# Daily Pilot

#### THURSDAY, MARCH 7, 2024 /// dailypilot.com

#### **ELECTION 2024**



A VOTER DROPS his ballot into the official drop box on Super Tuesday outside Huntington Beach City Hall.

## **Early returns in H.B. buoy council majority**

Charter amendment measures regarding voter ID and city's flag policy remain in front, with third measure facing narrow defeat. Protect HB vows continued fight.

#### BY MATT SZABO

Voter identification requirements, a hot topic in Huntington Beach, could be coming to the coastal community as soon as 2026.

Measure A continued to garner "yes" votes



ELECTION 2024 Surf City voters weigh in on charter changes

Steel, Baugh, Dixon and Petrie-Norris lead respective races as O.C. Registrar of Voters Office tallies ballots.

**BY LILLY NGUYEN** 

Early results indicate Huntington Beach voters approving two of three controversial measures floated in Huntington Beach on Super Tuesday, according to figures released Wednesday evening by the Orange County Registrar of Voters Office.

As of 5 p.m. Wednesday, 38,000 Huntington Beach votes had been tabulated. Measure A, which would require voter identification at the polls, appeared to be losing when the first wave of results was announced just after 8 p.m. Tuesday, but the tide turned later that night to about 54.2% votes in favor of the measure. By Wednesday evening that lead had dropped slightly to 54.1%.

Voters also appeared to be siding with the conservative majority of the City Council on Measure B, which would codify the city's flag ordinance into its charter, limiting the flying of flags on city property to government, U.S. military and POW/MIA flags, as well as the Olympic flag, and requiring unanimous City Council approval for the flying of any new flags. The measure maintained its early lead, growing from an initially reported 51.3% to to 58.2% by

Photos by James Carbone

in an update provided Wednesday night by the Orange County Registrar of Voters, as did Measure B, while Measure C continued to trail behind.

Huntington Beach Mayor Gracey Van Der Mark, who endorsed each of the measures along with her conservative majority City Council colleagues, expressed confidence Wednesday that voter support for Measures A and B would hold.

"A lot of the people I spoke to are pretty passionate about it," she said. "You feel very strongly, either one way or another. That got people to come to vote, whether they were in support or against. I'm just glad that the community's involved, and we gave them the option. It wasn't just seven council members one way or another. We gave the community the opportunity to voice how they

**VOTERS CAST** their votes on Tuesday inside Huntington Beach City Hall.

feel, and they made their voices heard at the ballot box."

In the most recent count, Measure A led 20,774 votes to 17,634 (54.1% to 45.9%), while Measure B led 22,337 to 16,064 (58.2%

to 41.8%). There were 19,864 votes against Measure C, and 17,905 in favor (52.6% to 47.4%).

See **Returns**, page A4

Wednesday evening.

As of the latest numbers, about 52.6% of the voters had rejected Measure C, which would transition the city into a two-year budget cycle, update the processes to fill a council vacancy and allow the mayor to unilaterally cancel a meeting.

Discussion and debate over the much-contested measures have gone on for months as conservatives have argued for the necessity of the changes to the city's charter, partially to instill confidence in election results. Opponents of the ballot measures say they are

See Voters, page A5

## Rideshare driver is suspect in fatal hitand-run

A 47-year-old pedestrian was killed on Newport Boulevard early Sunday, and police say the driver, 43, fled the scene.

#### **BY SARA CARDINE**

Costa Mesa police on Tuesday arrested a 43-year-old rideshare driver who allegedly fled the scene after striking a female pedestrian walking near the intersection of Harbor and Newport boulevards early Sunday morning, causing a fatal injury.

Officers were called to the scene shortly before 12:30 a.m. Sunday, where they found a 47year-old woman lying in a southbound lane of Newport Boulevard, just south of Broadway Street, according to Costa Mesa Police Department spokeswoman





AMONG THE top women cyclists in Sunday's Taylor Elizabeth Clifford Memorial Grand Prix in Costa Mesa was former pro rider Laurel Rathburn, a San Diego resident who retired from the sport in 2018 at age 23.

Michael Khoe Islandcyclist Photography

## Cyclists pedal to support memorial grand prix

#### **BY SARA CARDINE**

Hundreds of cycling enthusiasts and professional athletes pedaled to Costa Mesa Sunday for the Taylor Elizabeth Clifford Memorial Grand Prix, a daylong opportunity for riders to compete, rise up in the rankings and ride off with cash prizes.

Organized by Upland-based

event planner Majestic Cycling, the 1.1-mile closed-circuit course featured a finish line near the intersection of Harbor Boulevard and Sunflower Avenue that transported more than 400 riders along nearby Cadillac, Scenic and Hyland avenues, temporarily closed to car traffic throughout the event.

Majestic owner Alfie Sanchez,

who organizes various races throughout California, said Sunday's event hearkened back to a similar grand prix cycling race held on the exact same streets in 1990.

"We actually started this back in November, trying to get everything together, chipping away at the permits," he said of the planning effort. "The city was very supportive and excited to have something like what we're do-ing."

Sanchez explained the grand prix was named for the daughter of a dear friend in the cycling community, a Huntington Beach teen who died from an overdose the morning of March 2, 2005.

