



CITY OF NEWPORT BEACH HARBOR COMMISSION AGENDA

City Council Chambers - 100 Civic Center Drive

Wednesday, September 14, 2022 - 5:00 PM

Harbor Commission Members:

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

Staff Members:

Paul Blank, Harbormaster
Jennifer Biddle, Administrative Support Specialist

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 August 10, 2022 Harbor Commission Regular Meeting

[08-10-2022 Harbor Commission Draft Minutes](#)

[08-10-2022 Harbor Commission Draft Minutes Chair Scully Comments](#)

6) **CURRENT BUSINESS**

1. **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:

1) 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

2) Receive and file.

[Staff Report](#)

2. **Harbor Commission 2022 Objectives**

Each ad hoc committee studying their respective Functional Area within the Commission's 2022 Objectives, will provide a progress update.

Recommendation:

1) 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

2) Receive and file.

[Staff Report](#)

[Attachment A - Harbor Commission 2022 Objectives](#)

[Attachment B - Harbor Commission 2022 Objectives Tracking Sheet](#)

3. **Harbormaster Update - August 2022 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, 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:

1) 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

2) 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](#)

[Additional Materials Presented at Meeting Staff Presentation 09-14-2022 HC Meeting](#)

7) **MOTION FOR RECONSIDERATION**

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

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

9) **QUESTIONS AND ANSWERS WITH STAFF ON HARBOR RELATED ISSUES**

10) **MATTERS WHICH COMMISSIONERS WOULD LIKE PLACED ON A FUTURE AGENDA FOR DISCUSSION, ACTION OR REPORT (NON-DISCUSSION ITEM)**

11) **DATE AND TIME FOR NEXT MEETING: Wednesday, October 12, 2022 at 5 p.m.**

12) **ADJOURNMENT**

NEWPORT BEACH HARBOR COMMISSION REGULAR MEETING MINUTES
City Council Chambers – 100 Civic Center Drive, Newport Beach, CA
Wednesday, August 10, 2022
5 p.m.

1) CALL MEETING TO ORDER

The meeting was called to order at 5 p.m.

2) ROLL CALL

Commissioners: Steve Scully, Chair
Ira Beer, Vice Chair
Don Yahn, Secretary
Scott Cunningham, Commissioner
Marie Marston, Commissioner
Gary Williams, Commissioner

Excused: Rudy Svrcek, Commissioner

Staff Members: Paul Blank, Harbormaster
Jennifer Biddle, Administrative Support Specialist

3) PLEDGE OF ALLEGIANCE – Commissioner Cunningham

4) PUBLIC COMMENTS

None

5) APPROVAL OF MINUTES

1. Minutes of the July 13, 2022, Harbor Commission Regular Meeting

Chair Scully noted that he and Vice Chair Beer had submitted written comments.

Commissioner Marston mentioned on Page 6 the answer to her question was not reflected properly in the minutes.

Vice Chair Beer moved to approve the draft Minutes of the July 13, 2022, meeting with the changes referenced by Chair Scully, Commissioner Marston and himself. Secretary Yahn seconded the motion. The motion carried by the following roll call vote:

Ayes: Chair Scully, Vice Chair Beer, Secretary Yahn, Commissioner Cunningham, Commissioner Marston

Nays: None

Abstaining: Commissioner Williams

Absent: Commissioner Svrcek

6) CURRENT BUSINESS

1. 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:

- 1) 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 Guide lines, 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 in directly; and
- 2) Receive and file.

Secretary Yahn announced there was no update from the ad hoc committee tasked with exploring floats attached to docks and piers.

Chair Scully shared the ad hoc committee tasked with exploring revisions to Council Policy H-1 has reviewed proposed revisions with staff and Mr. Pete Swift. The proposed revisions will be shared with other stakeholder groups and then a draft document will be presented to the Commission in September.

Commissioner Marston added that there are revisions that can be made to Council Policy H-1 to make it clearer.

Commissioner Cunningham reported he recently discussed the timing of the Harbor Beaches Master Plan with staff and will continue the discussion in September.

2. Reassignment of Harbor Commission Current Objectives

The Harbor Commission periodically conducts a review and updates its Objectives. With Commissioner Kenney now termed out and the appointment of Commissioner Svrcek, there is an opportunity to reassign and adjust assignment of the objectives across the newly convened Commission.

Recommendation:

- 1) 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, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly; and
- 2) Review and revise current Commission Objectives assignments.

Harbormaster Paul Blank remarked that this is the time to assign Commissioner Svrcek to any Harbor Commission objectives.

Commissioner Cunningham stated Commissioner Svrcek seemed amiable to being part of Functional area 3 for Objectives 3.1 and 3.2. He also noted that it would be ideal if he could fill vacancies left by former Chair Kenney.

Secretary Yahn was concerned about assigning objectives to Commissioner Svrcek without his feedback.

Chair Scully believed the Commissioners assigned to each objective should remain on their objectives and Commissioner Svrcek should fill in any vacant positions that Chair Kenney formerly occupied.

Commissioner Marston remarked Objective 1.2 was covered by staff and suggested Commissioner Svrcek be assigned to Objective 1.4.

Secretary Yahn agreed with Commissioner Marston.

Secretary Yahn moved to add Commissioner Svrcek to Functional Area 1.4, 3.1 and 3.2 for the 2022 Current Harbor Commission Objectives. Commissioner Williams seconded the motion. The motion carried by the following roll call vote:

Ayes: Chair Scully, Vice Chair Beer, Secretary Yahn, Commissioner Cunningham, Commissioner Marston, Commissioner Williams
Nays: None
Abstaining: None
Absent: Commissioner Svrcek

3. Harbor Commission 2022 Objectives

Each ad hoc committee studying their respective Functional Area within the Commission's 2022 Objectives, will provide a progress update.

Recommendation:

- 1) 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
- 2) Receive and file.

Functional Area 1: Secretary Yahn commented that with respect to floats and lifts the ad hoc committee is working on closing the loop on the follow-up items that have been identified.

Functional Area 2: Commissioner Cunningham announced there was no report for Objectives 2.1, 2.2 and 2.4. Vice Chair Beer reported with respect to Objective 2.3, that all documents and materials have been reviewed by the City's contract engineer for the new mooring configuration realignments. Once the final report is received, the information will be verified at the mooring fields to make sure that the design meets the engineer's specifications. He was hopeful the Commission will be able to have a full review of the project at the September 2022 meeting.

In answer to Secretary Yahn's request for a status update on the new mooring permits, Commissioner Cunningham answered that staff is closing in on the end goal of having all the new permits done. Secretary Yahn understood that once the permits have been updated the objective could be closed.

In reply to Commissioner Cunningham's query regarding the report for Objective 2.3, Vice Chair Beer noted that the work requires ongoing feedback.

Functional Area 3: Commissioner Cunningham announced that there are no reports with respect to Objectives 3.1 and 3.2. With respect to Objective 3.3, the dredging project will be presented to the Coastal Commission on September 10, 2022.

Functional Area 4: In answer to Chair Scully's question regarding the water wheel, Harbormaster Blank shared that staff is optimistic that the plans for the water wheel will be approved by the Coastal Commission. If approved, staff will issue a Request for Proposals (RFP) towards the end of 2022. Chair Scully reported with respect to Objective 4.2, that the objective will be placed on hold due to the Orange County YMCA having discussions with the City Council about use of Lower Castaways. Harbormaster Blank concurred and mentioned there are no additional discussions proposed to be held with the Council on the topic in the near future. Chair Scully stated with Objective 4.3.1, Commissioner Williams and himself have identified 25 candidates to be on the Newport Harbor Safety Committee. The first meeting will be held at Marina Park on October 18 at 5:30 p.m.

4. Harbormaster Update June 2022 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, 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:

- 1) 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
- 2) Receive and file.

