

Daily Pilot

FRIDAY, JUNE 30, 2023 /// dailypilot.com



Photos by Susan Hoffman

NEWPORT BEACH police and workers loaded a truck with belongings from a homeless encampment strewn along Avocado Avenue across the street from a bus station and preschool on Thursday. The encampment's seven residents relocated mostly without incident, according to officials.

Newport Beach homeless encampment cleared out

The encampment's 7 residents packed up and moved out mostly without incident after they were asked to go.

BY ERIC LICAS, LILLY NGUYEN, SUSAN HOFFMAN

A cleanup crew took down a tent and cleared belongings out of a homeless encampment in Newport Beach Thursday, days after the City Council moved forward with an ordinance that would make camping in public spaces illegal if shelter beds are available.

The law currently pending a required second vote, was unrelated to the cleanup of an encampment in front of the Newport Beach Transit Center on Avocado Drive, near MacArthur



NEWPORT BEACH police on Thursday cleared belongings from a homeless encampment on Avocado Avenue.

Boulevard and San Joaquin Hills Road, Newport Beach spokesman John Pope said. Workers had been assigned to a landscaping project on private

property there, and police were asked to help relocate people out of the area.

Police vehicles were seen parked there near a screened,

chain-link fence blocking off the area, according to residents who were passing by shortly before 8:30 a.m. Crews tossed belongings left behind by people who had been living there into the back of a utility truck to be hauled away.

The encampment's seven residents packed up and moved out after they were asked to go, mostly without incident, Pope said. One person did initially refuse but, after a discussion with officers, left without their tent. It was gathered along a mattress, wagon and other items inside, but no other tents were taken as trash.

The encampment is located across the street from St. Mark Community Preschool in Newport Beach, and was discussed

See **Homeless**, page A6

Newport launches pilot program for private security cameras in public right-of-way

BY LILLY NGUYEN

A new pilot program that will allow private security cameras to be installed in the public right-of-way of select neighborhoods was approved Tuesday by the Newport Beach City Council.

The one-year program will allow up to 10 qualified home-

owner associations with at least 50 single-unit dwellings within a contiguous neighborhood to install private security cameras in the public right-of-way. Rent will not be collected from an HOA for use of that right-of-way, but applications, encroachment permits and agreement fees are required.

Initial suggestions called for

the pilot program to expire on July 1, 2024, but Councilman Erik Weigand requested to extend the trial as it is expected to take at least a few months before the cameras can get up and running. His council colleagues agreed to extend the program until September 2024.

Homeowner association boards will need to provide the

city with supporting information, documentation and contact information; camera details; a camera and sign installation plan; installer and operator information.

The cameras are required to be self-contained with solar or battery power and have wireless

See **Cameras**, page A3

Locals line up for first look at Sawdust Art Festival's summer show

BY ANDREW TURNER

Laguna Beach's art festival season arrived with much anticipation Tuesday, as the town turned out in droves for Preview Night at the Sawdust Art Festival.

Half an hour after the grounds opened under the setting sun, the line to get in had pushed back to the neighboring Art-A-Fair and threatened to overtake the Village Entrance.

Once inside, those turning up for locals night got what they were seeking: A flying saucer into another world. A transport with lights flashing in three different sections below a crescent moon — a creation of festival artist Kirk Milette — might have signaled that was the case for those who were unaware.

A GIANT FLYING SAUCER scene greets visitors at the entrance of the Sawdust Art Festival on Tuesday in Laguna Beach.



"We welcomed over 2,300 people onto our grounds [Tuesday] night," Tom Hartmann, general manager of the Sawdust Art Festival, said. "The atmosphere was simply buzzing with community members eager to

celebrate the vibrancy of art and music in our grove."

The Sawdust Art Festival opens to the public on Friday, which is also opening day for Art-A-Fair.

See **Festival**, page A5



Photos by Don Leach | Staff Photographer

ARTIST AND EXHIBITOR Charleine Guy and friend Ken Aubuchon greet guests during the Sawdust Art Festival's Preview Night on Tuesday in Laguna Beach. The festival opens to the public on Friday.

Pacific Airshow payout faces hurdle

Former Huntington Beach mayor, planning commissioner are asking an O.C. Superior Court judge to intervene.

BY MATT SZABO

A former Huntington Beach mayor and planning commissioner have joined forces to try to stop the city from paying out millions of dollars to the Pacific Airshow.

Connie Boardman, who served on City Council for eight years and was Surf City's mayor in 2003 and 2013, has been critical of the new conservative council majority since it was elected last fall. She and Mark Bixby, who runs the Surf City Sentinel local government page on Facebook, filed in court on Thursday.

They are asking the court for permission to intervene instead of Huntington Beach paying out what could amount to more than \$7 million to Airshow operator Code Four, after the final day of the 2021 show was canceled due to an oil spill off the coast.

Lee Fink, the lawyer for Boardman and Bixby, said Thursday that he is asking for permission from the court to file their intervention request as part of the Airshow's original lawsuit against the city of Huntington Beach, rather than start up another separate case. The hearing is expected to be held Friday at 8:30 a.m. in Department C-32 of the Orange County Superior Court, before Judge Walter Schwarm.

"The cancellation of the Airshow was the result of the oil spill, not the city's doing," Fink said. "The city doesn't have any liability ... A public agency can't give \$7 million to settle a claim that's wholly without merit. There's no basis for actually bringing that claim, and to do so

See **Airshow**, page A6

ALSO FROM THE DAILY PILOT:



Courtesy of Altin Kafira

UNITED UKRAINIAN BALLET BANDS TOGETHER FOR RENDITION OF 'GISELLE' AT SEGERSTROM PAGE A2

United Ukrainian Ballet bands together for rendition of 'Giselle'

BY SARAH MOSQUEDA

The United Ukrainian Ballet, a 60-member company made up of professional dancers forced to flee their country following the Russian invasion, made its West Coast debut this week at Segerstrom Center for the Arts in Costa Mesa for performances of Alexei Ratmansky's "Giselle."

Under the direction of Igone de Jongh, the company's dancers come from renowned national theaters in Kyiv, Kharkiv and Odessa.

Segerstrom has collaborated with Ratmansky before, presenting world premieres by the choreographer including "Of Love and Rage" (2022) and "Whipped Cream" (2017). The new rendition of the classic "Giselle" was created especially for the United Ukrainian Ballet by Ratmansky, who is a Ukrainian citizen himself.

"After many years of fea-



Courtesy of Altin Kaftira

THE NEW RENDITION of the classic "Giselle," was created especially for the United Ukrainian Ballet.

turing my work at Segerstrom Center for the Arts, I am excited to start a new chapter of collaboration with this historic production and cast," Ratmansky said in a statement.

"Giselle," which opened Thursday and runs through Sunday, is made possible by support from Elizabeth Seg-

erstrom and the Henry T. and Elizabeth Segerstrom Foundation, which brought the equally unique performance "Reunited in Dance" to the Renée and Henry Segerstrom Concert Hall last November.

"I am beyond words to express how thrilled I am to work with the genius Alexei

Ratmansky on a project which pushes boundaries and makes a difference in the world," Elizabeth Segerstrom said in a statement.

Ratmansky's "Giselle" is being presented in collaboration with Liev Schreiber and his nonprofit organization, BlueCheck Ukraine.

"We are incredibly grateful to Elizabeth Segerstrom for this partnership with the United Ukrainian Ballet," stated Schreiber. "Thanks to her generosity, this performance of 'Giselle' will generate funds to support organizations providing on-the-ground assistance in Ukraine where it is needed most."

Founded in response to Russia's invasion of Ukraine, BlueCheck Charitable Foundation was created to support local nongovernmental and grassroots organizations in providing humanitarian aid to those affected by the conflict in Ukraine. Since its inception,

BlueCheck has backed more than 20 local Ukrainian organizations working to distribute food and medicine, build shelters and remove unexploded ordnance and landmines. Proceeds from the ticket sales of "Giselle" at Segerstrom Center for the Arts will benefit BlueCheck.