See Cyclists, page A4

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**DAILY PILOT** 

**THE DAILY** COMMUTER PUZZLE

*By Jacqueline* E. Mathews

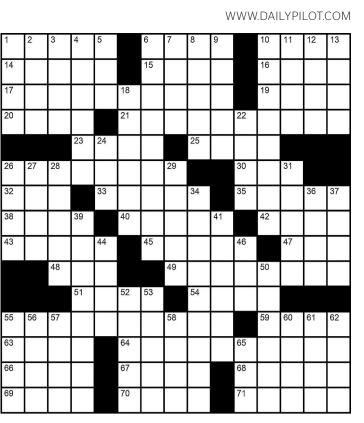
> ACROSS 1 Police ID 6 Radio letters 10 Olympic champ Lipinski 14 Big body of water 15 Fertilizer chemical 16 Undo 17 Big name in animation: 2 wds. 19 Japanese noodle type 20 Takes a seat 21 Cave-floor formation 23 Cold one 25 Football play start 26 Lie motionless: 2 wds. 30 Toothpaste formulation 32 Not strict 33 Mosaic bits 35 Small porch 38 Inch or foot 40 Leans to one side 42 Scotch and 43 Conductor S 45 Native peop of Alaska 47 Sibling's nickname 48 Might 49 Easy to see 51 Apple deskto 54 Give up 55 Language interpreter 59 March Madness org. 63 Loses light 64 Lyric poet of old 66 vera 67 All tied up 68 \_ dish 69 Annoying person 70 Take a nap 71 Tire feature DOWN

1 Gift adornments 2 Purple palm tree

fruit 3 Upper-bod muscle 4 Literary Jay 5 Finish 6 Sydney's country 7 Tech in some vaccines

8 Senses members

feet glow



#### **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.

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

9 Yucatan native 10 Brass section 11 German auto 12 Violent protest 13 Diarist Frank 18 Cry on finding something: 3 wds. 22 Jokes 24 Philly summer hrs. 26 Socket filler 27 Country road 28 Assumed premise 29 Reese of "Harlem Nights" 31 Not taut 34 Fitness tracker stat: 2 wds. 36 Chief Norse god 37 Historian's study 39 Toy with tracks: 2 wds. 41 First-class 44 Workout spots 46 Teeny bit 50 Hand over 52 Change 53 Make a sculpture 55 Triple-targeted vaccine: Abbr. 56 Annoy 57 Singer Tori 58 Digits on the 60 Dove's shelter 61 Mysterious 62 Extremely dry 65 Well-suited

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**LA**Times

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5/7	BLUES TRAVELER
5/8	JUDY COLLINS
5/9	CALIFORNIA GUITAR TRIO
5/11	PAT BOONE
5/15	MR BIG - The Big Finish Tour
5/17	JOHN CRUZ
5/18	VENICE
5/19	THE LETTERMEN
5/22	THE WAILERS
5/24	DSB (Journey Tribute)
5/26	BLACKHAWK
	YACHTY BY NATURE
6/1	STEELHEART
6/6	HOWIE DAY
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6/14	AMBROSIA
	CHEST FEVER (THE BAND TRIBUTE)
6/16	ELVIN BISHOP BIG FUN TRIO
6/21	DESPERADO (EAGLES TRIBUTE)
6/22	DESPERADO (EAGLES TRIBUTE)
6/27	THE BACON BROTHERS
6/29	SKELETON CREW (GRATEFUL DEAD TRIBUTE)
7/6	SHINE ON (PINK FLOYD TRIBUTE)
7/13	FAST TIMES - THE ULTIMATE 80s TRIBUTE!
7/20	Y&T 50TH ANNIVERSARY
7/27	BOB SCHNEIDER
7/28	BOBBY GRAY
8/3	CUBENSIS (GRATEFUL DEAD TRIBUTE)
8/17	PIANO MEN: GENERATIONS
8/31	MICK ADAMS & THE STONES (Rolling Stones Tribute)
9/8	AN EVENING WITH JOHN LYDON
9/14	JOURNEY USA (JOURNEY TRIBUTE)
9/15	
9/22	
10/3	ZEBRA W/SPECIAL GUESTS FUZZBUBBLE

#### **GARY PUCKETT & THE UNION GAP** 10/18



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#### CYCLISTS

Continued from page A1

Her father, Bart Clifford, participated in Sunday's race and honored Taylor with a tribute.

"She was a good kid, a good surfer and she was so young," Sanchez said. 'We're looking for a recovery home or something in the future, where we can help donate money as we grow this event."

In a 70-minute Men Pro 1-3 race, Inglewood professional cyclist Dante Young, riding for team Miami Blazers, scored a first-place win, followed by decorated UK motorcyclist Scott Redding (team SRCT Thriva) in second place and Adin Papell, from the team iSpeed-Felt placing third.

Among those who rode in the Women Pro 1-3 race, 27-year-old San Diego resident Laurel Rathbun with Incycle Mamis team crossed the finish line first. while Kendall Ryan took second place for her team L39ion of Los Angeles and Holly Breck (team DNA



Michael Khoe | Islandcyclist Photography

MORE THAN 400 cyclists participated Sunday in the Taylor Elizabeth Clifford Memorial Grand Prix in Costa Mesa, where they competed for rankings and cash prizes.

PRO CYCLING) secured a third-place win in the 50minute race.

Costa Mesa resident and retired cyclist David Worthington served as one of three announcers at the grand prix, narrating the progress of 16 different races held for cyclists of different ages and experi-

ence levels via livestream.

He said he hopes the races can return to Costa Mesa, where civic leaders have in recent years focused on street improvements and projects designed to make the city more amenable to bicyclists.

