

Attachment A

Resolution No. 2025-23

RESOLUTION NO. 2025-23

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEWPORT BEACH, CALIFORNIA, CREATING THE AD HOC COMMITTEE ON UTILIZATION OF LOWER CASTAWAYS AND AQUATIC CENTER SITE OPTIONS

WHEREAS, Section 200 of the City Charter, of the City of Newport Beach ("City"), vests the City Council with the authority to make and enforce all laws, rules and regulations with respect to municipal affairs subject only to the restrictions and limitations contained in the City Charter and the State Constitution, and the power to exercise, or act pursuant to any and all rights, powers, and privileges or procedures granted or prescribed by any law of the State of California;

WHEREAS, at the April 29, 2025, City Council meeting, the City Council voted to form an ad hoc committee to assess potential uses of the Lower Castaways property and explore suitable site options for a future aquatic center;

WHEREAS, continued community interest in the proposed use of Lower Castaways, as well as potential locations for the proposed aquatic center, have prompted the need to establish a committee to review options; and

WHEREAS, the City Council desires to create the Ad Hoc Committee on Utilization of Lower Castaways and Aquatic Center Site Options to assess the best use of Lower Castaways, explore suitable site options for a future aquatic center, and make recommendations thereon to the City Council.

NOW, THEREFORE, the City Council of the City of Newport Beach resolves as follows:

Section 1: The City Council hereby creates the Ad Hoc Committee on Utilization of Lower Castaways and Aquatic Center Site Options ("Committee"). The Committee shall be an ad hoc committee, with the number of members, term, qualification of appointees, selection process, responsibilities and other related rules set forth in Attachment "A," which is incorporated herein by reference.

Section 2: The recitals provided in this resolution are true and correct and are incorporated into the operative portion of this resolution.

Section 3: If any section, subsection, sentence, clause or phrase of this resolution is for any reason held to be invalid or unconstitutional, such decision shall not

affect the validity or constitutionality of the remaining portions of this resolution. The City Council hereby declares that it would have passed this resolution and each section, subsection, sentence, clause or phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared invalid or unconstitutional.

Section 4: The City Council finds the adoption of this resolution is not subject to 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.

Section 5: This resolution shall take effect immediately upon its adoption by the City Council, and the City Clerk shall certify the vote adopting this resolution.

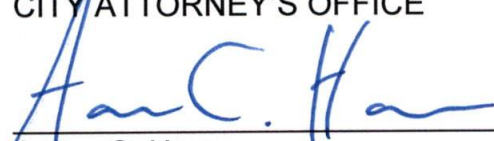
ADOPTED this 13th day of May, 2025.

Joe Stapleton
Mayor

ATTEST:

Leilani I. Brown
City Clerk

APPROVED AS TO FORM:
CITY ATTORNEY'S OFFICE



Aaron C. Harp
City Attorney

Attachment A: Description of the Ad Hoc Committee on Utilization of Lower Castaways and Aquatic Center Site Options

**AD HOC COMMITTEE ON UTILIZATION OF LOWER CASTAWAYS AND
AQUATIC CENTER SITE OPTIONS**

AUTHORIZATION:	Established by Resolution No. 2025-__ adopted on May 13, 2025.
MEMBERSHIP:	Seven (7) members as set forth below. Members will be appointed by the Mayor and confirmed by the City Council.
TERM:	Membership shall be indefinite, pending expiration or termination of the Committee. Committee members shall serve at the pleasure of the City Council.
MEETINGS:	Committee meetings will be held as necessary or convenient for the Committee. All meetings shall be held in such locations and at such dates and times consistent with the Ralph M. Brown Act.
COMPOSITION OF APPOINTED MEMBERS:	Seven (7) members comprised of three (3) Councilmembers; one (1) Harbor Commissioner; one (1) Parks, Beaches, & Recreation Commissioner; one (1) Planning Commissioner; and one (1) citizen member.
QUALIFICATIONS OF CITIZEN MEMBER:	The citizen member shall be a City of Newport Beach resident.
SELECTION OF APPOINTED MEMBERS:	Except as otherwise required by state law, the Mayor (or his/her designee) shall have the discretion to determine the process for selecting members and shall not be required to form an "ad-hoc appointments committee" or comply with the procedural or timing requirements set forth in Council Policy A-2.

**PURPOSE &
RESPONSIBILITIES:**

- A. Assess the potential uses of the Lower Castaways property; and
- B. Explore suitable site options for a future aquatic center.

EXPIRATION:

The Committee shall expire upon making its recommendations to the entire City Council at a noticed public meeting of the City Council, or December 31, 2026, whichever is earlier.