

Daily Pilot

FRIDAY, OCTOBER 8, 2021 /// Now including Coastline Pilot and Huntington Beach Independent /// dailypilot.com

Energy company targeted with lawsuit

Laguna Beach property owners argue negligence in its response to the oil spill just off Orange County's coast.

BY LILLY NGUYEN

A class action lawsuit was filed Wednesday in federal court against Amplify Energy by Laguna Beach property owners, who argue that the company's negligence in responding to the oil spill just off of Orange County's coast has negatively affected their beachfront property.

The lawsuit names Amplify Energy and its subsidiary Beta Operating Co., LLC, as defendants in the matter.

The complaint reiterates previous reports of what occurred in the first few hours of the oil spill. Federal regulators said that employees in the control room of the subsidiary company that operates the San Pedro Bay Pipeline received a low-pressure alarm indicating a possible failure at around 2:30 a.m. Saturday.

Preliminary investigations by the Pipeline and Hazardous Materials Safety Administration revealed that it took more than three hours before the pipeline was shut off, followed by an additional three hours before the incident was reported to the National Response Center.

The exact cause of the leak is still under investigation, but attorneys argue that it "appears" the company did not promptly respond to signs of the pipeline's failure or notify government agencies.

"That apparently delayed and inadequate response runs contrary to defendants' oil spill response plan," attorneys said.

The lawsuit also alleges the subsidiary has a history of reckless compliance violations and that both Amplify and Beta Operating knew of the dangers of transporting oil through a pipeline, but failed to take action to protect Laguna Beach property owners Stephen and Kristin Samuelian, SK5-Keller Legacy, LLC, and others.

See **Energy**, page A4



Don Leach | Staff Photographer

THE OCEAN GUARDIAN, a boat from Marine Spill Response Corp., attempts on Monday to contain an oil spill in Newport Beach.

Local lawmakers seek to end drilling off the coast

Huntington Beach and Laguna Beach council members join with state senators in urging Congress to ban the practice in the wake of the recent oil spill.

BY SARA CARDINE

Following the oil spill reported Saturday off Huntington Beach, a contingent of Orange County elected officials are calling on members of Congress to not only ban new offshore drilling off California's coastline but end all such operations in federal waters.

In a letter signed Thursday by state Sens. Dave Min (D-Irvine) and Josh Newman (D-Fullerton) — as well as the entire Laguna Beach City Council and five Huntington Beach council members — lawmakers appealed to U.S. House and Senate members who represent the affected areas.

"We urge you, as Orange County's Congressional delegation, to propose and champion legislation that would end ALL offshore drilling, including drilling performed under current leases, in federal waters near the Cali-



WEST COAST Environmental Solutions workers remove oil-laden sand Monday at the mouth of the Santa Ana River. Orange County lawmakers are urging Congress to ban offshore drilling in federal waters.

Scott Smeltzer | Staff Photographer

fornia coast," the letter reads.

The call for a widespread moratorium of such practices has been growing in volume as the U.S. Coast Guard and California Fish and Wildlife head efforts to clean contaminated beaches and rescue affected species.

"While we are in the early stages of this

spill, our community is bracing for potentially devastating impacts to wildlife, public health, the environment and local and regional economies," the letter continued. "The economic impacts of the Orange County oil

See **Spill**, page A3

H.B. to develop plan to transition city vehicles to alternative fuels



Kevin Chang | Staff Photographer

THE HUNTINGTON BEACH City Council voted Tuesday night to develop a plan to switch its city fleet to alternative energy vehicles.

BY MATT SZABO

The city of Huntington Beach's vehicle fleet could soon be going green.

The Huntington Beach City Council voted 5-1-1 on Tuesday night to develop a plan to transition the city's vehicles to using alternative fuels. The item was brought forward by council members Dan Kalmick and Natalie Moser.

Councilman Erik Peterson voted against the item, the last one discussed at a meeting that was abbreviated due to the oil spill. Councilman Mike Posey was absent.

The item was on the agenda

See **Fuels**, page A3

San Diego man pleads not guilty to Fountain Valley bank robberies

A San Diego man pleaded not guilty to charges of second degree robbery on Thursday after he was arrested Tuesday in Fountain Valley for allegedly attempting to rob the same bank twice.

Fountain Valley police said they responded to calls reporting a robbery at around 3 p.m. on Monday at a Chase bank in the 17000 block of Newhope Street.

Police said investigations showed that the suspect — Samuel Brown, 33 — showed the bank teller a note demanding cash. The suspect then fled with a "large amount of cash" prior to police arrival.

The following day at 11:12 a.m., Fountain Valley dispatch received another call of a robbery in progress at the same Chase bank. Officers and detectives then arrived on the scene and arrested Brown on suspicion of robbery and an outstanding arrest warrant.

