

Daily Pilot

THURSDAY, OCTOBER 31, 2024 // dailypilot.com



Don Leach | Staff Photographer

BONNIE GRUTTADURIA, right, helps carry boxes of signed, verified petitions to be delivered to City Hall.

'Democracy in action' as petitions delivered in H.B.

BY MATT SZABO

Concerned Huntington Beach residents delivered more than 19,300 signatures against a controversial parent/guardian children's book review board to City Hall on Monday.

The volunteers gathered at a residence in Huntington Beach, taking 20 boxes of signed petitions to the trunks of two waiting cars. The petitions were headed to be reviewed by the city clerk.

Protect Huntington Beach co-founder Cathey Ryder said her organization has been asking residents to sign petitions for months.

More than 19,000 signatures have been collected since April in an effort to repeal a Huntington Beach ordinance that establishes a parent/guardian review board for children's books at the library.

The conservative council majority in April finalized approval of Ordinance No. 4318, which formed the board that would have a final decision on which new children's books would be allowed in the public library.

"This is democracy in action," Ryder said after several people, including minority Huntington Beach City Council members Dan Kalmick, Natalie Moser and Rhonda

Bolton and state Sen. Dave Min, helped with carrying the boxes to the cars. "This is what the United States is about. This is why we live here."

Monday was the six-month deadline to collect signatures on the petitions. The group needed to collect 13,247 verified signatures —

See **Petitions**, page A4

Political mailers cause dustup in N.B.

Mayor Will O'Neill says fliers appear to show his endorsement, but Jeff Herdman says it's a mistaken interpretation.

BY ERIC LICAS

Newport Beach Mayor Will O'Neill claimed his name and image were used to deceive voters into thinking that he supported former Councilman Jeff Herdman's campaign for City Council.

In a letter distributed to local news outlets and published on Facebook Oct. 15, O'Neill referred to two fliers that were mailed to voters by Herdman's campaign. One includes a photo showing Herdman and O'Neill as well members of the City Council and Chamber of Commerce in front of the Balboa Island Museum. The picture was shot at an event recognizing the work of the museum's founder, Shirley Pepys, and accompanied by a caption reading "Preserving our city's special heritage."

"If Mayor O'Neill chose to interpret that picture as an endorsement of me, that's unfortunate," Herdman told the Daily Pilot over the phone Tuesday. "That's his interpretation. I have certainly not sought his endorsement and would not seek his endorsement."

O'Neill is not seeking reelection. He accused Herdman of trying to "use the good will that I have in this community for his benefit" in his published letter. He went on to explicitly reiterate his endorsement of Herdman's

See **Mailers**, page A4

ALSO FROM THE DAILY PILOT:



Don Leach

NEWPORT HARBOR FLAG FOOTBALL STORMS INTO CIF SEMIFINALS PAGE A3

Backed by court, O.C. fairground officials give horse boarders a deadline to leave

Equestrians who've refused to sign a new contract can either leave today or pay through Dec. 31, at which point they must leave the facility for good.

BY SARA CARDINE

A judge Friday ruled Orange County fairgrounds operators may forcefully remove occupants refusing to sign new contracts — and rent hikes therein — at the center's Equestrian Center as it

undergoes rebranding into the more publicly facing Ranch Community Center.

Now, officials with the OC Fair & Event Center are giving the holdout equestrians until today to pack up and leave, and pay all back due rent since June 15, or to

sign on for an extended stay through Dec. 31, at which time they must ride off into the sunset for good.

The warning, signed by the Ranch Community Center, was issued Saturday to 10 renters on behalf of the center's board of directors, asking recipients to indicate their preferred removal scenario.

"It is very unfortunate that it's come to this, after multiple at-

tempts to seek compliance," OCFEC Chief Executive Michele Richards said Monday. "[But] we cannot allow public assets to be paid for by public money when they're being used by private businesses and private individuals."

Tensions between the equestrians and the Event Center, acting as California's 32nd Agricul-

See **Deadline**, page A2

Ruling denies appeal in Surf City's housing mandates battle

U.S. 9th Circuit Court of Appeals panel issued its ruling Wednesday, stating charter cities are subordinate political bodies and not sovereign entities.

BY MATT SZABO

The U.S. 9th Circuit Court of Appeals ruled Wednesday against Huntington Beach in its ongoing fight against state housing mandates.

Huntington Beach's conservative City Council majority voted to sue the state in March 2023 over its state-mandated Regional Housing Needs Allocation requirement to zone for 13,368 new units in the current cycle, including a percentage of low-income housing. Huntington Beach City Atty. Michael Gates said at the time that state mandates could not have preemptive power over Surf City's authority as a charter city.

The state filed a motion to dismiss Huntington Beach's federal lawsuit and U.S. District Judge Fred Slaughter in November 2023

granted that motion, ruling that the city lacked standing based on 9th Circuit precedent, citing City of S. Lake Tahoe vs. California Tahoe Reg'l Plan. Agency.

At the time that ruling was made, Gates said he disagreed with the judge, noting that South Lake Tahoe is a general law city, not a charter city like Huntington Beach.

During his appeal before the 9th Circuit panel last week, Gates presented the same argument, but the judges were openly skeptical.

In Wednesday's two-page decision, Judges Richard Tallman, Ryan Nelson and Daniel Bress stated that "no matter how California categorizes charter cities, they remain subordinate political bodies, not sovereign entities."

See **Denies**, page A3



A FOLKLÓRICO DANCER performs during a 2023 Day of the Dead celebration at Fairhaven Memorial Park & Mortuary in Santa Ana. The free event returns Saturday at 11 a.m.

Courtesy of Fairhaven Memorial Park & Mortuary

Pair of local cemeteries plan Día de los Muertos celebrations for Saturday

BY SARA CARDINE

This weekend any number of tributes to loved ones who've passed away may appear in public spaces, as altars, or ofrendas, are erected in observation of Día de los Muertos — the time when the dead are thought to momentarily rejoin the living.

Celebrated in Mexico and other Latin cultures for centuries, the Day of the Dead is gaining traction in the U.S. as schools, libraries and businesses make their own commemorative spaces and invite visitors to add objects of remembrance.

But when it comes to communing with the souls of the de-

parted, there is perhaps no more fitting location than the places where the dead reside — and two local cemeteries on Saturday will allow people to mark the occasion while visiting the grave sites of their loved ones in Costa Mesa and Santa Ana.