"Giselle" is considered among the most popular, not to mention romantic, ballets in canon. It tells the story of a young woman named Giselle and her love, Albrecht, who conceals his nobleman status and the fact that he is betrothed to another woman. When she learns the truth, her heartbreak kills her and in death she is doomed to joined the Wilis, gaggle of ghosts of unmarried women who dance men to death. A visit to Giselle's grave by Albrecht makes him the next victim of the Wilis, but Giselle's love saves them both from their fate.

Principal casting includes Christine Shevchenko and Alexis Tutunnique, Elizaveta Gogidze and Oleksii Kni-azkov, and Iryna Zhalovska and Denys Nedak and the Pacific Symphony, conducted by Gavriel Heine, will perform Adolphe Adam's score.

Segerstrom expressed her joy at being able to bring artists and organizations together as a way to uplift both performers and audience alike.

"This unique collaboration is a chance to demonstrate the transformative power of the arts and its tremendous impact not only on these extraordinary dancers who have been displaced by war, but also on audiences to have a unique chance to participate directly in the cause," she said.

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A WORD, PLEASE | JUNE CASAGRANDE

When it comes to 'fewer,' sometimes grammar sticklers know less than they think

People who are careful about their grammar take extra care with "less" and "fewer." Most of the time, the results are good. "Ben has fewer worries this year" sounds better than "Ben has less wor-

ries this year." But even though they make good choices most of the time, sticklers on the less-and-fewer issue usually don't understand the grammar as well as they think they do. So when they take a hard line approach, they set themselves up for a fall.

Ask anyone who's careful with "less" and "fewer" to explain the difference, and they'll tell you this: "Less" is

for mass nouns and "fewer" is for count nouns.

Mass nouns are things that aren't counted, like "music," "air" and "energy." Count nouns, as the name suggests, can be counted: "song," "molecule," "volt."

Mass nouns have no plural form. You say, "I love music," not "musics." You say, "I breathe air," not "airs." And you say, "He has so much energy," not "so many energies."

Count nouns have a plural form and a singular form. So you can say, "I like that song" or "I like those songs." You can say, "one molecule" or "two molecules." You can say "one volt" or "100 volts."

So if it's true you must use "fewer" for count nouns, then those grocery store express lane signs that say "10 items or less" are grammatically incorrect. After all, as any stickler

will tell you, "item" is a count noun. And if count nouns require "fewer," then those checkout lanes are wrong to use "less."

But there are a few problems with this reasoning.

First, people often want words to have one exclusive meaning. If "to rob" involves a direct confrontation, then "to burglarize" must mean the stealthy kind of theft. If "eager" is the happy, excited kind of

anticipation, then "anxious" must mean the kind filled with dread. If "farther" refers to physical distance, than "further" must mean something other than physical distance. In fact, none of these rules are absolutes, and dictionary definitions allow overlap for these word pairs.

The same is true for

See **Word**, page A3

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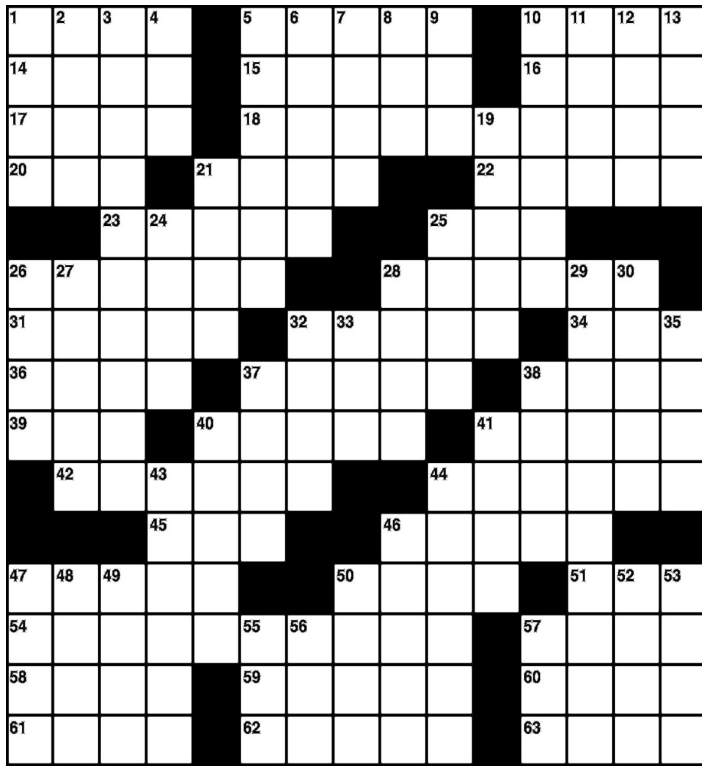
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THE DAILY COMMUTER PUZZLE

By Jacqueline E. Mathews

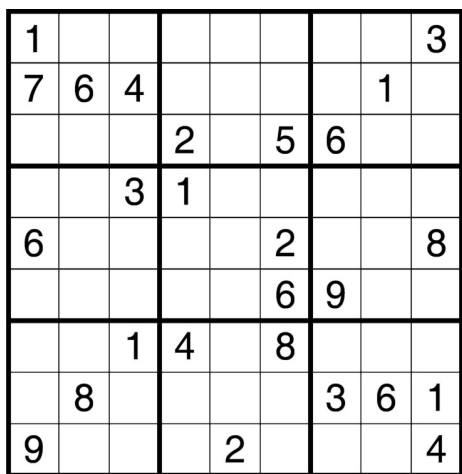
- ACROSS**
 1 Uptight
 5 "Casey _ Bat"
 10 Washington, D.C., paper
 14 Actress Storm
 15 Sea near Australia
 16 Thick cord
 17 Safari sightings
 18 Found fault with
 20 Popped down
 21 Paper quantity
 22 Important English city
 23 Rubbish
 25 Faux _; mistake
 26 Parodies
 28 Mason's plaster
 31 "Ripley's Believe It _!"
 32 Stream
 34 U-Haul rental
 36 Hilarious person
 37 Refracting crystal
 38 Svendborg resident
 39 Australian crop pest
 40 Abacus pieces
 41 Come together
 42 Respect highly
 44 _ on; had faith in
 45 Traitor
 46 Infant's ailment
 47 Novelist Louis L'_
 50 Mini blinds piece
 51 Unwell
 54 Lawmaker
 57 Toy with a string
 58 One of the planets
 59 Without companions
 60 "_ is not to reason why"
 61 Bud support
 62 Used a sponge
 63 Utilizes
- DOWN**
 Breakfast order



SUDOKU

By The Mephram Group

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



For answers to the crossword and Sudoku puzzles, see page A5.

- | | |
|-------------------------------|---------------------|
| 2 Actress Delany | Marienthal |
| 3 Tending to overeat big-time | 10 Man of the cloth |
| 4 "Oui!" | 11 Flow out slowly |
| 5 Gain entry to | 12 Drove 90 mph |
| 6 Sacred scroll | 13 Turner & Koppel |
| 7 Brief haircut | 19 _ Gable |
| 8 Sombrero | 21 Pool toy |
| 9 Manning or | 24 Plant part |

- 25 "If" or "The Road Not Taken"
 26 _ as a boil
 27 Word with rib or number
 28 Clutter
 29 Greedy
 30 Gamut
 32 Stuff in
 33 Get _ of; discard
 35 Necessity
 37 Actress Amanda
 38 Grocery store section
 40 Forest animals
 41 Liquefy
 43 Obvious fact
 44 "The Mouse That _"; Peter Sellers film
 46 Duplicate
 47 Give _; help the poor
 48 Source of protein
 49 Shrek, for one
 50 Cease
 52 Ancient harp
 53 Gambler's woe
 55 Rule
 56 MacGraw or Wong
 57 "She Loves _"; Beatles hit
- Tribune Media Services

WORD

Continued from page A2

"less" and "fewer." Dictionaries allow "less" to mean "fewer" in any context where it sounds natural and makes sense. So it's not wrong to say "10 items or less," it's simply not as proper as "10 items or fewer."