Harbormaster Blank announced with respect to keeping the Harbor clean, that one nuisance vessel was asked to leave the Harbor and not return. The vessel had been impounded twice by Harbor staff and once for a period of 9-months. With respect to water conservation, a new device was installed at Marina Park and had proved to be successful in reducing water utilization. The device is expensive, and staff continues to negotiate with the vendor to see if we can get a better deal. The State of California continues to monitor water utilization and the City has earned the top tier marks in terms of water savings implemented over the last 60 days. With respect to the pump-out stations, the particle separator has been very successful and has eliminated outages caused by foreign objects. In July, various harbor services workers identified illegal discharge into the Harbor from an upland construction site. Training has been provided to all staff on how to identify urban runoff and illegal discharge into the Harbor. An updated Harbor Map and QR Code card with the locations of the public restrooms will be provided to all rental operators in the Harbor. With respect to keeping the Harbor safe, harbor services workers performed many rescues and many assists in July. Also, harbor services workers performed repairs to both the 15th and 19th public docks. There was a discussion with the Harbor Department, the Newport Beach Fire Department, lifeguards and the Orange County Sheriff's Harbor Department to use Marina Park as a meeting point in emergencies. The Flight of Newport was a permitted activity that happened in July. There was a proposal to place floating saunas on the Harbor but that was declined. He reminded the Commission and the public that the new rates for Balboa Yacht Basin (BYB) are set by Council Policy and the methodology could not be revised without further Council action. With respect to improving statistic reports, staff has entered into a spreadsheet all of the paper-based guest survey results. The average satisfaction of guests staying at Marina Park has increased when compared to the year 2021 and the staff received a 5.0 rating. With respect to the new mooring permits, the permits in the process continue to decrease.

In response to Commissioner Cunningham's request for more details about the drowning in the Harbor, Harbormaster Blank explained the person was participating in a raft up, was free diving and likely drinking alcohol. An ongoing investigation was underway to determine if the raft-up was a paid attendance event or not. Commissioner Cunningham requested an update on the investigation at the September 2022 meeting.

In answer to Harbormaster Blank's inquiry regarding the special Harbor Commission meeting to discuss raft-ups on September 20, 2022, Commissioner Cunningham wanted to have more information about the drowning incident before a public meeting is held. Commissioner Williams wondered if the topic could be covered at the October 2022 Harbor Commission meeting.

In reply to Secretary Yahn's query regarding what agencies were present at the scene of the drowning, Harbormaster Blank answered the Orange County Sheriff's Harbor Department arrived first. The City's lifeguards aided with the search and rescue. Aerial support was provided at the request of the City of Newport Beach Police Department. The Harbor Department was asked to provide crowd control and the Orange County Coroner was called in. Secretary Yahn was pleased about the QR code. In answer to his question regarding if the map tracks folk's location in the Harbor, Harbormaster Blank answered no. Secretary Yahn encouraged staff to explore including that feature.

Vice Chair Beer agreed the QR code is fantastic and recommended the code be shared with the marinas and Newport Mooring Association. Harbormaster Blank concurred they are available at the front desk at Marina Park. The next step was to distribute them to all rental operators and marinas.

Commissioner Williams stated the QR code could be used to track folk's whereabouts and warn them if they venture into an area, they are not supposed to be in. Also, the app could be linked to emergency services.

Chair Scully thanked the staff for their quick work on the QR code. In answer to Chair Scully's query regarding the raft up drowning incident, Harbormaster Blank stated the maximum number of boats in the raft up was 17 and the incident occurred at 4:40 p.m. Chair Scully commented he would not be attending the special Harbor Commission meeting on September 20, 2022, but supported the meeting be held.

Commissioner Cunningham wanted more information about the raft-up incident and suggested moving the meeting out a month.

Chair Scully, Secretary Yahn, Vice Chair Beer, Commissioner Marston and Commissioner Williams agreed with Commissioner Cunningham to postpone the meeting for at least another month.

Commissioner Cunningham suggested having more signage in the Harbor advertising the QR code.

7) MOTION OF RECONSIDERATION

None

8) COMMISSIONER ANNOUNCEMENTS (NON-DISCUSSION ITEM)

Chair Scully announced he was anxiously awaiting the arrival for his first grandchild.

9) QUESTIONS AND ANSWERS WITH STAFF ON HARBOR-RELATED ISSUES

None

10) MATTERS WHICH COMMISSIONERS WOULD LIKE PLACED ON A FUTURE AGENDA FOR DISCUSSION, ACTION, OR REPORT (NON-DISCUSSION ITEM)

Commissioner Cunningham requested an updated overview from the Finance Department on Harbor revenues and expenses.

Commissioner Marston mentioned that the list of incidents on the Harbor for July was not included in the Harbormaster's report. Harbormaster Blank reported that bridge jumping had increased in July and monitoring of bridge jumping had decreased due to staffing constraints. Commissioner Marston requested at future meeting to see the different departments compared to the Harbor Department with respect to staffing, income and expenditures.

11) DATE AND TIME FOR NEXT MEETING: Wednesday, September 14, 2022 at 5 p.m.

None

12) ADJOURNMENT

There being no further business to come before the Harbor Commission, the meeting was adjourned at 5:58 p.m.

NEWPORT BEACH HARBOR COMMISSION REGULAR MEETING MINUTES
City Council Chambers – 100 Civic Center Drive, Newport Beach, CA
Wednesday, August 10, 2022
5 p.m.

1) CALL MEETING TO ORDER

The meeting was called to order at 5 p.m.

2) ROLL CALL

Commissioners: Steve Scully, Chair
Ira Beer, Vice Chair
Don Yahn, Secretary
Scott Cunningham, Commissioner
Marie Marston, Commissioner
Gary Williams, Commissioner

Excused: Rudy Svrcek, Commissioner

Staff Members: Paul Blank, Harbormaster
Jennifer Biddle, Administrative Support Specialist

3) PLEDGE OF ALLEGIANCE – Commissioner Cunningham

4) PUBLIC COMMENTS

None

5) APPROVAL OF MINUTES

1. Minutes of the July 13, 2022, Harbor Commission Regular Meeting

Chair Scully noted that he and Vice Chair Beer had submitted written comments.

Commissioner Marston mentioned on Page 6 the answer to her question was not reflected properly in the minutes.

Vice Chair Beer moved to approve the draft Minutes of the July 13, 2022, meeting with the changes referenced by Chair Scully, Commissioner Marston and himself. Secretary Yahn seconded the motion. The motion carried by the following roll call vote:

Ayes: Chair Scully, Vice Chair Beer, Secretary Yahn, Commissioner Cunningham, Commissioner Marston

Nays: None

Abstaining: Commissioner Williams

Absent: Commissioner Svrcek

6) CURRENT BUSINESS

1. 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:

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- 2) Receive and file.

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4. Harbormaster Update June 2022 Activities

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Commissioner Cunningham wanted more information about the raft-up incident and suggested moving the meeting out a month.

Chair Scully, Secretary Yahn, Vice Chair Beer, Commissioner Marston and Commissioner Williams agreed with Commissioner Cunningham to postpone the meeting for at least another month.

Commissioner Cunningham suggested having more signage in the Harbor advertising the QR code.

7) MOTION OF RECONSIDERATION

None

8) COMMISSIONER ANNOUNCEMENTS (NON-DISCUSSION ITEM)

Chair Scully announced he was anxiously awaiting the arrival for his first grandchild.

9) QUESTIONS AND ANSWERS WITH STAFF ON HARBOR-RELATED ISSUES

None

10) MATTERS WHICH COMMISSIONERS WOULD LIKE PLACED ON A FUTURE AGENDA FOR DISCUSSION, ACTION, OR REPORT (NON-DISCUSSION ITEM)

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11) DATE AND TIME FOR NEXT MEETING: Wednesday, September 14, 2022 at 5 p.m.

None

12) ADJOURNMENT

There being no further business to come before the Harbor Commission, the meeting was adjourned at 5:58 p.m.



CITY OF

NEWPORT BEACH

Harbor Commission Staff Report

September 14, 2022
Agenda Item No. 6.1

TO: HARBOR COMMISSION

FROM: Paul Blank, Harbormaster, 949-270-8158
pblank@newportbeachca.gov

TITLE: Ad Hoc Committee Updates

ABSTRACT:

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:

- 1) 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
- 2) Receive and file.

FUNDING REQUIREMENTS:

There is no fiscal impact related to this item.

DISCUSSION:

The Harbor Commission has two established ad hoc committees at this time to provide further review of issues that have arisen outside the adoption of the Harbor Commission Objectives or at the request of City Council. This is the time the Ad Hoc Committees will update the Harbor Commission on their progress.

The Ad Hoc Committees are:

- Floats attached to docks and piers – Commissioners Marston and Yahn (1/31/21)

- Review of City Council Policy H-1 – Pier and float extensions beyond the pierhead line – Commissioners Marston, Scully (05-11-2022)
- Review of the Harbor and Beaches Master Plan – Secretary Yahn and Commissioners Cunningham and Svrcek (07/13/2022)

ENVIRONMENTAL REVIEW:

Staff recommends the Harbor Commission find this action 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.

