

# Daily Pilot

SATURDAY, DECEMBER 17, 2022 /// dailypilot.com

## NMUSD outlines plan to handle group of bullies

Officials share steps taken to combat bad behavior at California Elementary School, but skepticism remains.

BY SARA CARDINE

Responding to concerns raised by California Elementary School parents about a group of fifth-grade bullies accused of continuously tormenting teachers and students on the Costa Mesa campus, district officials are speaking out about what's being done to address the problem.

A handful of parents spoke Tuesday during a meeting of the Newport-Mesa Unified School District Governing Board, claiming a cohort of troublemakers and their ongoing bad behavior, from last school year to this year, has been making life miserable for students, instructors and school staff.

"There are children being bullied on a daily basis," fifth-grade mom Amber Sides said in a public comment. The unruly kids were reportedly throwing objects across the room, bothering students, cursing out loud and leaving class without permission.

"Our teachers need support," Sides continued. "They can't teach with this disruption. We can't just let this keep going on."

NMUSD Supt. Wes Smith assured speakers officials were aware of and working on the issue. That message was reiterated Thursday in a letter to California School families issued by Principal Linda Kim.

"We have taken multiple actions and implemented a variety of supports to promote positive student behavior and improve overall classroom environments," Kim wrote.

A new behavior technician and two intervention aides were

See **Bullies**, page A3

## ALSO FROM THE DAILY PILOT:



Scott Smeltzer | Staff Photographer

**COSTA MESA GIRLS' BASKETBALL RALLIES FOR ROAD WIN AT RIVAL ESTANCIA**  
PAGE A6



Susan Hoffman

**NEWPORT BEACH** residents came out Friday for free coffee, doughnuts, kids' bike helmets and conversation during the Newport Beach Police Department Mobile Café held at Westcliff Plaza Newport Beach. The monthly event launched in July.

## Mobile Café serves up coffee, treats – and kids' bike helmets

BY SUSAN HOFFMAN

In hopes of fostering greater bonds with the community at large, the Newport Beach Police Department on Friday hosted its monthly Mobile Café at Westcliff Plaza on Friday morning, serving residents coffee and doughnuts, with a generous side of conversation.

For the kids, free bike helmets were provided on a first come, first serve basis.

The event, which also receives support from the Irvine Co., cultivates approachability between officers and the citizens they serve. The Newport Beach version, which launched in July, was suggested by

Sgt. Steve Oberon after he transferred from the Pasadena Police Department where a similar outreach program met with success.

"The Mobile Café gives everyone the opportunity to communicate and engage with police in an open and more relaxed environment," said Oberon. "The community can get to know the Newport Beach police on a personal level rather than just a professional level."

The proliferation of e-bikes and ongoing issues of loud vehicle exhaust and speeding have been among some of the topics raised during the conversations between police officers and the public over the past few months, Oberon said. People also ask the

officers about residential burglaries and bike thefts.

"So far the attendance has grown from 50 to 75 during the first events to now ranging between 75 and 100," Oberon said Friday. "Many end up signing up for Citizen Police Academy as a result of the event."

The academy is designed to give participants a deeper understanding of how the police department is organized and the services it provides.

Newport Beach resident Dotty McDonald, a graduate of the Citizen Police Academy who went on to become a police de-

See **Café**, page A2

## Shop with a Cop returns to brighten holidays



Kevin Chang | Staff Photographer

**STUDENTS AND** members of the Costa Mesa Police Department make their way from IHOP, after having breakfast, over to Target for an annual Shop with a Cop event on Wednesday in Costa Mesa.

Students from the 14 NMUSD elementary schools in Costa Mesa were picked to take part in the shopping spree.

BY ERIC LICAS

Costa Mesa police, the Newport-Mesa Unified School District as well as sponsoring businesses and organizations helped brighten the holidays for a handful of children during their annual Shop with a Cop event on Wednesday.

Principals from each of the district's 14 elementary schools in Costa Mesa selected 21 students who had worked exceptionally hard during the year to participate in a \$150 shopping spree, Costa Mesa Police spokeswoman Roxi Fyad said. Many of them were from families who might have struggled to afford gifts this holiday season, Costa Mesa Police Lt. Ed Everett said.

See **Shop**, page A3

## Estimated 50,000 fentanyl pills found in narcotics bust, police say

BY LILLY NGUYEN

About 50,000 fentanyl pills were recovered by Newport Beach police this month during the arrest of a suspected narcotics dealer on Dec. 9.

Police declined to identify the individual arrested as the investigation is ongoing. But the pills — designed to mimic prescription Oxycodone, Xanax and Adderall pills — are estimated to have a street value of \$250,000.

Also found in service of the search warrant was an unregistered, homemade firearm also known as a "ghost" gun, an unspecified but large amount of cash and a high-capacity maga-

zine.

Fentanyl addiction is increasingly becoming a public health concern across the country. The synthetic opioid is typically used medically to mitigate extreme pain, but is as much as 100 times more potent than morphine.

Lawmakers in California have been trying to tackle the issue as overdoses continue to climb at speeds unimaginable across the state and the country.

According to the Orange County Health Care Agency, opioids were responsible for the deaths of at least 13 people in the county in 2022.

Police said because fentanyl is being added to many street drugs,

the use of any of them can become deadly.

"The Newport Beach Police Department would like to remind the public that fentanyl can be found in many forms. Only trust your doctor with prescription medication to help combat the fentanyl overdose crisis," said Newport Beach Police Department interim Police Chief Joe Cartwright in a statement. "Please contact the Newport Beach Police Department if you have any information relating to the sale of illegal drugs and/or prescription pills."

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**ROUGHLY 50,000** fentanyl pills, an unspecified amount of cash, a "ghost" gun and a high-capacity magazine were found during the arrest of a suspected narcotics dealer in Newport Beach, police say.

Courtesy of the Newport Beach Police Department

# Local authorities plan to step up DUI enforcement during holiday season

BY ANDREW TURNER

As people prepare to celebrate the holidays, local law enforcement agencies are reminding drivers to be responsible before getting behind the wheel.