Also, a better guide for when to choose "less" or "fewer" isn't about mass nouns and count nouns. It's about singulars and plurals. Consider this scenario: You're in the express lane, which is for 10 items or fewer, and you realize you have 11 items, so you take one out of your cart. You now have one less item, not one fewer item, since "item" is singular here.

Lastly, people focused on "rules" can sometimes make poor choices. If you're trying to be proper and you say your destination is "fewer than 10 miles away" or that you have "fewer than 50 dollars in your wallet," you're making a bad call. Why? Because "fewer" emphasizes individual units. And while, yes, dollars and miles are individual things, you probably were



Sarah Mosqueda

AN ASSORTMENT of fresh produce lined up at a farmers market in Tustin. Though some argue that signs that say "10 items or less" are grammatically incorrect, grammar expert June Casagrande offers another view.

not talking about them that way. That is, 10 miles isn't really 10 things so much as it's a singular physical distance. So "fewer than 10 miles" implies it's exactly 9 miles or 8 miles or 3 miles, eliminating the possibility it's 9½ miles or 8.8 miles or any other distance that isn't hyper-focused on counting precise 1-mile units.

Similarly, "fewer than 50 dollars" leaves no room for cents. You're counting whole dollars only — or so the verbiage implies. "Less than 50 dollars" better

captures your meaning of a singular sum of money.

To pick between "less" and "fewer," the rule about mass nouns and count nouns will serve you well in most situations. But if the results sound awkward, like "one fewer item," forget the rule and go with your ear: "one less item."

JUNE CASAGRANDE is the author of "The Joy of Syntax: A Simple Guide to All the Grammar You Know You Should Know." She can be reached at JuneTCN@aol.com.

CAMERAS

Continued from page A1

communications. They cannot have pan, tilt or zoom abilities or utilize facial recognition or capture audio. Associations will also be required to move cameras at the city's request and provide statistical information to the Newport Beach Police Department to assess the program.

As of Tuesday, four

homeowner associations had expressed interest in the program: the Spyglass Hill Community Assn., the Harbor View Community Assn. Board, the Newport Hills Community Assn. and the Dover Shores Community Assn.

The item was brought up for study in April after the Spyglass Hill Community Assn. reached out to Mayor Pro Tem Will O'Neill.

During the April study session, Spyglass Hill

Community Assn. President Bruce Horn said residents wanted to install cameras to deter crime.

Councilman Brad Avery said he was supportive of the program and understood the reasons why residents asked for it, but raised concerns about the right to privacy and increased surveillance.

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FOR THE RECORD

A story about the Resignation of Edison High School's principal in the June 29 edition of the Daily Pilot reported the wrong last name for the educator. Her name is Jennifer Graves.

