



# CITY OF NEWPORT BEACH HARBOR COMMISSION AGENDA

City Council Chambers-100 Civic Center Dr Pursuant to GC§54953(B): 524 E.  
Miraleste CT Palm Springs, CA. 92262

Wednesday, November 13, 2024 - 5:00 PM

## ***Harbor Commission Members:***

**Scott Cunningham, Chair**  
**Ira Beer, Vice Chair**  
**Marie Marston, Secretary**  
**Steve Scully, Commissioner**  
**Rudy Svrcek, Commissioner**  
**Gary Williams, Commissioner**  
**Don Yahn, Commissioner**

## **Staff Members:**

**Paul Blank, Harbormaster**  
**Jennifer Biddle, Executive Assistant**

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The Harbor Commission meeting is subject to the Ralph M. Brown Act. Among other things, the Brown Act requires that the Harbor Commission agenda be posted at least seventy-two (72) hours in advance of each regular meeting and that the public be allowed to comment on agenda items before the Commission and items not on the agenda but are within the subject matter jurisdiction of the Harbor Commission. The Chair may limit public comments to a reasonable amount of time, generally three (3) minutes per person.

The City of Newport Beach's goal is to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, we will attempt to accommodate you in every reasonable manner. Please contact Paul Blank, Harbormaster, at least forty-eight (48) hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible at (949) 270-8158 or pblank@newportbeachca.gov.

Questions and comments may be submitted in writing for the Harbor Commission's consideration by sending them to harborfeedback@newportbeachca.gov. To give the Harbor Commission adequate time to review your questions and comments, please submit your written comments no later than 5 p.m. the day prior to the Harbor Commission meeting. All correspondence will be made part of the record.

## **NOTICE REGARDING PRESENTATIONS REQUIRING USE OF CITY EQUIPMENT**

Any presentation requiring the use of the City of Newport Beach's equipment must be submitted to the Harbor Department 24 hours prior to the scheduled meeting.

### **1) CALL MEETING TO ORDER**

### **2) ROLL CALL**

### **3) PLEDGE OF ALLEGIANCE**

### **4) PUBLIC COMMENTS**

*Public comments are invited on non-agenda items. Speakers must limit comments to three (3) minutes. Before speaking, we invite, but do not require, you to state your name for the record. The Harbor Commission has the discretion to extend or shorten the speakers' time limit on non-agenda items, provided the time limit adjustment is applied equally to all speakers. As a courtesy, please turn cell phones off or set them in the silent mode.*

### **5) APPROVAL OF MINUTES**

#### **1. Draft Minutes of the October 9, 2024 Harbor Commission Regular Meeting**

[10-09-2024 Harbor Commission Regular Meeting Draft Minutes](#)

6) **CURRENT BUSINESS**

1. **2025 Harbor and Beaches Master Plan - Approve**

Staff will provide an overview of the 2025 Harbor and Beaches Master Plan. The Harbor Commission is requested to approve the plan so it can be forwarded to the Finance Committee in early 2025.

**Recommendation:**

a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) 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.

b) Approve the 2025 Harbor and Beaches Master Plan and recommend staff forward to the Finance Committee for consideration.

[Staff Report](#)

[Attachment A - 2025 Harbor and Beaches Master Plan](#)

2. **Consider Amending the Rules of Procedures of the Harbor Commission Related to a Motion for Reconsideration**

Harbor Commission meetings are conducted subject to the "Rules of Procedures of the Harbor Commission" adopted on March 10, 2021. Those rules currently provide for a "motion for reconsideration" at the meeting at which an action is taken. The Commission will consider amending the rules to provide for a "motion for reconsideration" at the current meeting or the subsequent meeting at which the action was taken.

**Recommendation:**

a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly; and

b) Amend the Rules of Procedures of the Harbor Commission Section VIII. VOTING PROCEDURE Item E to allow a Motion for Reconsideration to be made at the current meeting or the subsequent meeting at which the action was taken; and

c) Update future Harbor Commission agendas to reflect the revised language related to a Motion for Reconsideration.