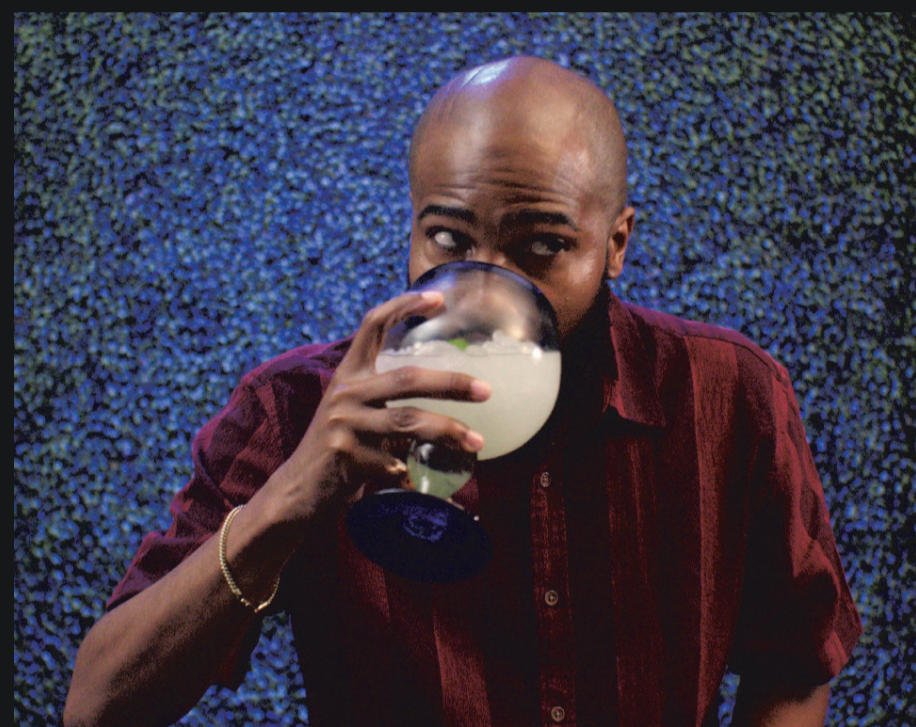
Police did not respond to inquiries as to the amount stolen, whether or not Brown was armed or what the note said.

Brown remains in custody on a bail of \$172,500, according to jail records. He is next scheduled to appear in court on Oct. 21 at the West Justice Center in Westminster.

— Lilly Nguyen

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Raul Roa | Staff Photographer

WHAT LOOKS LIKE CRUDE OIL covers the nape and feet of a Western gull at Huntington State Beach on Sunday after an oil leak began from a pipeline offshore.

SPILL

Continued from page A1

spill are likely to be significant and last for some time. The economic benefits of offshore drilling are miniscule by comparison.”

As citizen volunteers mobilize along the coast-

line, legislators already fighting offshore drilling have been amassing interest among area wildlife and preservation organizations as well as environmentally minded residents to lead a grassroots shift from fossil fuels toward a clean energy future.

Assemblywoman Cottie

Petrie Norris (D-Laguna Beach) held a virtual media briefing Thursday during which she described recent events as “our worst fears come to life.”

“We all recognize that this disaster is a call to action,” she said. “It is our job

See **Spill**, page A6

FUELS

Continued from page A1

prior to the oil spill, but several Huntington Beach residents referenced the spill in emails supporting the move away from traditional gas-powered vehicles.

“We’re looking at alternative fuels, so that could be electric vehicles or something else that makes sense in the portfolio,” Kalmick said. “We want to move off of fossil fuels, which are pumped off the shore here and now onto our beaches, unfortunately ... It’s a small step, but as they say, every large journey begins with a small step.”

Kalmick and Moser noted in their item that only about 7.5% of the city’s 900-vehicle fleet is currently powered by alter-

native fuels. Last month, Gov. Gavin Newsom announced an executive order banning sales of new combustion-engine vehicles starting in 2035.

“If they’re no longer going to be selling them in California, that means the supply and demand curve is going to get wacky,” Kalmick said. “They’re going to get very expensive, and we don’t want to get caught behind the curve. This is planning ahead.”

Additionally, General Motors announced this year that it plans to eliminate its gas- and diesel-powered vehicles by 2035. Honda chief executive Toshihiro Mibe said in April that he wants 40% of the company’s vehicles to be fully electric by 2030, with all vehicles fully electric by 2040.

Moser said she thinks it’s

important that the city leads the transition from fossil fuels.

“I think it’s important that we do start planning for these things,” she said. “I really hope that the staff will find some ways to move forward that are both good for the environment and also good financially. If we do that ahead of the game, I think that we’re going to be in a better position.”

Peterson questioned the financial benefit of planning the transition, adding that he’s never getting rid of his diesel truck.

“No [carbon dioxide] in diesel,” he said. “It’s not a combustion engine, it’s a compression engine. I only have ash, and I love that ash.”