See **Plan**, page A3

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THU, OCT 31 **INGO BOINGO FORMER MEMBERS** **SAT, NOV 2** **VENICE** **SUN, NOV 3** **THE WINEHOUSE EXPERIENCE** **FRI, NOV 8** **COMMON SENSE**

- 10/31 INGO BOINGO FORMER MEMBERS / UNTOUCHABLES
- 11/1 INGO BOINGO FORMER MEMBERS / UNTOUCHABLES
- 11/2 VENICE
- 11/3 THE WINEHOUSE EXPERIENCE (AMY WINEHOUSE TRIBUTE)
- 11/8 COMMON SENSE
- 11/9 TYRONE WELLS
- 11/13 JOHN HIATT
- 11/14 THE SWEET
- 11/15 RONSTADT REVIVAL (LINDA RONSTADT TRIBUTE)
- 11/16 JOSHUA RADIN & RON POPE
- 11/21 JEREMY PIVEN
- 11/22 SPACE ODDITY (DAVID BOWIE TRIBUTE)
- 11/23 RUFUS WAINWRIGHT
- 11/24 CTRL + Z - FT MARC BONILLA, THOMAS LANG, RIC FIERABRACCI, ALEX MACHACEK, & JONATHAN SINDELMAN
- 11/26 LEONID & FRIENDS (CHICAGO TRIBUTE)
- 11/27 LEONID & FRIENDS (CHICAGO TRIBUTE)
- 11/29 THE PLATTERS
- 11/30 LEE ROCKER OF THE STRAY CATS
- 12/4 LIVINGSTON TAYLOR & LOUDON WAINWRIGHT III
- 12/6 WHICH ONE'S PINK? (PINK FLOYD TRIBUTE)
- 12/7 WHICH ONE'S PINK? (PINK FLOYD TRIBUTE)
- 12/8 SANDRA BERNHARD
- 12/9 PETTY CASH
- 12/11 DAVID BENOIT (CHRISTMAS TRIBUTE TO CHARLIE BROWN)
- 12/12 THE RAT PACK
- 12/13 ABBA HOLLY JOLLY CHRISTMAS
- 12/14 THE HIGHWAYMAN SHOW
- 12/15 THE GLENN MILLER ORCHESTRA
- 12/18 SAMANTHA FISH (SHAKE EM' DOWN TOUR) JON SPENCER, CEDRIC BURNSIDE
- 12/19 A VERY WHITNEY CHRISTMAS
- 12/20 A FLOCK OF SEAGULLS
- 12/21 AMBROSIA HOLIDAY SHOW
- 12/22 GARY HO-HO-HOEY
- 12/27 BEATLES VS STONES (A MUSICAL SHOWDOWN)



THU, NOV 14 **THE SWEET** **FRI, NOV 15** **RONSTADT REVIVAL** **THU, NOV 21** **JEREMY PIVEN** **FRI, NOV 22** **SPACE ODDITY**

- 12/28 DRAMARAMA
- 12/29 L.A. GUNS
- 12/31 THE ENGLISH BEAT *NEW YEARS EVE!*
- 1/3 QUEEN NATION
- 1/4 QUEEN NATION
- 1/8 QUINN SULLIVAN & HAMISH ANDERSON
- 1/10 TOMMY CASTRO & THE PAINKILLERS
- 1/11 AC/DC vs OZZY
- 1/12 BURTON CUMMINGS (OF THE ORIGINAL THE GUESS WHO)
- 1/17 DADA
- 1/18 DSB (JOURNEY TRIBUTE)
- 1/23 PAT TRAVERS
- 1/24 GENE LOVES JEZEBEL / BOW WOW WOW
- 1/26 WHAT'S NEW PUSSYCAT? (TOM JONES TRIBUTE)
- 1/30 CANNED HEAT
- 1/31 DESPERADO (EAGLES TRIBUTE)
- 2/1 DESPERADO (EAGLES TRIBUTE)
- 2/2 RICKIE LEE JONES
- 2/7 DAVID COOK
- 2/8 LED ZEPAGAIN (LED ZEPPELIN TRIBUTE)
- 2/16 INCENDIO with ARDESHIR FARAH (OF STRUNZ & FARAH)
- 2/20 THE HEART OF ROCK & ROLL
- 2/21 CHEST FEVER
- 2/22 FAST TIMES (ULTIMATE 80'S TRIBUTE)
- 2/23 ALWAYS ADELE
- 2/26 HUMMEL HARP BLOWOUT
- 2/27 VANESSA COLLIER
- 2/28 G LOVE & SPECIAL SAUCE
- 3/6 ALTAN
- 3/7 COCO MONTOYA & RONNIE BAKER BROOKS
- 3/8 MARC COHN
- 3/9 MARC COHN
- 3/13 SONS OF CREAM FT KOFI BAKER, MALCOM BRUCE, ROB JOHNSON
- 3/14 THE FENIANS
- 3/26 RUSSELL HOWARD
- 3/28 KIDS OF CHARLEMAGNE & PENROSE
- 3/29 SUPER DIAMOND (NEIL DIAMOND TRIBUTE)
- 3/30 COLIN JAMES
- 4/1 JORMA KAUKONEN
- 4/5 HERMAN'S HERMITS FT PETER NOONE
- 4/6 HERMAN'S HERMITS FT PETER NOONE
- 4/11 DON CARLOS

