

Daily Pilot

THURSDAY, FEBRUARY 15, 2024 /// dailypilot.com



Don Leach | Staff Photographer

POLITICAL SIGNS rested on a wall along a street corner in Huntington Beach on Wednesday. Voters have three charter amendment measures – Measures A, B and C – to consider for the primary election on March 5.

Huntington Beach voters to consider changes to charter

Measures A, B and C on the March 5 ballot focus on voter ID requirement, city's flag ordinance and other issues.

BY MATT SZABO

Huntington Beach could require voter identification to cast a ballot in person, as part of larger changes the city would undergo to run its own municipal elections.

The idea has been discussed plenty in recent months. Now it's in the hands of Surf City voters.

These are core issues of Measure A, one of three city charter amendment measures on the ballot for Huntington Beach voters to consider in the primary election.

Though Election Day is March 5, the Orange County Registrar of Voters sent ballots out to registered voters last week, giving residents the opportunity to vote by mail. The first in-person vote centers open on Feb. 24.

Measure B seeks to codify into the charter the city's flag ordinance, approved by the conservative City Council about a year ago, that limits the flying of flags on city property to government flags, as well as the POW/MIA flag and the six flags of the U.S. military. Measure C...

See **Voters**, page A6



Don Leach | Staff Photographer

FORMER MAYORS Linda Moulton-Patterson, Jill Hardy, Shirley Dettlof, and Vick Leipzig, from left, comment during a Protect Huntington Beach rally at City Hall last November.

Chicken chain cooks up worries

Neighbors express concerns as planning commissioners OK plans for a Raising Cane's at Costa Mesa intersection.

BY SARA CARDINE

Eight years ago, Costa Mesa earned the fast-food distinction of being home to California's first Raising Cane's drive-through chicken chain restaurant on Harbor Boulevard.

Now, with lessons learned and 88 more openings statewide under their belts, owners of the popular establishment are looking to take another bite at the proverbial chicken finger, proposing a second in-town location near the functionally wonky juncture of Old Newport Boulevard and East 16th Street.

Applicants presented their case Monday before the Costa Mesa...

See **Chicken**, page A2

New plan mapped out for tourism

Council has questions as members move to replace Newport Beach's Tourism Business Improvement District.

BY LILLY NGUYEN

By the time the Newport Beach City Council considered dissolving the city's Tourism Business Improvement District Tuesday night, the district had already expired, at the end of January, per its management plan.

The expected council action, which was to adopt a resolution formally stating the city's intention to disestablish the district so a time and date could be set for a public hearing, was instead tabled after council members agreed...

See **Tourism**, page A5

F.V. passes new rules on sober living homes

BY ANDREW TURNER

Fountain Valley residents have raised concerns over the growing presence of sober living homes in their community, leading to the City Council's decision to move forward with an ordinance to regulate them.

The ordinance first came to the panel on Sept. 19, and after being approved initially, the item was continued by a split majority at its second reading. It was back at the council at the Jan. 30 meeting.

Sober living homes are intended to provide a residential space for people with alcohol or drug addiction, where they can stay clean and participate in a recovery program, but Councilman Patrick Harper warned against bad operators.

"There is a genuine need for [sober living homes] in the city, as long as they're good operators," Harper said. "This ordinance is to try to regulate and protect the residents, not only the neighbors..."

See **Sober**, page A6



ABOVE: Pet Adoption Center of Orange County volunteer Derek Yesionowski, with Benzy in arms and Mixie, during the Furever Valentine Pet Adoption at Spa Gregorie's Newport Beach Saturday.

RIGHT: Bruce, left, and Azalea, both under a year old, get rid of puppy energy Saturday.

Photos by Susan Hoffman



Adoption center treats rescue dogs to Valentine

Spa Gregorie's Newport Beach hosted a "Furever" Valentine party Saturday featuring four rescue dogs looking for new homes through the Pet Adoption Center of Orange County.

The idea to hold a pet adoption event came about thanks to Piper, a 9-pound bundle of pure joy who had been adopted by Itica Milanes-Duncan and her husband, Scott Duncan, who own the spa on Newport Center Drive.

The couple offered a free, one-hour massage to anyone who began the adoption process that day.

Among the four-legged honored guests was Mixie, a super-friendly pup who loves her belly rubs.

Then there was 1-year-old Azalea, who oozes with puppy energy and is known for her ability to get along well with other dogs.

Bruce, about 7 months old, also loves other dogs and is very playful.

The fourth pup feted Saturday, Benzy, is believed to be between 1 and 2 years old. Along with his other charms is a loving stare that can't help but make anyone who meets his eyes believe they are the best person in the world.

For more information about the Pet Adoption Center of Orange County and the dogs it is seeking to place in homes, go to adoptocpets.org.

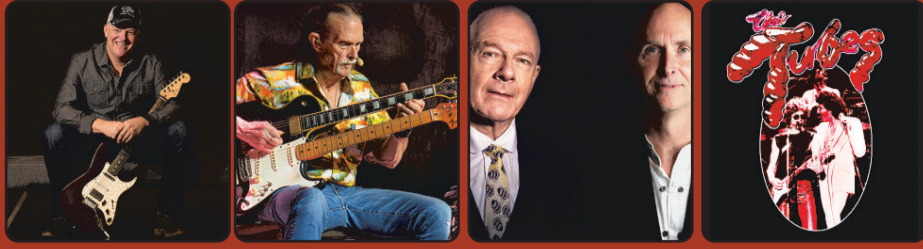
— Susan Hoffman

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SUN, FEB 18 ALBERT CUMMINGS
THU, FEB 22 SHAWN PHILLIPS
SAT, MAR 2 Robert Fripp David Singleton
FRI, MAR 8 THE TUBE