NOTICING:

The agenda item has been noticed according to the Brown Act (72 hours in advance of the meeting at which the Harbor Commission considers the item).



== CITY OF ==

NEWPORT BEACH

Harbor Commission Staff Report

September 14, 2022
Agenda Item No. 6.2

TO: HARBOR COMMISSION

FROM: Paul Blank, Harbormaster, 949-270-8158
pblank@newportbeachca.gov

TITLE: Harbor Commission 2022 Objectives

ABSTRACT:

Each ad hoc committee studying their respective Functional Area within the Commission's 2022 Objectives, will provide a progress update.

RECOMMENDATION:

- 1) 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
- 2) Receive and file.

FUNDING REQUIREMENTS:

There is no fiscal impact related to this item.

ENVIRONMENTAL REVIEW:

Staff recommends the Harbor Commission find this action 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.

The agenda item has been noticed according to the Brown Act (72 hours in advance of the meeting at which the Harbor Commission considers the item).

ATTACHMENTS:

Attachment A – Harbor Commission 2022 Objectives

Attachment B – Harbor Commission 2022 Objectives Tracking Sheet

City of Newport Beach

Harbor Commission Purpose & Charter

Newport Harbor supports numerous recreational and commercial activities, waterfront residential communities and scenic and biological resources. The Harbor Commission's charge under Section 713 of the Newport Beach City Charter is to advise the City Council on the diverse uses of Newport Harbor and its waterfront. The Charter specifies:

There shall be a City Harbor Commission of seven members which shall have the power and duty to:

- (a) Advise the City Council on all matters relating to proposed harbor improvements and the use of Newport Harbor.
- (b) Advise the City Council on all matters pertaining to the use, control, operation, promotion, and regulation of all vessels within Newport Harbor.
- (c) Approve, conditionally approve, or disapprove applications on all permits where the City of Newport Beach Municipal Code assigns the authority for the decision to the Harbor Commission.
- (d) Make recommendations to the City Council for the adoption of regulations and programs necessary for the ongoing implementation of the goals, objectives, and policies of the Harbor and Bay Element of the General Plan.
- (e) Advise the City Council, Planning Commission and City Manager on land use and property development applications referred to the Harbor Commission by the City Council, Planning Commission, or the City Manager.
- (f) Serve as an appellate and reviewing body for decisions on permits and other harbor-related administrative matters where the City of Newport Beach Municipal Code assigns such authority to the Harbor Commission.
- (g) Perform such other duties relating to Newport Harbor as the City Council may require. (As amended effective December 14, 2020)

Harbor Commission – Objectives

The following objectives are intended to support the mission of the Harbor Area Management Plan and the two most essential responsibilities of the Harbor Commission: (1) Ensuring the long-term welfare of Newport Harbor for all residential, recreational, and commercial users; (2) Promoting Newport Harbor as a preferred and welcoming destination for visitors and residents alike.

These updated objectives are subject to the review and approval of the Commission, and final approval by the Newport Beach City Council. Harbor Commission ad hoc committees, as established by the Commission, bear principal responsibility for coordinating the Commission's efforts, along with staff support, in achieving these Objectives.

City of Newport Beach - Harbor Commission Objectives

2022

2022 Objectives	Functional Area
<ol style="list-style-type: none"> 1. Conduct an annual review of Title 17 and recommend updates to the City Council where necessary. (Yahn) 2. Conduct an annual review of the Marine Activities Permits and recommend updates thereto as necessary. 3. Work with City Staff to bring all onshore and offshore Mooring Permittees permit forms current and properly on file. (Beer, Cunningham) 4. Evaluate current Harbor Department Operations to determine if the department is structured properly to meet all responsibilities of the Harbor on a daily basis. 	<p>1. Harbor Operations (Yahn)</p> <p><i>Matters pertaining to the Management, Policies, Codes, Regulations, and Enforcement.</i></p>
<ol style="list-style-type: none"> 1. Study and provide recommendations to the transfer permit policy for onshore and offshore moorings. (Beer, Cunningham) 2. Work with City Staff on an update of the market rent to be charged for onshore and offshore moorings. (Beer, Cunningham) 3. Evaluate the current mooring fields and provide a recommendation for new guidelines that better define rows and fairways to improve navigation, safety, and optimization of space within the mooring fields. (Beer) 4. Review the On-shore mooring vessel specifications providing a long-term plan with the goal of insuring adequate spacing between moorings, residential docks, and street ends. (Cunningham, Scully) 5. Evaluate options for additional City Moorings and/or Multi Vessel Mooring Systems (MVMS) for temporary use by visiting mariners or long-term mooring permittees. (Williams) 6. Complete evaluation for establishing day moorings off Big Corona beach and harbor moorings. (Williams) 	<p>2. Harbor Viability (Beer)</p> <p><i>Matters pertaining to Assets, Amenities, and Access.</i></p>

2022 Objectives	Functional Area
<ol style="list-style-type: none"> 1. Support staff on the rehabilitation of the current public floats and gangways including areas of the harbor that could benefit with additional public access. 2. Evaluate and identify the responsibilities and obligations of the city for additional safety vessels/equipment that may be added to the Harbor in the future. 	<p>3. Harbor Infrastructure (Cunningham)</p> <p><i>Matters pertaining to Sea Walls, Sea Level Rise, Dredging, Docks, and Beaches.</i></p>
<ol style="list-style-type: none"> 1. Evaluate enhancements and/or services to City amenities which will improve the operation and enjoyment of the Harbor. Additionally, identify new revenue generating offerings that would be administered through the Harbor Department. (Scully) 2. Evaluate and make recommendations for Lower Castaways. (Marston) 3. Continue the dialogue with representatives of the Harbor Charter Fleet industry, commercial vessel operators and rental concessionaires to: (1) promote best practices for all charter and commercial boat operations in Newport Harbor with particular attention to safety, operational support, speed, noise and pollution control/compliance and (2) evaluate (a) total number of vessels for hire on the harbor, (b) maximum passenger capacity for each vessel and in total, and (c) overall height of the superstructure of vessels for charter within the Harbor. (Williams) 	<p>4. Harbor Stakeholders (Scully)</p> <p><i>Matters pertaining to Residential, Recreational, and Commercial Users.</i></p>

1. Harbor Operations (Yahn) - Matters pertaining to the Management, Policies, Codes, Regulations and Enforcement

	1.1 Conduct an annual review of Title 17 and recommend updates to the City Council where necessary. (Yahn)	1.2 Conduct an annual review of the Marine Activities Permits and recommend updates thereto as necessary.	1.3 Work with City Staff to bring all onshore and offshore Mooring Permittees permit forms current and properly on file. (Beer, Cunningham)	1.4 Evaluate current Harbor Department Operations to determine if the department is structured properly to meet all responsibilities of the Harbor on a daily basis.		
January 12, 2022	The Ad Hoc is bringing updates to Title 17 for the Commission's review to the February meeting.	Nothing to report.	Nothing to report.	Nothing to report.		
February 9, 2022	The Ad Hoc brought the suggested updates to the Commission at tonight's meeting and received approval to move them forward for Council approval.	This item will be revisited later in the year.	Staff has collected issues with respect to the Mooring Permit forms and those will be reviewed.	This Objective will be incorporated into Objective 2.1.		
March 9, 2022	It will be submitted to Council for review and approval.	Nothing to report.	Staff will give an update on this project at the next meeting.	This Objective will be incorporated into Objective 2.1.		
April 13, 2022	The recommended changes were submitted to Council for review. Council discussed the revisions and continued the item to the next meeting.	Nothing to report.	Nothing to report.	Nothing to report.		
May 11, 2022	The Ad Hoc noted the updates to Title 17 have been approved by the City Council with the exception of raft-ups. A Special Meeting of the Harbor Commission will be conducted for stakeholder input.	Nothing to report.	Nothing to report.	Nothing to report.		
June 8, 2022	The Ad Hoc is currently taking information from the stakeholder meeting and reviewing floats and lifts in Title 17.	Nothing to report.	Nothing to report.	Nothing to report.		
July 13, 2022	The Ad Hoc continues to review and discuss the feedback from the Community meeting on floats and lifts.	Nothing to report.	Nothing to report.	Nothing to report.		
August 10, 2022	Nothing to report.	Nothing to report.	Nothing to report.	Nothing to report.		
September 14, 2022						
October 12, 2022						
November 9, 2022						
December 14, 2022						