Authorities have plans to crack down on drivers operating vehicles while under the influence of alcohol or drugs this holiday season.

The Costa Mesa and Fountain Valley police departments both announced plans to execute DUI checkpoints at undisclosed locations within their city limits on Friday evening. Another checkpoint was also carried out in Newport Beach last Friday.

"These checkpoints, funded by the California Office of Traffic Safety, are essential to keeping the community safe," Costa Mesa Police Sgt. Dan Miles said.

There were 11,654 deaths across the nation

attributed to car crashes involving alcohol-impaired drivers in 2020, according to the National Highway Traffic Safety Administration.

"Our preference is to have zero DUI drivers on our roadways and that those who decide to drink do so responsibly by always having a designated driver," Costa Mesa Police Chief Ron Lawrence said. "DUI checkpoints are a way to educate our community, and our hope is people learn to plan ahead with alternative transportation when out drinking."

Huntington Beach has also scheduled a checkpoint from 6 p.m. to 2 a.m. on Thursday, Dec. 29. An area's history of DUI traffic collisions and arrests will factor into the placement of the checkpoint, officials said.

Individuals charged with driving under the influence of alcohol or drugs receive an average of \$13,500 in fines and a

suspended license.

"The holidays are a special time of year for many, and we want drivers to act responsibly," Fountain Valley Police Sgt. Brian Mosher said. "This enforcement period allows us to get the message out that driving impaired is an illegal, senseless behavior that takes lives."

In addition to their checkpoints, the Fountain Valley and Newport Beach police departments stated they will have more officers on patrol looking for impaired drivers through New Year's Day.

Anyone with plans to drink or take medications that could adversely impact their ability to drive is advised to stay home. Police officers are also reminding the public that while marijuana is legal, it is illegal to drive while under the influence of marijuana.

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## CAFÉ

Continued from page A1

partment volunteer, showed up Friday to lend a hand.

"In smaller communities police can walk the beat and get to know residents, but it's impossible to do here being so spread out," said McDonald. "This was Steve's idea so people could come up to them and discuss anything they want to and ask questions."

Jeni Sorensen, who attended Friday's Mobile Café, asked Lt. Eric Little about electric bike traffic and safety.

"I live between Newport Harbor High School

and Ensign Intermediate School and a lot of e-bikes go in my neighborhood and I've come very close to colliding a few times pulling out of my driveway," said Sorensen. "They fly by and don't stop at the stop signs and also ride on the sidewalk."

Little acknowledged the city has seen a proliferation of e-bikes in a short period of time. "It's a police and parenting issue, with kids learning the proper way to operate."

Little explained that each year the NBPd conducts a bike safety educational course at Ensign School.

A Lido Island resident

who asked not to be identified in print, suggested a traffic signal is needed on the busy Via Lido between the Via Lido Plaza and Lido Village shopping across the street.

"There's a flashing light at the crosswalk, but people don't know how to use it," the woman complained. "It's constant [pedestrians] crossing especially during the summer traffic and people cross without the flashing light because they don't press the button."

To learn more about the Mobile Café readers can email Sgt. Oberon at [soberon@nbpd.org](mailto:soberon@nbpd.org).

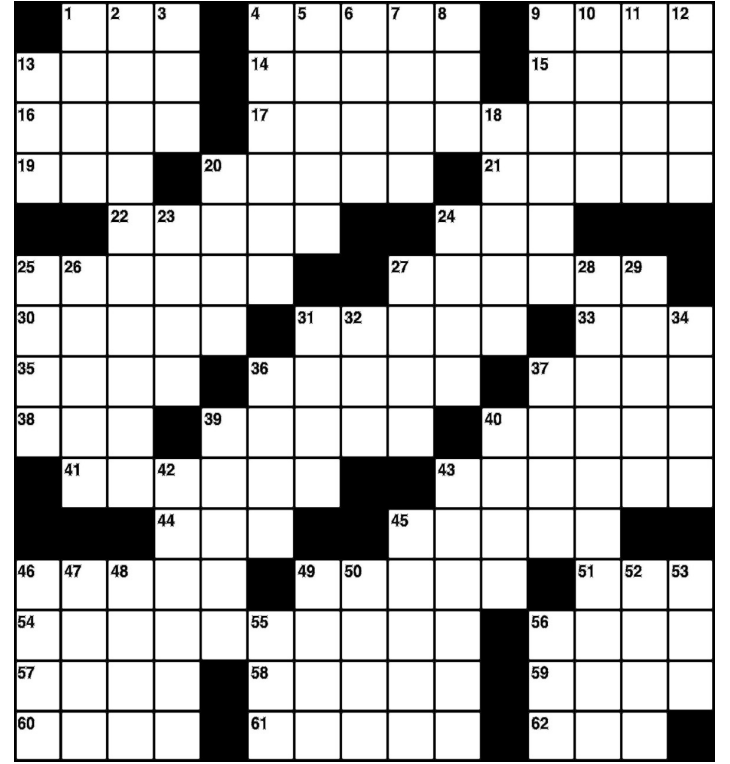
Susan Hoffman is a contributor to the Daily Pilot.

## THE DAILY COMMUTER PUZZLE

By Jacqueline E. Mathews

**ACROSS** 1 Not very many  
4 \_ at; pooh-pooh  
9 Very dry  
13 "Or \_!"; ultimatum words  
14 Stockpile  
15 Part of TLC  
16 Sobbed  
17 Minor change  
19 Special-order shoe  
20 Got up  
21 Airhead  
22 Crouch in fear  
24 Needless turmoil  
25 Walks off with  
27 Realty employees  
30 Castle trenches  
31 Freeway divisions  
33 Tear  
35 Barn birds  
36 Hand protectors  
37 "B" in Athens  
38 Become firm  
39 U.S. coins  
40 Madison or Carter  
41 Energetic person  
43 Most untainted  
44 Before  
45 Ambulance alert  
46 Family car  
49 Shabby and squalid  
51 Morning moisture  
54 Blows out of proportion  
56 Webster  
57 Pickle variety  
58 Beginning  
59 Entomb  
60 Massacre  
61 Tired  
62 Long-eared animal

