# Daily Pilot

## SATURDAY, SEPTEMBER 30, 2023 /// dailypilot.com

# Schools largely meet new rule

Gov. Newsom on Sept. 23 signed legislation that requires a genderneutral restroom at all schools in the state.

## BY LILLY NGUYEN

With the announcement of new state legislation that expands an existing bill approved in 2013, local districts say they are either in the assessment stage to ensure compliance or are already offering gender-neutral restrooms on their campuses.

Gov. Gavin Newsom signed the new bill into law last Saturday. It requires every K-12 public and private school to provide and maintain at least one gender-neutral restroom on campus for student usage by 2026.

State Sen. Josh Newman (D-Fullerton), in a statement introducing bill SB 760 in February, said the new law expands on previous protections afforded by AB 1266, which allows students to compete on sports teams and use facilities on the basis of their gender identity.

"Schools should provide a safe and inclusive environment for all students, one where they're able to focus on learning and where they're encouraged to thrive academically, socially and emotionally. Let's face it — at some point during a typical eight-hour school day, everyone is going to have to go," Newman stated. "By requiring all California K-12 schools to provide gender-inclusive restroom facilities on campus, we'll ensure the well-being of our LGBTQ+ and nonbinary students and ensure safer school communities for evervone.'

See Rule, page A4



Photos by Don Leach | Staff Photographer

PILOTS GREG "Wired" Colyer and Rob "Scratch" Mitchell fly their historic T-33 Ace Makers on day one of the Pacific Airshow on Friday.

# Airshow touts 'special guest'



The Pacific Airshow began on a cloudy Friday in Huntington Beach with what show organizers called a "special guest" flying overhead.

At a bit after 11:30 a.m., former President Donald Trump's plane flew over the space. Videos from the event featured some people cheering.

Trump, who has declared he intends to run for president in 2024, was headed to the California Republican Party Fall Convention in Anaheim, where he spoke on Friday. He is scheduled to appear at a fundraising dinner in Costa Mesa on Saturday night.

As for the air show, Friday was day one of three. The weather is forecast to stay cloudy for much of the weekend, with a chance of rain showers on Saturday morning, though those could pass by the time the show is scheduled to begin at 10:30 a.m.

"Obviously, we'd rather have it be bright and sunny, but we'll deal with what we've got to

# Expo looks to green solutions

O.C. Sustainability Decathlon is aimed at interest in housing innovations that consider climate change.

## **BY SARA CARDINE**

It's not easy being green — but it could be. At least that's the hope of a new event, years in the making and due to open next Thursday at the county fairgrounds in Costa Mesa.

The first-ever Orange County Sustainability Decathlon is a simple concept that hopes to make a big impact in the way people understand, talk about and respond to climate change, according to Fred Smoller, co-founder of the event and Chapman University associate professor.

"What I've been arguing for years is if you're going to spend hundreds of millions of dollars transforming the economy, which we are [in California], you'd better raise people's comfort levels," said Smoller, who teaches political science courses at the Orange

See Green, page A2

**ABOVE:** Former President Donald Trump's Boeing 757 does a fly-over to a GOP rally in Anaheim on day one of the Pacific Airshow.

**RIGHT:** A pilot in his Edge 450 stunt plane flies just above the water as the gathered crowd watches from the shore.



deal with," said Pacific Airshow director Kevin Elliott. "The water doesn't bother the jets, it's visibility and clouds. As long as the base of the clouds is pretty high, there's really no factor."

F-22 fighter jets for the first time, as well as traditional show favorites like the Air Force Thunderbirds, Canadian Forces Snowbirds, U.S. Army Golden Knights and U.S. Navy Parachute Team.

The Pacific Airshow is scheduled to run until about 4:30 p.m. on both Saturday and Sunday. The show center is on the beach across from the Hilton Waterfront Beach Resort on Pacific Coast Highway, but the aerial "performance box" is more than a mile long, providing for ample viewing opportunities.

-Matt Szabo

# 'Symphony on the Go' set to play in Laguna Beach

## **BY ANDREW TURNER**

The stage is set for musicians from the Pacific Symphony to showcase their talents to the Laguna Beach community, as a brass quintet will perform at the Heisler Park amphitheater.

A group headlined by Barry Perkins, the principal trumpet of Pacific Symphony, will play a 45minute set on Friday, Oct. 6 at 5:30 p.m.

The performance will also feature Tony Ellis (trumpet), Adedeji Ogunfolu (horn), David Stetson (trombone) and Blake Cooper (tuba).