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THE DAILY COMMUTER PUZZLE

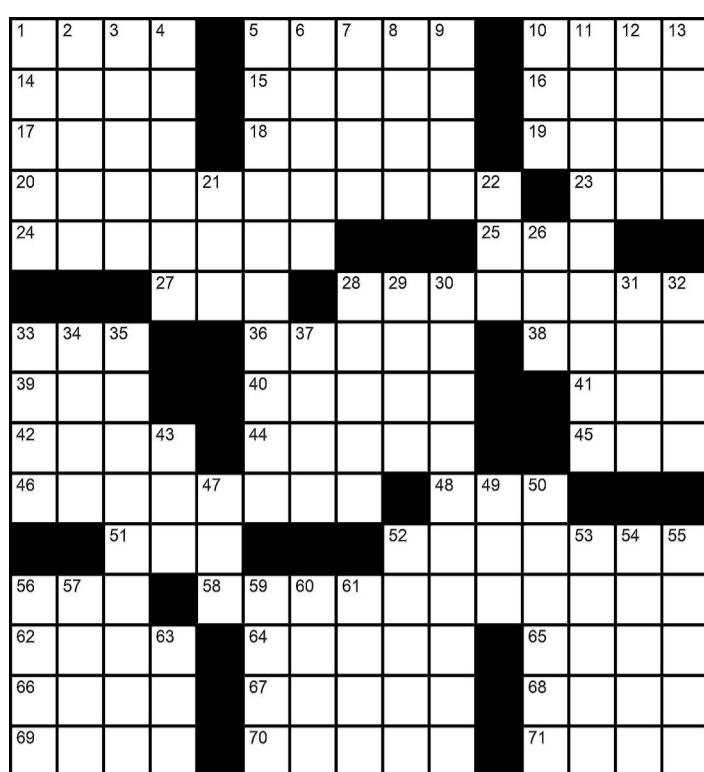
By Stella Zawistowski

ACROSS

- 1 _ to riches
- 5 Entertain
- 10 Gives weapons to
- 14 Friend in battle
- 15 Shindig
- 16 Take a peek
- 17 Life stories, for short
- 18 Plead your case
- 19 Adore
- 20 Bosom buddies: 2 wds.
- 23 Golf accessory
- 24 Some newspaper ads
- 25 "Grey's Anatomy" network
- 27 _-and-pop store
- 28 Doctors' garments: 2 wds.
- 33 Japanese sash
- 36 Wed in secret
- 38 Tiny flying pest
- 39 River blocker
- 40 "Duly _"
- 41 Lumberjack's tool
- 42 Guacamole and salsa
- 44 Bridge support
- 45 Sass
- 46 Emphasizes
- 48 Lobbying group: Abbr.
- 51 Greek letter before theta
- 52 Innocent
- 56 Sibling's nickname
- 58 George Eliot classic
- 62 Group of actors
- 64 String quartet part
- 65 Female horse
- 66 Got old
- 67 Made simpler
- 68 Pre-owned
- 69 "Yes" gestures
- 70 Kills, as a dragon
- 71 Church seating

DOWN

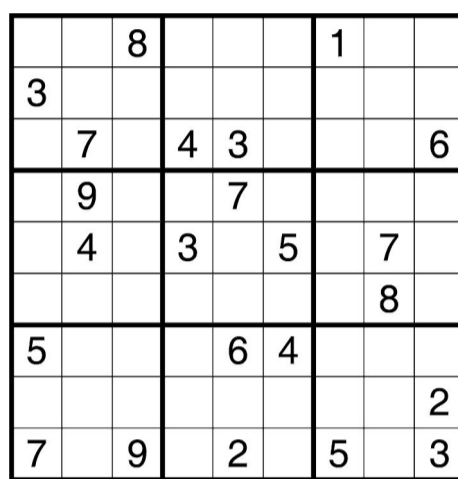
- 1 Synagogue leader
- 2 Extraterrestrial



SUDOKU

By the Mephram Group

Complete the grid so each row, column and 3-by-3 box (in bold borders) contains every digit, 1 to 9. For strategies on how to solve Sudoku, visit sudoku.org.uk.



For answers to the crossword and Sudoku puzzles, see page A4.

- 3 Shiny finish
- 4 Methodical procedure
- 5 City dwellings, often
- 6 Baseball's Roger
- 7 Strongly encourage
- 8 Greatly surprise
- 9 Looked over
- 10 _ or nothing
- 11 Dental procedure: 2 wds.
- 12 Relocate
- 13 _-ball (arcade game)
- 21 _yo (cold dessert)
- 22 Biological pouch

- 26 Swampy ground
- 28 Lilylike flower
- 29 Some primates
- 30 Covers on top of sheets
- 31 Cab
- 32 Staircase part
- 33 "What are the _?"
- 34 Angler's lure
- 35 Wowed
- 37 Folk legends
- 43 Congeal
- 47 Actor Elliott
- 49 Bank convenience: Abbr.
- 50 Refuse to speak: 2 wds.
- 52 Tin Pan _
- 53 Clean chalk from
- 54 Threaded fastener
- 55 Gets rid of
- 56 Glance over
- 57 "Othello" villain
- 59 Composer Charles
- 60 Rotary phone feature
- 61 South Asian pancake
- 63 QB successes: Abbr.

Tribune Media Services

DEADLINE

Continued from page A1

tural District Assn., came to a head in late August, when two groups that board horses and run nonprofit programs at the Costa Mesa facility filed a lawsuit against the agency after months of trying to meet collectively with OCFEC officials.

Plaintiffs Lisa Sabo, co-owner of equine therapy nonprofit Changing Strides, and OC Equestrian Vaulting founder Gibran Stout, allege fairgrounds operators imposed steep security deposits and phased rent hikes, amounting to a 52% increase by January 2025, but failed to define areas and activities covered by the agreement or assure training programs and lessons could continue.

Edits to the contract were rejected by the center's chief executive, Michele Richards, and checks for rent bearing the original amount, similarly rejected, are being held in an escrow account. Horse boarders say they filed the suit as a last resort, hoping to prompt a discussion.

"OCFEC has refused to negotiate this version of the rental agreement," their complaint states. "All tenants who have held over and not signed the new rental agreement have been illegally locked out of the arenas at the OC Equestrian Center."

Though equestrians sought a temporary restraining order to bar the center from taking action against them and other holdouts while the lawsuit was ongoing, presiding Orange County Superior Court Judge Sheila Recio denied the request.

She determined the OC Fair & Event Center would be within its legal right to restrict use at, and even forcefully dislodge tenants from, the 7.5-acre site.

Recio considered the likelihood equestrians' overall legal claims would prevail in court, a matter that came down to whether the agreement between the two parties was, effectively, a lease or licensing of the



Don Leach | Staff Photographer

A HORSE STANDS in its stall at the OC Fair & Event Center's Equestrian Center in 2023.

property.

The former, she argued through the citation of precedent, gives lessees "exclusive possession of the premises against all the world, including the owner." A license, however, "merely confers a privilege to occupy under the owner."

Recio also weighed the harm equestrians would face, were an injunction not granted, versus the harm OCFEC would face if it were granted. She determined that, short of conveying hearsay about a rider injured by an improperly exercised equine, the plaintiffs did not provide enough evidence of harm.

Richards, who said her organization, as a state agency, is represented by a legal team from the state attorney general's office, explained the ruling gives OC Fair & Event Center the right to take possession of the equestrians' possessions, including the horses, if boarders do not leave by today or pay to stay until Dec. 31.

She emphasized animals would be kept and cared for on site and not relocated from the property.

"We are an agricultural association of the state of California, and we have animals in our care and ownership all over the property," Richards said. "We would never, ever put an animal in danger."

Costa Mesa resident Macki Hamblin, a dressage trainer and owner of Connected Equine, has boarded

horses at the Costa Mesa facility for the past two years. She did not sign onto a new contract, in hopes the two parties could sit down and reach an agreement over new terms and how equestrians and their wards could play a role at the Ranch.

"I will continue reaching out with that olive branch — I want to be a part of, and help create, that vision they have," Hamblin said. "But it does seem very one-sided. You send correspondence in and don't hear anything back. It just seems unfortunate. Where does that disconnect come from? It hurts."

