



# 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 04/30/2024

**It remained posted for 30 (thirty) days.**

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

By: Roberto Uriostegui

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

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



NO FEE

\* \$ R 0 0 1 4 9 2 0 8 2 3 \$ \*  
202485000400 3:50 pm 04/30/24  
135 SC1A Z01  
0.00 50.00 0.00 0.00 0.00 0.00 0.00 0.00

30-04/30/2024-0394

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

Temporary Public Art Installation outside City Hall

**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

APR 30 2024

HUGH NGUYEN, CLERK-RECORDER

BY: [Signature] DEPUTY

FILED IN THE OFFICE OF THE ORANGE  
COUNTY CLERK-RECORDER ON April 30, 2024  
Posted for 30 days  
DEPUTY Robert Uriostegui

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

APR 30 2024

HUGH NGUYEN, CLERK-RECORDER

BY: [Signature] DEPUTY

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

1. **APPLICANT:** City of Laguna Beach, 505 Forest Ave. Laguna Beach, CA 92651 (949) 497-0722
2. **LEAD AGENCY:** City of Laguna Beach, 505 Forest Ave. Laguna Beach, CA, 92651
3. **PROJECT PLANNER:** Siân Poeschl, Cultural Arts Manager (949) 497-0727
4. **PROJECT TITLE:** Temporary Public Art Installation outside City Hall.
5. **PROJECT LOCATION:** 505 Forest Avenue, Laguna Beach, CA 92651 (APN: 641-261-01)
6. **DESCRIPTION OF NATURE, PURPOSE AND BENEFICIARIES OF PROJECT:**

The three month temporary installation of a nine-foot in height by three feet in width and depth bronze sculpture titled "Epicenter" by artist Casey Parlette outside City Hall in Spring 2025.

## ENVIRONMENTAL DETERMINATION:

The proposed actions are not subject to the California Environmental Quality Act (Public Resources Code section 21000 et seq.) ("CEQA") because they do not qualify as a "project" under CEQA. Section 15378 explicitly excludes from its definition of "project" the "organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment." (State CEQA Guidelines, § 15378(b)(5).) The actions include accepting a donation for a temporary public art installation, authorizing a letter of appreciation to the donors, allocating funds for the installation, and approving the installation outside City Hall. Such actions are considered administrative activities that will not result in a physical change in the environment, and therefore are not subject to CEQA.

Even if the actions are considered a "project" subject to CEQA, they are categorically exempt pursuant to State CEQA Guidelines Section 15304(e) (Minor Alterations to Land- Minor Temporary Use). Class 4 applies because the proposed actions consist of a minor temporary use having negligible or no permanent effects on the environment and do not involve removal of healthy, mature, scenic trees.

Lastly, none of the exceptions to the use of a categorical exemption identified in State CEQA Guidelines section 15300.2 apply. There is no potential for cumulative impacts; there are no unusual circumstances that would have a significant impact on the environment; the actions would not negatively impact scenic resources within a duly designated scenic highway; there is no record of hazardous waste and no potential to impact historic resources would occur.

Therefore, the City Council has determined that further environmental evaluation is not required because:

- X 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, Section 15303 (Class 3 – Existing Facilities).

7. Was a public hearing held by the Lead Agency to consider the exemption?  
Yes X ☐ No ☐ If yes, the date of the public hearing was: April 9, 2024.

[Signature]  
Siân Poeschl, Cultural Arts Manager

4/10/24  
April 10, 2024



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 — 04/30/2024 — 0394

STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY CITY OF LAGUNA BEACH	LEAD AGENCY EMAIL	DATE 04/30/2024
COUNTY/STATE AGENCY OF FILING Orange	DOCUMENT NUMBER 202485000400	
PROJECT TITLE		

TEMPORARY PUBLIC ART INSTALLATION OUTSIDE CITY HALL

PROJECT APPLICANT NAME CITY OF LAGUNA BEACH	PROJECT APPLICANT EMAIL	PHONE NUMBER (949 ) 497-0722
PROJECT APPLICANT ADDRESS 505 FOREST AVE.	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 CARINA HERRERA, DEPUTY
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