2. Harbor Viability (Beer) - Matters pertaining to Assets, Amenities, and Access.

	2.1 Study and provide recommendations to the transfer permit policy for onshore and offshore moorings. (Beer, Cunningham)	2.2 Work with City Staff on an update of the market rent to be charged for onshore and offshore moorings. (Beer, Cunningham)	2.3 Evaluate the current mooring fields and provide a recommendation for new guidelines that better define rows and fairways to improve navigation, safety, and optimization of space within the mooring fields. (Beer)	2.4 Review the On-shore mooring vessel specifications providing a long-term plan with the goal of insuring adequate spacing between moorings, residential docks, and street ends. (Cunningham, Scully)	2.5 Evaluate options for additional City Moorings and/or Multi Vessel Mooring Systems (MVMS) for temporary use by visiting mariners or long-term mooring permittees. (Williams)	2.6 Complete evaluation for establishing day moorings off Big Corona beach and harbor moorings. (Williams)
January 12, 2022	The ad hoc is researching how other Harbors operate their transfers and will provide information to the Commission at a future meeting.	The appraisal for onshore moorings is complete and will be brought back for review by the entire Commission at the February meeting.	Nothing to report.	The ad hoc will explore areas around the Harbor with the new beam specification and length.	The ad hoc suggested a better defined description for MVMS for the Harbor and Beaches Master Plan, as well as quantities and potential cost.	Nothing to report.
February 9, 2022	The ad hoc continues to discuss this item and will provide further information at a future meeting.	This is an ongoing discuss and a special meeting will be set for further input.	Nothing to report.	Nothing to report.	Nothing to report.	Nothing to report.
March 9, 2022	Nothing to report.	The Commission received a presentation from the State Lands Commission. This is an ongoing discussion and a special meeting has been set for the Commission to hear additional feedback from the public.	Nothing to report.	Nothing to report.	Nothing to report.	Nothing to report.
April 13, 2022	Chair Kenney appointed Commissioner Williams to assist with this objective.	Nothing to report.	Vice Chair Beer discussed this objective in detail earlier in the meeting. He noted he is waiting for the third audit to come in and will bring it back to the Commission.	Nothing to report.	Nothing to report.	Nothing to report.
May 11, 2022	The Ad Hoc will be meeting soon to discuss next steps.	The Ad Hoc is discussing timing and the need for additonal meetings.	The third audit has been received. Further feedback will be requested of the Commission at next month's meeting.	Nothing to report.	Nothing to report.	Nothing to report.
June 8, 2022	The Ad Hoc is in the early stages of evaluating the mooring transfer policy.	Nothing to report.	Vice Chair Beer discussed this objective in detail earlier in the meeting. He brought before the Commission his draft plan for feedback.	Nothing to report.	Nothing to report.	Nothing to report.
July 13, 2022	Nothing to report.	Nothing to report.	Vice Chair Beer has received information from the engineering firm and will provide a more comprehensive update at next month's meeting.	Nothing to report.	Nothing to report.	Nothing to report.
August 10, 2022	Nothing to report.	Nothing to report.	Vice Chair Beer noted that he is waiting on the final report from the City's contract engineer. Once he receives that he can verify the information and provide a report to the Commission.	Nothing to report.	Nothing to report.	Nothing to report.
September 14, 2022						
October 12, 2022						
November 9, 2022						
December 14, 2022						

3. Harbor Infrastructure (Cunningham) - Matters pertaining to Sea Walls, Sea Level Rise, Dredging, Docks, and Beaches.

	3.1 Support staff on the rehabilitation of the current public floats and gangways including areas of the harbor that could benefit with additional public access.	3.2 Evaluate and identify the responsibilities and obligations of the city for additional safety vessels/equipment that may be added to the Harbor in the future.				
January 12, 2022	Nothing to Report	Nothing to Report				
February 9, 2022	Nothing to Report	Nothing to Report				
March 9, 2022	Nothing to Report	Nothing to Report				
April 13, 2022	Nothing to Report	Nothing to Report				
May 11, 2022	The City is requesting approval of dredging permit at the June Coastal Commission meeting.	Nothing to Report				
June 8, 2022	Nothing to Report	There will be a study session item on the next City Council agenda to discuss Fire response on the Harbor.				
July 13, 2022	Nothing to Report	Nothing to Report				
August 10, 2022	Nothing to Report	The request for deep water dredging will go before the Coastal Commission at their September meeting.				
September 14, 2022						
October 12, 2022						
November 9, 2022						
December 14, 2022						

4. Harbor Stakeholders (Scully) - Matters pertaining to Residential, Recreational, and Commercial Users.

	4.1 Evaluate enhancements and/or services to City amenities which will improve the operation and enjoyment of the Harbor. Additionally, identify new revenue generating offerings that would be administered through the Harbor Department. (Scully)	4.2 Evaluate and make recommendations for Lower Castaways. (Marston)	4.3 Continue the dialogue with representatives of the Harbor Charter Fleet industry, commercial vessel operators and rental concessionaires to: (1) promote best practices for all charter and commercial boat operations in Newport Harbor with particular attention to safety, operational support, speed, noise and pollution control/compliance and (2) evaluate (a) total number of vessels for hire on the harbor, (b) maximum passenger capacity for each vessel and in total, and (c) overall height of the superstructure of vessels for charter within the Harbor. (Williams)			
January 12, 2022	Nothing to report.	The ad hoc with engage Council for interest in improvements for Lower Castaways.	The ad hoc has discussed ideas for promoting best practices and addressing safety in the Harbor. The ad hoc has also discussed establishing a document that lists all the vessels that operate within the Harbor.			
February 9, 2022	Nothing to report.	Council has noted that Lower Castaways should not become a landfill and warrants further improvements. The ad hoc will speak to Council Members.	The ad hoc has drafted a work plan and the next step was to create a Newport Harbor Safety Committee that will hold a bi-monthly meeting with the boating and business community. The committee will discuss best practices within the Harbor, an emergency response plan, pollution identification and other Harbor-related items.			
March 9, 2022	Nothing to report.	The ad hoc has reached out to some of the Council and they are supportive of exploring improvements at Lower Castaways. The next step is to begin discussions with the Community Development Department and Public Works Department.	The ad hoc is in the process of creating the Newport Harbor Safety Committee.			
April 13, 2022	Nothing to report.	Engagement with Council regarding Lower Castaways continues and next steps will be determined.	The ad hoc has identified the framework for the Safety Committee and is in the process of identifying key members. The ad hoc anticipates the first meeting will be held in the third quarter of 2022.			
May 11, 2022	This Ad Hoc is working with the Water Quality Coastal Tidelands Committee to install floating restrooms on opposite sides of the Harbor.	The Ad Hoc is discussing further ideas for Lower Castaways and trying to determine next steps.	The Ad Hoc noted the database of rental charters, non-profit vessels and human-powered craft is near completion.			
June 8, 2022	This Ad Hoc is continuing to discuss installation of floating restrooms for the Harbor.	The Ad Hoc continues to discuss further ideas for Lower Castaways and is working to determine next steps.	The Ad Hoc is starting to identify stakeholders to take part in the Safety Committee.			
July 13, 2022	This Ad Hoc will continue to discuss installation of floating restrooms for the Harbor.	The Ad Hoc has reached out to the PB&R Committee to confirm whether plans have been discussed for this location. No plans are being discussed at this time. The Ad Hoc would also like to have a joint effort on this topic between both Commissions.	The goal of this Ad Hoc is to hold the first meeting of the Safety Committee in the 3rd Quarter of this year. Chair Scully also noted that he has updated his census information that was presented at the June meeting and the information will be posted to the Harbor website.			
August 10, 2022	Nothing to report.	This Objective is being placed on hold for now.	25 candidates have been identified to participate in the Newport Harbor Safety Committee. The first meeting is scheduled for October 18, at 5:30 p.m.			
September 14, 2022						
October 12, 2022						
November 9, 2022						
December 14, 2022						



CITY OF

NEWPORT BEACH

Harbor Commission Staff Report

September 14, 2022
Agenda Item No. 6.3

TO: HARBOR COMMISSION

FROM: Paul Blank, Harbormaster
pblank@newportbeachca.gov
(949) 270-8158

TITLE: Harbormaster Update – August 2022 Activities

ABSTRACT:

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, 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:

- 1) 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
- 2) Receive and file.

FUNDING REQUIREMENTS:

There is no fiscal impact related to this item.