The "Symphony on the Go" free mobile concert series will make several stops across Orange County. Prior to the Laguna Beach performance, a show will take place at Costa Mesa's TeWinkle Park on Saturday, Sept. 30 at 4 p.m. That show will feature a string quartet of Ben Lash (cello), Victor de Almeida (viola), and violinists Dana Freeman and Yen Ping Lai.

Pacific Symphony musicians will also put on a show at the Orange County Sustainability Decathlon on Thursday, Oct. 5 at 6 p.m. The event will happen at the Orange County Fairgrounds, and it will feature the previously mentioned brass quintet.

Those planning to attend are encouraged to bring lawn chairs or blankets to the outdoor concerts.

Pacific Symphony received a grant from Orange County Supervisor Katrina Foley to help bring about the concert series.

Courtesy of Pacific Symphony

BARRY PERKINS, principal trumpet of Pacific Symphony, will lead a<br/>brass quintet performing at Heisler Park in Laguna Beach on Oct. 6.

# Newport doctor charged in fraud targeting pandemic program

#### **BY CITY NEWS SERVICE**

A federal grand jury has charged a doctor from Newport Coast who operated clinics in Westminster and Garden Grove with defrauding a COVID-19 program for uninsured patients by submitting more than a quarter billion dollars in claims — ultimately receiving about \$150 million in payments — for services not covered under the program or simply not provided, the U.S. Department of Justice announced Thursday.

Anthony Hao Dinh, 64 — a licensed doctor of osteopathy who was an ear, nose and throat specialist, as well as a facial plastic surgeon— was charged Wednesday in an 18-count indictment with defrauding the Health Resources and Services Administration COVID-19 Uninsured Program.

Dinh was initially charged in this case in a criminal complaint filed in April. The indictment expands the case by increasing the total amount of fraudulent claims allegedly submitted to HRSA, adding money-laundering charges and further allegations about other schemes to defraud pandemic relief programs, and charging Dinh with obstructing the government's investigation into improper healthcare billing, according to the DOJ. The indictment charges Dinh with a dozen counts of wire fraud, five counts of money laundering — with two of those charges alleging the transfer of more than \$11 million to personal stock trading accounts — and one count of obstructing justice. Dinh, who is

See Doctor, page A3

## **GIRLS' TENNIS** CdM rides doubles dominance to sweep Laguna Beach

#### **BY ANDREW TURNER**

The Corona del Mar girls' tennis team is riding its best streak of the season, undefeated in four matches since diving into its Sunset Conference crossover competition.

Securing eight of the nine doubles sets proved the path to victory Thursday for the visiting Sea Kings, who authored a 12-6 win to sweep a home-and-home set with Laguna Beach.

Sasha Briggs and Raya Houshmand dropped just four games across their three sets for CdM (7-4). Lillia Edalat and Isabel Roytman also swept in doubles.

"The tricky thing about doubles, especially with our lineup is we don't always have a set partner," Edalat said. "It's important for whoever we're playing with, ... we just had to make sure to stay mentally



Don Leach | Staff Photographer

CORONA DEL MAR doubles team Sasha Fellner, left, and Elodie Dennison, give each other a high-five in their match against Laguna Beach on Thursday.

tough and know when to change tactics.

"Sometimes, Isabel and I had to come back from 40love to win that game, so it was really important [to have] constant encouragement.'

Laguna Beach (9-2)sported a sterling singles lineup led by sisters Jessica and Rebecca MacCallum. The former claimed three sets for the Breakers, but it was a 7-5 set won by Emilie Lew against the latter to cap the first round of play that CdM coach Jamie Gresh felt gave the Sea Kings an edge.

"Emilie beat [Rebecca] last time, but it was the third round and it was 7-5, so I wanted them to play first," Gresh said. "I felt [Laguna Beach coach Robert Klugman] was going to put her at No. 2 [singles], so I wanted Emilie to play her first when she was fresh. That was a big set.

"That could have gone either way, and that would have been either 4-2 or 5-1. I feel like that was the big lift we needed."

Briggs also commented on Lew's momentumbuilding win.

"It just gave us a lot of confidence," Briggs said. "We just played better, and we had a better attitude toward our next match."

Corona del Mar finds itself ranked ninth in the CIF Southern Section Division 1 poll. If the section stays consistent with an eight-Division team Open bracket, the Sea Kings will have to move up to qualify for a postseason division they have competed in two of the past three seasons.

"I always try to shoot to be in the top eight," CdM coach Jamie Gresh said. "We always want to play the best competition."

The MacCallum sisters claimed five of the six sets won by Laguna Beach, with the doubles team of Kendyl Beresford and Ryan Levine notching the other victory. Laguna Beach, which has

defeated all comers aside from CdM, should be the favorite in the Wave League. Its place within the Division 2 landscape is less certain, as CIF officials are waiting on more data to be collected before teams on section's divisional the watch list can be ranked in order of strength.