- 2/15 KARLA BONOFF
- 2/16 PRINCE AGAIN (*PRINCE TRIBUTE*)
- 2/17 THE MOTELS
- 2/18 ALBERT CUMMINGS
- 2/22 SHAWN PHILLIPS
- 2/23 BEATLES VS STONES - *A MUSICAL SHOWDOWN*
- 2/24 DADA
- 2/25 KEN GARCIA
- 2/29 FOOZ FIGHTERS / PEARL JAMMED
- 3/1 G. LOVE & SPECIAL SAUCE
- 3/2 "2 ENGLISHMEN ABROAD" *AN EVENING WITH ROBERT FRIPP & DAVID SINGLETON*
- 3/3 WALTER TROUT *RECORD RELEASE PARTY*
- 3/7 THE BODEANS
- 3/8 THE TUBES
- 3/9 SUPER DIAMOND (*NEIL DIAMOND TRIBUTE*)
- 3/10 DOUG STARKS HIMSELF (*MUSIC AND COMEDY*)
- 3/13 REVEREND HORTON HEAT / DALE WATSON / JASON D WILLIAMS
- 3/14 COLIN JAMES
- 3/15 THE FENIANS *ST. PATRICK'S DAY CELEBRATION*
- 3/16 ARMAGEDDON (*DEF LEPPARD TRIBUTE*) / MOTLEY 2 (*MOTLEY CRUE TRIBUTE*)
- 3/17 ROD THE MOD (*ROD STEWART TRIBUTE*) AND FRAMPTON COMES ALIVE (*PETER FRAMPTON TRIBUTE*)
- 3/21 X
- 3/22 X
- 3/23 THE HIGHWAYMAN SHOW (*CASH, NELSON, JENNINGS, KRISTOFFERSON TRIBUTE*)
- 3/24 NELSON
- 3/28 HERMAN'S HERMITS STARRING PETER NOONE
- 3/29 HERMAN'S HERMITS STARRING PETER NOONE
- 3/30 WAYNE NEWTON
- 3/31 LYNCH MOB - *THE FINAL RIDE*
- 4/4 THE KINGSTON TRIO
- 4/5 ULI JON ROTH
- INTERSTELLAR SKY GUITAR TOUR



MAR 28 & 29 HERMAN'S HERMITS
SAT, MAR 30 WAYNE NEWTON
WED, APR 10 JOAN OSBORNE
THU, APR 11 JIMMIE VAUGHAN

- 4/6 RONSTADT REVIVAL (*LINDA RONSTADT TRIBUTE*)
- 4/7 CINDERELLA'S TOM KEIFER
- 4/10 JOAN OSBORNE ACOUSTIC TRIO
- 4/11 JIMMIE VAUGHAN
- 4/12 ROGER CLYNE & THE PEACEMAKERS
- 4/13 TINSLEY ELLIS
- 4/14 THE FABULOUS THUNDERBIRDS
- 4/18 SPONGE
- 4/19 RICHIE FURAY
- 4/20 GEOFF TATE
- 4/21 VONDA SHEPARD
- 4/25 ISRAEL VIBRATION & ROOTS RADICS
- 4/26 FIVE FOR FIGHTING WITH STRING QUARTET (*STEELY DAN TRIBUTE*)
- 4/28 BOB ANDERSON (*FRANK SINATRA TRIBUTE*)
- 5/5 OINGO BOINGO FORMER MEMBERS
- 5/7 BLUES TRAVELER
- 5/8 JUDY COLLINS
- 5/9 CALIFORNIA GUITAR TRIO
- 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*)
- 5/31 YACHTY BY NATURE
- 6/6 HOWIE DAY
- 6/14 AMBROSIA
- 6/16 ELVIN BISHOP BIG FUN TRIO
- 6/21 DESPERADO (*EAGLES TRIBUTE*)
- 6/22 DESPERADO (*EAGLES TRIBUTE*)
- 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
- 8/17 PIANO MEN: *GENERATIONS*
- 8/31 MICK ADAMS & THE STONES
- 9/15 BENISE: FIESTA!
- 9/22 JANE MONHEIT
- 10/3 ZEBRA *W/SPECIAL GUESTS FUZZBUBBLE*
- 10/18 GARY PUCKETT & THE UNION GAP

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THE DAILY COMMUTER PUZZLE

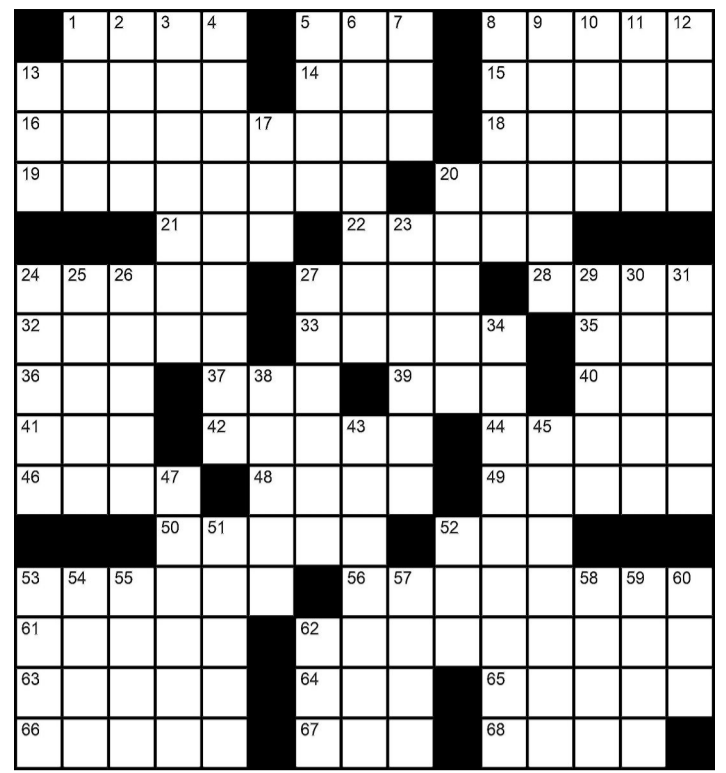
By Jacqueline E. Mathews

ACROSS

- 1 Sign of healing
- 5 Actor Danson
- 8 Put in
- 13 "Now" in Spanish
- 14 Woodcutter's tool
- 15 "No exaggeration!"
- 16 Shape of a top lip
- 18 Get the suds out of
- 19 Look into
- 20 Worked at a dairy
- 21 Free of moisture
- 22 Unimprovable
- 24 Silly and stupid
- 27 Included on an email
- 28 Woodcutter's tools
- 32 Sorceress spurned by Jason
- 33 Song rights org.
- 35 Flying mammal
- 36 Unit of resistance
- 37 Sticky black goo
- 39 Bitter beer
- 40 Ms. Gardner
- 41 Public sch. in New England
- 42 "Don't hesitate!"
- 44 Valuable skill
- 46 Ballerina's skirt
- 48 Rick of radio
- 49 Backyard buildings
- 50 Blab, as gossip
- 52 "Take On Me" band
- 53 Forcefully state
- 56 Out of the ordinary
- 61 Stop
- 62 Notebooks for people in pools
- 63 Delight in
- 64 Hot brewed drink
- 65 In need of a nap
- 66 Staircase parts
- 67 Inquire
- 68 Connery who played James Bond