Anna McLean, an attorney with the law firm Shepard, Mullin, Richter & Hampton representing the equestrians, on Monday confirmed an appeal would be filed within the court's 60-day window.

"The court's order did not address a number of our clients' other arguments — that's one of the things we'll be bringing up on appeal," she said. "We'll also be exploring other options for interim relief in response to actions the [OCFEC] Board has indicated it will take."

Hamblin said Wednesday she hadn't yet decided what to do about today's deadline.

"I do want to have a conversation and mend any bridges or misunderstandings," she said. "I'm still hopeful for a third option."

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FLAG FOOTBALL

Newport Harbor set for semifinals

BY MATT SZABO

The Newport Harbor High girls' flag football team probably did not expect to be down in the final two minutes of the first CIF Southern Section playoff game in program history.



NEWPORT HARBOR'S Audrey Burns (22) runs for touchdown on Tuesday.

Don Leach

Yet that was where the Sailors found themselves Saturday against visiting Camarillo. It took a fourth-down touchdown pass from senior quarterback Maia Helmar to freshman Skylic Cid for No. 2-seeded Newport Harbor to pull out a 19-14 win in its playoff opener.

Three days later, the Sailors returned to Davidson Field to host Goleta Dos Pueblos in a quarterfinal match.

A more complete effort ensued. Helmar threw four touchdown passes and was one of four Newport Harbor players with an interception.

The result was a 33-14 win, moving the Sailors (24-2) into the semifinals on Saturday after recording their 23rd straight win.

A familiar Sunset League opponent waits there in Huntington Beach (21-7). The Oilers won 35-20 at Ventura on Tuesday in another quarterfinal match.

Huntington Beach will host the semifinal showdown on Saturday at 5 p.m. The Sailors already have

three wins over the Oilers this year, all by at least two touchdowns, though Newport Harbor coach Jason Guyser said he knows how tough it is to beat a good team four times in the same season.

Sunset League champion Newport Harbor is also tough to beat when it's operating like it did Tuesday on offense and defense.

After Helmar had two flag pulls to force a Dos Pueblos three-and-out on the opening drive, the Sailors drove down the field. Helmar pitched the ball to Cid on an option play, and she scored from 9 yards out, with the conversion pass to senior Audrey Burns also successful.

Dos Pueblos, the Channel League runner-up, pulled even on its second drive after converting a pair of fourth downs. Senior quarterback Liliana Rodriguez found Sterling Streitfield on a short pass in the middle of the field, and the

referee ruled she was in the end zone despite the flag pull and protest of Burns.

But Helmar found Burns on a 38-yard bomb down the right side to give the lead back to the Sailors, with the extra-point pass going to junior Cooper Dick.

On defense, Sailors sophomore Ashlyn Spicer came up with an interception to start the Chargers' next drive. The short field turned into points, as Helmar found Dick over the middle on a 1-yard score that gave the hosts a 20-7 halftime lead.

The Sailors pulled away in the second half. Helmar's 5-yard touchdown pass to Cid was followed by Burns' second scoring grab of the day. That gave Newport Harbor a 33-7 lead, before Dos Pueblos closed out the scoring in the final two minutes.

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PLAN

Continued from page A1

Costa Mesa's Harbor Lawn-Mt. Olive Memorial Park & Mortuary will host a Día de los Muertos celebration from 4 to 8 p.m. that will feature folklórico dancers, live mariachi bands, themed activities and a blessing by a local priest at 5:30 p.m. Free face painting will be available throughout the evening, and a taco truck will sell food until 7 p.m.

Participants may wander from the main event in the parking lot through the Gisler Avenue cemetery, which will be decorated with lights strung just for the occasion. They are invited to bring photos and decorate free picture frames on Saturday or they can visit the mortuary office ahead of the event.

Family services manager Peter Nguyen said Wednesday the cemetery is an appropriate place to celebrate the tradition of welcoming the departed through offerings placed directly at a loved one's grave site.

"Us being a cemetery, it just goes hand in hand with that tradition as a way for people to spend time with their loved ones," he said. "Families can leave a photo of their loved one, and we allow them to leave the decorations, which will stay up for about a week."

The Costa Mesa evening event will follow on the



Susan Hoffman

MARIA SOLIS decorates the grave of her son, Kevin Gonzalez, who died from a fire in June, at Costa Mesa's Harbor Lawn-Mt. Olive Cemetery on Wednesday.

heels of an earlier celebration at Fairhaven Memorial Park & Mortuary in Santa Ana, where a slate of activities will take place from 11 a.m. to 3 p.m. at the site's North Gardens.

Organizer Cynthia Adair said the local event began in 2012 as a small ceremony that honored the Aztec roots of the Day of the Dead and quickly grew into a larger event that moves and flows throughout the cemetery garden.

"We did it in front of the mausoleum, and it was very structured," Adair said Wednesday. "The feedback each year was, we need it to be a little different, come out with us to the grave sites."

"Now, [guests] are able to sit at their loved one's grave and hear and participate in the service all at the same time."

In addition to separate musical performances by youths from RHYTHMO

Academy's Mariachi Puño de Oro and Trio Los Salazar, visitors can watch folklórico dance troop Relámpago del Cielo and take part in a dance lesson.

Prayers for the dead take place at 1 p.m. and at 2:15 p.m., Fr. Mario Juarez from Santa Ana's Saint Anne Catholic Church will deliver a Blessing of the Souls. The event also features an altar-building demonstration, craft booths, face painting and food available for purchase.

Offerings may remain at grave sites for 10 days after the event before they are cleared.

Harbor Lawn-Mt. Olive Memorial Park & Mortuary is located at 1625 Gisler Ave, Costa Mesa. Santa Ana's Fairhaven Memorial Park & Mortuary is located at 1702 Fairhaven Ave.

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DENIES

Continued from page A1

They also ruled that the city and City Atty. Michael Gates did not have standing to sue in federal court, echoing the initial ruling last year by the district court judge.

"We are not persuaded by the city's efforts to differentiate South Lake Tahoe," the ruling reads. "The city argues that our standing bar does not apply because Huntington Beach is a charter city, which it claims is not a 'political subdivision.' Yet our precedent has applied South Lake Tahoe's standing rule to California's charter cities."

California Atty. Gen. Rob Bonta praised the decision in a statement Wednesday.

"While the city has been wasting the public's time and money pursuing this meritless lawsuit, its neighboring communities — along with every Californian struggling to keep a roof over their heads or wondering where they're going to sleep tonight — need Huntington Beach to step up and adopt a housing plan without further delay," Bonta said. "My office will continue pursuing all remedies in the state case against the city, where the court has already determined the city violated the state's housing element law."