DISCUSSION:

Clean

The City Harbor Department was asked to help our counterparts in the City of Long Beach Harbor Department with the removal of a vessel from the Shoreline Marina. Long Beach does not currently have SAVE or VTIP grant funds available for the removal of abandoned or turned-in vessels. This vessel had been well documented as a nuisance and the folks in Long Beach were eager to have it removed and put an end to the story. In the interest of keeping all our local waters clean, Newport agreed to help and contribute to a definitive conclusion to an unfortunate situation.

The Harbor Department assisted with containment and cleanup of fluids released when a road vehicle left the road on which it was traveling, crashed through a community playground, and then entered the harbor. Our spill response trailer was moved to the scene, six segments of containment boom were deployed as well as a supply of oil absorbent materials. The boom and absorbents were collected once the road vehicle was retrieved from the harbor.

Alert Harbor Services Workers noticed inappropriate construction techniques being used on some new docks. Sawdust and debris were falling directly into the water as construction continued. Upon advisement, the construction team did what they could to collect the debris. Upon referral to code enforcement, further investigation revealed the work was being done without approved permits. The property owner had applied for the proper permits, but the review and approval process had not yet occurred. A Stop Work Notice was issued.

Safe

The City of Laguna Beach Marine Division is considering adding a vessel to its service and patrol offerings. One of the many challenges associated with adding a vessel is where to berth it. We've been able to create a plan for them that would potentially have the vessel in a slip at Marina Park when fast access is important and out on a mooring when access is more routine. The arrangement would not violate berthing limits at Marina Park or for mooring sub-permits. The Marine Division and Laguna Beach City Leaders have expressed gratitude to the Harbor Department for helping them find a creative solution when other agencies and commercial providers could not find them a berth. In discussing the potential arrangements with CNB Fire and Lifeguard leadership, all agree that having additional mutual aid agency assets here in Newport Harbor is of benefit.

Code Enforcement team members are making a habit of having positive encounters with as many constituents as possible. When the Code Enforcement team encounters a young mariner, they have begun handing out stickers and badges that "deputize" those folks in support of keeping the harbor clean, safe and well-enjoyed.

Two well publicized electric vessel versus bridge incidents where the bridge prevailed prompted the Harbor Department to evaluate, repair, improve and supplement the bridge height markers. We found most height markers to be in good shape and easily visible. There was one height marker missing from the north side of the 38th Street Bridge. Fortunately, we had a replacement in inventory and the necessary equipment to install it. Should the need arise to replace others in the future, we have the contact information for the supplier. These markers are of a unique construction that makes them very functional and very durable. We've also supplied at least one rental concession operator with an image of the height markers so their customers can be educated about what to look for when approaching a bridge and how to gauge whether the vessel can fit safely under. Most rental concession operators advise and forbid their customers from transiting under any bridges in the harbor.

Making effective use of the technology available to us, team members assigned to the front desk at the Harbor Department office at Marina Park were able to witness several individuals jumping off the Lido Bridge one day. Once having captured the images, the team member called the non-emergency dispatch line for the NBPD to report the activity. NBPD had a resource in the area that was able to respond quickly enough to have an interaction with the individuals which results in compliance with CNB Municipal Code 11.12.150 - Diving or Jumping from Public Property.

Well-enjoyed

While conducting some public dock enforcement, alert Harbor Services Workers noticed a vessel that was taking on water due to a broken hose. Using the dewatering equipment aboard their patrol vessel they discharged over 150 gallons of water from the bilge. While dewatering continued, the owner arrived to take possession of the vessel and express his gratitude.

Another vessel in mild distress was assisted by capable Harbor Department staff when they mistakenly “skied” the main halyard on their sailboat. Using available equipment and some ingenuity, the Harbor Service Workers retrieved the halyard without going aloft. Ultimately a fun day sailing on the harbor was saved for the constituents and a positive encounter with the Harbor Department resulted.

Harbor Services Lead Fischbacher was able to put his first aid training to use for a guest in the Marina Park marina. It seems the guest had gotten a hook from a fishing lure lodged in his forearm. Upon inspection of the gentleman's arm, the recommendation was that he go to an urgent care facility. The guest did not want to go to an urgent care facility and asked that the hook be cut off the lure. With some effort, the lure was removed from the hook and then the hook was immobilized. The guest was then able to remove the hook himself.

It's not only humans to which we administer first aid. Harbor Services Workers Dumas and Lebano observed an unusual ripple in the waters near Crab Point. Upon further investigation they realized it was a seabass in distress swimming erratically. Using the debris collection net onboard their patrol vessel they were able to scoop up the fish and examine it. Using a multi-tool, they were able to remove an errant hook and fishing line from the fish who was subsequently released and observed to be swimming normally.

Also alert with their heads and eyes continually on the lookout for things that just don't seem right, Harbor Service Workers Mastro and Pinel identified and documented an unpermitted charter operating on the harbor. Information, documentation and photos collected were handed off to the Code Enforcement team which subsequently reached out to the vessel owner indicating he was not allowed to offer his vessel for hire without a Marine Activities Permit (MAP). Follow-up and observation continue as the owner decides whether to pursue the required MAP.

Odds and Ends

The Harbor Department team on duty was very pleased to participate in National Eat Outside Day on August 31. According to the promoters, “National Eat Outside Day encourages you to celebrate the sunshine (or moonlight) while eating your meal.” The Harbor Department enjoyed an unpermitted raft-up of all three patrol vessels and some pizza from a local provider. A great experience for all involved. A photo of the Harbor Department participating has been shared with the Public Information Manager to be included in an edition of the City’s internal publication, “The Rabbit Reads.”

The most interesting call received from a constituent this month concerned the role of the Harbormaster in the deliberations and discussions of the Harbor Commission. It was flattering to hear the caller’s opinion of the Harbormaster’s skills, experience and ability to reason toward beneficial solutions. It is, however not the role of the Harbormaster to influence the decisions of any deliberative body. The following explanation of roles and responsibilities was provided to the caller as a model for how we all operate:

- the Harbor Commission studies issues and recommends policy
- the City Council adopts policy
- the Harbormaster implements adopted policy

The caller found that explanation unsatisfactory and ultimately very frustrating.

The City transitioned the system used for all permitting and code enforcement activities from Permits Plus to EnerGov, a module within the City’s larger Tyler-MUNIS enterprise system in early July. We’re making good progress at coming up to speed on the use of this new application but there have been some challenges. Among the challenges has been the absence of our standard, automatic reporting of Code Enforcement activities for this monthly update. Once we get over these challenges there will be improved reporting capabilities and we will have a single repository for all code enforcement activities and Harbor Events Permitting.

ENVIRONMENTAL REVIEW:

Staff recommends the Harbor Commission find this action 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 a physical change to the environment, directly or indirectly.

NOTICING:

The agenda item has been noticed according to the Brown Act (72 hours in advance of the meeting at which the Harbor Commission considers the item).

ATTACHMENTS:

Attachment A – Harbor Department Statistics Infographic

Attachment B – Harbor Department Statistics by Month, Current Year

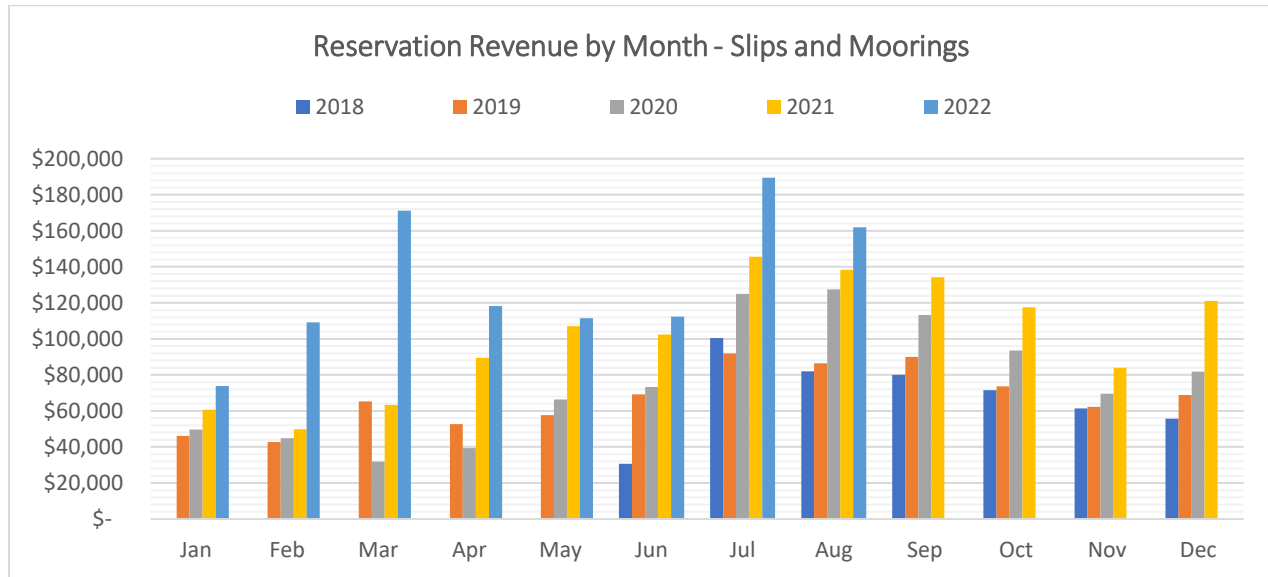
Attachment C – Harbor Department Statistics, Year over Year Comparison

Attachment D – Harbor Department Definitions

HARBOR DEPARTMENT STATISTICS INFOGRAPHIC

For the complete monthly data set, please refer to Attachments B and C on the Harbormaster Update staff report.