DOWN

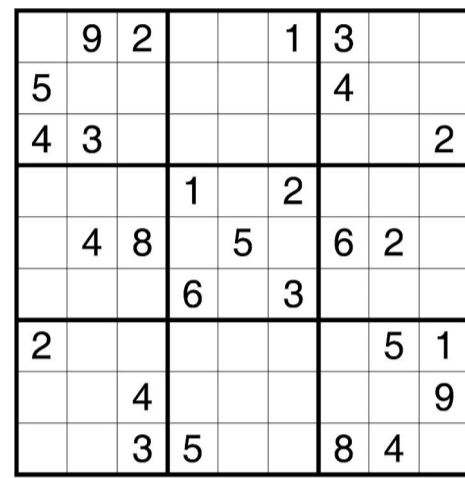
- 1 "Hollow Man" actress Elisabeth



SUDOKU

By the Mephram Group

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



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

- 2 Make do
- 3 Theseus' savior
- 4 Halitosis, familiarly
- 5 "Forbidden" fragrance brand
- 6 Rarely seen plants, for example
- 7 Morning
- moisture
- 8 Courtyards
- 9 Parts of sports practices
- 10 Showy basketball move
- 11 Otherwise
- 12 Like purple hair
- 13 Summer coolers, for short

- 17 _ sauce
- 20 Olympian's prize
- 23 Rots
- 24 "See you later!"
- 25 India's first Prime Minister
- 26 Let on or let in
- 27 Library cubicle
- 29 Humiliate
- 30 Said hi wordlessly
- 31 Baseball card info
- 34 Delicate salad greens
- 38 Review of the books
- 43 Tells, as a tale
- 45 Permanent marker brand
- 47 Depletes
- 51 Gets ready, for short
- 52 _ Arbor, Michigan
- 53 Valuable cards in blackjack
- 54 Place in the Senate
- 55 Fully fill
- 57 Prominent feature of a toucan
- 58 Actress Rooney
- 59 Arabian gulf port
- 60 Drug in "Fear and Loathing in Las Vegas"
- 62 RR stop

Tribune Media Services

CHICKEN

Continued from page A1

Planning Commission, where they sought a minor conditional use permit to operate a drive-through and entitlements allowing for a reduction in required parking, narrower driving lanes and a 4-foot encroachment into a 20-foot setback at 1595 Old Newport Blvd.

In a 4-2 vote, commissioners ultimately approved plans for the roughly 1-acre lot in the former site of Von Hemert Interiors, which shuttered in 2020 after a century of business.

The decision effectively greenlights a 2,913-square-foot restaurant, large covered outdoor patio and a parking lot that can accommodate 34 vehicles and a split-lane drive-through configuration that promises to keep cars from spilling onto busy surface streets.

"We've been working on this project in earnest for about three years," Jay Riggins, a consultant for Raising Cane's told commissioners Monday, explaining how plans initially submitted in February 2022 were completely reimaged at the behest of city planners, who urged a more pedestrian-friendly site.

Placing a 1,303-square-foot patio at the front of the property and reducing ingress and egress points from three to just one took months to accomplish, Riggins added.

"The added patio ... is that really strong connection to the street," he said. "It's an inviting opportunity for pedestrians and motorists to look at something that might not otherwise be viewed as a destination for outdoor enjoyment."

At the heart of an hours-long discussion were potential noise, traffic and parking effects on those who live and work, including adjacent business owners and the residents of Sea Breeze Villas, a 62-unit mobile home park situated about 90 feet westward.

Despite its proximity to those residences — which, according to city law, would limit business operation hours to go no later than 11



Screenshot by Sara Cardine

A RENDERING shows a proposal for a Raising Cane's fast food chicken restaurant at 1595 Old Newport Blvd.

p.m. — Raising Cane's would operate from 9 to 2 a.m. Sunday through Wednesday and from 9 to 3:30 a.m. Thursday through Saturday.

No exception is required, however, because Sea Breeze Villas, built in 1992 on a commercially zoned plot, is a nonconforming use and is not technically zoned for residential use.

Steve Schwimer, who spoke Monday on behalf of its 100-plus residents, urged the commission to deny the project as a "disruptive land use."

"Although grandfathered in commercial zoning, it has always been a residential use property, and its residents should be availed of all the protections of the city's general plan," he said of the mobile home park. "This development [would bring] us disruptive noises of vehicle traffic, loud mufflers, brakes, loud music, barking, maintenance and the potential disturbances to our community for up to 22½ a day."

Commissioners hashed out whether the popular fast-food chain, which has attracted long lines of vehicles to the first Harbor Boulevard site, was a good and compatible use for the area.

Though it's currently zoned for commercial uses the parcel sits within the city's newly formed Measure K overlay zone, an arrangement of lots where higher density residential developments are being encouraged to help alleviate a statewide housing crisis.

For that reason, some

questioned whether a Raising Cane's with late-night hours might potentially conflict with future housing plans proposed in proximity to the chain.

Commissioners consequently tossed around the idea of requiring an 11 p.m. closure but ultimately decided to approve the plan with one modification, shrinking the 36-foot driveway down to the city's maximum 25-foot width allowance.

To ensure the opening and operation of Raising Cane's is problem free, officials required the project's applicants to return to the commission within one full year of opening to determine whether further adjustments need to be made.

"I do see the benefit in revitalizing an area that maybe for some years has been sitting vacant and not really contributing to the character of the community," said Commissioner Jimmy Vivar. "I believe it is worth approving, and I'm confident the applicant will work with city staff regarding any future problems that may happen."

Chair Adam Ereth and Commissioner Johnny Rojas opposed the project, expressing their concerns for potential safety and traffic impacts it could bring, although it passed the muster of a traffic analysis conducted in the light traffic month of February. Commissioner Angely Andrade Vallarta was absent Monday.

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BOYS' SOCCER



Photos by Don Leach | Staff Photographer

NEWPORT HARBOR'S Olivier Renard, left, heads the ball for a goal against Oxnard Pacifica during a quarterfinal match of the CIF Southern Section Division 2 boys' soccer playoffs on Tuesday.