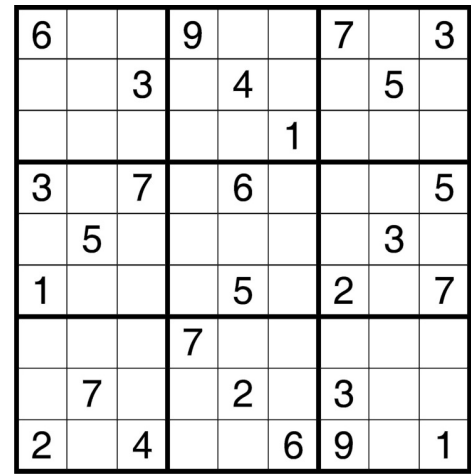
**DOWN**  
1 Escape  
2 In particular  
3 Damp  
4 Stock purchases  
5 Red, yellow or blue  
6 Cheerios ingredients  
7 Untethered  
8 First Lady Eleanor's man, for short  
9 "Lights, camera, \_!"  
10 Parade spoiler  
11 Press  
12 Say it isn't so  
13 Lamb's ma  
18 Range around Quito  
20 Floors  
23 \_ out of;



## SUDOKU

By The Mepham 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](http://sudoku.org.uk).



**For answers to the crossword and Sudoku puzzles, see page A3.**

5 Red, yellow or blue  
6 Cheerios ingredients  
7 Untethered  
8 First Lady Eleanor's man, for short  
9 "Lights, camera, \_!"  
10 Parade spoiler  
11 Press  
12 Say it isn't so  
13 Lamb's ma  
18 Range around Quito  
20 Floors  
23 \_ out of;

doesn't take part in  
24 Mellows with time  
25 Polluted air  
26 Gobsmeaked  
27 Colony insects  
28 Humongous  
29 Places  
31 Luxury car  
32 Got full  
34 In the \_; previously  
36 Silent actor  
37 Uncovered  
39 Mends holes  
40 Court panel  
42 Almost  
43 Dirty home  
45 Derisive smile  
46 Lays down the lawn  
47 Wicked  
48 Oscar \_ Hoya  
49 Many a Scandinavian  
50 "\_ deal!"; words of agreement  
52 Ossicle locations  
53 "For what reason?"  
55 Disabled car's need  
56 Hoopsters' org.  
Tribune Media Services

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**SHOP**

*Continued from page A1*

They began their day with breakfast with officers at the International House of Pancakes, where a few posed for photos with Santa Claus before heading to Target at 3300 Harbor Blvd.

Some skipped down the store's aisles alongside officers in search of gifts for themselves and their families. One girl gasped as she pointed to a stuffed Snorlax on a shelf, and hugged it tightly before tucking it alongside other presents. Another held a Charizard aloft over his head before landing it into a shopping cart.

"Some even bought things for their teachers," Everett said.

"This is exactly what community is all about, and we're just excited to be here," Costa Mesa Police Chief Ron Lawrence said



Photos by Kevin Chang | Staff Photographer

**FRANK GARCIA, 9**, collects a stuffed Dragonite as gang investigator Jose Coto checks out during the Costa Mesa Police Department's Shop with a Cop event on Wednesday.

Wednesday morning.

This is the second time the department has hosted Shop with a Cop. They plan to do so again next year, and hope to include as many as 30 children, Everett said.

The event was sponsored by Target, IHOP, the Newport Harbor Elks'

Nauti-Gals Yacht Club, ExperTec Automotive and the Costa Mesa Police Assn. In addition, the police association is sponsoring 13 local families in need to help them get through this holiday season, Everett said.

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**JANELLE COREJO, 9**, talks to Capt. Joyce LaPointe as they shop in the pet section during Costa Mesa Police Department's annual Shop with a Cop event at Target in Costa Mesa.

**BULLIES**

*Continued from page A1*

placed this year into fifth-grade classrooms to prevent disruptions, provide teacher training and help lessons go more smoothly, while a school counselor is making weekly rounds to help students identify feelings, make responsible decisions and better regulate their actions.

"While these measures have gradually improved classroom disruptions, there is still more for us to do," Kim continued, promising to keep an open line of communication with families.

Speaking in an interview Friday, Sarah Coley, NMUSD's director of Student and Community Services, and Assistant Supt. of Elementary Instruction John Drake elaborated on steps taken so far, not only at California Elementary School, but districtwide.

An effort has been made across schools, especially since the return to classrooms following pandemic

closures, to focus on the social and emotional needs of all students, including disrupters, the officials said.

"We really try to do everything we can before we suspend a student," Coley said. "They can't be suspended for only being disruptive and defiant. Legally, we cannot suspend a student just for that."

When it comes to traditional punishments for willful defiance or disruption in the classroom — such as suspending a child from school temporarily or permanent expulsion — administrators' hands are tied by California education laws precluding such practices.

Passed in 2013, Assembly Bill 420 prohibited the suspension of children in kindergarten through third grade on such grounds. In 2019, the law was amended under Senate Bill 419 to extend the prohibition from the fourth through eighth grades.

Defiance or disruption has to be coupled with a more serious violation, such as causing physical

harm or the destruction of property, Coley clarified, before a child can face suspension.

Along with the additional staffing placed in fifth-grade classrooms, the district has in place a Positive Behavioral Interventions and Support plan that outlines when outside agencies, parenting classes or group counseling might be offered to families in need.

The plan also lays out expectations and identifies reinforcements and consequences that may take place in certain incidents.

"When appropriate, we've had students who may be working with a counselor," Coley said Friday. "It could be there's a loss of privileges; for instance, they may not be able to participate in a certain activity. We really believe in progressive discipline, and that's the guidance from the state."

Drake and Coley said administrators plan to review the findings and potential progress made by the addition of the behavioral technician and aides sometime

next week and determine how to proceed next semester, when students return from winter break. They said future communications will go out to families regarding any continuations or changes.

Michelle Cusumano — mother of a fifth-grade daughter and kindergarten son at California Elementary who, she says, have both been picked on by the students in question — said

Friday she and others are skeptical the district's efforts would yield the desired results.