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TEDRAHN, SUCCESSOR TRUSTEE OF THE TEDRAHN FAMILY TRUST DATED JUNE 20, 1986, as Trustor See Exhibit "B" Attached, as Beneficiary WILL SELL AT PUBLIC AUCTION TO THE HIGHEST BIDDER FOR CASH (payable at time of sale in lawful money of the United States, by cash, a cashier's check drawn by a state or national bank, a check drawn by a state or federal credit union, or a check drawn by a state or federal savings and loan association, savings association, or savings bank specified in section 5102 of the Financial Code and authorized to do business in this state). At: At the front entrance to 8180 East Kaiser Blvd, (Please check in with Receptionist) Anaheim Hills, CA 92808, NOTICE OF TRUSTEE'S SALE - continued all right, title and interest conveyed to and now held by it under said Deed of Trust in the property situated in said County, California describing the land therein: See Exhibit "A" Attached Hereto And Made A Part Hereof. The property heretofore described is being sold "as is". The street address and other common designation, if any, of the real property described above is purported to be: 8421 HOLDER STREET BUENA PARK, CA 92620 AND 4852 CABANA DRIVE #101, HUNTINGTON BEACH, CA 92649. The undersigned Trustee disclaims any liability for any incorrectness of the street address and other common designation, if any, shown herein. Said sale will be made, but without covenant or warranty, expressed or implied, regarding title, possession, or encumbrances, to pay the remaining principal sum of the note(s) secured by said Deed of Trust, with interest thereon, as provided in said Note(s), advances, if any, under the terms of the Deed of Trust, estimated fees, charges and expenses of the Trustee and of the trusts created by said Deed of Trust, to-wit: \$788,695.76 (Estimated) Accrued interest and additional advances, if any, will increase this figure prior to sale. The beneficiary under said Deed of Trust heretofore executed and delivered to the undersigned a written Declaration of Default and Demand for Sale, and a written Notice of Default and Election to Sell. The undersigned caused said Notice of Default and Election to Sell to be recorded in the county where the real property is located and more than three months have elapsed since such recordation. DATE: 6/22/2023 CALIFORNIA TD SPECIALISTS, AS TRUSTEE, as Trustee 8190 EAST KAISER BLVD., ANAHEIM HILLS, CA 92808 PHONE: 714-283-2180 FOR TRUSTEE SALE INFORMATION LOG ON TO: www.stoxposting.com CALL: 844-477-7869 PATRICIO S. INCE, VICE PRESIDENT CALIFORNIA TD SPECIALIST IS A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT. ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE. NOTICE TO POTENTIAL BIDDERS: If you are considering bidding on this property lien, you should understand that there are risks involved in bidding at a trustee auction. 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NOTICE TO PROPERTY OWNER: The sale date shown on this notice of sale may be postponed one or more times by the mortgagee, beneficiary, trustee, or a court, pursuant to Section 2924g of the California Civil Code. The law requires that information about trustee sale postponements be made available to you and to the public, as a courtesy to those not present at the sale. If you wish to learn whether your sale date has been postponed, and if applicable, the rescheduled time and date for the sale of this property, you may call 844-477-7869, or visit this internet Web site www.stoxposting.com, using the file number assigned to this case T.S.# 86363. Information about postponements that are very short in duration or that occur close in time to the scheduled sale may not immediately be reflected in the telephone information or on the Internet Website. The best way to verify postponement information is to attend the scheduled sale." 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Third, you must submit a bid; by remitting the funds and affidavit described in Section 2924m(c) of the Civil Code; so that the trustee receives it no more than 45 days after the trustee's sale. If you think you may qualify as an "eligible tenant buyer" or "eligible bidder," you should consider contacting an attorney or appropriate real estate professional immediately for advice regarding this potential right to purchase. T.S.# 86363 / APN # 069-302-25 & 937-711-13 EXHIBIT "A" LEGAL DESCRIPTION PARCEL A: LOT 466 OF TRACT NO. 2135, IN THE CITY OF BUENA PARK, COUNTY OF ORANGE, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 61, PAGES 1 TO 8 INCLUSIVE OF MISCELLANEOUS MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY. EXCEPT INTO THE GRANITOR HEREIN ALL CRUDE OIL, PETROLEUM, GAS, BREA, ASPHALTUM AND ALL KINDRED SUBSTANCES AND OTHER MINERALS IN AND/OR LYING UNDER SAID LAND WHICH WERE NOT RESERVED IN DEEDS RECORDED JUNE 28, 1954 IN BOOK 2758, PAGE 450, OFFICIAL RECORDS, AND JULY 21, 1954 IN BOOK 2774, PAGE 533, OFFICIAL RECORDS, TOGETHER WITH THE RIGHT TO ENTER INTO THAT PORTION OF SAID LAND UNDERLYING A PLANE 500 FEET BELOW THE SURFACE THEREOF, BUT WITHOUT THE RIGHT OF SURFACE ENTRY PARCEL B: Real property in the City of Huntington Beach, County of Orange, State of California, described as follows: A LEASEHOLD ESTATE CREATED BY THAT CERTAIN MEMORANDUM OF SUBLEASE AND GRANT DEED OF IMPROVEMENTS EXECUTED BY FRANK WOOLSEY AND CHARLES HERMANSEN, LESSOR, AND GREGORY S. WARNE AND JANET L. WARNE, HUSBAND AND WIFE AS JOINT TENANTS, LESSEE, AND SUBJECT TO ALL OF THE PROVISIONS THEREIN CONTAINED, AS DISCLOSED BY SAID DOCUMENT, DATED APRIL 21, 1981 RECORDED MAY 29, 1981 IN BOOK 14078, PAGE 72 OF OFFICIAL RECORDS OF ORANGE COUNTY, CALIFORNIA. PARCEL 1: UNIT 13, IN BUILDING 6, ON LOTS A, B, C AND LOT 1 OF TRACT NO. 10658, SHOWN AND DESCRIBED IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, CONDOMINIUM PLAN ("PLAN") WHICH WAS RECORDED ON AUGUST 21, 1980, IN BOOK 13710, PAGES 1889, ET SEQ. OFFICIAL RECORDS OF ORANGE COUNTY, CALIFORNIA. PARCEL 2: AN UNDIVIDED ON ONE-HUNDRED TWENTIETH (1/120) INTEREST AS A TENANT IN COMMON IN A LEASEHOLD ESTATE IN AND TO ALL OF THE REAL PROPERTY, INCLUDING WITHOUT LIMITATION THE COMMON AREAS DEFINED IN THE DECLARATION ON LOTS A, B, C AND LOT 1 OF TRACT NO. 10658, IN THE CITY OF HUNTINGTON BEACH, COUNTY OF ORANGE, STATE OF CALIFORNIA, AS PER MAP RECORDED ON DECEMBER 27, 1979, IN BOOK 466, PAGES 37 AND 38 INCLUSIVE, OF MISCELLANEOUS MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY. EXCEPTING THEREFROM UNITS 1 THROUGH 20, INCLUSIVE, IN BUILDING I THROUGH VI, INCLUSIVE ON LOTS A, B, C AND LOT 1 OF TRACT NO. 10658, AS SHOWN ON THE PLAN. EXCEPTING THEREFROM, ALL IMPROVEMENTS AND APPURTENANCES LOCATED OR TO BE LOCATED ON SAID LOTS A, B, C AND LOT 1 OF TRACT NO. 10658. LEGAL DESCRIPTION CONTINUED EXCEPT THEREFROM ALL OIL, GAS, MINERALS AND OTHER HYDROCARBON SUBSTANCES LYING BELOW A DEPTH OF 500 FEET FROM THE SURFACE OF SAID PROPERTY, BUT WITH NO RIGHT OF SURFACE ENTRY, AS PROVIDED IN DEEDS OF RECORD. ALSO EXCEPT THE SUBSURFACE WATER RIGHTS, BUT WITHOUT THE RIGHT OF ENTRY TO THE SURFACE OR THE SUBSURFACE ABOVE A DEPTH OF 500 FEET AS DEDICATED ON THE MAP OF SAID TRACT. PARCEL 3: NON-EXCLUSIVE EASEMENTS FOR ACCESS, INGRESS, EGRESS, USE ENJOYMENT, DRAINAGE, ENCROACHMENT, SUPPORT, MAINTENANCE, REPAIRS AND FOR OTHER PURPOSES, ALL AS SHOWN IN THE PLAN AND AS DESCRIBED IN THE DECLARATION. PARCEL 4: EXCLUSIVE EASEMENTS APPURTENANT TO PARCELS 1 AND 2 DESCRIBED ABOVE, FOR USE AND OCCUPANCY FOR PATIOS AND DECKS IN TO AND OVER THOSE PORTIONS OF LOTS A, B, C AND LOT 1 OF TRACT NO. 10658, DEFINED AS RESTRICTED COMMON AREAS IN THE DECLARATION AS DESCRIBED AND ASSIGNED IN THE PLAN. T.S.# 86363 EXHIBIT "B" BENEFICIARIES THE MORGENTERN PROPERTY COMPANY, LLC DEFINED BENEFIT PENSION PLAN, AS TO A 15.000% (\$106,524.00) UNDIVIDED INTEREST; CHARLES MUGLER, AN UNMARRIED MAN, AS TO A 5.000% (\$35,508.00) UNDIVIDED INTEREST; EXPRESS EQUITY LENDING, INC., AS TO A 10.000% (\$71,016.00) UNDIVIDED INTEREST; TY ALLEN TAYLOR, A MARRIED MAN AS SOLE AND SEPARATE PROPERTY, AS TO A 10.000% (\$71,016.00) UNDIVIDED INTEREST; MV FUND I, LLC, AS TO A 5.000% (\$35,508.00) UNDIVIDED INTEREST; JOSEPH P. FICE, AS TO A 5.000% (\$35,508.00) UNDIVIDED INTEREST; JOHN AND TONI OROSE, HUSBAND AND WIFE AS JOINT TENANTS, AS TO A 10.000% (\$71,016.00) UNDIVIDED INTEREST; 14 ENTERPRISE, LP, AS TO A 5.000% (\$35,508.00) UNDIVIDED INTEREST; THE ENTRUST GROUP INC. FBO RONALD F. CADY IRA #30858 LA, AS TO A 15.000% (\$106,524.00) UNDIVIDED INTEREST; PROVIDENT TRUST GROUP CDN FBO MICHAEL GALSTER SEP IRA, AS TO A 15.000% (\$106,524.00) UNDIVIDED INTEREST; EDWARD STALDO, TRUSTEE EDWARD STALDO REVOCABLE LIVING TRUST DATED JUNE 2, 2010, AS TO A 5.000% (\$35,508.00) UNDIVIDED INTEREST