Newport Harbor rallies to return to CIF semifinals

BY ANDREW TURNER

The initial moments of the second half were a clear indicator of Newport Harbor's intentions — the Sailors were not going to go down without a fight. Newport Harbor boys' soccer coach Ignacio Cid bellowed into the night, imploring his players to challenge for every ball and for the bench to voice their support for their teammates on the pitch. Desire and desperation drove Newport Harbor to a 3-1 comeback victory over visiting Oxnard Pacifica on Tuesday in the quarterfinals of the CIF Southern Section Division 2 boys' soccer playoffs. "They know I'm not going to leave them," Cid said. "When it gets hard, what are you going to do? You're going



See **Rallies**, page A4 **JAMES EVANS**, right, reacts to a goal he scored against Oxnard Pacifica.

BOYS' BASKETBALL



Don Leach | Staff Photographer

CORONA DEL MAR'S Jackson Harlan turns and shoots a basket during Wave League final against Marina.

CdM closes out Westlake to advance to CIF Division 2A semifinals

BY ANDREW TURNER

Corona del Mar's Ganon Overfelt leapt out to challenge a three-point shot and got a hand to the ball. The very next moment, the 5-foot-11 junior guard found himself matched up against Westlake's Austin Maziasz. Overfelt drew a charge against the 6-foot-5 forward, sending the Warriors' leading scorer to the bench. It was one of several defensive sequences that, coupled with the dominant frontcourt tandem of Jackson Harlan and Nick Salmon, spearheaded the host Sea Kings to a 67-57 win over Westlake on Tuesday in the CIF Southern Section Division 2A boys' basketball quarterfinals.

"The crowd's energy," Overfelt said of what spurred his exploits on the defensive end. "They were super loud on that, and it was really fun to play in that environment. It was a total team win." Overfelt, who finished with seven points, soon made his presence felt once more, making a steal before the ball crossed halfcourt and preserving the possession by throwing the ball off a Westlake player in the right corner. The individual efforts came with CdM, which began the fourth quarter up 45-43, clinging to two-point leads. Maxwell Scott (16 points) put in a floater shortly thereafter, the beginning of a 16-4 run to put the game away.