"I understand you can't really expel somebody unless it's egregious. I just don't understand why [problem students] are not forced out of the classroom," she said. "Stop sweeping this under the rug and come up with real, normal disciplinary protocol." Cusumano said parents

would be happy to help develop an alternative solution, such as creating a program to help families that may be struggling, but something must be done to end the harassment.

"You can't go through life behaving this way and getting away with it," she said. "I don't want my kids to see that."

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**CROSSWORD AND SUDOKU ANSWERS**

F	E	W	S	C	O	F	A	R	I	D
E	L	S	H	O	A	R	C	A	R	E
W	E	P	T	A	L	T	E	R	A	T
E	E	E	A	R	O	S	E	N	I	N
			C	O	W	E	R	A	D	O
S	W	I	P	E	S	A	G	E	N	T
M	O	A	T	S	L	A	N	E	S	R
O	W	L	S	M	I	T	T	S	B	E
G	E	L	D	I	M	E	S	J	A	M
D	Y	N	A	M	O	P	U	R	E	S
			E	R	E	S	I	R	E	N
S	E	D	A	N	D	I	N	G	I	N
O	V	E	R	S	T	A	T	E	S	N
D	I	L	L	O	N	S	E	T	B	U
S	L	A	Y	W	E	A	R	Y	A	S

6	4	2	9	8	5	7	1	3
7	1	3	6	4	2	8	5	9
8	9	5	3	7	1	6	4	2
3	2	7	1	6	8	4	9	5
4	5	8	2	9	7	1	3	6
1	6	9	4	5	3	2	8	7
9	3	6	7	1	4	5	2	8
5	7	1	8	2	9	3	6	4
2	8	4	5	3	6	9	7	1

**BLUE CHRISTMAS**

**Wednesday, Dec. 21st at 7 p.m.**

The Christmas season, with all its holiday preparations and happenings, may be a difficult time of the year. For those who are grieving any loss—a loved one or a pet, a relationship change, financial hardships or are just alone—join us as we seek the embrace of Christ, who came to bring us peace and comfort. We invite you and your friends, family, and neighbors to be a part of this sacred time of reflection and hope during the holiday season.

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[www.StJamesNewport.org](http://www.StJamesNewport.org)  
PARKING INFO: [www.StJamesNewport.org/parking](http://www.StJamesNewport.org/parking)  
Regular services are at 10 a.m. every Sunday.

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## Legal Notices

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### CITY OF NEWPORT BEACH PUBLIC NOTICE ORDINANCE SUMMARY

**NOTICE IS HEREBY GIVEN** that on December 13, 2022, the City Council of the City of Newport Beach, California, adopted an Ordinance entitled:

**ORDINANCE NO. 2022-28**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEWPORT BEACH, CALIFORNIA, ADOPTING LOCAL COASTAL PROGRAM AMENDMENT NO. LC2019-003 AS MODIFIED BY THE CALIFORNIA COASTAL COMMISSION AMENDING TITLE 21 (LOCAL COASTAL PROGRAM IMPLEMENTATION PLAN) OF THE NEWPORT BEACH MUNICIPAL CODE RELATED TO THE TRANSFER OF DEVELOPMENT RIGHTS (PA2019-154)**

The Ordinance amends Title 21 (Local Coastal Program Implementation Plan) of the Newport Beach Municipal Code to establish regulations allowing the transfer of development rights in the coastal zone, consistent with California Coastal Commission approval.

This Ordinance was adopted by the City Council of the City of Newport Beach, California, at a regular meeting thereof on the 13th day of December, 2022, by the following vote:

**AYES:** Mayor Kevin Muldoon, Mayor Pro Tem Noah Blom, Council Member Brad Avery, Council Member Joy Brenner, Council Member Duffy Duffield, Council Member Will O'Neill  
**NAYS:** None

The Ordinance shall become final and effective thirty (30) days after adoption.

Dated this 14th day of December, 2022.  
 /s/ Leilani I. Brown, City Clerk, City of Newport Beach

## Legal Notices

## Legal Notices

### LEGAL NOTICE



### CITY OF NEWPORT BEACH NOTICE OF PUBLIC HEARING

**NOTICE IS HEREBY GIVEN** that on Wednesday, January 11, 2023, at 5:00 p.m. or soon thereafter as the matter shall be heard, public hearings will be conducted in the Council Chambers at 100 Civic Center Drive, Newport Beach. The Harbor Commission of the City of Newport Beach will consider approval of the following applications:

**Dock reconfiguration projects located at the following locations:**

335-337 E. Bay Front 19th Street Public Pier Fernando Street Public Pier Coral Avenue Public Pier Park Avenue Public Pier	546 S. Bay Front 15th Street Public Pier Washington Street Public Pier Opal Avenue Public Pier
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These projects are exempt from the California Environmental Quality Act ("CEQA") pursuant to Section 15301 (Existing Facilities) and Section 15302 (Replacement or Reconstruction) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because they have no potential to have significant effects on the environment. The projects will be located on the same site and location as the structures replaced and will have substantially the same purpose, capacity and size as the structures replaced.

All interested parties may appear and present testimony regarding these projects. If you challenge the project in court, you may be limited to raising only those issues you raised at the public hearing or in written correspondence delivered to the City, at, or prior to, the public hearing. Administrative procedures for appeals are provided in the Newport Beach Municipal Code Chapter 17.65. These applications may be continued to a specific future meeting date, and if such an action occurs, additional public notice of the continuance will not be provided.

The agendas, staff reports, and corresponding documents will be available by end of business day on the Friday preceding the public hearings, and may be reviewed at the City Manager's Office (Bay E-2nd Floor), at 100 Civic Center Drive, Newport Beach, California, CA 92660 or at the City of Newport Beach website at [www.newportbeachca.gov](http://www.newportbeachca.gov). Individuals not able to attend the meeting may contact the Public Works Department or access the City's website after the meeting to review the action on these applications. All mail or written communications (including email) from the public, residents or applicants regarding an agenda item must be submitted by 5 p.m. on the business day immediately prior to the meeting. This allows time for the Harbor Commission to adequately consider the submitted correspondence. While the City does not expect there to be any changes to the above process for participating in this meeting, if there is a change, the City will post the information as soon as possible to the City's website.