The related state lawsuit against the city is also in appellate court, in San Diego.

"Today, yet another court has slapped down Huntington Beach's cynical attempt to prevent the state from enforcing our housing laws," Gov. Gavin Newsom said in a statement. "Huntington Beach officials' continued efforts to advance



File Photo

HUNTINGTON BEACH City Atty. Michael Gates, shown at a 2023 town hall meeting, disagrees with the latest ruling against the city in its efforts to avoid meeting state housing mandates.

plainly unlawful NIMBY policies are failing their own citizens — by wasting time and taxpayer dollars that could be used to create much-needed housing. No more excuses — every city must follow state law and do its part to build more housing."

Gates said Wednesday that he wasn't surprised by the decision based on how the hearing went, though he obviously disagreed.

"There are almost innumerable number of California court decisions that hold that charter cities are not political subdivisions," he said. "It's really a misapprehension of the law and a misapplication of the law, so for that reason, we obviously have recourse."

He said the city could next petition for "en banc" (full panel) review or could try to take the case to the U.S. Supreme Court if that review is denied.

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The sale will be made in an "as is" condition, but without covenant or warranty, expressed or implied, regarding title, possession, or encumbrances, to pay the remaining principal sum of the note(s) secured by the Deed of Trust, with interest and late charges thereon, as provided in the note(s), advances, under the terms of the Deed of Trust, interest thereon, fees, charges and expenses of the Trustee for the total amount (at the time of the initial publication of the Notice of Sale) reasonably estimated to be set forth below. The amount may be greater on the day of sale. Trustor: Angel Fernando Maya Madrid, a single man, and Jose S Chicas, a single man, as joint tenants Duly Appointed Trustee: National Default Servicing Corporation Recorded 12/08/2023 as Instrument No. 2023000304316 (or Book, Page) of the Official Records of Orange County, California. Date of Sale: 12/09/2024 at 9:00 AM Place of Sale: Doubletree by Hilton Hotel Anaheim - Orange County, Auction.com Room, 100 The City Drive, Orange, CA 92868 Estimated amount of unpaid balance and other charges: \$1,162,984.80 Street Address or other common designation of real property: 3112 Monroe Way, Costa Mesa, CA 92626 A.P.N.: 141-652-67 The undersigned Trustee disclaims any liability for any incorrectness of the street address or other common designation, if any, shown above. If no street address or other common designation is shown, directions to the location of the property may be obtained by sending a written request to the beneficiary within 10 days of the date of first publication of this Notice of Sale. If the Trustee is unable to convey title for any reason, the successful bidder's sole and exclusive remedy shall be the return of monies paid to the Trustee, and the successful bidder shall have no further recourse. The requirements of California Civil Code Section 2923.5(b)(2923.55(c)) were fulfilled when the Notice of Default was recorded. NOTICE TO POTENTIAL BIDDERS: If you are considering bidding on this property lien, you should understand that there are risks involved in bidding at a trustee auction. You will be bidding on a lien, not on the property itself. Placing the highest bid at a trustee auction does not automatically entitle you to free and clear ownership of the property. You should also be aware that the lien being auctioned off may be a junior lien. If you are the highest bidder at the auction, you are or may be responsible for paying off all liens senior to the lien being auctioned off, before you can receive clear title to the property. You are encouraged to investigate the existence, priority, and size of outstanding liens that may exist on this property by contacting the county recorder's office or a title insurance company, either of which may charge you a fee for this information. If you consult either of these resources, you should be aware that the same lender may hold more than one mortgage or deed of trust on the property. NOTICE TO PROPERTY OWNER: The sale date shown on this notice of sale may be postponed one or more times by the mortgage, beneficiary, trustee, or a court, pursuant to Section 2924g of the California Civil Code. The law requires that information about trustee sale postponements be made available to you and to the public, as a courtesy to those not present at the sale. If you wish to learn whether your sale date has been postponed, and, if applicable, the rescheduled time and date for the sale of this property, you may call 800-280-2832 or visit this internet website www.ndscorp.com/sales, using the file number assigned to this case 24-30476-PM-CA. Information about postponements that are very short in duration or that occur close in time to the scheduled sale may not immediately be reflected in the telephone information or on the internet website. The best way to verify postponement information is to attend the scheduled sale. NOTICE TO TENANT: You may have a right to purchase this property after the trustee auction pursuant to Section 2924m of the California Civil Code. If you are a "representative of all eligible tenant buyers" you may be able to purchase the property if you match the last and highest bid placed at the trustee auction. If you are an "eligible bidder," you may be able to purchase the property if you exceed the last and highest bid placed at the trustee auction. There are three steps to exercising this right of purchase. First, 48 hours after the date of the trustee sale, you can call 888-264-4010, or visit this internet website www.ndscorp.com, using the file number assigned to this case 24-30476-PM-CA to find the date on which the trustee's sale was held, the amount of the last and highest bid, and the address of the trustee. Second, you must send a written notice of intent to place a bid so that the trustee receives it no more than 15 days after the trustee's sale. Third, you must submit a bid so that the trustee receives it no more than 45 days after the trustee's sale. If you think you may qualify as a "representative of all eligible tenant buyers" or "eligible bidder," you should consider contacting an attorney or appropriate real estate professional immediately for advice regarding this potential right to purchase. *Pursuant to Section 2924m of the California Civil Code, the potential rights described herein shall apply only to public auctions taking place on or after January 1, 2021, through December 31, 2025, unless later extended. Date: 10/14/2024 National Default Servicing Corporation c/o Tiffany and Bosco, P.A., its agent, 1455 Frazee Road, Suite 820 San Diego, CA 92108 Toll Free Phone: 888-264-4010 Sales Line 800-280-2832; Sales Website: www.ndscorp.com Connie Hernandez, Trustee Sales Representative A-FN4826746 10/24/2024, 10/31/2024, 11/07/2024</p>	<p>TS No: CA08000244-24-1 APN: 939-83-272 TO No: 240089563-CA-VOI NOTICE OF TRUSTEE'S SALE (The above statement is made pursuant to CA Civil Code Section 2923.3(d)(1). The Summary will be provided to Trustor(s) and/or vested owner(s) only, pursuant