TS NO: CA08000219-23-1 APN: 461-091-18 TO NO: 02-23001021 NOTICE OF TRUSTEE'S SALE (The above statement is made pursuant to CA Civil Code Section 2923.3(d)(1). The Summary will be provided to Trustor(s) and/or vested owner(s) only, pursuant to CA Civil Code Section 2923.3(d)(2).) YOU ARE IN DEFAULT UNDER A DEED OF TRUST DATED May 9, 2019. UNLESS YOU TAKE ACTION TO PROTECT YOUR PROPERTY, IT MAY BE SOLD AT A PUBLIC SALE. IF YOU NEED AN EXPLANATION OF THE NATURE OF THE PROCEEDINGS AGAINST YOU, YOU SHOULD CONTACT A LAWYER. On July 26, 2023 at 01:30 PM, at the North front entrance to the County Courthouse at 700 Civic Center Drive West, Santa Ana, CA 92701, MTC Financial Inc. dba Trustee Corps, as the duly Appointed Trustee, under and pursuant to the power of sale contained in that certain Deed of Trust recorded on May 15, 2019 as Instrument No. 2019000162998, of official records in the Office of the Recorder of Orange County, California, executed by ELYAS P. RAEISI NAFCHI, UNMARRIED MAN, as Trustor(s), in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., as Beneficiary, as nominee for HOMETOWN EQUITY MORTGAGE, LLC DBA THELENDER as Beneficiary, WILL SELL AT PUBLIC AUCTION TO THE HIGHEST BIDDER, in lawful money of the United States, all payable at the time of sale, that certain property situated in said County, California describing the land therein as: AS MORE FULLY DESCRIBED IN SAID DEED OF TRUST The property heretofore described is being sold "as is". The street address and other common designation, if any, of the real property described above is purported to be: 4 GENEVE, NEWPORT BEACH, CA 92660 The undersigned Trustee disclaims any liability for any incorrectness of the street address and other common designation, if any, shown herein. Said sale will be made without covenant or warranty, express or implied, regarding title, possession, or encumbrances, to pay the remaining principal sum of the Note(s) secured by said Deed of Trust, with interest thereon, as provided in said Note(s), advances if any, under the terms of the Deed of Trust, estimated fees, charges and expenses of the Trustee and of the trusts created by said Deed of Trust. The total amount of the unpaid balance of the obligations secured by the property to be sold and reasonable estimated costs, expenses and advances at the time of the initial publication of this Notice of Trustee's Sale is estimated to be \$2,376,353.86 (Estimated). However, prepayment premiums, accrued interest and advances will increase this figure prior to sale. Beneficiary's bid at said sale may include all or part of said amount. In addition to cash, the Trustee will accept a cashier's check drawn on a state or national bank, a check drawn by a state or federal credit union or a check drawn by a state or federal savings and loan association, savings association or savings bank specified in Section 5102 of the California Financial Code and authorized to do business in California, or other such funds as may be acceptable to the Trustee. In the event tender other than cash is accepted, the Trustee may withhold the issuance of the Trustee's Deed Upon Sale until funds become available to the payee or endorsee as a matter of right. The property offered for sale excludes all funds held on account by the property receiver, if applicable. If the Trustee is unable to convey title for any reason, the successful bidder's sole and exclusive remedy shall be the return of monies paid to the Trustee and the successful bidder shall have no further recourse. Notice to Potential Bidders If you are considering bidding on this property lien, you should understand that there are risks involved in bidding at a Trustee auction. You will be bidding on a lien, not on the property itself. Placing the highest bid at a Trustee auction does not automatically entitle you to free and clear ownership of the property. You should also be aware that the lien being auctioned off may be a junior lien. If you are the highest bidder at the auction, you are or may be responsible for paying off all liens senior to the lien being auctioned off, before you can receive clear title to the property. You are encouraged to investigate the existence, priority, and size of outstanding liens that may exist on this property by contacting the county recorder's office or a title insurance company, either of which may charge you a fee for this information. If you consult either of these resources, you should be aware that the same lender may hold more than one mortgage or Deed of Trust on the property. Notice to Property Owner The sale date shown on this Notice of Sale may be postponed one or more times by the Mortgagee, Beneficiary, Trustee, or a court, pursuant to Section 2924g of the California Civil Code. The law requires that information about Trustee Sale postponements be made available to you and to the public, as a courtesy to those not present at the sale. If you wish to learn whether your sale date has been postponed, and, if applicable, the rescheduled time and date for the sale of this property, you may call Nationwide Posting & Publication at 916.939.0772 for information regarding the Trustee's Sale or visit the Internet Website www.nationwideposting.com for information regarding the sale of this property, using the file number assigned to this case, CA08000219-23-1. Information about postponements that are very short in duration or that occur close in time to the scheduled sale may not immediately be reflected in the telephone information or on the Internet Website. The best way to verify postponement information is to attend the scheduled sale. NOTICE TO TENANT NOTICE TO TENANT FOR FORECLOSURE AFTER JANUARY 1, 2021 You may have a right to purchase this property after the trustee auction pursuant to Section 2924m of the California Civil Code. If you are an "eligible tenant buyer," you can purchase the property if you match the last and highest bid placed at the trustee auction. If you are an "eligible bidder," you may be able to purchase the property if you exceed the last and highest bid placed at the trustee auction. There are three steps to exercising this right of purchase. First, 48 hours after the date of the trustee sale, you can call (916) 939-0772, or visit this internet website www.nationwideposting.com, using the file number assigned to this case CA08000219-23-1 to find the date on which the trustee's sale was held, the amount of the last and highest bid, and the address of the trustee. Second, you must send a written notice of intent to place a bid so that the trustee receives it no more than 15 days after the trustee's sale. Third, you must submit a bid so that the trustee receives it no more than 45 days after the trustee's sale. If you think you may qualify as an "eligible tenant buyer" or "eligible bidder," you should consider contacting an attorney or appropriate real estate professional immediately for advice regarding this potential right to purchase. Date: June 20, 2023 MTC Financial Inc. dba Trustee Corps TS No. CA08000219-23-1 17100 Gillette Ave Irvine, CA 92614 Phone: 949-252-8300 TDD: 711 949.252.8300 By: Loan Quema, Authorized Signatory SALE INFORMATION CAN BE OBTAINED ONLINE AT www.nationwideposting.com FOR AUTOMATED SALES INFORMATION PLEASE CALL: Nationwide Posting & Publication AT 916.939.0772 NPP0436736 TO: NEWPORT HARBOR NEWS PRESS COMBINED WITH DAILY PILOT 06/30/2023, 07/07/2023, 07/14/2023

CITY OF LAGUNA BEACH
ADOPTION OF ORDINANCE NO. 1688
CALIFORNIA COASTAL COMMISSION MODIFICATIONS TO ORDINANCE 1665

Adoption of Ordinance No. 1688 entitled "AN ORDINANCE OF THE CITY OF LAGUNA BEACH, CALIFORNIA, AMENDING LAGUNA BEACH MUNICIPAL CODE SECTION 25.05.040 (DESIGN REVIEW) AND CHAPTER 25.07 (COASTAL DEVELOPMENT PERMITS) AS MODIFIED AND APPROVED BY THE CALIFORNIA COASTAL COMMISSION ON FEBRUARY 9, 2023, AND A FINDING OF EXEMPTION FROM CALIFORNIA ENVIRONMENTAL QUALITY ACT," was introduced at the City Council meeting of June 27, 2023, and is scheduled to be adopted on July 11, 2023, on the following 5-0 vote: AYES: Orgill, Rounaghi, Weiss, Kempf, Whaler; NOES: None; ABSENT: None.