"You're transforming an

ordinary stretch of road into the ultimate bike party," Worthington said ahead of Sunday's race. "There's something that happens — maybe it's the endorphins. It's like a fallout of energy and excitement. It's a real thrill, it's a mosh pit. I try to script these things, and I fail every time."

Sanchez said Tuesday he's already thinking about making the Taylor Elizabeth Clifford Memorial an annual event and possibly returning to Costa Mesa City Hall to inquire about permits for another race in

July. "It went phenomenally. Everybody was happy with the turnout. A lot of people said this was the best event we've had in a long time," he said Tuesday. "There was a big wow factor. We're definitely looking to be doing this twice a year in Costa Mesa."

For a full list of Sunday's races and results, visit ontheday.net/2024/cliffordmemorial.

sara.cardine@latimes.com Twitter: @SaraCardine



#### RETURNS

#### Continued from page A1

The Orange County Registrar of Voters reported Wednesday evening it still had an estimated 273,494 mail-in and drop-box ballots to process countywide, leaving thousands more Surf City votes to be counted.

Updates will be issued each weekday at 5 p.m. until every ballot is counted.

Measures A, B and C seek to update the city charter, which hasn't been changed since 2010, in different ways.

Measure A allows, but doesn't necessitate, that the city implement voter identification requirements in Huntington Beach. It also allows for more local control overall of municipal elections, including ballot drop box monitoring and at least 20 ADA-accessible in-person polling locations.

Thirty-six states require or request that voters show ID at the polls, but California is not one of them.

"We're not reinventing the wheel," Van Der Mark argued Wednesday. "It's not a novel concept ... It's just an ID. It's not like we're asking for people to take extraordinary measures. It's not anything that most people don't currently have already."

California Atty. General Rob Bonta and Secretary of State Shirley Weber have warned Huntington Beach that voter ID violates state law, and Bonta has threatened litigation if Measure A passes. A Huntington resident, Mark Beach Bixby, sought to remove Measure A from the ballot, but a judge denied that request, though Bixby has vowed to continue litigation if it passes.

Last month, State Sen. Dave Min (D-Irvine) intro-

duced Senate Bill 1174, which would prohibit any local or municipal government in California from enacting or enforcing voter ID laws. If passed, it would go into effect in 2025 and supersede Huntington Beach's Measure A.

Opponents of Measure A also questioned the cost of Huntington Beach running its own municipal elections. The city's chief financial officer, Sunny Han, has estimated that the cost to hold an election could range from \$1.3 million to \$1.65 million, not including costs for cybersecurity or ballot tracking.

Huntington Beach Councilman Tony Strickland said he was extremely optimistic about Measures A and B. Measure B limits flags flown on city property to government and military flags, as well as the Olympic flag. It requires a unanimous City Council vote to change that limitation and fly, for example, the LGBTQ+ Pride rainbow flag, though that flag isn't mentioned by name in the measure.

Measure C sought to move the city to a two-year budget cycle and give the mayor the power to cancel council meetings, among other changes.

Strickland has been a champion of voter ID, authoring a bill about in when in the state Legislature that didn't pass.

"Even before Trump entered politics, I authored this bill," he said. "It's well within our authority to have local election laws ... so I'm very confident that [Bonta] will definitely lose if he goes forward in a lawsuit. Put it this way: I'm not worried about it.

"I think the results show a lot of support of the way we've governed. [Tuesday] night was a very big pos-

See Returns, page A5



A Times Community News publication.

#### **CONTACT US**

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Matt Szabo, Huntington

**Beach and Sports** 

Send Letters to the Editor to erik.hauali@latimes.com

the following 5-0 vote: AYES: Orgill, Weiss, Whalen, Rounaghi, Kempf; NOES: None; ABSENT: None.

Ann Marie McKay, City Clerk

#### ORDER TO SHOW CAUSE **CHANGE OF NAME** CASE NO. 30-2024 01382157

Attorney or Party Without Attoney): Martha Denise Garcia 3063 Paragon, Costa Mesa, CA 92626 (714) 721-2577 deniseleo815@gmail.com

#### TO ALL PERSONS INTERESTED:

Petitioner: Martha Denise Garcia filed a petition with this court for a decree changing names as follows: **Present Name:** Martha Denise Garcia **Proposed Name:** Denise Khalifa

THE COURT ORDERS that all persons interested in this matter appear before this court at the hearing indicated below to show cause, if any, why the petition for change of name should not be granted. Any person objecting to the name changes described above must file a written objection that includes the reasons for the objection at least two days before the matter is scheduled to be heard and must appear at the hearing to show cause why the petition should not be granted. If no written objection is timely filed, the court may grant the petition without a hearing.

#### **NOTICE OF HEARING**

DATE:4/23/24 TIME: 8:30 am **DEPT: D-100** ROOM: Remote

#### The address of the court is:

SUPERIOR COURT OF CALIFORNIA County of Orange **Central Justice Center** 700 Civic Center Dr. West Santa Ana, CA 92701

A copy of this Order to Show Cause shall be published at least once each week for four successive weeks prior to the date set for hearing on the petition in the following newspaper of general circulation, printed in this county.: Daily Pilot.