See **Advance**, page A5

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HAMLIN WILL SELL AT PUBLIC AUCTION TO HIGHEST BIDDER FOR CASH, 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 FINANCIAL CODE AND AUTHORIZED TO DO BUSINESS IN THIS STATE; ON THE FRONT STEPS TO THE ENTRANCE OF THE ORANGE CIVIC CENTER, 300 E. CHAPMAN, ORANGE, CA 92866 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 described as: PARCEL 1: LOT 60, OF TRACT 7837, IN THE CITY OF HUNTINGTON BEACH, COUNTY OF ORANGE, STATE OF CALIFORNIA, AS SHOWN ON A MAP RECORDED IN BOOK 314, PAGES 17 AND 18 OF MISCELLANEOUS MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY. PARCEL 2: AN UNDIVIDED 1/84TH INTEREST, IN LOTS C, E AND B OF TRACT NO. 7837 AS SHOWN ON A MAP RECORDED IN BOOK 314, PAGES 17 AND 18 OF MISCELLANEOUS MAPS, RECORDS OF SAID ORANGE COUNTY, EXCEPT THAT PORTION OF SAID LOT B DESCRIBED AS FOLLOWS: BEGINNING AT THE MOST SOUTHWESTERLY CORNER OF SAID LOT B, SAID CORNER ALSO BEING A POINT ON THE NORTHERLY LINE OF BOARDWALK DRIVE, AS SHOWN ON SAID MAP OF TRACT 7837; THENCE ALONG THE BOUNDARY OF SAID LOT B, NORTH 0 DEGREES 40 MINUTES 09 SECONDS WEST 191.20 FEET; SOUTH 89 DEGREES 19 MINUTES 51 SECONDS WEST 153.00 FEET; NORTH 0 DEGREES 40 MINUTES 09 SECONDS WEST 215.00 FEET; NORTH 89 DEGREES 19 MINUTES 51 SECONDS EAST 93.00 FEET; SOUTH 0 DEGREES 40 MINUTES 09 SECONDS EAST 70.00 FEET; NORTH 89 DEGREES 19 MINUTES 51 SECONDS EAST 232.00 FEET; NORTH 0 DEGREES 40 MINUTES 09 SECONDS WEST 40.00 FEET; THENCE NORTH 89 DEGREES 19 MINUTES 51 SECONDS EAST 78.00 FEET; THENCE SOUTH 0 DEGREES 40 MINUTES 09 SECONDS EAST 383.46 FEET TO SAID NORTHERLY LINE OF BOARDWALK DRIVE; THENCE ALONG SAID NORTHERLY LINE SOUTH 89 DEGREES 19 MINUTES 51 SECONDS WEST 167.73 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHERLY HAVING A RADIUS OF 470.00 FEET; THENCE WESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 10 DEGREES 04 MINUTES 52 SECONDS A DISTANCE OF 82.70 FEET TO THE POINT OF BEGINNING ALSO EXCEPT THAT PORTION OF SAID LOT B DESCRIBED AS FOLLOWS: BEGINNING AT THE MOST SOUTHWESTERLY CORNER OF SAID LOT B, SAID CORNER ALSO BEING A POINT ON A CURVE IN THE NORTHERLY LINE OF BOARDWALK DRIVE AS SHOWN ON SAID MAP OF TRACT 7837, SAID CURVE BEING CONCAVE NORTHERLY HAVING A RADIUS OF 470.00 FEET; THENCE EASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 10 DEGREES 04 MINUTES 52 SECONDS A DISTANCE OF 82.70 FEET; THENCE NORTH 89 DEGREES 19 MINUTES 51 SECONDS EAST 102.73 FEET TO THE TRUE POINT OF BEGINNING; THENCE LEAVING SAID NORTHERLY LINE NORTH 0 DEGREES 40 MINUTES 09 SECONDS WEST 219.25 FEET; THENCE SOUTH 89 DEGREES 19 MINUTES 51 SECONDS WEST 37.00 FEET; THENCE NORTH 0 DEGREES 40 MINUTES 09 SECONDS WEST 124.21 FEET TO A POINT ON THE BOUNDARY LINE OF SAID TRACT 7837, SAID LINE BEING DESCRIBED ON SAID MAP ON "NORTH 89 DEGREES 19 MINUTES 51 SECONDS EAST 232.00 FEET; THENCE ALONG THE BOUNDARY OF SAID TRACT 7837, NORTH 89 DEGREES 19 MINUTES 51 SECONDS EAST 24.00 FEET AND NORTH 0 DEGREES 40 MINUTES 09 SECONDS WEST 40.00 FEET; THENCE LEAVING SAID BOUNDARY NORTH 89 DEGREES 19 MINUTES 51 SECONDS EAST 78.00 FEET; THENCE SOUTH 0 DEGREES 40 MINUTES 09 SECONDS EAST 383.46 FEET TO SAID NORTHERLY LINE OF BOARDWALK DRIVE; THENCE ALONG SAID NORTHERLY LINE SOUTH 89 DEGREES 19 MINUTES 51 SECONDS WEST 65.00 FEET TO THE TRUE POINT OF BEGINNING. PARCEL 3: AN UNDIVIDED 1/84TH INTEREST IN LOTS A, D, F, 90 AND 91, OF TRACT NO. 7837 AS SHOWN ON A MAP RECORDED IN BOOK 314, PAGES 17 AND 18 OF MISCELLANEOUS MAPS, OF SAID ORANGE COUNTY. EXCEPT FROM THE ABOVE PARCELS ALL OIL, GAS, PETROLEUM AND OTHER HYDROCARBON SUBSTANCES AND ALL OTHER MINERALS OF EVERY KIND AND CHARACTER (EXCEPT WATER AND RIGHTS TO APPROPRIATE OR DIVERT WATER, WHETHER SUCH RIGHTS BE VESTED OR CONTINGENT) IN, UNDER OR RECOVERABLE FROM SAID LAND, WITHOUT, HOWEVER, ANY RIGHT TO ENTER UPON THE SURFACE OR SUBSURFACE OF SAID LAND ABOVE 500 FEET BELOW THE PRESENT NATURAL LEVEL OF THE SURFACE OF SAID LAND, AS RESERVED IN DEED TO JASAM, INC., RECORDED OCTOBER 11, 1960, IN BOOK 5456, PAGE 410, OFFICIAL RECORDS. ALSO EXCEPT FROM THE ABOVE PARCELS THE SUBSURFACE WATER RIGHTS BUT WITHOUT ANY RIGHT OF ENTRY TO THE SURFACE OR SUBSURFACE ABOVE A DEPTH OF 500 FEET AS DEDICATED TO THE CITY OF HUNTINGTON BEACH, AS SHOWN BY A RECITAL ON THE MAP OF SAID TRACT. The street address and other common designation, if any, of the real property described above is purported to be: 16715 ALGONQUIN ST, 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 held, but without covenant or warranty, express or implied, regarding title, possession, condition, or encumbrances, including fees, charges and expenses of the Trustee and of the trusts created by said Deed of Trust, to pay the remaining principal sums of the note(s) secured by said Deed of Trust. The total amount of the unpaid balance of the obligation secured by the property to be sold and reasonable estimated costs, expenses and advances at the time of the initial publication of the Notice of Sale is: \$116,456.98 If the Trustee is unable to convey title for any reason, the successful bidder's sole and exclusive remedy shall be the return of monies paid to the Trustee, and the successful bidder shall have no further recourse. The 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 or its predecessor caused said Notice of Default and Election to Sell to be recorded in the county where the real property is located. 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 (844) 477-7869 or visit this Internet Web site WWW.STOXPOSTING.COM, using the file number assigned to this case 096801-CA. Information about postponements that are very short in duration or that occur close in time to the scheduled sale may not immediately be reflected in the telephone information or on the Internet Web site. The best way to verify postponement information is to attend the scheduled sale. NOTICE TO TENANT: Effective 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 (855) 313-3319, or visit this internet website www.clearreconcorp.com, using the file number assigned to this case 096801-CA to find the date on which the trustee's sale was held, the amount of the last and highest bid, and the address of the trustee. Second, you must send a written notice of intent to place a bid so that the trustee receives it no more than 15 days after the trustee's sale. Third, you must submit a bid so that the trustee receives it no more than 45 days after the trustee's sale. If you think you may qualify as 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. FOR SALES INFORMATION: (844) 477-7869 CLEAR RECON CORP 8880 Rio San Diego Drive, Suite 725 San Diego, California 92108



REVISED NOTICE OF AVAILABILITY OF A DRAFT PROGRAM ENVIRONMENTAL IMPACT REPORT FOR THE CITY OF NEWPORT BEACH GENERAL PLAN HOUSING IMPLEMENTATION PROGRAM (PA2022-0245) (SCH No. 2023060699)

DATE: February 15, 2024

TO: Reviewing Agencies and Other Interested Parties

FROM: City of Newport Beach, Community Development Department, 100 Civic Center Drive, Newport Beach, CA 92660

PROJECT TITLE/SUBJECT: City of Newport Beach General Plan Housing Implementation Program: Notice of Availability of a Draft Program Environmental Impact Report (EIR)

NOTICE OF AVAILABILITY REVIEW PERIOD: February 12, 2024, through March 28, 2024 (46 days)

PURPOSE OF THIS NOTICE: The City of Newport Beach (City) is the "public agency which has the principal responsibility for carrying out or approving the project" and, as such, is the "Lead Agency" for this Project under the California Environmental Quality Act (CEQA) Guidelines §15367. CEQA requires the Lead Agency to consider the information contained in an EIR prior to taking any discretionary action. This Program EIR is intended to provide information to public agencies, the public, and decision-makers regarding the potential environmental impacts associated with future housing development as set forth in the 6th Cycle General Plan Housing Element for 2021-2029 (2021-2029 Housing Element). Therefore, this Program EIR includes analysis of governmental approvals to be taken by the City to implement the 2021-2029 Housing Element. The City, as the Lead Agency, will review and consider this Program EIR in its decision to approve, revise, or deny the Project.

Notice is hereby given that the City has completed a Draft Program EIR (State Clearinghouse No. 2023060699) for the Project to address the potential environmental effects associated with implementation of the Project.

PROJECT LOCATION: The Project area encompasses housing sites throughout the City of Newport Beach and its Sphere of Influence (collectively referred to herein as the City). Located in coastal Orange County, Newport Beach is generally northwest of the City of Laguna Beach, southeast of the City of Costa Mesa, east of the City of Huntington Beach, and southwest of the City of Irvine. Newport Beach is bordered to the west by the Pacific Ocean.