For questions regarding the public hearing items, please contact Chris Miller, Public Works Administrative Manager, at [cmiller@newportbeachca.gov](mailto:cmiller@newportbeachca.gov)  
 Project Files Nos.: 2022-1652 (335-337 E. Bay Front), 1343-2022 (546 S. Bay Front)

### LEGAL NOTICE



### NOTICE OF UNSCHEDULED VACANCY

The City of Newport Beach is currently accepting applications to fill one (1) unscheduled vacancy on the Finance Committee (term expires 6-30-23)

The Finance Committee meets as required, on weeknights or weekdays (M-Th), at a time convenient for the Committee at 100 Civic Center Drive, Newport Beach.

An application can be obtained from the City Clerk's Office at 100 Civic Center Drive, or can be sent to you by calling 949-644-3005. The application can also be accessed through the City's website at [www.newportbeachca.gov/vacancy](http://www.newportbeachca.gov/vacancy).

The deadline for filing applications is **noon on Wednesday, January 4, 2023**. For more information, contact the City Clerk's Office at 949-644-3005.

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## DAILY PILOT

## Legal Notices

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### CITY OF NEWPORT BEACH NOTICE OF PUBLIC HEARING

**NOTICE IS HEREBY GIVEN** that on **Thursday, January 05, 2023, at 6:30 p.m.** or soon thereafter as the matter shall be heard, a public hearing will be conducted in the Council Chambers at 100 Civic Center Drive, Newport Beach. The Planning Commission of the City of Newport Beach will consider the following application:

**Hanna Residences** – The applicant proposes to demolish the existing restaurant and construct two residential condominiums totaling approximately 3,564 square feet. The proposed residential development will comply with all requirements and no deviations are requested. The following approvals are required to implement the project:

- **General Plan Amendment** – An amendment to the General Plan to change the land use category from Neighborhood Commercial (CN) to Two Unit Residential (RT).
- **Code Amendment** – An amendment to Title 20 (Planning and Zoning) to change the zoning district from Commercial Neighborhood (CN) to Two-Unit Residential (R-2) and to remove a front setback designation along the side from Setback Map S-2B.
- **Local Coastal Program Amendment** – An amendment to the Coastal Land Use Plan to change the coastal land use category from Neighborhood Commercial (CN) to Two Unit Residential (RT-E) (30.0 – 39.9 DU/AC), and an amendment to Title 21 (Local Coastal Program Implementation Plan) to change the coastal zoning district from CN to Two-Unit Residential (R-2). Additionally, the amendment would remove a front setback designation along the side property line from Setback Map S-2B.
- **Tentative Parcel Map** – A tentative parcel map for two-unit condominium purposes to allow the units to be sold individually.
- **Coastal Development Permit** – A coastal development permit for the demolition of the existing restaurant and construction of the new residential condominiums.

The project is categorically exempt under Section 15303 under Class 3 (New Construction or Conversion of Small Structures) and Section 15315 under Class 15 (Minor Land Divisions) of the State CEQA (California Environmental Quality Act) Guidelines.

All interested parties may appear and present testimony regarding this application. If you challenge this project in court, you may be limited to raising only those issues you raised at the public hearing or in written correspondence delivered to the City, at, or prior to, the public hearing. The application may be continued to a specific future meeting date, and if such an action occurs, additional public notice of the continuance will not be provided. Administrative procedures for appeals are provided in the Newport Beach Municipal Code Chapters 19.12, 20.64, and 21.64. A fee is required to appeal any final action on a coastal development permit to the City Council. The project site is not located within the appeal area of the coastal zone; therefore, final action by the City may not be appealed to the California Coastal Commission.

The agenda, staff report, and corresponding documents will be available by end of business day on the Friday preceding the public hearing and may be reviewed at the Community Development Department Permit Center (Bay C-1st Floor), at 100 Civic Center Drive, Newport Beach, CA 92660 or the City of Newport Beach website at [www.newportbeachca.gov/planningcommission](http://www.newportbeachca.gov/planningcommission). Individuals not able to attend the meeting may contact the Planning Division or access the City's website after the meeting to review the action on this application. All mail or written communications (including email) from the public, residents, or applicants regarding an agenda item must be submitted by 5:00 p.m. on the business day immediately prior to the meeting. This allows time for the Planning Commission to adequately consider the submitted correspondence.

For questions regarding this public hearing item please contact David S. Lee, Associate Planner, at 949-644-3225, [dlee@newportbeachca.gov](mailto:dlee@newportbeachca.gov), at 100 Civic Center Drive, Newport Beach, CA 92660.

<b>Project File No.:</b> PA2020-060	<b>Activities:</b> General Plan Amendment, Code Amendment, Local Coastal Program Amendment, Tentative Parcel Map, Coastal Development Permit
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<b>Zone:</b> Commercial Neighborhood (CN)	<b>General Plan:</b> Commercial (CN)
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<b>Coastal Land Use Plan:</b> Neighborhood Commercial (CN) – (0.0 to 0.30 FAR)	<b>Filing Date:</b> April 21, 2020
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<b>Location:</b> 3014 Balboa Boulevard	<b>Applicant:</b> Gallo of Corona del Mar, Inc.
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Mark Rosene, Secretary, Planning Commission, City of Newport Beach

### NOTICE OF PUBLICATION LIEN SALE West Coast Self Storage 2059 Harbor Blvd Costa Mesa, CA 92627 (949) 631-6666

In accordance with the provisions of the California Self-Storage Facility Act, Section 21700, et seq. of the Business and Professions Code of the State of California the under-signed will be sold at public auction conducted on **STORAGETREASURES.COM** on **December 27, 2022**. The personal property including but not limited to: Personal and household items stored at 2059 Harbor Blvd, Costa Mesa, CA 92627, County of Orange, by the following persons:

<b>Size</b>	<b>Name</b>
7.5x10 UE	Emily Rollings
10x10 UE	William Zamora

Property is sold "AS IS BASIS." There is a refundable \$100 cleaning deposit on all units. Sale is subject to cancellation.