Dated: Mar 01, 2024 Judge Layne H. Melzer David H. Yamasaki, Clerk of the Court



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All other business name(s) and address(es) used by the Seller(s) within the past three years, as stated by the Seller(s) is/are: N/A

The location in California of the Chief Executive Officer of the Seller(s) is: 13566 Mahogany Pl., Tustin, CA 92782 The name(s) and address of the Buyer(s) is/are:

XUEJUN YUAN, 137 Southbrook, Irvine, CA 92604 The assets being sold are generally described as: ALL FURNISHING, EQUIPMENT AND FIXTURES and are located at: 4250 BARRANCA PKWY, STE Q, IRVINE, CA 92604-1730

The bulk sale is intended to be consummated at the office of: Central Escrow Group, Inc., 1675 HANOVER ROAD CITY OF INDUSTRY, CA 91748 and the anticipated sale date is: 03/25/24

The bulk sale is subject to California Uniform Commercial Code Section 6106.2 YES/NO. YES The names and address of the person with whom claims may be filed is: Central Escrow Group, Inc., 1661 Hanover Road, City of Industry, CA 91748, and the last date for filing claims shall be 03/22/24, which is the business day before the sale date specified above. Dated: 2/8/2024

Buyer: /s/ XUEJUN YUAN 3/7/24 CNS-3788580# DAILY PILOT

NOTICE TO CREDITORS OF BULK SALE (Sec. 6101-6111 UCC) Escrow No. 107-042447 Notice is hereby given that a Bulk Sale is about to

be made. The name(s), and business address(es) to the seller(s) are: Hi-Tek Automotive LLC 1927 Harbor Blvd Ste E, Costa Mesa, CA 92627 Doing Business as: HI-TEK AUTOMOTIVE

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 office of the seller is: Same as above

The name(s) and business address of the Buyer(s) is/are: Saeid Sean Abdi and Arash John Shirvani 25712 Taladro Circle #A, Mission Viejo, CA 92691 The assets to be sold are described in general as: the trade name of the business, furniture, fixtures and equipment, inventory of stock, leasehold interest, leasehold improvements, goodwill and covenant not to compete, and are located at: 1927 Harbor Blvd Ste E, Costa Mesa, CA 92627

The Bulk Sale is intended to be consummated at the office of: The Heritage Escrow Company, 2550 Fifth Avenue, Suite 800, San Diego CA 92103 and the anticipated date of sale/transfer is March 25, 2024, pursuant to Division 6 of the California Code. This bulk sale IS subject to California Uniform Commercial Code Section 6106.2.

The name and address of the person with whom claims may be filed is: The Heritage Escrow Company, 2550 Fifth Avenue, Suite 800, San Diego CA 92103, Escrow No. 107-042447, Escrow Officer: Christopher Portillo and the last date for filing claims shall be March 22, 2024, which is the business day before the sale date specified above. By: /s/ Saeid Sean Abdi

By: /s/ Arash John Shirvani 3/7/24

CNS-3789417# DAILY PILOT

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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 (408) 374-7204

priority, and size of outstanding liens that may

www.foreclosureco.com visit www.nationwideposting.com and check Trustee's #23-352-ORG. Sale 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 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 (408) 374-7204 or visit www.foreclosureco.com or

www.nationwideposting.com and check Trustee's Sale #23-352-ORG 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. Said sale will be made without covenant or warranty, expressed or implied regarding title, possession or encumbrances to satisfy the obligations secured by and pursuant to the Power of Sale conferred in the Deed of Trust executed by 524 Seaward Rd. Acquisition, a California limited liability company, as Trustor, Recorded on September 8, 2022 as Instrument Number 2022000301211 of Official Records in the Office of the Recorder of Orange County. At the time of the initial publication of this Notice, the amount due to satisfy the obligation secured by the subject Deed of Trust, estimated costs, expenses, fees and advances is \$2,830,910.72. To verify the opening bid call (408) 374-7204, before the sale date. The Foreclosure Company, Inc., as Trustee, 827 Cedar Street, Santa Cruz, Ca. 95060 By: Christina Leigh, Foreclosure Officer Dated: February 21, 2024 This office is attempting to collect a debt and any information obtained will be used for that purpose; whether that information is obtained verbally or in writing. NPP0457484 To: NEWPORT HARBOR NEWS PRESS COMBINED WITH DAILY PILOT 02/29/2024, 03/07/2024, 03/14/2024

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#### **CROSSWORD AND SUDOKU ANSWERS**

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#### James Carbone

**VOTERS CAST** their vote on Super Tuesday at the Huntington Beach Civic Center in Huntington Beach on Tuesday, March 5.

#### VOTERS

Continued from page A1

costly and ineffectual.

Final results will not be known for days as all mailin ballots postmarked on or by Tuesday must be counted.

About 1.8 million people are registered to vote in Orange County. The Daily Pilot is also watching other local races for state seats representing Costa Mesa, Fountain Valley, Huntington Beach, Laguna Beach and Newport Beach.

In the race for the 45th Congressional District, which includes Garden Grove, Westminster, Cerritos, Fountain Valley, Buena Park, Fullerton, Placentia and Brea, incumbent Rep. Michelle Steel, a Republican, is leading the pack of Democrats seeking to unseat her. Steel currently has about 57.8% of the votes and is followed by Derek Tran with roughly 16% of the votes. Kim Nguyen-Penaloza, Cheyenne Hunt and Aditya Pai trail behind, respectively.

Republican Scott Baugh is leading with 33.1% of the votes in the 47th Congressional District, which represents Irvine, Huntington Beach, Costa Mesa, Newport Beach and Laguna Beach. The seat is sought after by all newcomers, as Rep. Katie Porter, a Demo-

#### RETURNS

Continued from page A4

itive, a good thing for the people of Huntington Beach.

