

FILED

Print Form

MAR 11 2020

## Notice of Determination

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

Appendix D

To:

☒ Office of Planning and Research

U.S. Mail:

P.O. Box 3044

Sacramento, CA 95812-3044

Street Address:

1400 Tenth St., Rm 113

Sacramento, CA 95814

BY:

DEPUTY

From:

City of Orange, Community

Public Agency: Development Department

Address: 300 E. Chapman Avenue

Orange, CA 92866

Contact: Robert Garcia, Senior Planner

Phone: 714-744-7231

☒ County Clerk

County of: Orange

Address: 12 Civic Center Plaza, Room 101 and 106

Santa Ana, CA 92701

Lead Agency (if different from above):

Address:

Contact:

Phone:

**SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.**

State Clearinghouse Number (if submitted to State Clearinghouse): 2019089099

Project Title: Proposed Chick-fil-A Drive-Thru Restaurant Project

Project Applicant: Chick-fil-A, Inc. (Ms. Jennifer M. Daw), 15635 Alton Parkway, Suite 350, Irvine, CA 92618

Project Location (include county): 202 South Main Street, City of Orange, Orange County

## Project Description:

The proposed project involves the demolition of an existing 8,579 square-foot structure and the construction of a one-story, 4,527 square-foot Chick-fil-A restaurant building with a double drive-thru lane and associated surface parking, landscaping, and utilities. The project would be subject to various City permits and approvals, including, but not limited to: General Plan Amendment GPA 2018-0002; Zone Change ZC No. 1287-18; Environmental Review ENV No. 1858-18; Conditional Use Permit No. 3044-17; Design Review No. 4909-17; Minor Site Plan Review No. 0904-17; and Tree Removal Permit. The project site is not listed pursuant to Government Resources Code Section 65962.5.

This notice is to advise that on March 10, 2020, the City of Orange, acting as Lead Agency, adopted Ordinance No. 09-20, an Ordinance of the City Council of the City of Orange approving Zone Change No. 1287-18 and Mitigated Negative Declaration No. 1858-18, a request to change the Zoning Designation of a 41,672 square foot site from Neighborhood Mixed Use (NMU) to General Business (C-2) for a site located at 202 S. Main Street, which was previously introduced and adopted by the City of Orange on February 11, 2020, for which a Notice of Determination was previously posted by the County Clerk on February 13, 2020 and submitted to the State Clearinghouse.

In taking this action, the City of Orange has made the following determinations regarding the above described action.

1. The project ☐ will ☒ will not have a significant effect on the environment.
2. ☐ An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.  
☒ A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures ☒ were ☐ were not made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan ☒ was ☐ was not adopted for this project.
5. A statement of Overriding Considerations ☐ was ☒ was not adopted for this project.
6. Findings ☐ were ☒ were not made pursuant to the provisions of CEQA.

The City of Orange adopted Ordinance No. 09-20, an Ordinance of the City Council of the City of Orange approving Zone Change No. 1287-18 and Mitigated Negative Declaration No. 1858-18, a request to change the Zoning Designation of a 41,672 square foot site from Neighborhood Mixed Use (NMU) to General Business (C-2) for a site located at 202 S. Main Street, in reliance on the City Council's prior approval of Resolution No. 11212. Pursuant to Public Resources Code 21166, there have been no changes in the project or circumstances surrounding the project or new information to require additional environmental review for the adoption of the above described ordinance.

This is to certify that the final EIR with comments and responses and record of project approval, or the Negative Declaration, is available to the general public at: City of Orange Community Development Department, 300 E. Chapman Avenue, Orange, CA 92866.

Signature (Public Agency):

Title:

Senior Planner

Date: 03/11/2020

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

Authority cited: Sections 21083, Public Resources Code.  
Reference Section 21000-21174, Public Resources Code.