Published: Dec 10, 2022 and Dec 17, 2022



### CITY OF NEWPORT BEACH NOTICE OF PUBLIC HEARING

**NOTICE IS HEREBY GIVEN** that on **Thursday, January 05, 2023, at 6:30 p.m.** or soon thereafter as the matter shall be heard, a public hearing will be conducted in the Council Chambers at 100 Civic Center Drive, Newport Beach. The Planning Commission of the City of Newport Beach will consider the following application:

**Arc Balboa Island** – A request to demolish the existing nonresidential building and to construct a new 1,102-square-foot building to be used as an eating and drinking establishment (restaurant). A conditional use permit is required to establish and operate the new restaurant and to waive required off-street parking spaces. The restaurant would operate with 999 square feet of outdoor dining area and there would be no interior dining area provided. The application includes the sale and service of alcoholic beverages with a Type 41 (On-Sale Beer and Wine – Eating Place) Alcoholic Beverage Control (ABC) License. The applicant does not propose to operate with late hours (after 11 p.m.), live entertainment, or dancing. The project also requires a coastal development permit, as the property is within the Coastal Zone.

The project is categorically exempt under Section 15303 – Class 3 (New Construction and Conversion of Small Structures) of the State CEQA (California Environmental Quality Act) Guidelines.

All interested parties may appear and present testimony regarding this application. If you challenge this project in court, you may be limited to raising only those issues you raised at the public hearing or in written correspondence delivered to the City, at, or prior to, the public hearing. Administrative procedures for appeals are provided in the Newport Beach Municipal Code Chapters 20.64 (Appeals) and 21.64 (Appeals and Calls for Review). The application may be continued to a specific future meeting date, and if such an action occurs, additional public notice of the continuance will not be provided. A fee is required to appeal any final action on a coastal development permit to the City Council. The project site is located within the appeal area of the Coastal Zone; therefore, final action by the City may be appealed to the California Coastal Commission.

The agenda, staff report, and corresponding documents will be available by end of business day on the Friday preceding the public hearing and may be reviewed at the Community Development Department Permit Center (Bay C-1st Floor), at 100 Civic Center Drive, Newport Beach, CA 92660 or the City of Newport Beach website at [www.newportbeachca.gov/planningcommission](http://www.newportbeachca.gov/planningcommission). Individuals not able to attend the meeting may contact the Planning Division or access the City's website after the meeting to review the action on this application. All mail or written communications (including email) from the public, residents, or applicants regarding an agenda item must be submitted by 5:00 p.m. on the business day immediately prior to the meeting. This allows time for the Planning Commission to adequately consider the submitted correspondence.

For questions regarding this public hearing item please contact Benjamin M. Zdeba, AICP, Principal Planner, at 949-644-3253 or [bzdeba@newportbeachca.gov](mailto:bzdeba@newportbeachca.gov), at 100 Civic Center Drive, Newport Beach, CA 92660.

<b>Project File No.:</b> PA2021-276	<b>Activities:</b> Conditional Use Permit and Coastal Development Permit
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<b>Zone:</b> Mixed-Use Water (MU-W2)	<b>General Plan:</b> Mixed-Use Water 2 (MU-W2)
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<b>Coastal Land Use Plan:</b> Mixed-Use Water Related (MU-W)	<b>Filing Date:</b> November 17, 2021
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<b>Location:</b> 224 Marine Avenue	<b>Applicant:</b> 224 Marine Ave, LLC
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Mark Rosene, Secretary, Planning Commission, City of Newport Beach

### NOTICE TO CREDITORS OF BULK SALE (UCC Sec. 6105)

Escrow No. **31387-PC**  
 NOTICE IS HEREBY GIVEN that a bulk sale is about to be made. The name(s), business address(es) to the Seller(s) are: **HALAL OR NOTHING GROUP 11 LLC, A CALIFORNIA LIMITED LIABILITY COMPANY, 3033 BRISTOL STREET, SUITE E, COSTA MESA, CA 92626**  
 Doing Business as: **THE HALAL GUYS**  
 All other business name(s) and address(es) used by the Seller(s) within three years, as stated by the Seller(s), is/are: **NONE**

The location in California of the Chief Executive Officer of the Seller(s) is: **SAME**  
 The name(s) and address of the Buyer(s) is/are: **GENTRY CAPITAL LLC, A CALIFORNIA LIMITED LIABILITY COMPANY, 1086 IRVINE BLVD, TUSTIN, CA 92780**

The assets to be sold are described in general as: **GOODWILL, FURNITURE, FIXTURES & EQUIPMENT, CATERING VEHICLES, COMPUTER EQUIPMENT, BOOKS AND RECORDS, SOCIAL MEDIA ACCOUNTS, INVENTORY** and are located at: **3033 BRISTOL STREET, SUITE E, COSTA MESA, CA 92626**

The bulk sale is intended to be consummated at the office of: **CITYWIDE ESCROW SERVICES, INC., 12501 SEAL BEACH BLVD., SUITE 130, SEAL BEACH, CA 90740** and the anticipated sale date is **JANUARY 9, 2023**

The bulk sale is subject to California Uniform Commercial Code Section 6106.2.

[If the sale is subject to Sec. 6106.2, the following information must be provided.] The name and address of the person with whom claims may be filed is: **CITYWIDE ESCROW SERVICES, INC., 12501 SEAL BEACH BLVD., SUITE 130, SEAL BEACH, CA 90740** and the last date for filing claims shall be **JANUARY 6, 2023**, which is the business day before the sale date specified above.

