ORANGE COUNTY
CLERK-RECORDER
CEQA FILING COVER SHEET

30-09/23/2026-0800

202685001077

FILED

September 23, 2026

HUGH NGUYEN

CLERK - RECORDER

By _____

Deputy clerk

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

TYPE OR PRINT CLEARLY

Project Title

THE VIV DEVELOPMENT APPLICATION NO. 2026-00029

Check Document being Filed:

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

FILED IN THE OFFICE OF THE ORANGE COUNTY CLERK-RECORDER ON 09/23/2026

Posted 09/23/2026 **Removed** _____

Returned to agency on _____

DEPUTY 461

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.

FILED

SEP 23 2026

HUGH NGUYEN, CLERK-RECORDER

BY: _____ DEPUTY

CITY OF ANAHEIM
NOTICE OF EXEMPTION

To:

☑ County Clerk
County of Orange
P.O. Box 238,
Santa Ana, CA 92702

☑ Office of Land Use and Climate Innovation
1400 Tenth Street, Room 121
Sacramento, CA 95814

From:

City of Anaheim
Planning Department
200 S. Anaheim Blvd, MS 162
Anaheim, CA 92805

PROJECT TITLE & FILE NUMBER: The Viv Development Application No. 2026-00029

PROJECT LOCATION - Specific: 1601 South Anaheim Boulevard

PROJECT LOCATION - City/County: City of Anaheim, Orange County, California

PROJECT DESCRIPTION: Amendment to Conditional Use Permit No. 2017-05927 to allow public access to The Viv Hotel rooftop restaurant/bar and an administrative adjustment to permit fewer parking spaces than required by the Zoning Code.

PUBLIC AGENCY APPROVING PROJECT: City of Anaheim

PROJECT APPLICANT:
3650 REIT Anaheim, LLC
2100 McKinney Ave., Suite 1500
Dallas, TX 75201
(949) 851-5444

EXEMPT STATUS:

☐ Ministerial (Section 21080(b)(1); 15268)
☐ Declared Emergency (Section 21080(b)(3))
☐ Emergency Project (Section 21080(b)(2))
☑ Categorical Exemption. Class 1, Section 15301, Existing Facilities
☐ Statutory Exemption. _____
☐ Other: _____

FILED

SEP 23 2026

HUGH NGUYEN, CLERK-RECORDER

BY: _____ DEPUTY

CITY OF ANAHEIM
NOTICE OF EXEMPTION

REASONS WHY PROJECT IS EXEMPT: The project qualifies for a Class 1 - Existing Facilities Categorical Exemption under the California Environmental Quality Act (CEQA) (Public Resources Code, Sections 21000-21189.57) as set forth in Sections 15300.2 and 15301 of the State CEQA Guidelines (California Code of Regulations Title 14, Division 6, Chapter 3, Sections 15000-15387). The Class 1 Exemption consists of the operation, repair, maintenance, and/or minor alteration of existing public or private structures or facilities, involving negligible or no expansion of existing or former use, where no physical changes occur that are not otherwise exempt. The proposed project is a request to amend a conditional use permit for an existing hotel to allow public access to the rooftop restaurant/bar and to permit fewer parking spaces than required by the Code. The amendment would not result in physical expansion of the existing hotel or rooftop restaurant/bar and would formalize an existing operational condition in which the rooftop restaurant/bar is serving members of the public. The proposed modifications would remain consistent with the historic level of operations on the subject property and would therefore be consistent with this type of exemption. Pursuant to Section 15300.2 (c) and Section 15301 of Title 14 of the California Code of Regulations, no exceptions to the exemption apply, there are no unusual circumstances in respect to the project for which staff would anticipate a significant effect on the environment and, therefore, the proposed project is categorically exempt from the provisions of CEQA.

STAFF CONTACT PERSON: Heidi Jacinto, Associate Planner **PHONE:** (714) 765-4947

Authorized Signature – Nick Taylor Planning and Building Department	Principal Planner Title	9/22/2026 Date

☑ Signed by Lead Agency ☐ Signed by Applicant

State of California - Department of Fish and Wildlife

2026 ENVIRONMENTAL DOCUMENT FILING FEE CASH RECEIPT

DFW 753.5a (REV. 01/01/26) Previously DFG 753.5a

Print | Start Over | Save

RECEIPT NUMBER:
30-09/23/2026-0800

STATE CLEARINGHOUSE NUMBER *(If applicable)*

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY	LEAD AGENCY EMAIL	DATE
CITY OF ANAHEIM		09/23/2026
COUNTY/STATE AGENCY OF FILING		DOCUMENT NUMBER
ORANGE COUNTY		202685001077

PROJECT TITLE

THE VIV DEVELOPMENT APPLICATION NO. 2026-00029

PROJECT APPLICANT NAME	PROJECT APPLICANT EMAIL		PHONE NUMBER
3650 REIT ANAHEIM, LLC			(949) 851-5444
PROJECT APPLICANT ADDRESS	CITY	STATE	ZIP CODE
2100 MCKINNEY AVE., SUITE 1500	DALLAS	TX	75201

PROJECT APPLICANT *(Check appropriate box)*

☐ Local Public Agency ☐ School District ☐ Other Special District ☐ State Agency ☒ Private Entity

CHECK APPLICABLE FEES:

☐ Environmental Impact Report (EIR)	$ 4,227.50	$
☐ Mitigated/Negative Declaration (MND)(ND)	$ 3,043.75	$
☐ Certified Regulatory Program (CRP) document - payment due directly to CDFW	$ 1,437.25	$

☒ Exempt from fee
- ☒ Notice of Exemption (attach)
- ☐ CDFW No Effect Determination (attach)

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

☐ Water Right Application or Petition Fee (State Water Resources Control Board only)	$ 850.00	$
☒ County documentary handling fee	$ 50.00	$ 50.00
☐ Other		$

PAYMENT METHOD:

☐ Cash ☐ Credit ☐ Check ☒ Other **TOTAL RECEIVED** $ 50.00

SIGNATURE	AGENCY OF FILING PRINTED NAME AND TITLE
X	Sarah Luna Deputy Clerk

ORIGINAL - PROJECT APPLICANT | COPY - CDFW/ASB | COPY - LEAD AGENCY | COPY - COUNTY CLERK | DFW 753.5a (Rev. 01012026)