MAR 11 2020

STATE CLEARINGHOUSE



50.00  
\* \$ R 0 0 1 1 5 5 1 5 2 5 \$ \*  
202085000235 12:17 pm 03/11/20  
41 12 Z01  
0.00 50.00 0.00 0.00 0.00 0.00 0.00 0.00

POSTED

MAR 11 2020

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY:

DEPUTY

36-2020-0225



State of California - Department of Fish and Wildlife

## 2020 ENVIRONMENTAL FILING FEE CASH RECEIPT

DFW 753.5a (Rev. 01/01/18) Previously DFG 753.5a



RECEIPT NUMBER:

30-2020 0225

STATE CLEARINGHOUSE NUMBER (If applicable)

2019089099

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

|   |                                 |                    |
|---|---------------------------------|--------------------|
| LEAD AGENCY<br>CITY OF ORANGE, COMMUNITY DEVELOPMENT DEPARTMENT | LEAD AGENCY EMAIL               | DATE<br>03/11/2020 |
| COUNTY/STATE AGENCY OF FILING<br>Orange                         | DOCUMENT NUMBER<br>202085000235 |                    |

PROJECT TITLE

PROPOSED CHICK-FIL-A DRIVE-THRU RESTAURANT PROJECT

|   |                         |                                |
|---|-------------------------|--------------------------------|
| PROJECT APPLICANT NAME<br>CHICK-FIL-A, INC.               | PROJECT APPLICANT EMAIL | PHONE NUMBER<br>(714) 744-7231 |
| PROJECT APPLICANT ADDRESS<br>15635 ALTON PARKWAY, STE 350 | CITY<br>IRVINE          | STATE<br>CA                    |
|   |                         | ZIP CODE<br>92618              |

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)           | \$3,343.25 | \$ | 0.00 |
| <input type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)    | \$2,406.75 | \$ | 0.00 |
| <input type="checkbox"/> Certified Regulatory Program document (CRP) | \$1,136.50 | \$ | 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  |          | \$ | 0.00 |
| <input type="checkbox"/> Other  |          | \$ |      |

### PAYMENT METHOD:

☐ Cash ☒ Credit ☐ Check ☐ Other

TOTAL RECEIVED \$ 0.00

SIGNATURE

*x Hazel L. Bennett*

AGENCY OF FILING PRINTED NAME AND TITLE

HAZEL L. BENNETT, DEPUTY CLERK

FILED

FILED

Print Form

MAR 11 2020

FEB 13 2020

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

HUGH NGUYEN, CLERK-RECORDER

## Notice of Determination

BY: RR  
DEPUTY

DEPUT Appendix D

## To:

☒ Office of Planning and Research

U.S. Mail:

Street Address:

P.O. Box 3044

1400 Tenth St., Rm 113

Sacramento, CA 95812-3044 Sacramento, CA 95814

☒ County Clerk

County of: Orange

Address: 12 Civic Center Plaza, Room 101 and 106  
Santa Ana, CA 92701

From: City of Orange, Community

Public Agency: Development Department

Address: 300 E. Chapman Avenue

Orange, CA 92866

Contact: Robert Garcia, Senior Planner

Phone: 714-744-7231

Lead Agency (if different from above):

Address:

Contact:

Phone:

POSTED

FEB 13 2020

ORANGE COUNTY CLERK-RECORDER DEPARTMENT  
BY: RR DEPUTY**SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.**

State Clearinghouse Number (if submitted to State Clearinghouse): 2019089099

Project Title: Proposed Chick-fil-A Drive-Thru Restaurant Project

Project Applicant: Chick-fil-A, Inc. (Project Contact: Ms. Jennifer M. Daw) 15635 Alton Parkway, Suite 350, Irvine

CA 92618

Project Location (include county): 202 South Main Street, City of Orange, Orange County

## Project Description:

The proposed project involves the demolition of an existing 8,579 square-foot structure and the construction of a one-story, 4,527 square-foot Chick-fil-A restaurant building with a double drive-thru lane and associated surface parking, landscaping, and utilities. The project would be subject to various City permits and approvals, including, but not limited to: General Plan Amendment GPA 2018-0002; Zone Change ZC No. 1287-18; Environmental Review ENV No. 1858-18; Conditional Use Permit No. 3044-17; Design Review No. 4909-17; Minor Site Plan Review No. 0904-17; and Tree Removal Permit. The project site is not listed pursuant to Government Resources Code Section 65962.5.