to CA Civil Code Section 2923.3(d)(2).) YOU ARE IN DEFAULT UNDER A DEED OF TRUST DATED April 19, 2021. UNLESS YOU TAKE ACTION TO PROTECT YOUR PROPERTY, IT MAY BE SOLD AT A PUBLIC SALE. IF YOU NEED AN EXPLANATION OF THE NATURE OF THE PROCEEDINGS AGAINST YOU, YOU SHOULD CONTACT A LAWYER. On November 20, 2024 at 01:30 PM, at the North front entrance to the County Courthouse at 700 Civic Center Drive West, Santa Ana, CA 92701, MTC Financial Inc. dba Trustee Corps, as the duly Appointed Trustee, under and pursuant to the power of sale contained in that certain Deed of Trust recorded on April 23, 2021 as Instrument No. 2021000275566, of official records in the Office of the Recorder of Orange County, California, executed by EMANUEL TUCKER AND AMBER SINGLETON, HUSBAND AND WIFE AS JOINT TENANTS, as Trustor(s), in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., as Beneficiary, as nominee for SPROUT MORTGAGE, LLC as Beneficiary, WILL SELL AT PUBLIC AUCTION TO THE HIGHEST BIDDER, in lawful money of the United States, all payable at the time of sale, that certain property situated in said County, California describing the land therein as: AS MORE FULLY DESCRIBED IN SAID DEED OF TRUST The property heretofore described is being sold "as is". The street address and other common designation, if any, of the real property described above is purported to be: 21 EBB TIDE CIRCLE, NEWPORT BEACH, CA 92663 The undersigned Trustee disclaims any liability for any incorrectness of the street address and other common designation, if any, shown herein. Said sale will be made without covenant or warranty, express or implied, regarding title, possession, or encumbrances, to pay the remaining principal sum of the Note(s) secured by said Deed of Trust, with interest thereon, as provided in said Note(s), advances if any, under the terms of the Deed of Trust, estimated fees, charges and expenses of the Trustee and of the trusts created by said Deed of Trust. The total amount of the unpaid balance of the obligations secured by the property to be sold and reasonable estimated costs, expenses and advances at the time of the initial publication of this Notice of Trustee's Sale is estimated to be \$1,013,920.71 (Estimated). However, prepayment premiums, accrued interest and advances will increase this figure prior to sale. Beneficiary's bid at said sale may include all or part of said amount. In addition to cash, the Trustee will accept a cashier's check drawn on a state or national bank, a check drawn by a state or federal credit union or a check drawn by a state or federal savings and loan association, savings association or savings bank specified in Section 5102 of the California Financial Code and authorized to do business in California, or other such funds as may be acceptable to the Trustee. In the event tender other than cash is accepted, the Trustee may withhold the issuance of the Trustee's Deed Upon Sale until funds become available to the payee or endorsee as a matter of right. The property offered for sale excludes all funds held on account by the property receiver, if applicable. If the Trustee is unable to convey title for any reason, the successful bidder's sole and exclusive remedy shall be the return of monies paid to the Trustee and the successful bidder shall have no further recourse. Notice to Potential Bidders If you are considering bidding on this property lien, you should understand that there are risks involved in bidding at a Trustee auction. You will be bidding on a lien, not on the property itself. Placing the highest bid at a Trustee auction does not automatically entitle you to free and clear ownership of the property. You should also be aware that the lien being auctioned off may be a junior lien. If you are the highest bidder at the auction, you are or may be responsible for paying off all liens senior to the lien being auctioned off, before you can receive clear title to the property. You are encouraged to investigate the existence, priority, and size of outstanding liens that may exist on this property by contacting the county recorder's office or a title insurance company, either of which may charge you a fee for this information. If you consult either of these resources, you should be aware that the same Lender may hold more than one mortgage or Deed of Trust on the property. Notice to Property Owner The sale date shown on this Notice of Sale may be postponed one or more times by the Mortgage, Beneficiary, Trustee, or a court, pursuant to Section 2924g of the California Civil Code. The law requires that information about Trustee Sale postponements be made available to you and to the public, as a courtesy to those not present at the sale. If you wish to learn whether your sale date has been postponed, and, if applicable, the rescheduled time and date for the sale of this property, you may visit the Internet Website address www.nationwideposting.com or call Nationwide Posting & Publication at 916.939.0772 for information regarding the Trustee's Sale for information regarding the sale of this property, using the file number assigned to this case, CA08000244-24-1. Information about postponements that are very short in duration or that occur close in time to the scheduled sale may not immediately be reflected in the telephone information or on the Internet Website. The best way to verify postponement information is to attend the scheduled sale. Notice to Tenant NOTICE TO TENANT FOR FORECLOSURES AFTER JANUARY 1, 2021 You may have a right to purchase this property after the trustee auction pursuant to Section 2924m of the California Civil Code. If you are an "eligible tenant buyer," you can purchase the property if you match the last and highest bid placed at the trustee auction. If you are an "eligible bidder," you may be able to purchase the property if you exceed the last and highest bid placed at the trustee auction. There are three steps to exercising this right of purchase. First, 48 hours after the date of the trustee sale, you can call 916.939.0772, or visit this internet website www.nationwideposting.com, using the file number assigned to this case CA08000244-24-1 to find the date on which the trustee's sale was held, the amount of the last and highest bid, and the address of the trustee. Second, you must send a written notice of intent to place a bid so that the trustee receives it no more than 15 days after the trustee's sale. Third, you must submit a bid so that the trustee receives it no more than 45 days after the trustee's sale. If you think you may qualify as an "eligible tenant buyer" or "eligible bidder," you should consider contacting an attorney or appropriate real estate professional immediately for advice regarding this potential right to purchase. Date: October 8, 2024 MTC Financial Inc. dba Trustee Corps TS No. CA08000244-24-1 17100 Gillette Ave Irvine, CA 92614 Phone: 949-252-8300 TDD: 711 949.252.8300 By: Loan Quema, Authorized Signatory SALE INFORMATION CAN BE OBTAINED ONLINE AT www.nationwideposting.com FOR AUTOMATED SALES INFORMATION PLEASE CALL: Nationwide Posting & Publication AT 916.939.0772 NPP0466369 To: NEWPORT HARBOR NEWS PRESS COMBINED WITH DAILY PILOT 10/31/2024, 11/07/2024, 11/14/2024</p>	<p>NEED EXTRA CASH? Call Classified and have a garage sale!</p>			

Daily Pilot

A Times Community News publication.