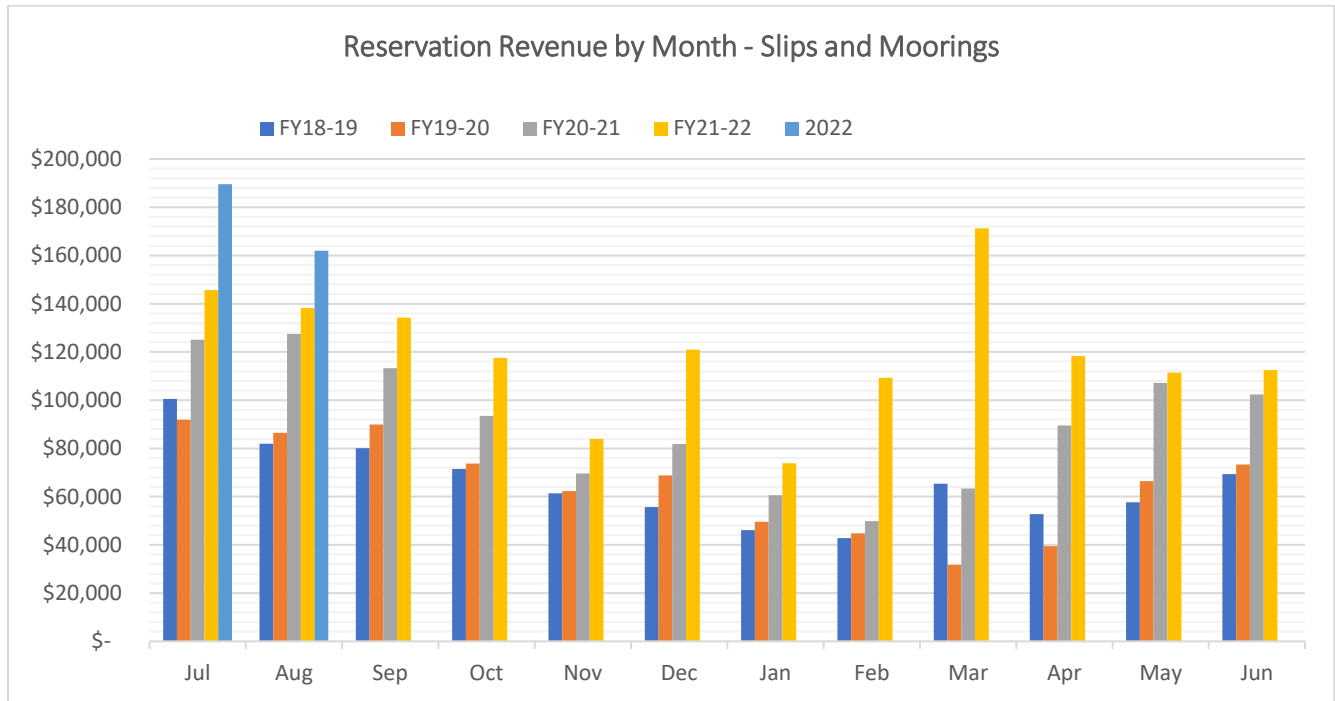
❖ Harbor Quick Facts – Revenue by Month, Calendar Year



Notes:

- *In calendar 2021, there was only one month (March) where revenue was behind a previous year*
- *Calendar 2021 ran significantly ahead of previous years*
 - *Occupancy was the primary driver, increased rates helped*
- *Calendar 2022 running significantly ahead of previous years*

Same data displayed by Fiscal Year rather than Calendar Year



Harbor Department Statistics			
Fiscal Year 2022-2023			
	July	August	YTD
Anchorage-Daytime Raft-up, No Permit Required	1	28	29
Anchorage -3 Day Limit Violation	7	0	7
Anchorage -Improper Anchoring	7	2	9
Anchorage-Raft-up permit Required	0	2	2
Anchorage Dye Tab	0	0	-
Assisting Vessels Over 20'	6	7	13
Assisting Vessels under 20'	9	8	17
Boat Maintenance	7	19	26
Bridge Jumpers	36	164	200
Code Enforcement	93	90	183
Daily Anchorage Check	55	48	103
Discharge/Pollution	4	5	9
Dock/Pier/Bridge Issue	-	36	36
Emergency	1	1	2
General Assist	48	46	94
Hazards/Debris	7	9	16
Human Lift Use Request	-	-	-
Impound	9	17	26
Incident	16	20	36
Marina Park Dock Maintenance	24	60	84
Mooring Assist	9	14	23
Mooring Check	94	82	176
Noise	4	207	211
Paddleboard/Kayak	3	11	14
Public Contact	203	207	410
Public Dock Enforcement	820	991	1,811
Pump Out	12	16	28
Registration & Insurance	690	78	768
Sea Lions	24	52	76
Speeding	12	8	20
Spreader Line	12	7	19
Swim Line	1	2	3
Trash	33	129	162
Vacancy Check	5	2	7
Rentals - Marina Park Slips	164	160	324
# of nights	543	663	1,206
Rentals - MP Sand Lines	19	18	37
# of nights	35	53	88
Offshore Mooring Sub-permittee	130	100	230
# of nights	691	558	1,249
Onshore Mooring Sub-permittee	64	53	117
# of nights	841	736	1,577

Harbor Department Statistics Comparison Year over Year							
	Jul-21	Jul-22	Aug-21	Aug-22		YTD-21-22	YTD- 22-23
Anchorage-Daytime Raft-up, No Permit Required		1		28			
Anchorage -3 Day Limit Violation		7		-			
Anchorage -Improper Anchoring		7		2			
Anchorage-Raft-up permit Required		-		2			
Anchorage Dye Tab	9	-	3	-		9	-
Assisting Vessels Over 20'	2	6	4	7		6	13
Assisting Vessels under 20'	7	9	10	8		17	17
Boat Maintenance		7		19			
Bridge Jumpers	18	36	5	164		23	200
Code Enforcement		93		90			
Daily Anchorage Check	94	55	99	48		193	103
Discharge/Pollution	-	4	2	5		2	9
Dock/Pier/Bridge Issue	11	-	-	36		11	36
Emergency	1	1	-	1		1	2
General Assist	41	48	28	46		69	94
Hazards/Debris	6	7	8	9		14	16
Human Lift Use Request		-		-			0
Impound	11	9	16	17		27	26
Incident	30	16	7	20		37	36
Marina Park Dock Maintenance		24		60			
Mooring Assist	44	9	19	14		63	23
Mooring Check	181	94	251	82		432	176
Noise	1	4	-	207		1	211
Paddleboard/Kayak	36	3	58	11		94	14
Public Contact	70	203	39	207		109	410
Public Dock Enforcement	787	820	680	991		1,467	1,811
Pump Out	9	12	17	16		26	28
Registration & Insurance	53	690	69	78		122	768
Sea Lions	20	24	77	52		97	76
Speeding	43	12	17	8		60	20
Spreader Line		12		7			
Swim Line	2	1	1	2		3	3
Trash	128	33	118	129		246	162
Vacancy Check		5		2			
						0	
Rentals - Marina Park Slips	171	164	150	160		321	324
# of nights	561	543	431	663		992	1,206
Rentals - MP Sand Lines	29	19	26	18		55	37
# of nights	71	35	85	53		156	88
Offshore Mooring Sub-permit	102	130	49	100		151	230
# of nights	597	691	382	558		979	1,249
Onshore Mooring Sub-permit	38	64	42	53		80	117
# of nights	469	841	589	736		1,058	1,577