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THE DAILY COMMUTER PUZZLE

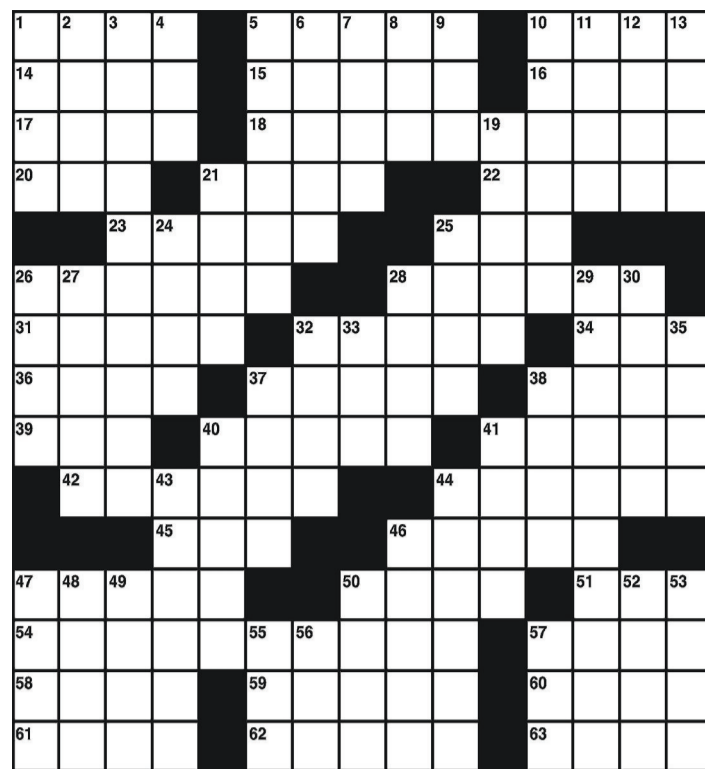
By Jacqueline E. Mathews

ACROSS

- 1 Think ahead
- 5 Embrace as one’s own
- 10 Take a _ at; attempt
- 14 Part of the ear
- 15 Colorful aquarium fish
- 16 Easy gait
- 17 Toward sunrise
- 18 Over and over
- 20 Flurry
- 21 Small numbers
- 22 Wind instruments
- 23 Largest internal organ
- 25 Prefix for lead or deed
- 26 Marinara & pesto
- 28 Prescription writer
- 31 River mammal
- 32 Merchandise on hand
- 34 Faux _; blunder
- 36 Succumbed to illness
- 37 Smooth and glossy
- 38 Twirl
- 39 The whole shebang
- 40 Diving birds
- 41 "Rigoletto" composer
- 42 Iron-fisted ruler
- 44 Loathe
- 45 Cake ingredient
- 46 Iron
- 47 Unescorted
- 50 Grand Cherokee maker
- 51 Boo-hoo
- 54 Mississippi steamers
- 57 U.S. coin
- 58 Ran like the wind
- 59 Brownies
- 60 Gung ho
- 61 Moral wrongdoings
- 62 Misty-eyed
- 63 National League team

DOWN

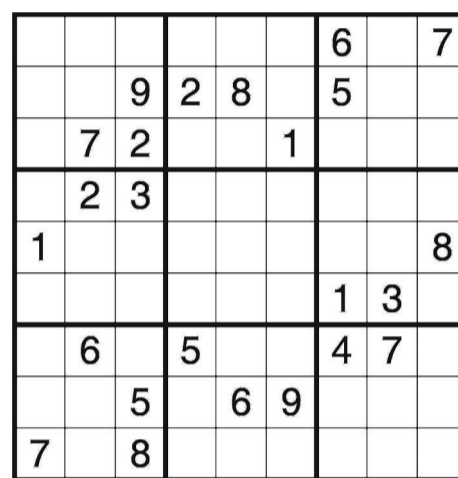
- 1 Cry for help



SUDOKU

By The Mephams 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 A6.

- 2 Washerful
- 3 Very positive reply
- 4 Holey fabric
- 5 Makes amends
- 6 Postpone
- 7 Family of baseball’s Mel
- 8 Prefix for existing or

- viewing
- 9 Fawn’s color
- 10 Sneakiest
- 11 "It’s all Greek _"
- 12 Imitated
- 13 20th-century First Lady
- 19 Hoodwink
- 21 Ninth word in "Jack Be Nimble"

- 24 Like petits fours
- 25 Make fun of
- 26 Ice cream concoction
- 27 Leaning
- 28 Female animals
- 29 Burdensome
- 30 SWAT team actions
- 32 Job opening
- 33 Part of a royal flush
- 35 In a _; pouty
- 37 Tune
- 38 Beautician’s jobs
- 40 Beer
- 41 Running mate, for short
- 43 Rejuvenates
- 44 Like prom clothes
- 46 One of the 12 Apostles
- 47 Kennel sounds
- 48 "_ Marleen"; WWII love song
- 49 Dutch _; cast-iron kettle
- 50 Coffee
- 52 Leave out
- 53 Pieces of furniture
- 55 Money paid to a bookie
- 56 "Bravo!"
- 57 Beavers’ project

Tribune Media Services

NEWPORT BEACH

FILM FEST

10.21-28

EVERYONE PLAYS A PART

ENERGY

Continued from page A1

"The oil spill caused by defendants caused crude oil to wash up on beaches from the ocean, including on the beaches near these plaintiffs' beachfront property. The family members' ability to use and enjoy it has been impaired," the complaint reads. "These plaintiffs not only suffer present injury, but also suffer the concrete risk of imminent, additional

injury." The class is currently defined in court documents as all beachfront properties and properties with a private easement to a beach, where oil from the San Pedro Bay Pipeline washed up following the oil spill that was reported on Oct. 2, 2021. Attorney Barry Cappello said in a call Thursday that he expects the class is expected to represent anywhere from 2,000 to 4,000 property owners, depending on what happens with the

spill. Cappello said it's uncertain when the case will actually see trial as it depends largely on the judge assigned to the case and because there's no clear answer on the extent of the damages thus far. "We want the facts to play out a little more. We want to make sure — this oil spill is still happening as we speak — to get to the point where there are no more individuals, properties, businesses, fishers, fish docks being af-

ected," he said, adding that he feels Amplify is "on the hook" for gross negligence or reckless conduct. "They knew the oil spill occurred. They had an alarm, but didn't shut the pipe off which just caused way more oil to hit the ocean. Amplify, as soon as they got the alarm, should have shut that pipeline down," Cappello said. Amplify Energy did not immediately reply to requests for comment. Attorneys are seeking a

jury trial and for all recoverable compensatory, statutory and other damages sustained by the plaintiffs and the class if certified. They are also seeking prejudgment and post-judgment interest on any amounts awarded, treble damages as applicable and for attorneys' and experts' fees. The lawsuit also asks that an order be issued that prohibits the companies from operating the pipeline without adequate safety and response measures and on-

going monitoring. This is the second class action lawsuit filed in federal court since the spill. The first was brought forward earlier this week by Huntington Beach resident Peter Moses Gutierrez Jr., who owns a DJ company that performs frequently on the beachfront. Gutierrez alleges lost wages and a potential exposure to health hazards.