[Staff Report](#)

[Attachment A - Redline Harbor Commission Rules of Procedures](#)

[Attachment B - Clean Version Harbor Commission Rules of Procedures](#)

3. **Consider the Proposal for Day Use Moorings in Corona del Mar Cove**

Included in the Harbor Commission's 2024 Objectives is objective number 9 the title of which is "Evaluate establishing day moorings off Big Corona Beach." The full Commission will consider a proposal prepared by the subcommittee responsible for that objective

**Recommendation:**

- a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly; and
- b) Consider a proposal from the subcommittee responsible for current Harbor Commission Objective 9 on establishing day-use moorings in Corona del Mar Cove; and
- c) If approved, direct Staff to forward the proposal to the City Council for approval and funding.

[Staff Report](#)

[Attachment A - Proposal for day Moorings in Corona del Mar Cove](#)

**4. Report on Conversion to Helical Anchor System for Moorings**

The City currently has 16 moorings for which it is responsible for the semi-annual inspection and maintenance of the tackle. Interest has been expressed in potentially converting the ground tackle on these moorings from traditional weights and chains to more environmentally friendly helical anchor systems. This report will update the Commission on a pilot project to convert three City moorings in the C mooring field to the helical anchor system.

**Recommendation:**

- a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly;

AND

- b) Receive and file

OR

- c) Recommend the Harbor Department move forward with the pilot project to convert three moorings in the C Mooring field to the helical anchor system.

[Staff Report](#)

[Attachment A - Mooring Pilot Project Design](#)

[Attachment B - Traditional Anchor System Components](#)

**5. Ad Hoc Committee Updates**

Several ad hoc committees have been established to address short term projects outside of the Harbor Commission objectives. This is the time the ad hoc committees will provide an update on their projects.

**Recommendation:**

- a) Find this action exempt from 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; and

b) Receive and file.

[Staff Report](#)

## 6. Harbor Commission 2024 Objectives

Each ad hoc committee studying their respective Objective within the Commission's 2024 Objectives, will provide a progress update.

### **Recommendation:**

a) Find this action exempt from 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; and

b) Receive and file.

[Staff Report](#)

[Attachment A - Harbor Commission 2024 Objectives](#)

## 7. Harbormaster Update - October 2024 Activities

The Harbormaster oversees the City Harbor Department and is responsible for the management of the City's mooring fields, enforcement of the municipal code, events permitting, safety and rescue operations, the Marina Park Guest Marina, marine sanitation pump out equipment and public pier maintenance, water quality monitoring and maintenance, impound and disposition of abandoned and unclaimed vessels and public relations and information dissemination on and about Newport Harbor.

This report will update the Harbor Commission on the Harbor Department's recent activities.

### **Recommendation:**

a) Determine this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15060(c)(3) of the CEQA Guidelines because this action will not result in a physical change to the environment, directly or indirectly; and

b) Receive and file.

[Staff Report](#)

[Attachment A – Harbor Department Statistics Infographic](#)

[Attachment B – Harbor Department Statistics by Month, Current Year](#)

[Attachment C – Harbor Department Statistics, Year over Year Comparison](#)

[Attachment D – Harbor Department Definitions](#)

7) **MOTION FOR RECONSIDERATION**

*A motion to reconsider the vote on any action taken by the Harbor Commission at this meeting may be made only by one of the Commission Members who voted with the prevailing side.*

8) **COMMISSIONER ANNOUNCEMENTS (NON-DISCUSSION ITEMS)**

9) **MATTERS WHICH COMMISSIONERS WOULD LIKE PLACED ON THE FUTURE**

10) **11) DATE AND TIME FOR NEXT MEETING: Wednesday, December 11, 2024 at 5 p.m. (Note: Location change to OASIS Senior Center)**

11) **ADJOURNMENT**