Dated:  
 BUYER: **GENTRY CAPITAL LLC, A CALIFORNIA LIMITED LIABILITY COMPANY**  
**ORD-1332998 DAILY PILOT 12/17/22**



### CITY OF NEWPORT BEACH NOTICE OF PUBLIC HEARING

**NOTICE IS HEREBY GIVEN** that on **Thursday, January 05, 2023, at 6:30 p.m.** or soon thereafter as the matter shall be heard, a public hearing will be conducted in the Council Chambers at 100 Civic Center Drive, Newport Beach. The Planning Commission of the City of Newport Beach will consider the following application:

**Sugarfish Restaurant** – A conditional use permit to waive 19 required parking spaces with a parking management plan to establish a new food service, eating and drinking establishment (restaurant). The proposed restaurant would have approximately 729 square feet of net public area and would not include any outdoor dining areas. The restaurant's operation includes the sale and service of alcoholic beverages with a Type 41 (On-Sale Beer and Wine – Eating Place) Alcoholic Beverage Control (ABC) License. The applicant does not propose to operate with late hours (after 11 p.m.), live entertainment, or dancing.

The project is categorically exempt under Section 15301 – Class 1 (Existing Facilities) of the State CEQA (California Environmental Quality Act) Guidelines.

All interested parties may appear and present testimony regarding this application. If you challenge this project in court, you may be limited to raising only those issues you raised at the public hearing or in written correspondence delivered to the City, at, or prior to, the public hearing. Administrative procedures for appeals are provided in the Newport Beach Municipal Code Chapter 20.64 (Appeals). The application may be continued to a specific future meeting date, and if such an action occurs, additional public notice of the continuance will not be provided.

The agenda, staff report, and corresponding documents will be available by end of business day on the Friday preceding the public hearing and may be reviewed at the Community Development Department Permit Center (Bay C-1st Floor), at 100 Civic Center Drive, Newport Beach, CA 92660 or the City of Newport Beach website at [www.newportbeachca.gov/planningcommission](http://www.newportbeachca.gov/planningcommission). Individuals not able to attend the meeting may contact the Planning Division or access the City's website after the meeting to review the action on this application. All mail or written communications (including email) from the public, residents, or applicants regarding an agenda item must be submitted by 5:00 p.m. on the business day immediately prior to the meeting. This allows time for the Planning Commission to adequately consider the submitted correspondence.

For questions regarding this public hearing item please contact David Lee, Associate Planner, at 949-644-3225, [dlee@newportbeachca.gov](mailto:dlee@newportbeachca.gov), at 100 Civic Center Drive, Newport Beach, CA 92660.

<b>Project File No.:</b> PA2022-0149	<b>Activity:</b> Conditional Use Permit
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<b>Zone:</b> CC (Commercial Corridor)	<b>General Plan:</b> CC (Corridor Commercial)
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<b>Location:</b> 2600 East Coast Highway, Suite 100	<b>Applicant:</b> SMM 2600 PCH LLC
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Mark Rosene, Secretary, Planning Commission, City of Newport Beach

### LEGAL NOTICE



### NOTICE OF UNSCHEDULED VACANCY

The City of Newport Beach is currently accepting applications to fill two (2) unscheduled vacancy on the Planning Commission (terms expire 6-30-24 and 6-30-25)

The Planning Commission meets twice per month on the Thursday preceding City Council meetings at 100 Civic Center Drive, Newport Beach.

An application can be obtained from the City Clerk's Office at 100 Civic Center Drive, or can be sent to you by calling 949-644-3005. The application can also be accessed through the City's website at [www.newportbeachca.gov/vacancy](http://www.newportbeachca.gov/vacancy).

The deadline for filing applications is **noon on Wednesday, December 28, 2022**. For more information, contact the City Clerk's Office at 949-644-3005.

### LEGAL NOTICE



### CITY OF NEWPORT BEACH NOTICE OF PUBLIC HEARING

**NOTICE IS HEREBY GIVEN** that on **Thursday, January 05, 2023, at 6:30 p.m.** or soon thereafter as the matter shall be heard, a public hearing will be conducted in the Council Chambers at 100 Civic Center Drive, Newport Beach. The Planning Commission of the City of Newport Beach will consider the following:

**Accessory Dwelling Unit Ordinance 2023 Update** – Amendments to Title 20 (Planning and Zoning) and Title 21 (Local Coastal Program Implementation Plan) of the Newport Beach Municipal Code updating regulations pertaining to Accessory Dwelling Units (ADU) and Junior Accessory Dwelling Units (JADU) to conform with revisions to Government Code Sections 65852.2 and 65852.22 that go into effect on January 1, 2023. The amendments also include revisions recommended by the Planning Commission Ad-Hoc Committee to incentivize ADU production.

The proposed action is exempt from environmental review under the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21080.17 and CEQA Guidelines Section 15282(h).

All interested parties may appear and present testimony regarding this application. If you challenge this project in court, you may be limited to raising only those issues you raised at the public hearing or in written correspondence delivered to the City, at, or prior to, the public hearing. Administrative procedures for appeals are provided in the Newport Beach Municipal Code Chapters 20.64 and 21.64. The application may be continued to a specific future meeting date, and if such an action occurs, additional public notice of the continuance will not be provided.

The agenda, staff report, and corresponding documents will be available by end of business day on the Friday preceding the public hearing and may be reviewed at the Community Development Department Permit Center (Bay C-1st Floor), at 100 Civic Center Drive, Newport Beach, CA 92660 or the City of Newport Beach website at [www.newportbeachca.gov/planningcommission](http://www.newportbeachca.gov/planningcommission). Individuals not able to attend the meeting may contact the Planning Division or access the City's website after the meeting to review the action on this application. All mail or written communications (including email) from the public, residents, or applicants regarding an agenda item must be submitted by 5:00 p.m. on the business day immediately prior to the meeting. This allows time for the Planning Commission to adequately consider the submitted correspondence.

For questions regarding this public hearing item please contact Jaime Murillo, Principal Planner, at 949-644-3209, [jmurillo@newportbeachca.gov](mailto:jmurillo@newportbeachca.gov), at 100 Civic Center Drive, Newport Beach, CA 92660.  
**Project File No.:** PA2021-113      **Activity No.:** CA2021-005 and LC2021-003  
**Location:** Citywide      **Applicant:** City of Newport Beach  
 Mark Rosene, Secretary, Planning Commission, City of Newport Beach

THE CROWD | B.W. COOK



Cheryl Mann

CYNDI LAUPER performs at the Candlelight Concert at Segerstrom Center for the Arts on Dec. 2. The event generated \$3.1 million to benefit nonprofit initiatives relating to art and culture.