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CROSSWORD AND SUDOKU ANSWERS

R	A	G	S	A	M	U	S	E	A	R	M	S
A	L	L	S	P	A	R	T	Y	L	O	O	K
B	I	O	S	A	R	G	U	E	L	O	V	E
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A	G	E	D	E	A	S	E	D	U	S	E	D
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MARKETPLACE

To place an ad, go to <http://timescommunityadvertising.com/>

Legal Notices

Legal Notices

BSC 225789
NOTICE OF PETITION TO ADMINISTER ESTATE OF: Marcia Elizabeth Sparks, aka Marcia E. Sparks, aka Marcia Cleary Sparks
30-2024-01426086-PR-LA-CMC
 To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of: **Marcia Elizabeth Sparks, aka Marcia E. Sparks, aka Marcia Cleary Sparks.**
A PETITION FOR PROBATE has been filed by **Mary Elizabeth Sparks** in the Superior Court of California, County of **ORANGE.**
THE PETITION FOR PROBATE requests that **Mary Elizabeth Sparks** be appointed as personal representative to administer the estate of the decedent.
THE PETITION requests authority to administer the estate under the Independent Administration of Estates Act. (This authority will allow the personal representative to take many actions without obtaining court approval. Before taking certain very important actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.) The independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not grant the authority.
A HEARING on the petition will be held on **Nov 20, 2024 at 1:30 p.m. in Dept. CM08** located at: 3390 HARBOR BLVD. COSTA MESA, CA 92626
The court is providing the convenience to appear for hearing by video using the court's designated video platform. This is a no cost service to the public. Go to the Court's website at The Superior Court of California - County of Orange (occourts.org) to appear remotely for Probate hearings and for remote hearing instructions. If you have difficulty connecting or are unable to connect to your remote hearing, call 657-622-8278 for assistance. If you prefer to appear in-person, you can appear in the department on the day/time set for your hearing.
IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.
IF YOU ARE A CREDITOR or contingent creditor of the decedent, you must file your claim with the court and mail a copy to the personal representative appointed by the court within the later of either (1) four months from the date of first issuance of letters to a general personal representative, as defined in section 58(b) of the California Probate Code, or (2) 60 days from the date of mailing or personal delivery to you of a notice under section 9052 of the California Probate Code. Other California statutes and legal authority may affect your rights as a creditor. You may want to consult with an attorney knowledgeable in California law.
YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a Request for Special Notice (form DE-154) of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in Probate Code section 1250. A Request for Special Notice form is available from the court clerk.
 Attorney for the Petitioner:
 ERIC M. RAINES, ESQ
 ALBRECHT & BARNEY LAW CORPORATION
 1 PARK PLAZA, STE 900
 IRVINE, CA 92614
 Published in the NEWPORT HARBOR NEWS PRESS combined with the DAILY PILOT on: 10/25, 10/31 & 11/1/2024

Legal Notices

Legal Notices

CITY OF LAGUNA BEACH:
ADOPTION OF ORDINANCE NO. 1706
 RELATED TO PUBLIC PARKING PAYMENTS
 Ordinance No. 1706 titled "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAGUNA BEACH, CALIFORNIA, AMENDING CHAPTERS 10.06 (PARKING) AND 10.07 (PARKING METERS) OF THE LAGUNA BEACH MUNICIPAL CODE REGARDING PUBLIC PARKING PAYMENTS AND EXEMPTIONS AND DETERMINING THE ORDINANCE TO BE EXEMPT FROM CEQA PURSUANT TO STATE CEQA GUIDELINES SECTIONS 15060(c) AND 15378(b)(5) " was introduced at the City Council meeting of October 22, 2024, and is scheduled to be adopted on November 12, 2024, on the following 5-0 vote: AYES: Orgill, Weiss, Whalen, Rounaghi, Kempf; NOES: None; ABSENT: None, ABSTAIN: None. Ann Marie McKay, City Clerk

Advertisement of Public Sale
 In accordance with the California Self-Service Storage Facility Act, Alton Self Storage LP, 2215 Alton Parkway, Irvine, California 92606, will sell by competitive bid on November 14, 2024. Property to be sold as follows: Miscellaneous household goods, personal items, furniture, clothing, and/or business items/fixtures belonging to the following:
 TENANT NAME SPACE NUMBER
 Ali Valivand 1097
 Alejandro Alcalá 1331
 Adam Zuckerman 2048
 Lorena Pichardo 2104
 Noe Oliva 2241
 Tammie Guillery 2523
 Noe Oliva 2533
 Pamela Zebedeus 2542
 J Engleiter 2564
 Tam Dang 3086
 Stephanie Eckhoff 3140
 Dominique Yarumian 3190
 Saul Barbosa 3200
 Dominique Yarumian 3210
 Gbemisola Badiru 3218
 Dominique Yarumian 3377
 Thomasine Holt 3410
 Andrea Hudson 3523
 Purchase must be paid for at time of purchase in cash only. All purchased items sold as is where is and must be removed at time of sale. Sale is subject to cancellation in the event of a settlement between owner and obligated party. Dated this October 31, 2024, and November 7th, 2024. Auction Listed on storagetresures.com. Final bid at 12:00 noon. 10/31, 11/7/24
CNS-3865493#
DAILY PILOT

BSC 225952
NOTICE OF PETITION TO ADMINISTER ESTATE OF: PAUL DI GIULIO
30-2023-01348129-PR-PW-CMC
 To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of: **PAUL DI GIULIO.**
A PETITION FOR PROBATE has been filed by **AUSTIN DI GIULIO** in the Superior Court of California, County of **ORANGE.**
THE PETITION FOR PROBATE requests that **AUSTIN DI GIULIO** be appointed as personal representative to administer the estate of the decedent.
THE PETITION requests the decedent's will and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file kept by the court.
THE PETITION requests authority to administer the estate under the Independent Administration of Estates Act. (This authority will allow the personal representative to take many actions without obtaining court approval. Before taking certain very important actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.) The independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not grant the authority.
A HEARING on the petition will be held on **Dec 05, 2024 at 1:30 p.m. in Dept. CM07** located at: 3390 HARBOR BLVD. COSTA MESA, CA 92626
The court is providing the convenience to appear for hearing by video using the court's designated video platform. This is a no cost service to the public. Go to the Court's website at The Superior Court of California - County of Orange (occourts.org) to appear remotely for Probate hearings and for remote hearing instructions. If you have difficulty connecting or are unable to connect to your remote hearing, call 657-622-8278 for assistance. If you prefer to appear in-person, you can appear in the department on the day/time set for your hearing.
IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.
IF YOU ARE A CREDITOR or contingent creditor of the decedent, you must file your claim with the court and mail a copy to the personal representative appointed by the court within the later of either (1) four months from the date of first issuance of letters to a general personal representative, as defined in section 58(b) of the California Probate Code, or (2) 60 days from the date of mailing or personal delivery to you of a notice under section 9052 of the California Probate Code. Other California statutes and legal authority may affect your rights as a creditor. You may want to consult with an attorney knowledgeable in California law.
YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a Request for Special Notice (form DE-154) of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in Probate Code section 1250. A Request for Special Notice form is available from the court clerk.
 Attorney for the Petitioner:
 SHADI ALA1 SHAFFER, ESQ
 ASSET PROTECTION & ELDER LAW CENTER
 3187 RED HILL AVE., SUITE 115
 COSTA MESA, CA 92626
 Published in the NEWPORT HARBOR NEWS PRESS combined with the DAILY PILOT on: 10/25, 10/31 & 11/1/2024



Photos by Don Leach | Staff Photographer

VOLUNTEERS INCLUDING Huntington Beach City Council members Dan Kalmick, Natalie Moser and Rhonda Bolton help carry boxes of petitions to be delivered to City Hall.