Strickland said he believes other cities statewide might start implementing voter ID requirements if when Measure A and passes.

hopes of winning a seat in the U.S. Senate. Baugh is closely followed by state Assemblyman Dave Min, a Democrat, with 25.6% of the votes. An early gap between Democrat Joanna Weiss and Min widened by Wednesday, as Weiss trails behind with 18.9% of the votes. Far behind in the field are candidates Max Ukropina, Long Pham, Terry Crandall, Boyd Roberts, Tom McGrath, Bill Smith and Shariq Zaidi, in respective order.

crat, vacated the role in

The race in the 72nd State Assembly District, which includes Aliso Viejo, Lake Forest, Huntington Beach, Laguna Beach, Laguna Hills, Laguna Woods and Seal Beach, is led by incumbent Diane Dixon, a Republican, with 61.3% of the votes, while Democrat Dom Jones trails with 38.7% of the votes.

In the race for the 73rd State Assembly District, which includes Costa Mesa, Irvine and Tustin, state Assemblywoman Cottie Petrie-Norris, a Democrat, had captured 27,042 votes by Wednesday. She was trailed by two Republican candidates, Scotty Peotter and Hengameh Abraham. who had received 16,052 and 7,010 of the counted votes, respectively.

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braries. "We are disappointed in the outcome of Measures A & B passing," the group said in a statement after Wednesday's voting update. "We know that as a grassroots group, we did our best to educate the voting public on the facts of these measures. Although our message was heard across Huntington Beach, the state of California, the United States and internationally, in the end, we were unable to reach enough local voters." Moser said there's a lot of work left to do. "I think the grassroots activism has been ignited, and it's just getting started," she said. "Huntington Beach is a wonderful community, and there's a lot to protect. They've just been shown again and again that there's a group of people who are seeking to harm the city, and this group of people is not having it."



**OF URGENCY ORDINANCE NO. 1684** BY THE CITY OF LAGUNA BEACH CITY COUNCIL

NOTICE IS HEREBY GIVEN that on February 21, 2023, the City Council of the City of Laguna Beach adopted Urgency Ordinance 1684:

AN URGENCY ORDINANCE REVISING SECTIONS 6.16.020, 18.05.010, 18.05.040, 18.20.020, DELETING CHAPTER 18.16, AND ADDING SECTION 18.04.055 TO THE LAGUNA BEACH MUNICIPAL CODE TO ENSURE CONTINUITY OF OPERATIONS IN SOUTH LAGUNA BEACHES, AND DECLARING THE URGENCY THEREOF PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 36937

The City Council of the City of Laguna Beach does ORDAIN as follows:

**SECTION 1.** The City Council makes the following declarations and findings: A. When the City of Laguna Beach annexed South Laguna in 1987, the County of Orange continued to operate and provide contract marine safety services for beaches including Aliso Beach, Camel Point Beach, Laguna Royale Beach, Table Rock Beach, Thousand Steps Beach, and West Street Beach (collectively, the "South Laguna Beaches"). The County also continued to own and operate Aliso Beach County Park, including the parking lots on both sides of Coast Highway.

Over the years, there has been interest in the City assuming marine safety operations of the South Laguna Beaches in order to more consistently provide services, have a uniform set of regulations, and enhance the services provided to residents and beach visitors through the use of local resources.

One of the concerns raised over the years, and one of the reasons additional funds were expended through the Neighborhood & Environmental Protection program, is quality of life issues in South Laguna, including enforcement of beach hours and other regulations. Having the City assume ownership of all County Beach properties will result in the application and enforcement of the Laguna Beach Municipal Code at all beaches within the City.

On September 20, 2022, the City Council directed City staff to proceed with developing an agreement with the County to assume ownership of the South Laguna Beaches, including the Aliso Beach parking and concessions, and to assume all capital improvements and maintenance responsibilities for the beaches and beach access points, and to conduct all Marine Safety operations in a consistent manner for all beaches within the City.

On November 15, 2022, the City Council approved a Cooperative Transfer Agreement with the County transferring identified parcels, easements, licensed, permits, and memorandum of understandings, as assignable, for City ownership, maintenance, and operations of certain coastal properties.

Following the execution of the Cooperative Transfer Agreement by the City and the County, all included properties and easements will be transferred in an expedited manner with the City assuming Marine Safety and ocean lifeguard services effective as of March 1, 2023. This date was selected due to the City's need to begin recruiting Marine Safety positions, training, and onboarding new staff, and purchasing necessary equipment and supplies to ensure a base level of staffing in the Spring with the ability to ramp up staffing prior to and throughout the Summer. City staff estimated the need for an additional 50 Seasonal Ocean Lifeguards to achieve peak staffing levels for all beaches within the City by the Summer. The March 1, 2023, start date will allow crews to begin base level staffing, and permit both seasonal and full-time Marine Safety Officers to prepare equipment and develop staffing consistent with the rest of the City, scaling up to peak staffing by approximately June 10, 2023.

During discussions regarding the transfer of the South Laguna Beaches, several residents expressed concerns regarding the uniform application of the G. Laguna Beach Municipal Code, given that some of the County restrictions appeared to be functioning well and have requested that the City consider keeping some of the County restrictions in place

In order to provide flexibility to maintain certain County restrictions, such as beach hours, restrictions on animals, and others, the City Council directed staff to review the Laguna Beach Municipal Code and determine any changes that may need to be made to insure a smooth transition on March 1, 2023.