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Twitter: @lilibirds

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Legal Notices

NOTICE OF PETITION TO ADMINISTER ESTATE OF: Carol Ann Barmazel
30-2021-01223447-PR-PW-CJC
To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of: **Carol Ann Barmazel, Miki Barmazel, Carol Ann Fracchia, Miki Fracchia, Carol Ann Spalletto, Miki Spalletto, Carol Ann Kurtz, Miki Kurtz.**
A PETITION FOR PROBATE has been filed by **Robert Dale Fracchia** in the Superior Court of California, County of **ORANGE.**
THE PETITION FOR PROBATE requests that **Robert Dale Fracchia** 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 **November 24, 2021 at 10:30 a.m. in Dept. C08** located at **700 CIVIC CENTER DRIVE WEST, SANTA ANA, CA 92701**
(1) If you plan to appear, you must attend the hearing by video remote using the court's designated video platform; (2) Go to the Court's website at <http://www.occourts.org/media-relations/probate-mentalhealth.html> to appear for probate hearings and for remote hearing instructions; (3) If you have difficulty connecting to your remote hearing, call 657-622-8278 for assistance.
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 Petitioner:
Robert Dale Fracchia
5415 San Joaquin Plz
Newport Beach, CA 92660
Published in Daily Pilot

Legal Notices

NOTICE OF PUBLIC SALE
Pursuant to the California Self Service Storage Facility Act (B&P Code 21700 ET seq.) The undersigned will sell at public auction on Monday October 25, 2021 at 2:00 pm Personal property including but not limited to furniture, clothing, tools and/or other household items located at: The sale will take place online at www.selfstorageauktion.com
Miller, Isaac J.
Sauceda, Efrén
Zachary, Perry
Buchalter, Nicholas K.
All sales are subject to prior cancellation. All terms, rules and regulations are available online at www.selfstorageauktion.com.
Dated this 8th of October and 15th of October 2021 by Costa Mesa Self Storage 3180 Red Hill Costa Mesa, CA 92626 (714) 966-9901
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DAILY PILOT

Legal Notices

NOTICE OF PETITION TO ADMINISTER ESTATE OF: CHARLES ARTHUR QUILLEN
CASE NO. 30-2021-01223312-PR-PW-CJC
To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the Non-Domiciliary WILL or estate, or both of **CHARLES ARTHUR QUILLEN.**
A PETITION FOR PROBATE has been filed by **JEFFREY ALLEN QUILLEN** in the Superior Court of California, County of **ORANGE.**
THE PETITION FOR PROBATE requests that **JEFFREY ALLEN QUILLEN** be appointed as personal representative to administer the estate of the decedent.
THE PETITION requests the decedent's Non-Domiciliary WILL and codicils, if any, be admitted to probate. The Non-Domiciliary 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 in this court as follows: **11/24/21 at 10:30AM in Dept. C08** located at **700 CIVIC CENTER DRIVE WEST, SANTA ANA, CA 92701**
Notice in Probate Cases
(1) If you plan to appear, you must attend the hearing by video remote using the court's designated video platform; **(2)** Go to the Court's website at <http://www.occourts.org/media-relations/probate-mentalhealth.html> to appear for probate hearings and for remote hearing instructions; **(3)** If you have difficulty connecting to your remote hearing, call 657-622-8278 for assistance.
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 a 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 Petitioner:
PHILIP BARBARO, JR. - SBN 96317
BARBARO, CHINEN, PITZNER & DUKE, LLP
301 EAST COLORADO BLVD., #700
PASADENA CA 91101
10/7, 10/8, 10/14/21
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NEWPORT HARBOR NEWS PRESS COMBINED WITH DAILY PILOT

CITY OF COSTA MESA
NOTICE OF PUBLIC HEARING
NOTICE IS HEREBY GIVEN that a public hearing will be held by the Costa Mesa City Council at its regular meeting at City Hall Council Chambers, 77 Fair Drive, Costa Mesa, California and virtual locations on **Tuesday, October 19, 2021 at 7:00 P.M.** to consider: **REDISTRICTING PROCESS FOLLOWING THE 2020 CENSUS**

The City Council is required to adopt new Council districts based on the decennial federal census before April 17, 2022.

Public Comments: Public Comments may be made in person by attending the meeting, may be made via Zoom Webinar, or send in written comments. Members of the public wishing to participate in the meeting via Zoom Webinar may find instructions to participate on the agenda. Members of the public may also submit written comments via email to the City Clerk at cityclerk@costamesaca.gov and they will be provided to the City Council, made available to the public, and will be part of the meeting record. Any written communications, photos, or other materials for copying and distribution to the City Council that are 10 pages or less, can be emailed to cityclerk@costamesaca.gov, submitted to the City Clerk's Office on a flash drive, or mailed to the City Clerk **AS EARLY AS POSSIBLE, BUT NO LATER THAN 12:00 p.m.** on the day of the hearing, **October 19, 2021.** All materials, pictures, PowerPoint, and videos submitted for display at a public meeting must be previously reviewed by staff to verify appropriateness for general audiences. No links to YouTube videos or other streaming services will be accepted, a direct video file will need to be emailed to staff prior to each meeting in order to minimize complications and to play the video without delay. The video must be one of the following formats, mp4, .mov or .wmv. Only one file may be included per speaker for public comments. Please note that materials submitted by the public that are deemed appropriate for general audiences will not be redacted in any way and will be posted online as submitted, including any personal contact information. For further assistance, contact the City Clerk's Office at (714) 754-5225. The City Council agenda and related documents may also be viewed on the City's website at <http://costamesaca.gov>, 72 hours prior to the public hearing date. **IF THE FOREMENTIONED ACTION IS CHALLENGED IN COURT,** the challenge may be limited to only those issues raised at the public hearing described in the notice, or in written correspondence delivered to the City Council at, or prior to, the public hearing. Pursuant to the Americans with disabilities act, persons with a disability who require a disability-related modification or accommodation in order to participate in a meeting, including auxiliary aids or services, may request such modification or accommodation from the City Clerk at (714) 754-5225 (telephone) or (714) 754-4942 (facsimile). Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting.