# Cyndi Lauper, Chef Giada De Laurentiis shine at O.C. gala where \$3.1 million is raised

Since its debut in the winter of 1974, Candlelight Concert, the gala black-tie holiday dazzler on the Orange Coast, has become something of a standard bearer for celebrations.

Created as the front-piece party for the former Orange County Performing Arts Center, now known as the

Segerstrom Center for the Arts, this year's event unfolded Dec. 2 at the Center, attracting an exemplary \$3.1 million to benefit nonprofit artistic, educational, and community initiatives relating to all forms of art and culture from the classic to the avant garde.

Producers of the gala, led by the dynamic chair of the Center Board **Jane Fujishige Yada** and Candlelight Concert chair **John Stratman Jr.** embraced a New York City back-to-the-1980s theme starring pop icon **Cyndi Lauper** headlining the evening entertainment.

Lauper, the Brooklyn-born Grammy, Emmy and Tony-winning creator of the Broadway musical "Kinky Boots," sang her hit songs "Time After Time," "True Colors" and the showstopper "Girls Just Want To Have Fun."

SCFTA president **Casey Reitz** joined donors **Eliza**

**CASEY REITZ**, president of Segerstrom Center for the Arts, with Center board chair **Jane Yada** and **John Stratman Jr.**, chair of the Candlelight Concert.



Cheryl Mann



**CHEF GIADA DELAURENTIIS** served as guest executive chef for the Candlelight Concert.

Gary Payne

**beth Segerstrom, Sally Segerstrom, Sandy Segerstrom Daniels, Mae DeLaBarre, Britt and Bob Meyer, Jane and Jim Driscoll, Idit and Moti Ferder, Barbara Johnson, Sharon McKinnon, Lisa Argyros, Cole Mitchell, Maralou and Jerry Harrington and Joanne and George Adams** singing along and dancing. Lauper's energy literally lifted the party up on its feet.

The outstanding décor captured the '80s New York City theme, including a mini Central Park, and at the entrance to the Center, a recreation of the Brooklyn Bridge.

Perhaps best of all, the well-known television **Chef Giada De Laurentiis** served as celebrity guest chef for the party, creating a scrumptious multicourse gastronomic indulgence from appetizers to dessert.

The Italian dinner was the perfect complement to the N.Y.C. evening with Lauper.

The grand party changed gears following dinner and the Lauper performance as the crowd was invited to enter the late-night lounge with its Studio 54 meets a Las Vegas night club feel.

N.Y.-style pizza and Giada's famous Italian cookies were splendid accompaniments to a midnight espresso and a final dance



Gary Payne

**MAE DELABARRE** and **Sandy Segerstrom Daniels** attend Candlelight Concert 2022.

with lovers and friends at the Cinderella hour.

**B.W. COOK** is editor of the Bay Window, the official publication of the Balboa Bay Club in Newport Beach.

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**Christmas Eve:** 4pm (Church/Gym), 7pm, 11pm (Concert Starts at 10:15pm), No 5pm Mass  
**Christmas Day:** 7am, 8:30am, 10:15am, 12pm, No 5pm Mass

**OLQA.org | 949-644-0200**

**GIRLS' BASKETBALL**

## Costa Mesa rallies for road win at rival Estancia

**BY ANDREW TURNER**

The Costa Mesa High girls' basketball team has a first-year head coach in David Garcia, and the Mustangs picked up their biggest win under their new leader against the crosstown rival.

An impactful freshman trio combined for 28 points, as Costa Mesa defeated Estancia 44-38 on Thursday night in its Orange Coast League opener.

Myah Martinez had 13 points to lead Costa Mesa (3-7 overall). Leilani Quero added 11 points, and Emi

Kamikihara chipped in with four points to cap the contributions from the Mustangs' three freshman starters.

Garcia said he began coaching the team only a month and a half ago, but he sees a lot of potential in his team.

"They have a lot of heart," Garcia said. "I'll coach girls with heart all day and show them how to play the game, and if they listen and buy in, they're going to be very successful, the program is going to be successful."

"Right now, my job is to

groom them, and the future will be very bright. Tonight, they showed a lot of composure coming into this hostile environment, down at halftime. A bit of motivation at halftime, and they came out and did what they had to do and got more confident in the fourth quarter."

Costa Mesa trailed 23-20 at halftime, but an 18-point third quarter saw the Mustangs take a 38-30 lead into the final frame. They hit five three-pointers in the period, including two apiece from Martinez and Salameh.

Then Quero provided a highlight-reel play, shaking her defender with a crossover dribble before knocking down the last of nine three-pointers made by the Mustangs. It gave Costa Mesa a 41-31 lead with 6:12 left, and Estancia would not scratch again until Jaydin McClure's steal ended with a layup with 2:43 to go.

"I feel [a] defender on me, and then there's just not a lot going through your head at the moment," Quero said. "It's just instinct sometimes. It worked, and then the shot went in."

Estancia (10-6, 1-1) had found success putting pressure on the ball, especially in intercepting swing passes on the perimeter. It helped fuel a 14-point second quarter, the only period in which the Eagles produced a double-digit total.

"We started really going at it," Genesis Navarro said, who secured three steals



Photos by Scott Smeltzer | Staff Photographer

**COSTA MESA'S** Myah Martinez battles for possession against Estancia's Andrea Meza during the Battle for the Bell girls' basketball game at Estancia High on Thursday.



**ESTANCIA'S JAYDIN MCLURE**, left, and Andrea Meza battle for a loose ball against Costa Mesa's Myah Martinez on Thursday.

for Estancia. "I know I flew everywhere. I was just trying to get the ball back to my teammates."

Andrea Meza had 12 points to lead Estancia,

which advanced to the CIF Southern Section Division 5A semifinals last season. McClure had nine points, seven rebounds and two steals, and Leslie Calderon

had five points, seven rebounds, four steals and three assists.

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### Daily Pilot

A Times Community News publication.

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