This Ordinance is adopted as an urgency measure pursuant to Government Code section 36937(b) and is required for the immediate preservation of the public health, safety, and welfare with regard to the alignment of certain municipal code provisions throughout the City, including the properties transferred to the City from the County, effective March 1, 2023, and thus it is imperative that this Ordinance become effective on March 1, 2023.

SECTION 2. Section 6.16.020 of Chapter 6.16 ("Animals at Large - Restraints") of Title 6 ("Animals") of the Laguna Beach Municipal Code is hereby revised to read in its entirety as follows:

#### 6.16.020 Dogs on beaches, in parks and school grounds – When and where prohibited.

In addition to the restrictions provided in Section 6.16.120, and except as provided to the contrary in this section, it is unlawful for any dog to be within the following designated beach and park areas within the city, and it is unlawful for any person, firm or corporation owning or having charge of any dog to permit or allow such dog to be within the following beach and park areas, whether or not confined by leash, at the following times: (1)

At any and all times within Bluebird Park, and within Boat Canyon Park within June 15th and September 15th of each calendar year;

At such times and within those areas of Heisler Park as the city council may from time to time fix and designate by resolution,

(3) Notwithstanding any other provisions of this code, no person shall take any dog, whether leased or unleashed, upon any public beach in the city between the hours set by City Council resolution nor shall any person owning or having charge, care custody or control of any dog cause, permit or allow such dog to be upon such beach at any time that conflicts with the hours set by City Council resolution ;

At any and all times upon any public school grounds, dogs are prohibited, whether or not confined by leash, unless prior written authorization (4) by school district is obtained;

At any and all times in tot lots or play equipment areas in any city park or beach. (5)

The restrictions and prohibitions of this section and Section 6.16.120, shall not be applicable to dogs while they are enrolled and participating in obedience (b) classes sponsored by the recreation department of the city, or to guide dogs for blind persons.

SECTION 3. Section 18.04.115 of Chapter 18.04 ("Conduct") of Title 18 ("Beach and Parks") of the Laguna Beach Municipal Code is hereby added to read in its entirety as follows

#### 18.04.115 Diving/jumping.

(2)

No person shall dive or jump into any body of water in park, beach or any recreational area from any rock or precipice other than at those places designated and posted for diving or jumping by the city manager, marine safety chief or police chief or their authorized designees, or any other officer or employee designated by the City Council.

SECTION 4. Section 18.05.010 of Chapter 18.05 ("Closing Times for Beaches and Parks") of Title 18 ("Beach and Parks") of the Laguna Beach Municipal Code is hereby revised to read in its entirety as follows: 18.05.010 Closing times.

#### Except as otherwise provided in this Title 18 of the municipal code, all city beaches and coastal-adjacent parks shall be closed to public use during the (a) times set by City Council resolution.

Except as otherwise provided in this Title 18 of the municipal code, all noncoastal-adjacent parks shall be closed to public use at ten p.m. and shall remain (b) closed until five a.m.

SECTION 5. Section 18.05.040 of Chapter 18.05 ("Closing Times for Beaches and Parks") of Title 18 ("Beach and Parks") of the Laguna Beach Municipal Code is hereby revised to read in its entirety as follows:

#### 18.05.040 Exceptions.

(c)

city.

The provisions of this chapter shall not apply to the following activities when conducted on the wet sand or within twenty feet inland of the wet sand of all beaches: walking, jogging, fishing (by members of the public having on their possession a valid California fishing license), or grunion hunting. "Wet sand" for purposes of this section means that portion of the beach that is wet as a result of the wash of the waves or tidal action. The provisions of this chapter shall not apply to the following additional activities: scuba diving, surfing, or swimming in the ocean. Individuals may go to or come from the wet sand or the area within twenty feet inland of the wet sand, for any of the purposes allowed in this section, during the times set by City Council resolution, by the most direct safe route available at any given location.

The provisions of this chapter shall not apply to such activities as may be expressly permitted by preemption of state law or as may be allowed pursuant to (b) a resolution of the city council

The provisions of this chapter shall not apply to the performance of official business by any city officer or employee or any other person authorized by the

The provisions of this chapter shall not apply to any city-sponsored activity, program or special event (d) (e) The provisions of this chapter shall not apply to any activity, program or special event for which a City permit has been issued.

Twitter: @lillibirds

Huntington Protect Beach, formed in opposition to the ballot measures, vowed to keep fighting. It held a watch party Tuesday night, attended by dozens of supporters including minority City Council members Dan Kalmick, Natalie Moser and Rhonda Bolton.

Protect HB co-founder Cathey Ryder said in an interview that she was cautiously optimistic but that was just before Measure A flipped to a "Yes" majority as of the 10:30 p.m. update from the Registrar of Voters on Tuesday night.

Protect ΗB vowed Wednesday to turn its fight to protecting the city's li-

SUSPECT

Continued from page A1

Roxi Fyad.

The victim — whose identity had not been released by the county coroner's office as of Thursday afternoon, pending notification of next of kin, but whose last known address was in Costa Mesa - appeared to have sustained a life-threatening head injury.

Fire personnel arrived on scene and began performing life-saving measures on the woman before transporting her to an area trauma center, where on Tuesday she reportedly succumbed to her injuries, according to a department release issued Wednesday.

Southbound lanes of Newport Boulevard were closed to accommodate an investigation by CMPD's Major Accident Investigations Team, which determined the suspect was working in the area as a driver for the ride-sharing service Uber and driving a silver Toyota Prius at the time of the collision, Fyad said.