Harbor Department Definitions

Anchorage	Anchorage Check of vessels in anchorage each day
Anchorage Dye Tab	Board vessel and place dye tablets in head (toilet). Ensure marine sanitation system does not leak
Assisting Vessels Over 20'	Assisting or educating Vessels over 20' (Anchorage Boundary Issue, Pump Out sinking vessel)
Assisting Vessels under 20'	Assisting or educating Vessels under 20' (Anchorage Boundary Issue, Pump Out sinking vessel)
Bridge Jumpers	Warning/Educating people not to jump
Daily Anchorage Check	Count of boats in anchorage each day
Discharge/Pollution	Any pollutant being discharged into the water
Dock/Pier/Bridge Issue	Gangway detached, Maintenance Issues, etc
Emergency	Any emergency sent to 911
General Assist	General Harbor Information, Misc Catch All
Hazards/Debris	Large Debris in water such as log, chair, shopping cart, etc.
Impound	Vessel Impounded in place or at dock
Incident	Progressed Incident but not level of Emergency
Mooring Assist	Helping Permittee or Sub-permittee on or off of the mooring
Mooring Check	Checks on moorings that are necessary outside the daily mooring vacancy checks, Checking lines, etc
Noise	Noise complaint
Paddleboard/Kayak	Assisting or educating paddleboarders or kayakers
Public Contact	Education of rules and regulations in the harbor
Public Dock Enforcement	Boat tagged at public dock
Pump Out	Pump-Out Dock Issue (Enforcement of time limits or inoperable pump)
Registration & Insurance	Follow up with Permittees on Expired Documents
Sea Lions	Sea Lion Complaint, Abatement Effort
Speeding	Wake Advisement/ educating boaters to slow down
Swim Line	Replace/readjust/broken swim line issues
Trash	Daily trash pick up



City Harbormaster Report

**Presentation to Harbor Commission
September 14, 2022**

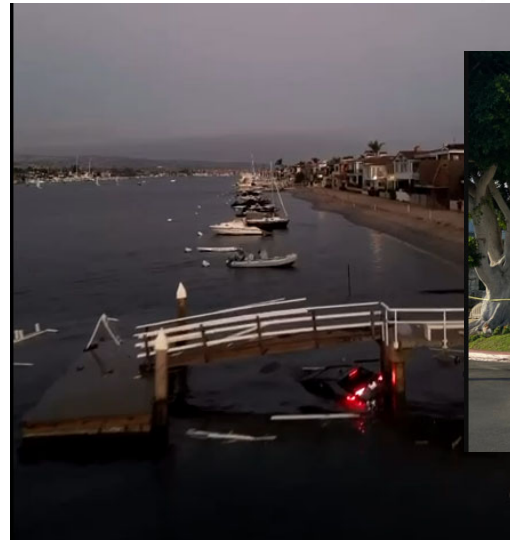
Paul Blank 
Harbormaster

Clean

- Assisted Long Beach HD with vessel removal
- Assisted with spill containment and cleanup when vehicle left road and entered the harbor
- Identification of inappropriate dock construction techniques led to “Stop Work” order for unpermitted construction



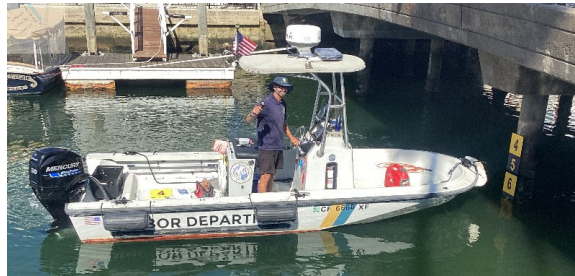
*The Humble Aboat, center, will have to be removed from the Shoreline Marina by Sunday, Aug. 21, 2022.
Photo by Anthony Pignataro.*



Harbor Department Activities Report

Safe

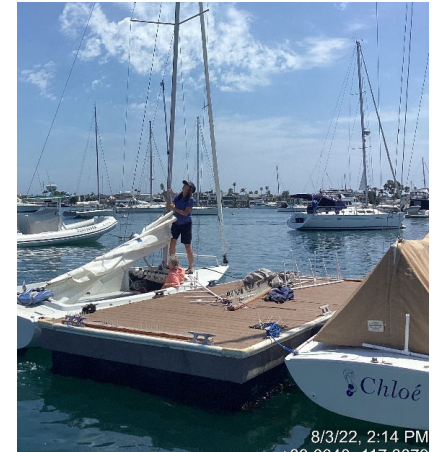
- Recruiting for the future Code Enforcement team
- Current Code Enforcement efforts
- Refresh/repair of Bridge height markers
- Remote bridge jumping monitoring



Harbor Department Activities Report

Well-enjoyed

- Dewatered vessel while doing public dock enforcement
- Assisted some sailors with a skied halyard – really clever retrieval
- Provided first aid to a human and a distressed and injured seabass
- Focus on unpermitted charter operations



Harbor Department Activities Report

Odds and Ends

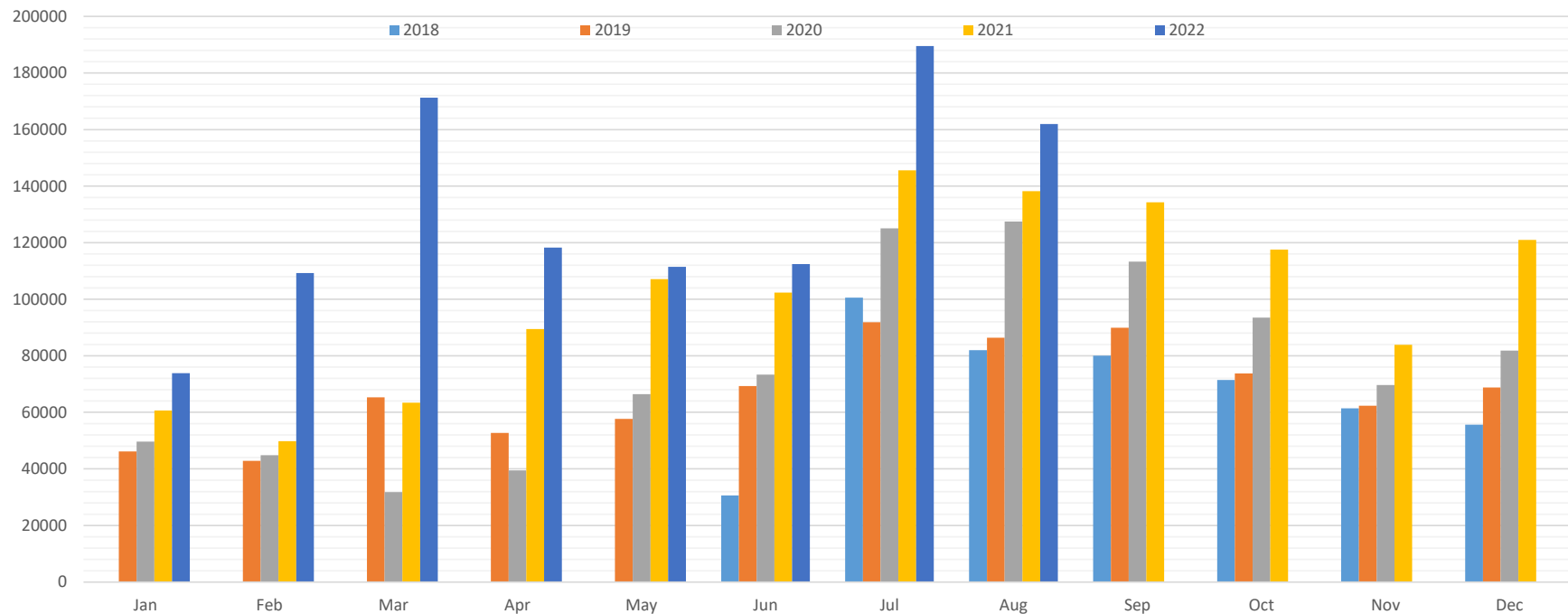
- Participation in Eat Outside Day
- Call from a constituent questioning my role and imploring me to contribute more to your deliberations
- Transition to new permitting and code enforcement system