The Breakers, who dropped the first meeting

against CdM 11-7 on Sept. 19, have wins against San Clemente and Woodbridge on their resume. The Tritons are also on the list of Division 2 teams to be ranked, while the Warriors are receiving consideration in the Division 1 poll.

"They say you learn more from your losses than from your wins," said Klugman, whose Breakers went 1-15 last season. "Well, I'm glad we've learned a lot less this vear. You do learn from your losses. Some of the things I've been trying to focus on, particularly in doubles, being aggressive, poaching, having tight volleys

"When you lose to opponents who do those things, it's one thing to hear it from a coach, but it's another thing to see it in practice. I hope that makes a difference."

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technology and high-tech jobs," the senator said.

"Hosted at the iconic OC Fair & Event Center, next week's event is the product of direct investments by the state of California and will not only be a huge tourism draw for our region, but I hope, will also result in important innovations in green housing that we can use to help speed up the transition to a zero emissions economy," Min said.

Orange County Sustainability Decathlon takes place Oct. 5 through 8 and from Oct. 12 through 15, from 3 to 9 p.m. on Thursdays and Fridays, and from 10 a.m. to 4 p.m. on Saturdays and Sundays.

Admission to the fairgrounds, located at 88 Fair Drive, Costa Mesa, is free, but parking costs \$12.

For more information, visit ocsd23.com.

sara.cardine@latimes.com Twitter: @SaraCardine

## GREEN

Continued from page A1

#### campus.

The event, which runs Thursday through Sunday before breaking for three days and reopening Oct. 12 through 15, will feature a model sustainability village of prototype homes built largely by college students, an Oct. 13 green job and school fair, guest speakers and vendors, activities for children as well as a sustainable beer and wine garden.

Smoller and Chapman colleague Mike Moodian have been stumping area school districts, colleges and the offices of elected

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officials to raise interest and participation in the exposition.

State Sen. Dave Min (D-Irvine) secured a \$5-million allocation from California's 2021-22 budget to make the effort — modeled after the U.S. Department of Energy's Solar Decathlon, which Smoller helped bring to the city of Irvine in 2013 — a reality.

The main event at the Decathlon is a guided tour of model homes designed and built for a competition that challenged 14 teams of collegiate and postsecondary researchers, architects, builders and innovators to create sustainable, ultra-efficient homes that can be easily and affordably replicated.

Each team was provided with \$100,000 in seed money to plan, execute and transport their finished product to the Costa Mesa fairgrounds, where crews have been assembling the dwellings in a Green Village ahead of the decathlon's Oct. 5 start.

Competitors will be judged on parameters such as energy savings, size and cost that will allow teams to collect a total score for a trophy win. But more than the result of any contest, the real goal is to get people thinking about what might be doable in their own lives

"One of the things we're trying to tap into is this tremendous passion among young people regarding the environment," Smoller said Friday. "I've been teaching for 40 years and there has never been an issue that has animated young people as much as

climate change." Special days focused toward youth and science, technology, engineering, arts and math (STEAM) activities were built into the Decathlon, including an open invitation for area



Courtesy of OCSD

**REPRESENTATIVES FROM** colleges and universities across California and the U.S. have been assembling sustainable homes that will be showcased during the Orange County Sustainability Decathlon in October.

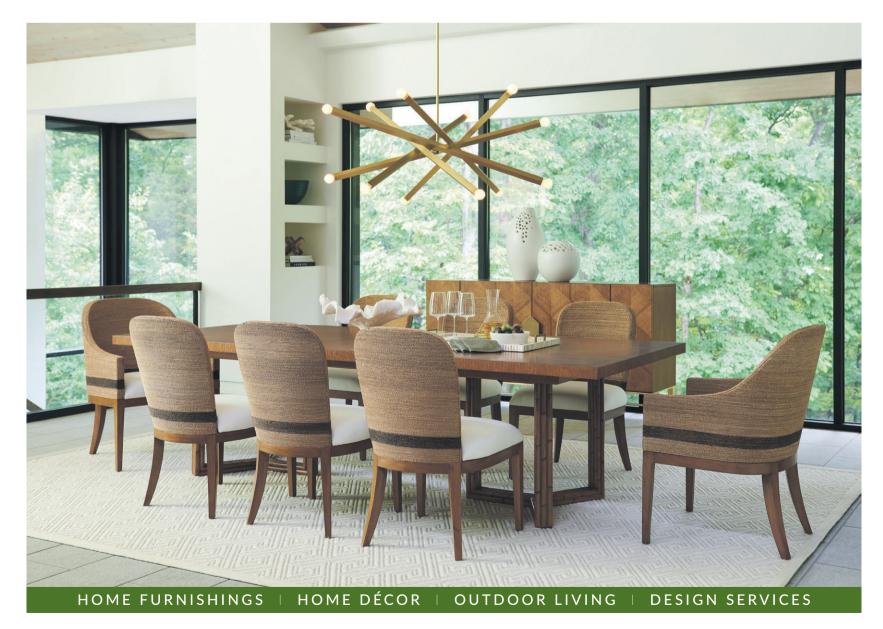
schools to join in an Oct. 6 Education Day, and mobile creativity and science labs.