"We had a road closure in the area for our MAIT inmatthew.szabo@latimes.com Twitter: @mjszabo

vestigators," she added. "The roadway was opened at approximately 4:30 a.m."

Over the next 48 hours, investigators contacted witnesses and collected and analyzed video surveillance footage and other physical evidence that led to the identification of the driver — Thomas Loranze Henry, 43, of Ontario, police reported.

Henry was located by police Tuesday and was arrested and booked on charges of vehicular manslaughter and felony hit and run. Fyad said he was being held on \$100,000 bail and was scheduled to appear in court Thursday.

It is unclear whether Henry was working at the time of the incident or might have been off duty when the collision occurred, Fyad said.

sara.cardine@latimes.com Twitter: @SaraCardine



SECTION 6. Section 8.04.010 of Chapter 8.04 ("Drinking") of Title 8 ("Crime") of the Laguna Beach Municipal Code is hereby revised to read in its entirety as follows: Except as otherwise expressly provided by this section, no person shall consume any alcoholic beverage on or upon any public place, including any public street, right-of-way, sidewalk, alley, beach, park or parking lot; provided, however, that:

It shall not be a violation of subsection (a) to consume alcoholic beverages with a bona fide meal in any public park, with the exception of Heisler Park, Main Beach Park, Crescent Bay Point Park, and Riddle Field and Park.

(2) It shall not be a violation of subsection (a) to consume alcoholic beverages with a bona fide meal:

(i) At special event gatherings in Heisler Park, Main Beach Park or Crescent Bay Point Park in accordance with a permit issued by the community services department pursuant to the requirements established by resolution of the city council: or

At city-sponsored performing or cultural arts events in Heisler Park, Main Beach Park, Crescent Bay Point Park or Riddle Field and (ii) Park.

(3) It shall not be a violation of subsection (a) to consume alcoholic beverages provided by the concessionaire located at Aliso Beach Park within the concession building or delineated patio area, as provided by an agreement with the City.

Except as otherwise expressly provided by this section, no person shall possess any can, bottle or other receptacle containing any alcoholic beverage that (b) has been opened, or a seal broken, or the contents of which have been partially removed, on or upon any public place, including any public street, right-of-way, sidewalk, alley, beach, park or parking lot. This subsection does not apply when an individual is in possession of any alcoholic beverage container for the purposes of recycling or other related activity.

#### SECTION 7. Chapter 18.16 ("Drinking") of Title 18 ("Beach and Parks") of the Laguna Beach Municipal Code is hereby deleted in its entirety.

SECTION 8. Section 18.20.020 of Chapter 18.20 ("Surfing") of Title 18 ("Beach and Parks") of the Laguna Beach Municipal Code is hereby revised to read in its entirety as follows

#### 18.20.020 Surfing - Time and place permitted.

Between June fifteenth and September fifteenth, both dates inclusive, of each calendar year, the following described areas of the Pacific Ocean are hereby designated as surfing areas, and surfing as the term is hereinabove defined, within said areas only during the daylight hours enumerated below shall be permitted:

Area No. 1: That area lying between a point one hundred fifty feet south of the southerly extension of Brooks Street and a point one hundred fifty feet north of the northerly extension of Brooks Street only during the hours from sunup to sundown;

Area No. 2: That area lying between a point ninety feet south of the southerly extension of St. Ann's Drive and a point two hundred feet south of the southern extension of Thalia Street only during the hours from sunup to sundown;

Area No. 3: That area lying between Victor Hugo's Point and the stairway entrance below Jasmine Street only during the hours from sunup to sundown;

Area No. 4: That area lying between a point 125 feet south of the southerly extension of Agate Street and a point 100 feet north of the northerly extension. The hours of surfing to be from sunup until 12:00 noon and then 5:00 p.m. until sunset;

Area No. 5: Those areas as designated and during the times as designated by the city manager, marine safety chief or police chief or their authorized designees, or any other officer or employee designated by the City Council. Said areas will be delineated with posted signs/flags.

SECTION 9. The adoption of this Ordinance is exempt from the provisions of the California Environmental Quality Act pursuant to Sections 15061(b)(2) and (b)(3) of the State CEQA Guidelines as an activity that has no potential for causing a significant effect to the environment

SECTION 10. All ordinances and provisions of the Laguna Beach Municipal Code and sections thereof inconsistent herewith shall be hereby repealed to the extent of such inconsistency and no further.

SECTION 11. If any section, subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be unconstitutional or otherwise invalid, such invalidity shall not affect the validity of this entire Ordinance or any of the remaining portions hereof. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, subdivision, sentence, clause, or phrase hereof, irrespective of the fact that any one or more sections, subsections, subdivisions, sentences, clauses, or phrases be declared unconstitutional or otherwise invalid.

SECTION 12. The City Clerk of the City of Laguna Beach shall certify to the passage and adoption of this Ordinance and shall cause the same to be published in the manner required by law in the City of Laguna Beach. This Ordinance shall become effective on March 1, 2023, following its adoption by a 4/5th vote of the City Council.