Harbor Department Activities Report

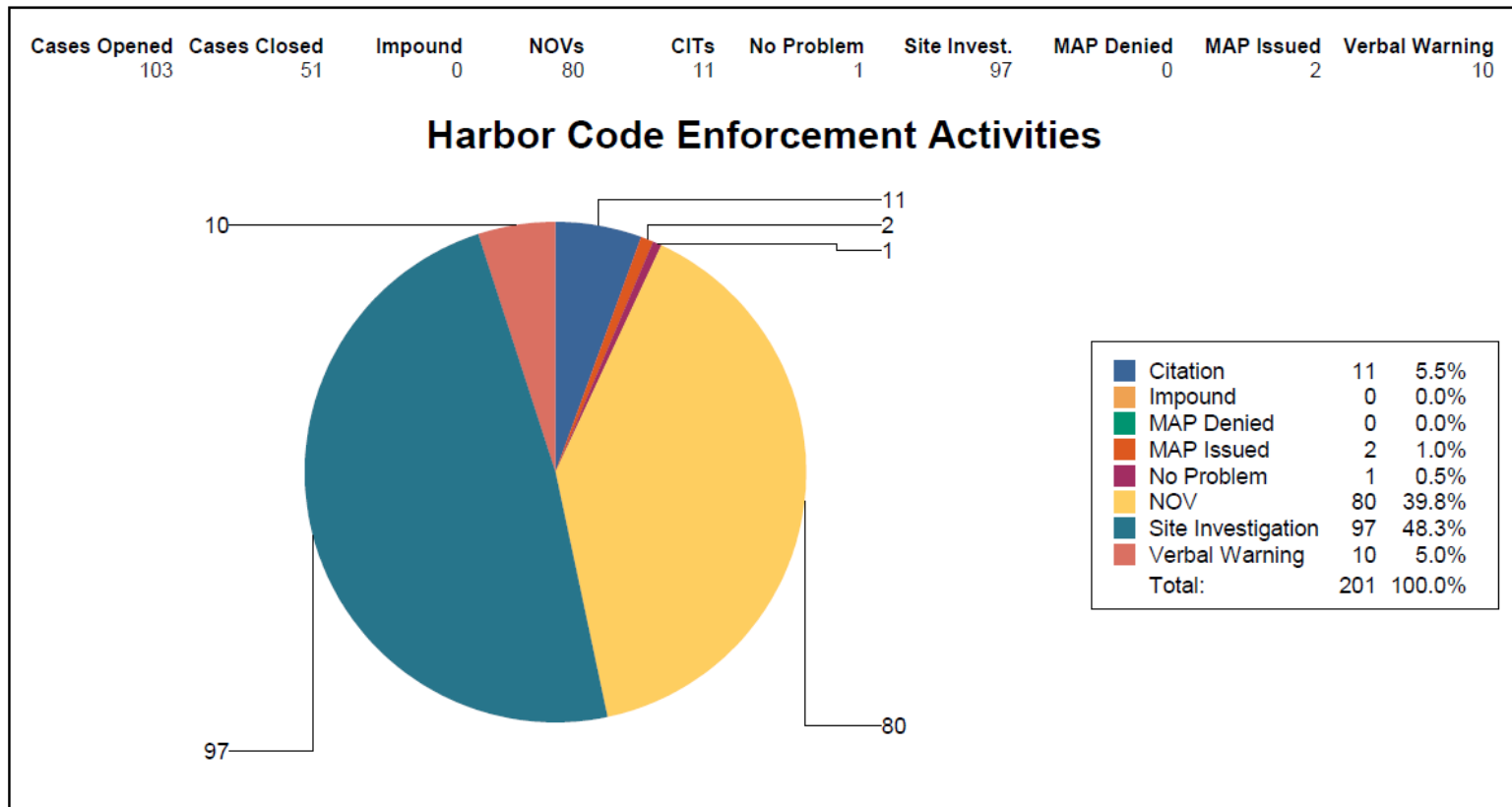
Improved Statistics Reporting

Reservation Revenue by Month - Slips and Moorings



Harbor Department Activities Report

Improved Statistics Reporting



Harbor Department Activities Report

Statistics Reporting

Harbor Department Statistics			
Fiscal Year 2022-2023			
	July	August	YTD
Anchorage-Daytime Raft-up, No Permit Required	1	28	29
Anchorage -3 Day Limit Violation	7	0	7
Anchorage -Improper Anchoring	7	2	9
Anchorage-Raft-up permit Required	0	2	2
Anchorage Dye Tab	0	0	-
Assisting Vessels Over 20'	6	7	13
Assisting Vessels under 20'	9	8	17
Boat Maintenance	7	19	26
Bridge Jumpers	36	164	200
Code Enforcement	93	90	183
Daily Anchorage Check	55	48	103
Discharge/Pollution	4	5	9
Dock/Pier/Bridge Issue	-	36	36
Emergency	1	1	2
General Assist	48	46	94
Hazards/Debris	7	9	16
Human Lift Use Request	-	-	-
Impound	9	17	26
Incident	16	20	36
Marina Park Dock Maintenance	24	60	84
Mooring Assist	9	14	23
Mooring Check	94	82	176
Noise	4	207	211
Paddleboard/Kayak	3	11	14
Public Contact	203	207	410
Public Dock Enforcement	820	991	1,811
Pump Out	12	16	28
Registration & Insurance	690	78	768
Sea Lions	24	52	76
Speeding	12	8	20
Spreader Line	12	7	19
Swim Line	1	2	3
Trash	33	129	162
Vacancy Check	5	2	7
Rentals - Marina Park Slips	164	160	324
# of nights	543	663	1,206
Rentals - MP Sand Lines	19	18	37
# of nights	35	53	88
Offshore Mooring Sub-permittee	130	100	230
# of nights	691	558	1,249
Onshore Mooring Sub-permittee	64	53	117
# of nights	841	736	1,577



Harbor Department Activities Report

Statistics Reporting

Harbor Department Statistics Comparison Year over Year						
	Jul-21	Jul-22	Aug-21	Aug-22	YTD-21- 22	YTD-22
Anchorage-Daytime Raft-up, No Permit Required		1		28		
Anchorage -3 Day Limit Violation		7		5		
Anchorage -Improper Anchoring		7		2		
Anchorage-Raft-up permit Required		5		2		
Anchorage Dye Tab	9	-	3	-	9	-
Assisting Vessels Over 20'	2	6	4	7	6	13
Assisting Vessels under 20'	7	9	10	8	17	17
Boat Maintenance		7		19		
Bridge Jumpers	18	38	5	164	23	200
Code Enforcement	93			90		
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Dock/Pier/Bridge Issue	11	-	-	36	11	36
Emergency	1	1	-	1	1	2
General Assist	41	48	28	46	69	94
Hazards/Debris	6	7	8	9	14	16
Human Lift Use Request		-		-		0
Impound	11	9	16	17	27	26
Incident	30	16	7	20	37	36
Marina Park Dock Maintenance		24		60		
Mooring Assist	44	9	19	14	63	23
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					0	
Rentals - Marina Park Slips	171	164	150	160	321	324
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# of nights	71	35	85	53	156	88
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# of nights	597	691	382	558	979	1,249
Onshore Mooring Sub-permit	38	64	42	53	80	117
# of nights	469	841	589	736	1,058	1,577



Harbor Department Activities Report

New Mooring Permit Update

Category	Total as of November 2021	Total as of April 2022	Total as of May 2022	Total as of June 2022	Total as of July 2022	Total as of August 2022	Total as of September 2022
Total Permits Issued	929	929	929	929	929	929	929
Permits in Process	195	36	33	28	25	20	16
Entered into Harbor Ops	537	769	801	829	859	870	893



Harbor Department Activities Report

Late Breaking Odds and Ends - 1

- **Approved last night by City Council:**

Direct the... Harbor Commission... to form an ad hoc committee for the purposes of reviewing the Municipal Code and City Council Policies... and submit back to City Council by June 30, 2023 recommendations concerning:

- (1) deleting or reducing language; and**
- (2) the advisability of applying sunset provisions for new or existing Municipal Code provisions**



Harbor Department Activities Report

Late Breaking Odds and Ends - 2

- This morning we were notified the Newport Beach Harbor Department Code Enforcement Division has been awarded the **2022 Innovative Program Award** by the CA Association of Code Enforcement Officers
 - Award to be presented on October 25
 - Some publicity will go out shortly after
 - Presentation to Harbor Commission in November
 - Proclamation from Council in November



Harbor Department Activities Report



City Harbormaster Report

Presentation to Harbor Commission

Paul Blank
Harbormaster