Ann Marie McKay, City Clerk

APN: 139-253-31 TS NO: 22-04433CA TSG Order No.: 220590635-CA-VOI NOTICE OF TRUSTEE SALE UNDER DEED OF TRUST YOU ARE IN DEFAULT UNDER A DEED OF TRUST DATED FEBRUARY 12, 2007. UNLESS YOU TAKE ACTION TO PROTECT YOUR PROPERTY, IT MAY BE SOLD AT A PUBLIC SALE. IF YOU NEED AN EXPLANATION OF THE NATURE OF THE PROCEEDING AGAINST YOU, YOU SHOULD CONTACT A LAWYER. Affinia Default Services, LLC, as the duly appointed Trustee, under and pursuant to the power of sale contained in that certain Deed of Trust Recorded February 16, 2007 as Document No.: 2007000105888 of Official Records in the office of the Recorder of Orange County, California, executed by: Dennis Smith, and Kellie Smith, husband and wife as joint tenants, as Trustor, will be sold AT PUBLIC AUCTION TO THE HIGHEST BIDDER for cash (payable in full at time of sale by cash), a cashier's check drawn by a state or national bank, a check drawn by a state or federal credit union, or a check drawn by a state or federal savings and loan association, savings association, or savings bank specified in section 5102 of the Financial Code and authorized to do business in this state). All right, title and interest conveyed to and now held by it under said deed of trust in the property situated in said county and state, and as more fully described in the above referenced deed of trust. Sale Date: July 17, 2023 Sale Time: 1:30 PM Sale Location: At the North front entrance to the County Courthouse at 700 Civic Center Drive West, Santa Ana, CA 92701 File No.:22-04433CA The street address and other common designation, if any, of the real property described above is purported to be: 1851 Samar Drive, Costa Mesa, CA 92626. The undersigned Trustee disclaims any liability for any incorrectness of the street address and other common designation, if any, shown herein. Said sale will be made in an "AS IS" condition, but without covenant or warranty, expressed or implied, regarding title, possession, or encumbrances, to pay the remaining principal sum of the note(s) secured by said Deed of Trust, with interest thereon, as provided in said note(s), advances, if any, under the terms of the Deed of Trust, estimated fees, charges and expenses of the Trustee and of the trusts created by said Deed of Trust, to-wit: \$144,789.58 (Estimated). Accrued interest and additional advances, if any, will increase this figure prior to sale. It is possible that at the time of sale the opening bid may be less than the total indebtedness due. NOTICE TO POTENTIAL BIDDERS: If you are considering bidding on this property lien, you should understand that there are risks involved in bidding at a trustee auction. You will be bidding on a lien, not on the property itself. Placing the highest bid at a trustee auction does not automatically entitle you to free and clear ownership of the property. You should also be aware that the lien being auctioned off may be a junior lien. If you are the highest bidder at the auction, you are or may be responsible for paying off all liens senior to the lien being auctioned off, before you can receive clear title to the property. You are encouraged to investigate the existence, priority, and size of outstanding liens that may exist on this property by contacting the county recorder's office or a title insurance company, either of which may charge you a fee for this information. If you consult either of these resources, you should be aware that the same lender may hold more than one mortgage or deed of trust on the property. NOTICE TO PROPERTY OWNER: The sale date shown on this notice of sale may be postponed one or more times by the mortgagee, beneficiary, trustee, or a court, pursuant to Section 2924g of the California Civil Code. The law requires that information about trustee sale postponements be made available to you and to the public, as a courtesy to those not present at the sale. If you wish to learn whether your sale date has been postponed, and, if applicable, the rescheduled time and date for the sale of this property, you may call, (916) 939-0772 for information regarding the trustee's sale or visit this internet website, www.nationwideposting.com, for information regarding the sale of this property, using the file number assigned to this case, T.S.# 22-04433CA. Information about postponements that are very short in duration or that occur close in time to the scheduled sale may not immediately be reflected in the telephone information or on the internet website. The best way to verify postponement information is to attend the scheduled sale. NOTICE TO TENANT: You may have a right to purchase this property after the trustee auction pursuant to Section 2924m of the California Civil Code. If you are an "eligible tenant buyer," you can purchase the property if you match the last and highest bid placed at the trustee auction. If you are an "eligible bidder," you may be able to purchase the property if you exceed the last and highest bid, and the address of the trustee. Second, you must send a written notice of intent to place a bid so that the trustee receives it no more than 15 days after the trustee's sale. Third, you must submit a bid so that the trustee receives it no more than 45 days after the trustee's sale. If you think you may qualify as an "eligible tenant buyer" or "eligible bidder," you should consider contacting an attorney or appropriate real estate professional immediately for advice regarding this potential right to purchase. File No.:22-04433CA If the Trustee is unable to convey title for any reason, the successful bidder's sole and exclusive remedy shall be the return of monies paid to the Trustee and the successful bidder shall have no further recourse. For Trustee Sale Information Log On To: www.nationwideposting.com or Call: (916) 939-0772. Dated: June 13, 2023. By: Trixie Obnimaga Foreclosure Associate Affinia Default Services, LLC 301 E. Ocean Blvd., Suite 1720 Long Beach, CA 90802 (833) 290-7452 NPP0436365 To: ORANGE COAST DAILY PILOT 06/23/2023, 06/30/2023, 07/07/2023

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: **Appeal of approval of Design Review 22-1633, Variance 22-1634 and Revocable Encroachment Permit 22-1635 for additions to an existing single-family dwelling at 31101 Brooks Street in the R-1 zone. Design review is required for upper-level additions, elevated decks, spa, skylights, water feature, pedestrian entry feature, grading, landscape, revocable encroachment permit for improvements in the public right-of-way. A variance is requested from LBMC 25.56.009 (Modification of existing nonconforming structure) to demolish, reconstruct, and modify an existing nonconforming portion of the structure within the rear yard.** The adjacent neighbor has appealed the decision of the Design Review Board (DRB) to approve the project. The appellant contends that the proposed project impacts their view equity and general plan policies. SAID PUBLIC MEETING to be held **Tuesday, July 11, 2023, at 5:00 p.m., or as soon thereafter as the matter can be heard.** For additional information, contact City staff: Daniel Latham, Assistant Planner (949) 464-6612 or dlatham@lagunabeachcity.net and/or the appellant: You may also communicate comments about the proposed application and the appeal to members of the City Council, whose names and e-mail addresses are listed on the City's website (www.lagunabeachcity.net). **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 as soon as possible or by 5:00 p.m., two weeks prior to the scheduled hearing. Procedures for participating in the virtual 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 Meeting described in this notice, or in written correspondence delivered to the City Council at or prior to the Public Meeting. This project is categorically exempt pursuant to the California Environmental Quality Act Guidelines, 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. Michelle Dulalia, Senior Office Specialist

BSC 223579
NOTICE OF PETITION
TO ADMINISTER ESTATE OF:
MARIA IRENE WOODMANSEE
30-2023-01337119-PR-LA-CMC

To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of: **MARIA IRENE WOODMANSEE.**

A PETITION FOR PROBATE has been filed by DENISE PURMORT in the Superior Court of California, County of ORANGE.

THE PETITION FOR PROBATE requests that DENISE PURMORT be appointed as personal representative to administer the estate of the decedent.

THE PETITION requests authority to administer the estate under the Independent Administration of Estates Act. (This authority will allow the personal representative to take many actions without obtaining court approval. Before taking certain very important actions, however, the personal representative will be required to give notice to interested persons unless they have waived notice or consented to the proposed action.) The independent administration authority will be granted unless an interested person files an objection to the petition and shows good cause why the court should not grant the authority.

A HEARING on the petition will be held on **July 27, 2023 at 1:30 p.m. in Dept. CM6** located at: 3390 HARBOR BLVD. COSTA MESA, CA 92626

The court is providing the convenience to appear for hearing by video using the court's designated video platform. This is a no cost service to the public. Go to the Court's website at [TheSuperiorCourtOfCalifornia-CountyOfOrange\(ocourts.org\)](http://TheSuperiorCourtOfCalifornia-CountyOfOrange(ocourts.org)) to appear remotely for Probate hearings and for remote hearing instructions. If you have difficulty connecting or are unable to connect to your remote hearing, call 657-622-8278 for assistance. If you prefer to appear in-person, you can appear in the department on the day/time set for your hearing.

IF YOU OBJECT to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

IF YOU ARE A CREDITOR or contingent creditor of the decedent, you must file your claim with the court and mail a copy to the personal representative appointed by the court within the later of either (1) four months from the date of first issuance of letters to a general personal representative, as defined in section 58(b) of the California Probate Code, or (2) 60 days from the date of mailing or personal delivery to you of a notice under section 9052 of the California Probate Code. Other California statutes and legal authority may affect your rights as a creditor. You may want to consult with an attorney knowledgeable in California law.

YOU MAY EXAMINE the file kept by the court. If you are a person interested in the estate, you may file with the court a Request for Special Notice (form DE-154) of the filing of an inventory and appraisal of estate assets or of any petition or account as provided in Probate Code section 1250. A Request for Special Notice form is available from the court clerk.

Attorney for the Petitioner: SAMANTHA S. SMITH, ESQ NM LAW, APC 15147 WOODLAWN AVE. TUSTIN, CA 92780 Published in the NEWPORT HARBOR NEWS PRESS combined with the DAILY PILOT on: 6/28, 6/30 & 7/5/2023

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FESTIVAL

Continued from page A1

The first day of the Festival of Arts Fine Art Show is July 5, with opening night for the Pageant of the Masters coming on July 7.

Now in its 57th year, the current show at the Sawdust Art Festival has 168 total artists and makers walking the grounds, with 14 of them showing at the festival for the first time.

Dylan Arthur Howard, 28, a Chicago native who moved to Laguna Beach two years ago, is among the newcomers. His booth sported an assortment of mirrors and tables made from locally sourced materials, specifically wood.

So when a tree falls in the forest and no one's around, it does make a sound, as far as Howard is concerned. He said his work is inspired by his childhood, one that was spent mostly outside turning over rocks and building treehouses.