PETITIONS

Continued from page A1

10% of registered Huntington Beach voters — in order to trigger a special election early next year and let the voters decide on the fate of the yet-to-be-formed children's book review board, which would feature up to 21 members appointed by the council.

The newly seated City Council, which will be determined in the Nov. 5 election, could also approve the petition outright or ask for a 30-day financial overview before placing it on the ballot, Kalmick said.

Ryder said Protect HB has been verifying that signers are registered to vote, are Huntington Beach residents and that their names match their voter registration, so the group is very optimistic that it has cleared the 10% threshold. After the signatures are finalized by the Orange County Registrar of Voters, a "Vote Yes" campaign for the special election will begin, Ryder said, though verification is not expected to happen until early December after the general election results are verified.

Protect HB teamed with the Bookloose initiative, also based in Huntington Beach, on the effort. Ryder said more than 360 volunteers have made phone calls, protested on Main Street or stood in front of a grocery store collecting signatures.

"We have independents, we have Republicans, we have Democrats who have supported us," she said. "We don't believe this is a partisan issue. For me, it's about giving citizens a chance to vote on an important issue like this. Should we vote on every single thing the City Council does? No ... but a decision like this should not be decided by four people. It's too big."

Kalmick helped draft the petition language.

"This would not have happened without a groundswell of residents who didn't see anything wrong with the library, and



STATE SEN. Dave Min helps load boxes of signed, signed petitions against the library review board.

didn't want to see politics injected in the library," he said. "If this makes its way to the ballot, you'll see a groundswell of folks coming out to protect the libraries."

Huntington Beach Mayor Gracey Van Der Mark, part of the conservative majority, pushed back on Monday. She noted that no books have been removed from the library, though some have been recatalogued.

"Books are being relocated," she said. "Librarians move books all the time. I used to work in a library. I used to relocate books all the time. I wasn't considered a professional book-banner. Yet, if a book is teaching children how to masturbate and we say, 'Let's just move that to the adult section,' they consider it a book ban?"

Some against the parent/guardian review board have said that since it would be able to stop children's books from entering the library, that does amount to a ban.

Van Der Mark, however, argued that librarians shouldn't have the ultimate power to make decisions on content.

"Does her piece of paper, her degree, make it OK for her to reject the books?" she said. "But if us parents reject one, we're banners. That's actually pretty insulting, to say, 'Well, you don't have a library degree, so you're not worthy of reviewing a book.' That's insulting to moms and dads."

Assembly Bill 1825, authored by Assemblymember Al Muratsuchi (D-Torrance) and co-authored by Min (D-Irvine), was signed into state law by Gov. Gavin Newsom on Sept. 29. Also

called the "California Freedom to Read Act," it would seem to make Huntington Beach's parent/guardian review board a moot point.

The bill stops library boards from making policies to ban or limit circulation of books because of the views, ideas or opinions in them, or because they contain sexual content.

But Huntington Beach City Atty. Michael Gates has indicated that the city will fight the law, claiming it is unconstitutional.

"I've got three kids," Min said Monday. "When I take them to the library, or when I see them check out books from the library, I look at them. I'm a parent. There are books out there that some parents may not want to have their kids have access to, that I do. They shouldn't get to determine, because of their own beliefs, what the rest of us get access to. If they are that concerned that their kids have a narrow worldview and are not exposed to anything, then they should be more involved as parents."

Meanwhile, another petition related to the library continues collecting signatures of Huntington Beach voters. This one seeks to stop possible outsourcing of library operations in the future.

In June, private company Library Systems & Services pulled its bid to manage the city's library system, a day before the City Council was set to vote on that bid.

The deadline for signatures for the second petition is Nov. 25. Ryder said Monday that it already has about 13,000 to 14,000 signatures.

matthewszabo@latimes.com
 Twitter: @mjszabo

MAILERS

Continued from page A1

opponent, District 5 incumbent Noah Blom.

Another mailer attributed to Herdman's campaign and described as deceptive by the mayor includes the statement: "I agree with Mayor Will O'Neil [sic] that there should be an election so that residents can vote on the housing plan!"

Herdman and O'Neill previously sat on council together, from 2016 to 2020. In recent months, they have been on opposing sides of discussions regarding the city's housing element.

The City Council passed a raft of ordinances required to implement the housing element on July 23, bypassing a provision in the city's charter requiring Newport Beach residents to approve land use decisions that may significantly increase development. Herdman was among over a dozen members of the community at that meeting

Restore your RIGHT TO VOTE on large housing projects!

Councilman Noah Blom and his political allies at City Hall colluded with developers to take away our right to vote on a massive housing scheme that would bring 20,000 high-density apartments to Newport Beach.

As your new City Council Representative, I will fight back by:

- Shutting down Councilman Blom's developer giveaway housing plan. I don't want Newport Beach to look like Irvine or Anaheim!
- Guaranteeing residents' right to vote on all housing and land use decisions that impact our community's quality of life.
- Fully support the voter-approved "Greenlight" provision of our City Charter!

"I agree with Mayor O'Neil that there should be an election so residents can vote on the Housing Plan. Elect me to the City Council and there will be!" — Jeff

Herdman for City Council, courtesy of Will O'Neill

A FLIER MAILED to Newport Beach voters by City Council candidate Jeff Herdman's campaign stating "I agree with Mayor O'Neil" were described as deceptive by the city's mayor.

— including other former council members and people who were part of the committee that helped develop the zoning plan — who spoke out against it and called on the city to bring the issue to voters.

"That's the whole reason I'm running for City Council," Herdman said. "The council, on July 23, took our right to vote away on our housing element."

During that meeting, O'Neill went into detail about the years of public outreach and planning that went into developing the housing element, noting that many now against it had a hand in putting it together. He and other council members said the city needed to implement the plan to stay in compliance

with California housing laws and prevent state officials from asserting authority over local zoning. He also attempted to counter specific claims made by speakers during public comment.

However, O'Neill was the only council member to abstain from voting on the housing element-related ordinances. In an interview with Stu News, he explained that he believed city charter section "423 requires a vote." That appears to validate Herdman's claim that they agree on at least one aspect of the issue, even if their opinions on the right course of action for Newport Beach conflict.

eric.licas@latimes.com
 Twitter: @EricLicas

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