This is to advise that the City of Orange has approved the above  
(☒ Lead Agency or ☐ Responsible Agency)

described project on February 11, 2020 and has made the following determinations regarding the above  
(date)  
described project.

1. The project [☐ will ☒ will not] have a significant effect on the environment.
2. ☐ An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.  
☒ A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [☒ were ☐ were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [☒ was ☐ was not] adopted for this project.
5. A statement of Overriding Considerations [☐ was ☒ was not] adopted for this project.
6. Findings [☐ were ☒ were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

City of Orange Community Development Department, 300 E. Chapman Avenue, Orange, CA 92866

Signature (Public Agency): [Signature]

Title: Senior Planner

Date: 02/12/2020

Date Received

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

Authority cited: Sections 21083, Public Resources Code.  
Reference Section 21000-21174, Public Resources Code.



\* \$ R 0 0 1 1 4 8 1 9 2 3 \$ \*

202085000147 1:21 pm 02/13/20

340 Vitlndx Z03

2456.75

2410-0202-02  
POSTED

MAR 11 2020

ORANGE COUNTY CLERK-RECORDER DEPARTMENT  
BY: [Signature] DEPUTY



State of California - Department of Fish and Wildlife  
**2020 ENVIRONMENTAL FILING FEE CASH RECEIPT**  
DFW 753.5a (Rev. 01/01/18) Previously DFG 753.5a

|       |            |                  |
|-------|------------|------------------|
| Print | Start Over | Finalize & Email |
|-------|------------|------------------|

|  |
|--|
| RECEIPT NUMBER:<br>30-2020 0142                          |
| STATE CLEARINGHOUSE NUMBER (if applicable)<br>2019089099 |

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

|   |                                 |                    |
|---|---------------------------------|--------------------|
| LEAD AGENCY<br>CITY OF ORANGE, COMMUNITY DEVELOPMENT DEPARTMENT | LEAD AGENCY EMAIL               | DATE<br>02/13/2020 |
| COUNTY/STATE AGENCY OF FILING<br>Orange                         | DOCUMENT NUMBER<br>202085000147 |                    |

|   |  |                         |                                |
|---|--|-------------------------|--------------------------------|
| PROJECT TITLE<br>PROPOSED CHICK-FIL-A DRIVE-THRU RESTAURANT PROJECT |  |                         |                                |
| PROJECT APPLICANT NAME<br>CHICK-FIL-A, INC.                         |  | PROJECT APPLICANT EMAIL |                                |
| PROJECT APPLICANT ADDRESS<br>15635 ALTON PARKWAY, SUITE 350         |  | CITY<br>IRVINE          | STATE<br>CA                    |
|   |  | ZIP CODE<br>92618       | PHONE NUMBER<br>(714) 744-7231 |

PROJECT APPLICANT (Check appropriate box)

|  |  |   |                                       |  |
|--|--|---|---------------------------------------|--|
| <input type="checkbox"/> Local Public Agency | <input type="checkbox"/> School District | <input type="checkbox"/> Other Special District | <input type="checkbox"/> State Agency | <input checked="" type="checkbox"/> Private Entity |
|--|--|---|---------------------------------------|--|

CHECK APPLICABLE FEES:

|  |            |    |          |
|--|------------|----|----------|
| <input type="checkbox"/> Environmental Impact Report (EIR)                   | \$3,343.25 | \$ | 0.00     |
| <input checked="" type="checkbox"/> Mitigated/Negative Declaration (MND)(ND) | \$2,406.75 | \$ | 2,406.75 |
| <input type="checkbox"/> Certified Regulatory Program document (CRP)         | \$1,136.50 | \$ | 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 checked="" type="checkbox"/> County documentary handling fee   |          | \$ | 50.00 |
| <input type="checkbox"/> Other  |          | \$ |       |