"They're really supposed to be portals ... like a reminder of where we come from, which is nature," Howard said of his work. "Not us, specifically, but our ancestors, we all at one point lived amongst nature, and so I'm trying to create furniture that brings that back into our daily lives."

Howard added that with enough creativity, a piece of waste can be turned "into something to be cherished."

"Other woodworkers can do the same thing, wherever they live," Howard said. "Woodworking is one of the few industries where we can get away with really utilizing waste material in a big way. Whether you're from Southern California, or you're from Chicago, or New York, anyone can do



GLASS ARTIST Marcus Thesing shows guests a piece during the Sawdust Art Festival's locals preview night.

what I'm doing. You just have to be willing to put in the effort and make that network of people, so that we're no longer sourcing exotic woods from other continents."

Lovisa Kjerrgren, 36, is also showing her work at the Sawdust Art Festival for the first time. The Swedish transplant recently created an art banner for the city along South Coast Highway. One of the walls in her booth displayed more than a dozen framed illustrations of cacti.

A landscape architect by trade, Kjerrgren's background is reflected in her work.

"When you stop literally wherever you're standing and you look closer at what's at your feet, you're going to see a different kind of intricacy of nature that is also beautiful," Kjerrgren said. "Everything, it's either growing or it's disintegrating somehow and becoming something else. There's a cycle in life and in the landscapes around us that I find fascinating."

Kyle Caris, a 2009 graduate of Laguna Beach High, is back at the Sawdust Art Festival after leaving town to further his education at

the Kansas City Art Institute. He also studied ceramics at Orange Coast College.

In a unique twist to his pottery, Caris included sand around the edges of plates, tying in his time spent working in restau-



GUESTS GATHER around artist Shane Dunlap's booth of carved wooden creations at the Sawdust Art Festival on Tuesday.

Photos by Don Leach | Staff Photographer

rants with a life spent on the water. Caris has had an abundance of time in the water, as a swimmer and water polo player, a surfer, a sailor, and as a lifeguard for the city.

Caris mused that his work aimed to recreate the

naturally occurring sculptures that result in the aftermath of shipwrecks, combining the natural with the manufactured.

"It's crazy how much of your history comes into play in all of your work, whether you're consciously

thinking about it or not," Caris said. "I will say when I went to Kansas City Art Institute, that was one thing I was really thinking about."

andrew.turner@latimes.com Twitter: @AndrewTurnerTCN

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LEGAL NOTICE



NOTICE OF A PUBLIC HEARING

LAGUNA BEACH CITY COUNCIL

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 2023-0658, Zoning Ordinance Amendment 2023-0659, and Local Coastal Program Amendment 2023-0660 to amend portions of the General Plan and Laguna Beach Municipal Code pertaining to the Land Use Map and Zoning Map. The proposed change affects only City-owned parcels to change the designation and zoning from Residential (R/HP or R-1/RHP) to Permanent Open Space (Open Space Passive) as required by State funding and grant agreements. On May 3, 2023, the Planning Commission recommended that the City Council approve the proposed amendments. SAID PUBLIC HEARING to be held Tuesday, July 11, 2023, at 5:00 p.m., or as soon thereafter as the matter can be heard. For additional information, contact City staff: Louie Lacasella, Senior Administrative Analyst at (949) 497-4736 or email to llacasella@lagunabeachcity.net. City Council Members may also be contacted to discuss issues and questions about the proposed ordinance. A listing of the City Council Members' names and phone numbers is available at City Hall and on the City's website at www.lagunabeachcity.net. The proposed ordinance may be examined on the City's website at the following link (available 72 hours before the public hearing): http://www.lagunabeachcity.net/cityhall/citygov/cityclerk/mam.htm. Click on the City Council Agenda (located to the right of the City Council hearing date/time) under the Upcoming Events section and then click on the specific agenda item. Comments may be made in person or via teleconferencing during the hearing, and in writing prior to the hearing (when timely emailed or mailed to the City Clerk's office). 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, July 5, 2023. 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. A Local Coastal Program Amendment is required because all amendments to the City's certified Local Coastal Plan Implementation Program, which includes Municipal Code Title 25 and the Land Use Element of the General Plan, require Coastal Commission approval. In accordance with the California Environmental Quality Act (CEQA) Guidelines, the proposed Municipal Code, General Plan, and Local Coastal Program amendments have been determined to be an exempt project pursuant to State CEQA Guidelines Sections 15307, Section 15308, and 15061(b)(3) in that the proposed amendments are not anticipated to result in a direct or reasonably foreseeable indirect physical change in the environment, nor will the proposed changes have the potential for causing effect on the environment. Additionally, Section 15265(c) of the State CEQA Guidelines shift the burden of CEQA compliance to the California Coastal Commission in connection with preparation or amendment to a Local Coastal Program (LCP). The Coastal Commission's LCP review and approval procedures have been found to be functionally equivalent to the environmental review process. 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's Office at (949) 497-0705 (telephone) or (949) 497-0771 (facsimile). Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to assure accessibility to the meeting.

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LEGAL NOTICE

UNITED STATES OF AMERICA FEDERAL ENERGY REGULATORY COMMISSION

Moulton Niguel Water District

Docket No. CD23-8-000

NOTICE OF PRELIMINARY DETERMINATION OF A QUALIFYING CONDUIT HYDROPOWER FACILITY AND SOLICITING COMMENTS AND MOTIONS TO INTERVENE (May 30, 2023)

On May 23, 2023, Moulton Niguel Water District filed a notice of intent to construct a qualifying conduit hydropower facility, pursuant to section 30 of the Federal Power Act (FPA). The proposed Bridlewood Flow Control Facility Hydroelectric Energy Recovery Project would have an installed capacity of 224 kilowatts (kW), and would be located along the applicant's existing water supply system in Laguna Hills, Orange County, California.

Applicant Contact: Gregg Semler, InPipe Energy, 920 SW 6th Ave., 12th Floor, Portland, OR 97204, 503-341-0004, gregg@inpipeenergy.com.

FERC Contact: Christopher Chaney, 202-502-6778, christopher.chaney@ferc.gov.

Qualifying Conduit Hydropower Facility Description: The project would consist of: (1) two 112-kW Centrifugal pump as turbine generating units and (2) appurtenant facilities. The proposed project would have an estimated annual generation of approximately 820 megawatt-hours.

A qualifying conduit hydropower facility is one that is determined or deemed to meet all the criteria shown in the table below.

Table 1: Criteria for Qualifying Conduit Hydropower Facility

Table with 3 columns: Statutory Provision, Description, Satisfies (Y/N). Rows include FPA 30(a)(3)(A), FPA 30(a)(3)(C)(i), FPA 30(a)(3)(C)(ii), and FPA 30(a)(3)(C)(iii).

Preliminary Determination: The proposed Bridlewood Flow Control Facility Hydroelectric Energy Recovery Project will not alter the primary purpose of the conduit, which is for municipal water supply. Therefore, based upon the above criteria, Commission staff preliminarily determines that the operation of the project described above satisfies the requirements for a qualifying conduit hydropower facility, which is not required to be licensed or exempted from licensing.

Comments and Motions to Intervene: Deadline for filing comments contesting whether the facility meets the qualifying criteria is 30 days from the issuance date of this notice. Deadline for filing motions to intervene is 30 days from the issuance date of this notice.

Anyone may submit comments or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210 and 385.214. Any motions to intervene must be received on or before the specified deadline date for the particular proceeding.

Filing and Service of Responsive Documents: All filings must (1) bear in all capital letters the "COMMENTS CONTESTING QUALIFICATION FOR A CONDUIT HYDROPOWER FACILITY" or "MOTION TO INTERVENE," as applicable; (2) state in the heading the name of the applicant and the project number of the application to which the filing responds; (3) state the name, address, and telephone number of the person filing; and (4) otherwise comply with the requirements of sections 385.2001 through 385.2005 of the Commission's regulations. All comments contesting Commission staff's preliminary determination that the facility meets the qualifying criteria must set forth their evidentiary basis.