PROJECT DESCRIPTION: State law mandates that each jurisdiction demonstrate that the 6th Cycle (2021-2029) Housing Element can accommodate its Regional Housing Needs Assessment (RHNA) allocation at all income levels. The City's 2021-2029 Housing Element RHNA allocation is 4,845 housing units, including 1,456 Very-Low-Income units and 930 Low-Income units. The Draft Program EIR includes an additional analysis of housing sites to accommodate a RHNA buffer to ensure adequate sites are available during 6th Cycle Housing Element implementation, as required by State Housing law. Therefore, this Draft Program EIR conservatively analyzes a total development capacity of 9,914 units (4,845 RHNA plus a 5,069-unit buffer). However, only a portion of the housing units identified on housing sites will be necessary to accommodate the City's RHNA planning obligation of 4,845 housing units.

The City is not required to build housing units to meet its RHNA allocation, only to identify potential sites and create the framework to allow the market the opportunity to develop these units. The proposed Project would not directly construct new housing but would facilitate the development of residential units by adopting implementing actions associated with the 2021-2029 Housing Element.

The 2021-2029 Housing Element identifies six Focus Areas in the City that have sufficient capacity to meet its RHNA allocation for the 6th Cycle. The six Focus Areas are: Airport Area, West Newport Mesa, Dover-Westcliff, Newport Center, Coyote Canyon, and Banning Ranch. The Banning Ranch Focus Area is included in the 2021-2029 Housing Element's sites inventory but is not assumed to accommodate the City's 2021-2029 RHNA growth need. Banning Ranch is considered as additional dwelling unit opportunity in addition to those that accommodate the RHNA.

The following actions associated with the proposed Project are required: (1) Certification of the City of Newport Beach General Plan 2021-2029 Housing Implementation Program Final Program Environmental Impact Report (Program EIR); (2) Amendment to the General Plan Land Use Element to include changes to goals and policies consistent with the adopted and certified 2021-2029 Housing Element; (3) Amendments to the following Municipal Code provisions: (a) Amend Newport Beach Municipal Code Chapter 20.28, Overlay Zoning Districts, to include Section 20.28.050: Housing Opportunity (HO) Overlay Zoning Districts. (b) Amend Zoning Maps to identify the HO Overlay Zoning Districts. (c) Adopt City of Newport Beach Multi-Unit Objective Design Standards; (4) Amendment to the Local Coastal Program (subject to certification by the California Coastal Commission) to include new and changes to policies; and (5) Voter Approval. Voter approval of the proposed Project in compliance with City Charter Section 423.

SIGNIFICANT ENVIRONMENTAL EFFECTS: The Draft Program EIR indicates there may be significant unavoidable adverse environmental impacts associated with the following environmental categories: aesthetics, air quality, cultural resources, greenhouse gas emissions, noise, and utilities and services systems. Upon compliance with regulatory requirements, General Plan policies, and standard conditions/mitigation measures, environmental impacts were found to be less than significant for the remaining environmental categories. The proposed Project is not included on the list of hazardous materials sites compiled pursuant to Government Code Section 65962.5.

RESPONDING TO THIS NOTICE: The Draft Program EIR is available for a 46-day public review period beginning February 12, 2024, and ending March 28, 2024. PLEASE NOTE THAT THE PUBLIC REVIEW PERIOD WAS EXTENDED AN ADDITIONAL DAY FROM THE ORIGINAL NOTICE DUE TO HOLIDAY CLOSURES. Copies of the Draft Program EIR are available for review in the Community Development Department, 100 Civic Center Drive, Bay 1B, Newport Beach, CA 92660 between the hours of 7:30 a.m. and 5:30 p.m., Monday through Thursday, and 7:30 a.m. and 4:30 p.m. on Friday. The Draft PEIR can also be accessed online at the City's website at: www.newportbeachca.gov/CEQA.

Additionally, copies are also available for review at the following Newport Beach public libraries during regular hours:

- Central Library: 1000 Avocado Avenue, Newport Beach, CA 92660
- Balboa Branch: 100 East Balboa Boulevard, Newport Beach, CA 92661
- Corona del Mar Branch: 420 Marigold Avenue, Corona del Mar, CA 92625
- Crean Mariners Branch: 1300 Irvine Avenue, Newport Beach, CA 92660

Written comments on the Draft Program EIR must be received no later than March 28, 2024, at 5:00 p.m., sent to the attention of Benjamin Zdeba, Principal Planner, at the address listed below or via email. There is no fee to submit comments. You are also invited to attend and testify at the public hearings as to the appropriateness of the Draft Program EIR document. It is currently anticipated that the Newport Beach Planning Commission will conduct a public hearing for the proposed Project and Draft Program EIR in April 2024, and that the City Council will conduct a public hearing for the proposed Project and Draft Program EIR in July 2024. Notice of public hearings for the proposed Project will be provided later. For additional information about the Draft Program EIR, the proposed Project, or about future meetings, please contact the City of Newport Beach at:

Benjamin Zdeba, AICP, Principal Planner
(949) 644-3253 or at bzdeba@newportbeachca.gov
City of Newport Beach
Community Development Department, Planning Division
100 Civic Center Drive, Bay B
Newport Beach, CA 92660



Don Leach | Staff Photographer

NEWPORT HARBOR'S Olivier Renard tries to win a ball back from Oxnard Pacifica's Michael Saucedo (7) on Tuesday.

RALLIES

Continued from page A3

to try harder, and you're going to move on. They see me doing it, and they're like, 'OK, let's go.' That's contagious."

Third-seeded Newport Harbor (17-5-1) will now appear in its second consecutive semifinal, the round in which it lost to Los Alamitos in the Division 3 bracket last season. Cid said that apart from the results, the players are leaving behind a legacy and a standard for those who come into the program.

James Evans, Olivier Renard and Beck Brosnan scored in a masterclass of a second half for Newport Harbor, which will now play host to No. 2 Los Angeles Loyola (19-4-3) on Friday.

Newport Harbor was in the driver's seat to win the Surf League championship, before back-to-back losses in the final week of the season left the Sailors in need of an at-large berth. The Sailors' second life has been as good as gold.

"We should have won the league title still," Evans said. "I don't know how we lost that Los Al game, but I'd way rather be in the position we are than winning

league and losing first round."

Pacifica (19-6-2) scored first when Andy Martinez got a running start in roping a 30-yard shot into the top left corner of the goal in the 34th minute.