PAYMENT METHOD:

|                               |                                 |                                |                                |                |    |          |
|-------------------------------|---------------------------------|--------------------------------|--------------------------------|----------------|----|----------|
| <input type="checkbox"/> Cash | <input type="checkbox"/> Credit | <input type="checkbox"/> Check | <input type="checkbox"/> Other | TOTAL RECEIVED | \$ | 2,456.75 |
|-------------------------------|---------------------------------|--------------------------------|--------------------------------|----------------|----|----------|

|                |  |
|----------------|--|
| SIGNATURE<br>X | AGENCY OF FILING PRINTED NAME AND TITLE<br>REGINA RIVERA, DEPUTY CLERK |
|----------------|--|

POSTED

MAR 11 2020

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: DEPUTY

FILED

MAR 11 2020

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: DEPUTY

POSTED

MAR 11 2020

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: \_\_\_\_\_

DEPUTY

FILED

MAR 11 2020

ORANGE COUNTY CLERK-RECORDER DEPARTMENT

BY: \_\_\_\_\_

DEPUTY

Orange County  
Clerk-Recorder's Office  
Hugh Nguyen

601 N. Ross Street  
92701

County

Finalization: 20200000060508  
2/13/20 1:21 pm  
340 VitIndx

| Item                      | Title | Count   |
|---------------------------|-------|---------|
| 1                         | 203   | 1       |
| EIR: Negative Declaration |       |         |
| Document ID               |       | Amount  |
| DOC# 202085000147         |       | 2456.75 |
| Time Recorded 1:21 pm     |       |         |

|       |         |
|-------|---------|
| Total | 2456.75 |
|-------|---------|

| Payment Type   | Amount  |
|----------------|---------|
| Check tendered | 2456.75 |
| # 2361-CK      |         |

|            |      |
|------------|------|
| Amount Due | 0.00 |
|------------|------|

THANK YOU  
PLEASE RETAIN THIS RECEIPT  
FOR YOUR RECORDS

[www.ocrecorder.com](http://www.ocrecorder.com)



Orange County  
Clerk-Recorder's Office  
Hugh Nguyen

601 N. Ross Street  
92701

County

Finalization: 20200000103556  
3/11/20 12:17 pm  
41 12

O.C. CLERK RECORDER  
601 N. ROSS ST.  
SANTA ANA, CA 92701  
03/11/2020 12:17:32

CREDIT CARD

MC SALE

Card # XXXXXXXXXXXX9443  
Chip Card: MasterCard  
AID: A0000000041010  
SEQ #: 12  
Batch #: 127  
INVOICE 13  
CLERK 0041  
Approval Code: 08993S  
Entry Method: Chip Read  
Mode: Issuer

SALE AMOUNT \$50.00

CUSTOMER COPY

| Item | Title | Count |
|------|-------|-------|
|------|-------|-------|

|                                |     |        |
|--------------------------------|-----|--------|
| 1                              | Z01 | 1      |
| EIR: Exempt or Previously Paid |     |        |
| Document ID                    |     | Amount |

|                        |       |
|------------------------|-------|
| DOC# 202085000235      | 50.00 |
| Time Recorded 12:17 pm |       |

|       |       |
|-------|-------|
| Total | 50.00 |
|-------|-------|

| Payment Type | Amount |
|--------------|--------|
|--------------|--------|

|                      |       |
|----------------------|-------|
| Credit Card tendered | 50.00 |
| # 089935             |       |

|            |      |
|------------|------|
| Amount Due | 0.00 |
|------------|------|

THANK YOU  
PLEASE RETAIN THIS RECEIPT  
FOR YOUR RECORDS

[www.ocrecorder.com](http://www.ocrecorder.com)