For language interpretation requests, please contact the City 72 hours in advance of the meeting at cityclerk@costamesaca.gov or by calling (714) 754-5225 during business hours as listed at <http://costamesaca.gov>.
Brenda Green, City Clerk, City of Costa Mesa
Published October 8, 2021

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LEGAL NOTICE



NOTICE OF INTENT

To Adopt an Initial Study/Negative Declaration for the Laguna Beach General Plan Housing Element Update
CEQA PUBLIC REVIEW PERIOD: October 1, 2021 to November 1, 2021
The City of Laguna Beach Community Development Department is currently preparing an update of the Laguna Beach General Plan Housing Element pursuant to State of California mandates. The State requires jurisdictions to update the Housing Element of the General Plan every eight years. The Housing Element Update includes a comprehensive analysis of the community's current and future housing needs and includes policies and actions to help facilitate the production of housing to meet the City's share of the regional housing need (RHNA). Housing Element law does not require the City to construct housing, but rather ensure there are adequate sites with appropriate zoning to meet the projected need. To comply with the requirements of the California Environmental Quality Act (CEQA), the Community Development Department prepared an Initial Study for the proposed project. The Initial Study includes an environmental checklist that evaluates the potential environmental impacts of the proposed project. Based on the results of the Initial Study, the Department has determined that the proposed project can be carried out without significant impacts on the environment and has prepared a Draft Negative Declaration for the project. The Draft Initial Study/Negative Declaration (IS/ND) is being circulated for a 30-day public review period. Interested parties are invited to submit written comments on the IS/ND to: So Kim, Assistant Director of Community Development, City of Laguna Beach, 505 Forest Avenue, Laguna Beach, CA 92651, (949) 497-0736, skim@lagunabeachcity.net. The Draft IS/ND is available for public review at the above address during normal working hours. In addition, the IS/ND is available for review on the City's website at the following URL: https://www.lagunabeachcity.net/cityhall/cd/planning/current_projects/housing_element_update.htm
The Draft IS/ND public review period begins on October 1, 2021 and ends on November 1, 2021. All written comments must be received by the close of business on the last day of the public review period. Following the close of the public review period, the Community Development Department will incorporate responses to comments received and prepare a Final IS/ND. The Final IS/ND and the Housing Element Update will be considered by the Planning Commission and City Council at noticed public hearings in the coming months.

LEGAL NOTICE

NOTICE OF PUBLIC HEARING
Design Review Board / Board of Adjustment
The CITY OF LAGUNA BEACH will hold a public hearing on the request below. You may participate in-person at City Hall or virtually on Zoom. Case No.: Design Review 21-9809 | **Variance 21-9936** | Coastal Development Permit 21-9931, **Address:** 31192 Brooks Street | **APN:** 056-041-28, **Applicant:** Anders Lasater, Architect, **Project Owner:** Marcel and Max Reyhina, **Application Filing Date:** July 19, 2021. **PROJECT DESCRIPTION:** The applicant requests design review and a coastal development permit for modifications to a prior design review approval and additions that exceed 50 percent of the existing 1,489 square foot structure. The modifications and additions include 957 square feet of upper-level additions, 142 square feet of additional elevated decks, grading, retaining walls, skylights, a/c equipment, and landscaping in the R-1 (Residential Low Density) zone. A variance is requested for building for exceed the height limit and side yard setback encroachment. **COASTAL ZONE:** This project is located within a non-appellable area of the Coastal Zone. **CEQA:** This project is categorically exempt pursuant to California Environmental Quality Act Section 15303 - New Construction or Conversion of Small Structures, in that the project consists of construction and location of limited numbers of new, small structures. **MORE INFORMATION:** The property is required to be staked with story poles at least 21 calendar days prior to the hearing. If you would like the opportunity to review the proposed project plans, they are available on the City's website (<https://www.lagunabeachcity.net/cityhall/citygov/cityclerk/mam.htm>) and at the Zoning Division public center during the following hours: Monday – Friday: 7:30am – 4:30pm, closed alternating Fridays. Pursuant to Laguna Beach Municipal Code Sections 12.14.040(d) and 12.16.080(e), landscaping previously approved through the design review process with established height limits shall be exempt from all future hedge height, view preservation and view restoration claims by neighboring property owners. **HOW TO COMMENT:** If you have any comments or concerns about the proposed project, please communicate those thoughts in writing to **John Tilton, Contract Planner** at jilton@lagunabeachcity.net or submit to the Zoning Division located at 505 Forest Avenue, Laguna Beach, CA 92651. Please be advised that this project may be scheduled for action on the Consent Calendar. Any person wishing to discuss a project on the Consent Calendar must be logged in to the meeting punctually at 5:00 p.m. and specifically request a public hearing on that item. If no member of the public, staff, or Board member requests separate consideration of this project, it likely will be approved without discussion. If you have concerns about the proposed project, you may invite the Board Members to view the temporary story poles from your property prior to the meeting. Please contact the Board Members no earlier than the Friday before the scheduled hearing. A list of Board Members and e-mail addresses are available at City Hall or on the City's website below. Board Members will visit the applicant's property prior to the hearing. <https://www.lagunabeachcity.net/cityhall/council/committees/designreview.htm>. Pursuant to the Americans with Disabilities Act, persons with a disability who require a disability-related modification or accommodation to participate in a meeting may request such modification or accommodation from the Zoning Division at (949) 497-0723. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting. Pursuant to California Government Code Section 65009(b), if you challenge this application in court, the issues raised shall be limited to those raised in the public hearing or in written correspondence delivered to the public agency prior to, or at, the public hearing.