The Commission strongly encourages electronic filing. Please file motions to intervene and comments using the Commission's eFiling system at http://www.ferc.gov/docs-filing/efiling.asp. Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at http://www.ferc.gov/docs-filing/ecomment.asp. You must include your name and contact information at the end of your comments. For assistance, please contact FERC Online Support at FERCOOnlineSupport@ferc.gov, (866) 208-3676 (toll free), or (202) 502-8659 (TTY). In lieu of electronic filing, you may send a paper copy. Submissions sent via the U.S. Postal Service must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street NE, Room 1A, Washington, DC 20426. Submissions sent via any other carrier must be addressed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 12225 Wilkins Avenue, Rockville, MD 20852. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 385.2010.

Locations of Notice of Intent: The Commission provides all interested persons an opportunity to view and/or print the contents of this document via the Internet through the Commission's website at http://www.ferc.gov/docs-filing/elibrary.asp. Enter the docket number (i.e., CD23-8) in the docket number field to access the document. You may also register online at http://www.ferc.gov/docs-filing/esubscription.asp to be notified via email of new filings and issuances related to this or other pending projects. Copies of the notice of intent can be obtained directly from the applicant. For assistance, call toll-free 1-866-208-3676 or e-mail FERCOOnlineSupport@ferc.gov. For TTY, call (202) 502-8659.

Kimberly D. Bose, Secretary.

CROSSWORD AND SUDOKU ANSWERS

Crossword puzzle grid with filled-in letters. Words include EDGY, AT THE POST, GALE CORAL ROPE, GNUS CRITICIZED, SATREAM LEEDS, TRASH PAS, SPOOFS MORTAR, ORNOT CREEK VAN, RIOT PRISM DANE, EMUBEADS MERGE, ESTEEM RELIED, RAT COLIC, AMOUR SLAT ILL, LEGISLATOR YOYO, MARS ALONE OURS, STEM WIPED USES.

Sudoku puzzle grid with numbers. The grid is filled with numbers from 1 to 9 in a 9x9 pattern.

AIRSHOW

Continued from page A1

is an unlawful gift of public funds. My clients are simply seeking to stop the city from giving that money away.”

Huntington Beach City Atty. Michael Gates announced the settlement with Code Four on May 9. It pays the operator a total of \$4,999,000 over the next six years, with other privileges guaranteed. It also potentially gives the Pacific Airshow up to \$2 million, and the City Council was kept apprised every step of the way,” he said. “The negotiations were done at arm’s length, and they were so difficult at times that the negotiations actually broke off. There was no easy path forward. No one could ever call this a sweetheart deal, or what they’re alleging as a gift of public funds.”

Gates said Thursday that he’s read some of the paperwork filed on behalf of Boardman and Bixby.

“To me, this is another frivolous and coordinated attempt to stop the Air-

show,” he said. “This is an effort by the same small group of people, who didn’t want the Airshow in the first place and didn’t like the new City Council majority negotiating to resolve the lawsuit.”

Gates said Code Four CEO Kevin Elliott had resolved not to come back to Huntington Beach, before the new council majority stepped in and negotiated with him.

“This was a very difficult negotiation with the Pacific Airshow that went on for months, and the City Council was kept apprised every step of the way,” he said. “The negotiations were done at arm’s length, and they were so difficult at times that the negotiations actually broke off. There was no easy path forward. No one could ever call this a sweetheart deal, or what they’re alleging as a gift of public funds.”

A separate lawsuit, demanding that Gates release the full settlement with Code Four, was filed earlier this month by Ocean View School District Board of Trustees vice-president Gina Clayton-Tarvin. Gates has only released an executive summary of the terms, which he said is because of pending litigation.

Clayton-Tarvin’s lawsuit remains pending.

Huntington Beach Mayor Tony Strickland said Thursday that one of his proudest moments of being mayor was saving the air show.

“The economic impacts of the Airshow for Huntington Beach are astronomical,” Strickland said. “The fact of the matter is, if you want a budget hole, have the Airshow not be here ... My whole goal of trying to get this settlement done was to make sure we have an air show here in perpetuity. It’s the largest



Spencer Grant

THE U.S. Air Force Thunderbirds fly over Huntington Beach Pier at the Pacific Airshow in 2021. Former city officials are challenging a settlement made with the event’s operator.

air show in the United States, and its numbers of economic development were off the charts.”

But Bixby, in a statement, said the settlement was the most outrageous abuse of taxpayer dollars in more than 20 years of paying

close attention to City Hall.

“The city could have easily defended against the Airshow operator’s lawsuit over cancellation due to the oil spill, but instead chose to settle without a fight by paying millions of dollars to a close political

supporter of the City Council majority and the city attorney,” Bixby stated. “This cannot be allowed to stand.”

Boardman has routinely appeared for public comments at council meetings in recent months.

“In the eight years I served on the Huntington Beach City Council, I never saw a case where the city settled before the Judge even ruled on the city’s motion to dismiss,” she said in a statement. “It is particularly egregious here, where it is clear that the city is not responsible for canceling the Airshow; the oil spill caused the cancellation. The city should not be paying for this outrageous and secret settlement.”

This year’s Pacific Airshow is scheduled for Sept. 29 through Oct. 1.

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HOMELESS

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during a June 13 City Council meeting. Several parents gave public comments that night expressing concern over its proximity to the campus and their children.

Most speakers voiced sympathy for people living on the streets, but they also said they felt unsafe with them around their kids. They complained about repeated instances of homeless people trespassing on campus, and said cars in the parking lot often get broken into. The preschool’s director, Maggie Brewer, told council members she often finds shattered bottles and containers full of urine on school grounds.

The ordinance presented Tuesday and unanimously approved by the City Council would make it illegal to camp on city property as well as prohibit bathing and washing clothes or dishes at public faucets and wa-



Don Leach | Staff Photographer

A MAINTENANCE worker clears brush debris from sidewalk where a woman living in a tent gathers her belongings on San Joaquin Hills Road and MacArthur Boulevard Thursday.

ter fountains. A second vote is expected to be held at the council’s next meeting, set for July 11. Assuming it is approved again, the new law would go into effect and become legally enforceable 30 days later. However, police would not be allowed to cite those in

violation of the ordinance if shelter beds or some form of emergency housing aren’t available to them.

Newport Beach resident Mark McAdams occasionally visits the encampment at the transit center and provides charity to

people living there. He said that simply clearing them out and pushing homeless people away from prominent public view ignores the fundamental issues contributing to homelessness.

“Homelessness is something that we need to look

at and deal with and not pretend it doesn’t exist by clearing camps like this,” McAdams said. “The city of Newport Beach seems like — and maybe it’s the residents too — maybe the majority of the city thinks, ‘get them out of my town, these worthless people!’”

McAdams said one of the encampment’s residents he knows as “Greg” told him people driving past have yelled comments like that at him. “That’s inhumane, I think,” McAdams said.

Police were attempting to connect the people at the encampment with support services, according to one of the officers working at the scene, Edgar Rebollar. He’s part of a team assigned to engage the homeless population, and noted that many of the people he approaches decline his offers.

“It’s an ongoing problem and it’s everywhere,” Rebollar said. “Our job is to try to help them, but most people won’t accept help.”

Advocates working to combat homelessness

point out that signing up for and committing to treatment and support services is challenging without a phone number or address, and many aid programs require beneficiaries to have fixed residences. And those without shelter disproportionately become the victims of crimes. Those are among the reasons some view creating more emergency housing as the most important step in keeping people off of the street.

The 20 shelter beds allocated to take in homeless people in Newport Beach have consistently been at capacity, and were not available for the people who moved out of the transit center area on Thursday, Newport Beach Homelessness Coordinator Natalie Basmacyan said. That means that even if the proposed anti-camping ordinance had been in effect, authorities would not have been able to enforce it.

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