Evans had the answer in the 57th minute, a bit of fortune accompanying the cross in from the right wing by Brosnan. The bouncing ball ricocheted off Pacifica goalkeeper Ruben Lopez (eight saves), and Evans was rewarded for his run with a scoring header.

Renard rose up for a header to take the lead three minutes later, cashing in on a corner kick sent in by Jake Shubin.

"At this point, it's just grit," Renard said. "We're all playing two games a week, so we're all going to be exhausted, but it just depends on who wants it more, and I think this year, we have a team that really wants it.

"Losing last year in the semifinals against Los Al, it sucked. I hated to see my seniors cry. I don't want to do the same thing. I want to win. I just want to win CIF"

Newport Harbor had been creating a swell of momentum leading up to the tying goal, earning mul-

See *Rallies*, page A5

Daily Pilot

A Times Community News publication.

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CROSSWORD AND SUDOKU ANSWERS

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Legal Notices

Legal Notices

BSC 224665
NOTICE OF PETITION
TO ADMINISTER ESTATE OF:
Jeannie C. Tripp, aka Jeannie Tripp
30-2024-01377612-PR-PW-CMC

To all heirs, beneficiaries, creditors, contingent creditors, and persons who may otherwise be interested in the will or estate, or both, of: **Jeannie C. Tripp, aka Jeannie Tripp.** A PETITION FOR PROBATE has been filed by **Brittany Robinson** in the Superior Court of California, County of **ORANGE.** THE PETITION FOR PROBATE requests that **Brittany Robinson** be appointed as personal representative to administer the estate of the decedent.

THE PETITION requests the decedent's will and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file kept by the court.

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

A HEARING on the petition will be held on **April 10, 2024 at 1:30 p.m. in Dept. CM05** located at: 3390 HARBOR BLVD. COSTA MESA, CA 92626

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

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

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

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

Attorney for the Petitioner:
 JANE DONAHUE DAVALOS
 PALMIERI, TYLER, WIENER, WILHELM & WALDRON LLP
 1900 MAIN STREET, STE 700
 IRVINE, CA 92614
 Published in the NEWPORT HARBOR NEWS PRESS combined with the DAILY PILOT on: 2/15, 2/16 & 2/22/2024

BSC 224678
NOTICE OF PETITION
TO ADMINISTER ESTATE OF:
HENRY C. VOLKER
30-2024-01377576-PR-PW-CMC

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

A PETITION FOR PROBATE has been filed by **MICHELE ADAMS** in the Superior Court of California, County of **ORANGE.**

THE PETITION FOR PROBATE requests that **MICHELE ADAMS** be appointed as personal representative to administer the estate of the decedent.

THE PETITION requests the decedent's will and codicils, if any, be admitted to probate. The will and any codicils are available for examination in the file kept by the court.

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

A HEARING on the petition will be held on **April 11, 2024 at 1:30 p.m. in Dept. CM06** located at: 3390 HARBOR BLVD. COSTA MESA, CA 92626

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

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

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

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

Attorney for the Petitioner:
 TRENT C. MARCUS, ESQ
 TRENT C. MARCUS, A LAW CORPORATION
 19900 BEACH BLVD, C-1
 HUNTINGTON BEACH, CA 92648
 Published in the HUNTINGTON BEACH INDEPENDENT on: 2/15, 2/22 & 2/29/2024

Summons
(Domestic Violence Restraining Order)
Case No.: 23V000749

Person asking for Protection: TREVOR FISHER

NOTICE TO: REBECCA LYNN HEATH

RESTRAINED PARTY: REBECCA LYNN HEATH

The person **TREVOR FISHER** is asking for a Domestic Violence Restraining Order against you.

You have a court date on:
Date: January 10, 2024
Time: 8:30 A.M.
Dept.: L11 In Person Meeting

Name and address of court:
 Lamoreaux Justice Center
 Superior Court of California,
 County of Orange
 341 The City Drive South
 P.O.Box 14170
 Orange, CA 92868-3205

What if I don't go to my court date?

If you do not go to your court date, the judge can grant a restraining order that limits your contact with the person, **TREVOR FISHER.** If you have a child with the person, **TREVOR FISHER** the court could make orders that limit your time with your child. Having a restraining order against you may impact your life in other ways, including preventing you from having guns and am ammunition. If you do not go to your court date, the judge could grant everything that the person, **TREVOR FISHER** asked the judge to order.

How do I find out what the person, TREVOR FISHER is asking for?

To find out what the person, **TREVOR FISHER** is asking the judge to order, go to the courthouse listed at the top of page 1. Ask the court clerk to let you see your case file. You will need to give the court clerk your case number, which is listed above and on page 1. The request for restraining order will be on form DV-100, Request for Domestic Violence Restraining Order.

Where can I get help?

Free legal information is available at your local court's self-help center. Go to www.courts.ca.gov/selfhelp to find your local center.

Do I need a lawyer?

You are not required to have a lawyer, but you may want legal advice before your court hearing. For help finding a lawyer, you can visit www.lawhelpca.org or contact your local bar association.

Date: January 20, 2024
 /s/ By: David Yamasaki, Clerk
 /s/ By: Justine Mills, Deputy Clerk

Published in the Daily Pilot

NOTICE OF PETITION
TO ADMINISTER ESTATE OF:
VINCENT ANTHONY VACCARO
30-2024-01373870-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: **Vincent Anthony Vaccaro**

A PETITION FOR PROBATE has been filed by **Jeffrey A. Vaccaro** in the Superior Court of California, County of **ORANGE.**

The Petition for Probate requests that **Jeffrey A. Vaccaro** 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 **03/27/2024 at 01:30 p.m. in Dept. CM05** located at Superior Court of California, County of Orange
 Costa Mesa Justice Complex
 3390 Harbor Boulevard
 Costa Mesa, CA 92626

The court is providing the convenience to appear for hearing by video using the court's designated video platform. This is a no cost service to the public. Go to the Court's website at [The Superior Court of California - County of Orange \(occourts.org\)](http://The Superior Court of California - County of Orange (occourts.org)) to appear remotely for Probate hearings and for remote hearing instructions. If you have difficulty connecting or are unable to connect to your remote hearing, call 657-622-8278 for assistance. If you prefer to appear in-person, you can appear in the department on the day/time set for your hearing. If you object to the granting of the petition, you should appear at the hearing and state your objections or file written objections with the court before the hearing. Your appearance may be in person or by your attorney.