Legal Notices

NOTICE OF PUBLIC HEARING
Design Review Board / Board of Adjustment
The CITY OF LAGUNA BEACH will hold a public hearing on the request below. You may participate in-person at City Hall or virtually on Zoom. Case No.: Design Review 21-9951, **Variance 21-9963**, **Address:** 2881 Alexander Road | **APN:** 656-167-28, **Applicant:** Drew Andelin Blake Design Studio, **Property Owner:** Gerry Rubin, **Application Filing Date:** August 9, 2021. **PROJECT DESCRIPTION:** The applicant requests design review for modifications to a prior design review approval. Design review is required for modifications to an existing 3,078 s.f. single-family dwelling including an addition of 551 s.f. to the upper floor level, 521 s.f. of elevated decks, swimming pool, landscaping, and to maintain nonconforming (uncovered) parking in the R-1 (Residential Low Density) zone. A variance is required to add floor area while maintaining the existing, uncovered parking spaces in the front yard setback (LBMC 25.52.012.G). **COASTAL ZONE:** This project is located within a non-appellable area of the Coastal Zone. **CEQA:** This project is categorically exempt pursuant to California Environmental Quality Act Section 15301 - Existing Facilities, in that the project consists of the repair, maintenance, or minor alteration of existing structures or topographical features, involving negligible or not expansion of existing or former use. **MORE INFORMATION:** The property is required to be staked with story poles at least 21 calendar days prior to the hearing. If you would like the opportunity to review the proposed project plans, they are available on the City's website (<https://www.lagunabeachcity.net/cityhall/citygov/cityclerk/mam.htm>) and at the Zoning Division public center during the following hours: Monday – Friday: 7:30am – 4:30pm, closed alternating Fridays. Pursuant to Laguna Beach Municipal Code Sections 12.14.040(d) and 12.16.080(e), landscaping previously approved through the design review process with established height limits shall be exempt from all future hedge height, view preservation and view restoration claims by neighboring property owners. **HOW TO COMMENT:** If you have any comments or concerns about the proposed project, please communicate those thoughts in writing to **John Tilton, Contract Planner** at jilton@lagunabeachcity.net or submit to the Zoning Division located at 505 Forest Avenue, Laguna Beach, CA 92651. If you have concerns about the proposed project, you may invite the Board Members to view the temporary story poles from your property prior to the meeting. Please contact the Board Members no earlier than the Friday before the scheduled hearing. A list of Board Members and e-mail addresses are available at City Hall or on the City's website below. Board Members will visit the applicant's property prior to the hearing. <https://www.lagunabeachcity.net/cityhall/council/committees/designreview.htm>. Pursuant to the Americans with Disabilities Act, persons with a disability who require a disability-related modification or accommodation to participate in a meeting may request such modification or accommodation from the Zoning Division at (949) 497-0723. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting. Pursuant to California Government Code Section 65009(b), if you challenge this application in court, the issues raised shall be limited to those raised in the public hearing or in written correspondence delivered to the public agency prior to, or at, the public hearing.

Legal Notices

LEGAL NOTICE
THE LAGUNA BEACH CITY COUNCIL will hold a hybrid virtual/in-person Public Hearing in the City Council Chambers, located in City Hall at 505 Forest Avenue, to consider: **General Plan Amendment 21-8858 to update and amend the City of Laguna Beach General Plan Safety Element.** This proposal would affect properties citywide. On September 1, 2021, the Planning Commission considered the request and recommended that the City Council approve the proposed amendments, with modifications. SAID PUBLIC HEARING to be held **Tuesday, October 19, 2021 at 5:00 p.m.** For additional information, contact **Anthony Viera, Senior Planner** at (949) 497-0398 or **aviera@lagunabeachcity.net**. You may also communicate comments about the proposed General Plan Amendment to members of the City Council, whose names and e-mail addresses are listed on the City's website (www.lagunabeachcity.net). The draft Safety Element is available for public review on the City's website at the following link: https://lagunabeachcity.net/cityhall/cd/planning/mjrlanginitv/safety_element_update.htm. The staff report may be examined on the City's website at the following link (available Saturday before the public hearing): <https://www.lagunabeachcity.net/cityhall/citygov/cityclerk/mam.htm>. **Comments may be made via teleconferencing during the hearing, in writing prior to the hearing (when emailed or mailed to the City Clerk's office), or in person in Council Chambers. Written correspondence should be delivered to City Hall by noon the day before the hearing; however, in order to allow sufficient time for Councilmembers and staff to review and consider your comments, it is recommended they be submitted to the City Clerk's office on or before 5:00 p.m., Wednesday, October 6, 2021. Procedures for participating in the hybrid virtual/in-person meeting are on the City's website linked to the meeting agenda.** If, in the future, you wish to challenge the subject matter in court, you may be limited to raising only those issues you (or someone else) raised at the Public Hearing described in this notice, or in written correspondence delivered to the City Council at or prior to the Public Hearing. **The update to the Safety Element is categorically exempt pursuant to the provisions of the California Environmental Quality Act Sections 15162 (exemption based on previous Environmental Impact Report and no changes proposed), 15060(c)(2) (no physical change in environment), and 15061(b)(3) (No possible significant effect on the environment).** Ann Marie McKay, City Clerk

