact Report (EIR)
☐ Mitigated Negative Declaration (MND) or Negative Declaration (ND)
☒ Notice of Exemption (NOE)
☐ Other (Please fill in type):

FILED

JAN 23 2024

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: TN DEPUTY

FILED IN THE OFFICE OF THE ORANGE
COUNTY CLERK-RECORDER ON January 23, 2024

Posted for 30 days

DEPUTY Toan Nguyen

Filing fees are due at the time a Notice of Determination/Exemption is filed with our office. For more information on filing fees and No Effect Determinations, please refer to California Code of Regulations, Title 14, section 753.5.



NOTICE OF EXEMPTION

From: Community Development – Planning Division
505 Forest Avenue Laguna Beach, California 92651

FILED

JAN 23 2024

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: TN DEPUTY

(above for use by County Clerk-Recorder's Office only)

1. **APPLICANT:** City of Laguna Beach, 505 Forest Avenue, Laguna Beach, CA 92651
2. **LEAD AGENCY:** City of Laguna Beach, 505 Forest Ave. Laguna Beach, CA, 92651
3. **PROJECT PLANNER:** Martina Caron, Principal Planner, (949) 464-6629
4. **PROJECT TITLE:** Coastal Development Permit 2023-2082
5. **PROJECT LOCATION:** 31151 Coast Highway, Laguna Beach, CA, 92651 (APNs: 056-020-28, 056-020-33, 056-012-18)
6. **DESCRIPTION OF NATURE, PURPOSE AND BENEFICIARIES OF PROJECT:**

The installation of 7 fire pits on the beach (Aliso Beach), located in the R-Recreation Zoning District.

ENVIRONMENTAL DETERMINATION:

30-01123 | 2024-0043

In accordance with the California Environmental Quality Act (CEQA), the recommended action is exempt from further review per State CEQA Guidelines Section 15301, Class 1(e), Existing Facilities. Class 1(e) allows for the repair, maintenance, or minor alteration of existing structures or topographical features, involving negligible or not expansion of existing or former use, including additions to existing structures that will not result in an increase of more than 50 percent of the floor area of the structure. In addition, the project is also exempt pursuant to Section 15302 of the State CEQA Guidelines (Class 2 -Replacement or Reconstruction of Existing Structures or Facilities) because it consists of the "replacement ... of existing structures and facilities where the new structure will be located on the same site as the structure replaced and will have substantially the same purpose and capacity as the structure replaced." Here, Aliso Beach previously had fire pits which were owned and maintained by the County of Orange, and which were removed in early 2023. The new replacement pits will have substantially the same purpose and capacity as the prior fire pits and will be located on the same beach. 3. Further, the project is also exempt pursuant to State CEQA Guidelines Section 15303 (Class 3 -Construction, Installation, or Conversion of Small Structures, Facilities, or Equipment), which exempts certain projects from CEQA that "consists of construction and location of limited numbers of new, small facilities; installation of small new equipment and facilities in small structures ... " The project falls under the Class 3 exemption because it consists of the installation of seven (7) new fire pits, which are small in size and will result in a minor modification to Aliso Beach. 4. Lastly, the project is also exempt pursuant to State CEQA Guidelines Section (Class 4- Minor Alterations to Land) because it "consists of minor public or private alterations in the condition of land, water, and/or vegetation." Here, the fire pits are and will not be anchored, sitting on top of the sand surface. Installation of the fire pits will not involve any grading or landform alteration. Therefore, the project will incur only minor alterations to Aliso Creek Beach, and will not involve removal of healthy, mature scenic trees.

None of the exceptions to the use of these categorical exemptions identified in State CEQA Guidelines section 15300.2 apply. The project will not result in a cumulative impact from successive projects of the same type in the same place, over time, as staff does not anticipate any similar projects for Aliso Beach in the future. Additionally, there are no unusual circumstances surrounding the project that could result in the reasonable possibility of a significant effect on the environment because this project is merely re-installing fire pits that were previously in use at Aliso Beach and therefore does not represent a new or unique activity. The project will not result in damage to scenic resources within an official state scenic highway, nor is the project site located on a site included on any list compiled pursuant to Government Code section 65962.5. Finally, the project will also not cause a substantial adverse change in the significance of historical resources as there are no historical resources on or near the project site.

Therefore, the Planning Commission has determined that further environmental evaluation is not required because:

- ☐ The project is not subject to CEQA because it "does not involve the exercise of discretionary power," or "will not result in a direct or reasonably foreseeable indirect physical change in the environment," or, "is not a project as defined in Section 15378 of the CEQA guidelines." (Sections 15060(c)(1), (2) & (3)); or,

- ☐ "The activity is covered by the commonsense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA" (Section 15061(b)(3)); or,
- ☐ The project is statutorily exempt, Section _____, <name> (Sections 15260-15277); or,
- ☒ The project is categorically exempt per State CEQA Guidelines, CEQA Guidelines Section 15301 (Class 1 – Existing Facilities); Section 15302 of the State CEQA Guidelines (Class 2 -Replacement or Reconstruction of Existing Structures or Facilities); Section 15303 (Class 3 -Construction, Installation, or Conversion of Small Structures, Facilities, or Equipment); and Section 15304 (Class 4 – Minor Alterations to Land).
7. Was a public hearing held by the Lead Agency to consider the exemption?
Yes ☒ No ☐ If yes, the date of the public hearing was: January 17, 2024



Martina Caron, AICP Principal Planner

January 19, 2024
Date

FILED

JAN 23 2024

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: TN DEPUTY



State of California - Department of Fish and Wildlife
2024 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
DFW 753.5a (REV. 01/01/23) Previously DFG 753.5a

Print

StartOver

Save

RECEIPT NUMBER:

30 — 01/23/2024 — 0043

STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

| | | |
|---|---------------------------------|--------------------|
| LEAD AGENCY CITY OF LAGUNA BEACH | LEAD AGENCY EMAIL | DATE 01/23/2024 |
| COUNTY/STATE AGENCY OF FILING Orange | DOCUMENT NUMBER 202485000037 | |

PROJECT TITLE

COASTAL DEVELOPMENT PERMIT 2023-2082

| | | |
|--|-------------------------|---------------------------------|
| PROJECT APPLICANT NAME CITY OF LAGUNA BEACH | PROJECT APPLICANT EMAIL | PHONE NUMBER (949) 464-6629 |
| PROJECT APPLICANT ADDRESS 505 FOREST AVENUE | CITY LAGUNA BEACH | STATE CA |
| | ZIP CODE 92651 | |

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) | \$4,051.25 | \$ | 0.00 |
| <input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND) | \$2,916.75 | \$ | 0.00 |
| <input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW | \$1,377.25 | \$ | 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 | | \$ | |
| <input type="checkbox"/> Other | | \$ | |

PAYMENT METHOD:

☐ Cash ☐ Credit ☐ Check ☐ Other

TOTAL RECEIVED \$ 0.00

SIGNATURE

X

AGENCY OF FILING PRINTED NAME AND TITLE

VANESSA DEVIA MARQUEZ