IT IS HEREBY CERTIFIED that the foregoing Ordinance was passed and adopted by the Laguna Beach City Council on the 21st day of February 2023, by the following vote, to wit: AYES: COUNCILMEMBER(S):

NOES: COUNCILMEMBER(S): ABSENT: COUNCILMEMBER(S) ABSTAIN: COUNCILMEMBER(S):

Orgill, Rounaghi, Weiss, Kempf, Whalen None None

None



ATTEST: /s/ Ann Marie McKay, City Clerk





#### THURSDAY, MARCH 7, 2024

#### **CONTACT US**

To report scores of high school and college games, or other newsworthy items from youth to pro sports, contact the Daily Pilot sports staff.

Matt Szabo, Sports Reporter (714) 966-4614, matthew.szabo@latimes.com Andrew Turner, Sports Reporter (714) 966-4611, and rew.turner@latimes.com

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#### **ORANGE COUNTY SOCCER CLUB**

## **Coach, players optimistic for 2024 season**

#### **BY MATT SZABO**

Orange County Soccer Club held its media day at Championship Soccer Stadium in Irvine on Election Day.

The club already gave coach Morten Karlsen a vote of confidence well before Tuesday. In November, OCSC removed his interim tag and signed him to a multiyear contract.

The black and orange took off after Karlsen took over for Richard Chaplow in the middle of last season, moving from 11th place to second in the United Soccer League Championship Western Conference. They fell in the second round of the playoffs to eventual champion Phoenix Rising FC.

"Morten is very much a player-first coach, he likes to forge those close relationships," said Peter Nugent, president of soccer operations and general manager of the club. "I think at the time, that's what the group needed. Morten did a tremendous job last season, and we have full confidence that he can continue to take that on into 2024. For us, the big word that we used was 'continuity,' and that's what we wanted to implement both on the coaching side and the player side."

Nugent said Orange County Soccer Club brings back 16 players from last season, the most in club history.

The club is preparing for its home opener, March 23



Photos by Don Leach | Staff Photographer

PLAYERS BRIAN ILOSKI, Ethan Zubak and goalie Colin Shutler, from left, attend media day for the Orange County Soccer Club at the Great Park Championship Soccer Stadium.

against Miami FC and also has some positive outside factors.

"Home" feels more like home than ever after the Irvine City Council reached a 10-year agreement with Orange County Soccer Club last fall to continue having its matches at Championship Soccer Stadium.

On Tuesday, the club announced a five-year partnership extension with Hoag as healthcare provider and front-of-jersey sponsor. There are also more branding opportunities to come, OCSC president of business operations Dan Rutstein said.

"The stadium will look

and feel very different this year, as a consequence of doing our 10-year deal," Rutstein said. "This is our home now, and we can do things in our home that we couldn't do in the stadium previously. It remains the city of Irvine's stadium, but it's Orange County Soccer Club's home.'

On the field, Orange County lost prolific goalscorer Milan Iloski to FC Nordsjaelland but retains his brother, Brian, a midfielder who has been with the side since 2020.

A reporter at media day told him that he was four appearances away from 100 caps, and 16 away from the club record for appearances set by Michael Orozco.

"I heard they're building a statue for me," Brian Iloski quipped. "It's great being a part of this club for so long. I'm really looking forward to the year. We're going to do what we can to bring another championship to Orange County."

Orange County signed Corona native Ethan Zubak to bring some more firepower at forward, as well as Cameron Dunbar. Both are products of the LA Galaxy Academy.

Meanwhile, Bryce Jamison, who turned 18 in January, will also be looking to



PLAYERS TAKE questions during Tuesday's media day for the Orange County Soccer Club.

make an impact. The Atlanta native played for the U.S. Youth National Team last year at the FIFA U-17 World Cup in Indonesia.

He used words like "electric" and "aggressive" to describe his style.

"It is a lot of fun," Jamison said. "I'm just trying to win as much as I can, and these guys really help me out with that. They make it fun along the way, so I do enjoy it a lot."

The defense is a strength as the club returns its core there including team captain Markus Nakkim, Dillon Powers, Ryan Doghman, Owen Lambe and goalkeeper Colin Shutler.

"From my standpoint, having all of those guys back, it's a dream come true for me," Shutler said. "I feel like we have such a great understanding of how each other play, and we can build off how we ended the year last year. The usual thing in the USL is a lot of turnover, and that's definitely different for us this year."

The club always appreciates the support of its home fans at the 5,000-seat venue, and it's a support that was present last year more than ever. Rutstein said that between 2016 and 2022, OCSC only sold out two home matches at the stadium.

Last year, by contrast, the black and orange sold out their last seven home matches of the year. Rutstein said that OCSC is already trending toward a sellout for the home opener on March 23.

"Even in that playoff game that we lost, [the fans] were just so positive and just always behind us," Shutler said. "It lifts us so much as a team. I feel like if they are behind us playing at home, we can beat absolutely anybody in this league."

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## Los Angeles Times **TimesOC**



California State Parks seasonal lifeguard Sierra Fockler discovered a 14-inch Pacific football fish around 2:30 p.m. on Friday, Oct. 13. near the lifeguard station located at Crystal Cove State Park in Oran unty. It's the second such case of the fish washing ashore over the last three years. (Courtesy of

Good morning. It's Wednesday, Oct. 25. I'm Carol Cormaci, bringing you this week's TimesOC newsletter with a look at the latest local news and events.

Watch where you're stepping on O.C.'s famed sands, because you may encounter a rare specimen of marine life. One, in fact, that has very sharp teeth.

That's what happened on a recent afternoon to lifeguard Sierra Fockler, who found a spooky-looking black angler fish, specifically a Pacific football fish, while she was walking near the lifeguard headquarters building on Moro Beach, located within Crystal Cove State Park.