Legal Notices

NOTICE OF PUBLIC HEARING
Design Review Board / Board of Adjustment
The CITY OF LAGUNA BEACH will hold a public hearing on the request below. You may participate in-person at City Hall or virtually on Zoom. Case No.: Design Review 21-10113, **Address:** 44 South La Senda Drive | **APN:** 056-204-06, **Applicant:** Horst Noppenberger, Architect (949) 494-9569 horst@horst-architects.com, **Property Owner:** Hoch Residence, **Application Filing Date:** March 14, 2019. **PROJECT DESCRIPTION:** The applicant requests design review for a new single-family residence in the TAB (Three Arch Bay) zone. Design review is required for the new structure (major remodel including additions totaling 966 square feet), additional lot coverage, elevated decks (539 square feet), grading, pool and spa, and landscaping. A variance is requested to maintain existing improvements located in the required front setback [LBMC §25.10.008(E)(2)(a)]. **COASTAL ZONE:** This project is located within a deferred certification area, whereas any applicable Coastal Development Permit is subject to the Coastal Commission. **CEQA:** This project is categorically exempt pursuant to California Environmental Quality Act Section 15303 - New Construction or Conversion of Small Structures, in that the project consists of construction and location of limited numbers of new, small structures. **MORE INFORMATION:** The property is required to be staked with story poles at least 21 calendar days prior to the hearing. If you would like the opportunity to review the proposed project plans, they are available on the City's website (<https://www.lagunabeachcity.net/cityhall/citygov/cityclerk/mam.htm>) and at the Zoning Division public center during the following hours: Monday – Friday: 7:30am – 4:30pm, closed alternating Fridays. Pursuant to Laguna Beach Municipal Code Sections 12.14.040(d) and 12.16.080(e), landscaping previously approved through the design review process with established height limits shall be exempt from all future hedge height, view preservation and view restoration claims by neighboring property owners. **HOW TO COMMENT:** If you have any comments or concerns about the proposed project, please communicate those thoughts in writing to **Chris Dominguez, Senior Planner** at cdominguez@lagunabeachcity.net or submit to the Zoning Division located at 505 Forest Avenue, Laguna Beach, CA 92651. If you have concerns about the proposed project, you may invite the Board Members to view the temporary story poles from your property prior to the meeting. Please contact the Board Members no earlier than the Friday before the scheduled hearing. A list of Board Members and e-mail addresses are available at City Hall or on the City's website below. Board Members will visit the applicant's property prior to the hearing. <https://www.lagunabeachcity.net/cityhall/council/committees/designreview.htm>. Pursuant to the Americans with Disabilities Act, persons with a disability who require a disability-related modification or accommodation to participate in a meeting may request such modification or accommodation from the Zoning Division at (949) 497-0723. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting. Pursuant to California Government Code Section 65009(b), if you challenge this application in court, the issues raised shall be limited to those raised in the public hearing or in written correspondence delivered to the public agency prior to, or at, the public hearing.

Legal Notices

NOTICE OF PUBLIC HEARING
Design Review Board / Board of Adjustment
The CITY OF LAGUNA BEACH will hold a public hearing on the request below. You may participate in-person at City Hall or virtually on Zoom. Case No.: Design Review 21-10112, **Variance 21-10113**, **Address:** 44 South La Senda Drive | **APN:** 056-204-06, **Applicant:** Horst Noppenberger, Architect (949) 494-9569 horst@horst-architects.com, **Property Owner:** Hoch Residence, **Application Filing Date:** March 14, 2019. **PROJECT DESCRIPTION:** The applicant requests design review for a new single-family residence in the TAB (Three Arch Bay) zone. Design review is required for the new structure (major remodel including additions totaling 966 square feet), additional lot coverage, elevated decks (539 square feet), grading, pool and spa, and landscaping. A variance is requested to maintain existing improvements located in the required front setback [LBMC §25.10.008(E)(2)(a)]. **COASTAL ZONE:** This project is located within a deferred certification area, whereas any applicable Coastal Development Permit is subject to the Coastal Commission. **CEQA:** This project is categorically exempt pursuant to California Environmental Quality Act Section 15303 - New Construction or Conversion of Small Structures, in that the project consists of construction and location of limited numbers of new, small structures. **MORE INFORMATION:** The property is required to be staked with story poles at least 21 calendar days prior to the hearing. If you would like the opportunity to review the proposed project plans, they are available on the City's website (<https://www.lagunabeachcity.net/cityhall/citygov/cityclerk/mam.htm>) and at the Zoning Division public center during the following hours: Monday – Friday: 7:30am – 4:30pm, closed alternating Fridays. Pursuant to Laguna Beach Municipal Code Sections 12.14.040(d) and 12.16.080(e), landscaping previously approved through the design review process with established height limits shall be exempt from all future hedge height, view preservation and view restoration claims by neighboring property owners. **HOW TO COMMENT:** If you have any comments or concerns about the proposed project, please communicate those thoughts in writing to **Chris Dominguez, Senior Planner** at cdominguez@lagunabeachcity.net or submit to the Zoning Division located at 505 Forest Avenue, Laguna Beach, CA 92651. If you have concerns about the proposed project, you may invite the Board Members to view the temporary story poles from your property prior to the meeting. Please contact the Board Members no earlier than the Friday before the scheduled hearing. A list of Board Members and e-mail addresses are available at City Hall or on the City's website below. Board Members will visit the applicant's property prior to the hearing. <https://www.lagunabeachcity.net/cityhall/council/committees/designreview.htm>. Pursuant to the Americans with Disabilities Act, persons with a disability who require a disability-related modification or accommodation to participate in a meeting may request such modification or accommodation from the Zoning Division at (949) 497-0723. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting. Pursuant to California Government Code Section 65009(b), if you challenge this application in court, the issues raised shall be limited to those raised in the public hearing or in written correspondence delivered to the public agency prior to, or at, the public hearing.