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

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

Petitioner:
 Jeffrey A. Vaccaro
 2352 South Winona Court
 Denver County
 Denver, Colorado, United States, 80219
 720-819-1204

Published in the DAILY PILOT on:
 2/15/2024, 2/22/2024, 2/29/2024

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Don Leach | Staff Photographer

HUNTINGTON BEACH voters will weigh Measures A, B and C on March 5.

VOTERS

Continued from page A1

sure B also would require unanimous City Council approval to fly new flags, including the LGBTQ+ Pride flag, which is currently not allowed to fly on city property.

Measure C would move the city to a two-year budget cycle, update the processes to fill a council vacancy and to cancel meetings. If approved, the mayor would be allowed to unilaterally cancel a meeting.

Measure A's language is such that the city "may" implement the changes starting with 2026 municipal elections, not that it definitely would. Along with voter ID, the new elections changes would also include up to 20 ADA-compliant voting locations, as well as city-monitored drop boxes.

Measure A backers, including Huntington Beach Mayor Gracey Van Der Mark and Councilman Tony Strickland, say that it brings additional faith in election results.

"California's Constitution gives charter cities like Huntington Beach the power to govern how local elections are conducted," Van Der Mark and Strickland wrote in their argument in favor. "Enshrining these simple steps into our City Charter would forever protect Huntington Beach's elections. There are no excuses for failing to protect our votes."

Proponents have often stated that identification is required for a number of daily tasks, so why not showing up at a polling place to vote?

But council members



File Photo

MAYOR GRACEY Van Der Mark, shown last December, is a proponent of voter ID requirements in Huntington Beach.

Dan Kalmick, Natalie Moser and Rhonda Bolton, in the written argument against Measure A, say the larger change is costly and unnecessary — with no evidence of voter fraud in Huntington Beach.

"Our city is unprepared for this shift," they wrote. "The Orange County Registrar of Voters implied Huntington Beach may have to manage its own separate elections. With no prior experience, this could become a logistical nightmare."

Sunny Han, Huntington Beach's chief financial officer, 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.

Sacramento is watching, too. In September, California Atty. General Rob Bonta and Secretary of State Shirley Weber sent a letter warning Huntington Beach that requiring voter ID in municipal elections violates state law.

Protect Huntington Beach, a political group featuring several former mem-

bers of the City Council, is asking voters to vote 'no' on all three measures.

"A vote for [Measure] A is a vote for a lawsuit against the city by the state," former Mayor Connie Boardman said. "The City Council is unable to tell us how much this will cost taxpayers. Why would we vote for this if we don't know how much this will cost the city?"

Each measure requires a simple majority to pass. According to data reported Wednesday at ocvote.gov, 132,912 registered voters live in Huntington Beach. Of those, 53,841 are Republicans and 41,502 are Democrats. Nearly 28,000 voters are registered with no party preference and the balance is split between five other categories.

The Huntington Beach city charter has not been changed since 2010. Three charter amendments that were on the ballot in November 2022 — Measures L, M and N — were each rejected by voters.

matthewszabo@latimes.com
 Twitter: @mjszabo

SOBER

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but also the residents that are in these facilities, to make sure they're getting the treatment that they should be.

"I realize it would be great to wait for the model ordinance, but there's an old saying, 'Don't let the perfect be the enemy of the good.' It's a good ordinance. It's modeled after Costa Mesa's and survived a lot of litigation."

Council members unanimously approved the ordinance, albeit with some apprehension that it could expose the city to a lawsuit.

The ordinance will not affect facilities licensed by the state. Group homes of six or fewer residents will be required to obtain a special use permit. Those with seven or more residents must obtain a conditional use permit and an operator's permit, and they will not be permitted in areas zoned for single-family residential units. Permits will not be issued for a facility if it is within 650 feet of another sober living home.

The residents of a sober living home, aside from the manager, must be actively participating in a recovery program. All residents are prohibited from consuming alcohol or nonprescription drugs.

Public input largely called attention to issues related to public safety and neighborhood nuisance. The comments opened with a jarring account from a mother saying her children were followed home.

"My 12-year-old son ... with my 4-year-old daughter and three other young

boys from our neighborhood were approached by a man riding an electric bike who said, 'I'm going to follow you all home,' in a creepy way," she said, describing a recent encounter in January. "When the three boys took off, the stranger followed them."

The distressed mother said her kids hid behind cars in a driveway until they felt it was safe to go home. Then the stranger came back toward them before they could enter their neighborhood street.

"My kids ran terrified into my house, screaming that a creepy guy had chased them home, and he was in our frontyard," she continued. "I ran outside, the guy took off, and I followed him in my car as he disappeared around one of the sober living homes. When the police asked my son what he felt the man's intentions were, it was painful to hear him say, 'I absolutely thought he was going to kidnap my little sister from me.'"

Additional concerns included a rampant smell of marijuana around sober living homes, noise complaints, bad operators failing to manage the properties, and a strain on local resources that included calls for service to the police department to address related issues.

Resident Evan Jorgensen pointed to one example of an accessory dwelling unit being built at a sober living home, such dwellings too close in proximity.

"We need to space out these houses, whether they're licensed or not," Jorgensen said. "They're all the same use. Otherwise, the

neighborhood becomes institutionalized, and that's a goal that the ordinance seeks to avoid."

Councilman Jim Cunneen indicated he and Harper were not in favor of the preceding 90-day continuance, and he urged his colleagues to adopt the ordinance.

"I cannot imagine going through what I've been hearing from you all, and I also get calls from residents about the same issues," Cunneen said. "I appreciate that there were 11 [people] speaking tonight, but I'm sure there's a much bigger group that has the same mindset."

At one point, a resident asked how many sober living homes were in the city. Mayor Glenn Grandis responded a list indicated the city was aware of 35.

The ordinance, which takes effect 30 days from its approval, also requires existing group homes to apply for a special use permit within 90 days of its going into effect. A reasonable accommodation provision allows for an operator to seek relief from any section of the ordinance.

Grandis requested the council consider partnering with other cities to share the cost of defending an ordinance, should a task force on sober living home accountability come forth with a new one.

"Let's put in what we have now," Grandis said. "It's not great. I'm not thrilled. I don't think it's going to solve the problems of what you guys were all speaking about, but it's better than nothing."

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