Legal Notices

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LEGAL NOTICE

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H.B. boys' water polo takes over outright first place

BY MATT SZABO

Every time the Huntington Beach High boys' water polo team scored a goal, Newport Harbor seemed to have an answer.

The battle between the Surf League rivals went down to the final quarter, but the Oilers finished

strong to secure a 15-12 victory Wednesday night at Corona del Mar High.

Huntington Beach (16-2, 3-0 in league), the defending league champion, moved into outright first place halfway through the campaign.

The Oilers were coming off winning the S&R Sport

Tournament title on Saturday.

"I think we established a good momentum and had two good days of practice this week," said Harvard-bound senior center James Rozolis-Hill, who had a match-high five goals for the Oilers on Wednesday.

"I think the momentum carried through this game, for sure. It started at the defensive end, honestly, just getting stops. That set up the offense to get goals."

Defense was at a premium, as the teams combined for 27 goals.

Huntington Beach never trailed after Newport Harbor's Peter Castillo and Ben Liechty scored power-play goals to open the scoring in the first quarter.

Still, the match was tied 2-2 after the first quarter and 6-6 at halftime. Newport Harbor's Mason Hunt scored a power-play goal that tied it again, at 8-8, with 3:08 remaining in the third quarter.

Then the Oilers made their move. Rozolis-Hill drew and scored a penalty shot.

Then, on another power-play drawn by Rozolis-Hill, Tas Palcza's goal gave Huntington Beach a 10-8 lead with 36 seconds remaining in the quarter.

Gage Verdegaaal scored on the other end for New-



Don Leach | Staff Photographer

JAMES ROZOLIS-HILL of Huntington Beach gets position as he shoots and scores during a Surf League water polo game against Newport Harbor on Wednesday.

port Harbor, but Nikola Mirkovic's skip shot from five meters with two seconds left gave Huntington Beach an 11-9 lead headed into the final frame.

Verdegaaal's third goal brought the Sailors within 12-11, but Rozolis-Hill and Zach Bettino added goals in the next two minutes for the Oilers to reestablish a three-goal advantage.

"It was not the prettiest, but it's still relatively early in the season, right?" Huntington Beach coach Sasa Branislavjevic said.

"Hopefully we are saving the best for the end. But it's a win. We're happy with it. I told the guys, we're super-hard on ourselves. We mar-

inate on the losses for a long time. So yeah, the win is ugly, but it's a win."

Huntington Beach avenged a loss to Newport Harbor (11-3, 2-1) in the semifinals of the South Coast Tournament on Sept. 18.

The teams came into Wednesday's match tied for second in the CIF Southern Section Division 1 poll, along with Studio City Harvard-Westlake.

Mater Dei, the top-ranked team in Division 1, outlasted No. 5 Orange Lutheran 8-7 in a Trinity League match Wednesday.

Huntington Beach is the only team that has beaten the Monarchs this year, at

the Santa Barbara Tournament on Sept. 11.

Bettino and sophomore Ryder Dodd each scored three goals for the Oilers, who got two goals each from Mirkovic and Palcza. Goalkeeper Gabriel Haddad made nine saves.

Liechty led Newport Harbor with four goals and five assists. Verdegaaal and Castillo each scored three goals, while goalkeeper Cooper Mathisrud made eight of his nine saves in the first half.

"We lost control of the game in the middle of the second quarter," Newport Harbor coach Ross Sinclair said. "It's hard to go goal-for-goal with a team like that, they have a lot of very talented players."

Newport Harbor is playing in the Elite 12 tournament, hosted by Harvard-Westlake, this weekend.

The No. 3-seeded Sailors opened Thursday night with a match against Santa Barbara.

Huntington Beach's next match is on Monday at home against Oaks Christian.

The Sailors and Oilers will meet again in their Surf League finale, scheduled for Oct. 27 at Los Alamitos High School.

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Daily Pilot

A Times Community News publication incorporating the Huntington Beach Independent, Coastline Pilot, Orange Coast Daily Pilot and the Newport Harbor News Press combined with Daily Pilot

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SPILL

Continued from page A3

to ensure that a disaster like this one does not occur again on our watch — it is past time to end offshore drilling along our treasured coast."

Those assembled urged support for legislative efforts already proposing such curtailments.

Rep. Mike Levin (D-San Juan Capistrano) in May introduced the American Coasts and Oceans Protection Act, which would prohibit any new leasing for

the exploration, development or production of oil and natural gas along Southern California's coast.

That same month, Sen. Dianne Feinstein introduced the West Coast Ocean Protection Act to permanently ban offshore drilling in federal waters off the coast of California, Oregon and Washington.

Min said in Thursday's briefing it would be crucial to make sure local waters are never "terrorized" again by such a disaster.

"The only way to do that is by ending all oil drilling along California's coast-

line," he said.

Bob Whalen, mayor of Laguna Beach, where oil balls began washing onshore Monday in Crescent Bay and Shaw's Cove called this week's spill a galvanizing moment.

"We need to make sure we're really committed to change," Whalen said at Thursday's briefing. "The cleanup effort right now is a sprint were all engaged in, but the true solutions we seek are going to require us to run a marathon."

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