Min said in a statement green innovation will be crucial for reversing troubling climate trends and that there's no better place

to serve as the epicenter for that innovation than Orange County.

Sustainability 'The Decathlon is our chance to show the world that Orange County can and should be a green hub for research,

# **Fall Home Event** Final Weekend!



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### **DAILY PILOT**

## **THE DAILY** COMMUTER PUZZLE

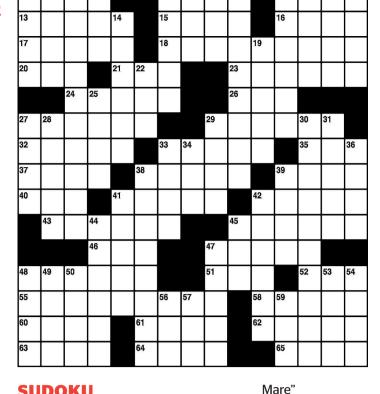
## By Jacqueline E. Mathews

## ACROSS

1 Quarrel 5 Pantry stackables 9 Buddy 13 Crowd 15 As slippery \_ eel 16 Trick 17 Blue ribbon 18 Undermined another's plans 20 "T" in Athens 21 Fawn's mother 23 What waiters take 24 Tiny lacy mat 26 Companion 27 Trimmed branches 29 Break in a school day 32 Infuriates 33 Wall diagram 35 Nixon or Morita 37 Fruity drinks 38 Appears on the horizon 39 Phi \_ Kappa 40 Tokyo currency 41 Refers to 42 Nut variety 43 Golf swing 45 Making sharper 46 Ram's mate 47 Island nation near Sicily 48 Hook, as a seat belt 51 Wapiti 52 JFK's successor 55 Car crashes 58 "Bye, Pierre!" 60 Blacken 61 Seeks damages from 62 S, M & L 63 \_ Daly 64 Linger 65 Adept; skilled

## DOWN

1 "All \_ Jazz"; musical drama 2 Sioux City's state



## **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.

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

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

3 Double-dealing; others' diaries 9 Baby's bed phony 4 WWII president 10 Enormous 5 Stengel or **11** Dopehead 12 Pharmacy Affleck 6 As proud \_ pickups peacock 14 Albert & Cantor 7 Capture 19 Stretch of land 8 Those who read 22 "The \_ Gray

27 Say grace, e.g. 28 Carnival attractions 29 NFL team 30 Limit oneself to one medical field 31 Hell's ruler 33 Sheep pen 34 Garden tool

25 Billfold items

36 Powdered drink 38 Resemblance; image 39 Flexed 41 Daunted 42 Lively dances 44 Accept one's pension 45 Linden of "Barney Miller" 47 Sloppy 48 In \_; actually 49 Sore 50 CT \_; diagnostic test 53 Red meat 54 Equitable 56 Kook 57 British custom 59 "The butler \_\_

Tribune Media Services

it"

## DOCTOR

## Continued from page A1

free on a \$7-million bond, is scheduled to be arraigned on Oct. 30 in Santa Ana federal court.

The DOJ said the case represented the largest known fraud scheme in the nation targeting the HRSA COVID-19 Uninsured Program.

Two other defendants charged with Dinh in April also face new charges.

Hanna "Hang" Trinh Dinh, 65, of Lake Forest, who is Dinh's sister, has agreed to plead guilty to conspiracy to commit wire fraud and admitted helping submit fraudulent Paycheck Protection Program and Economic Injury Disaster Loan applications that sought more than \$260,000 in COVID relief funds.

Matthew Hoang Ho, 66, of Melbourne, Fla., was charged in May in a grand jury indictment with conspiracy to commit wire fraud, wire fraud and money laundering in relation to the Paycheck Protection Program and the COVID-19 Economic Injury Disaster Loan applications, and he is scheduled to go on trial in February.

In relation to the fraud against HRSA, over the course of about nine months, from July 2020 to March 2021, Dinh allegedly submitted fraudulent claims for the treatment of patients who were insured, services that were not rendered, and services that were not medically necessary, the DOJ said.

"As a result of these false and fraudulent claims, HRSA made payments to defendant Dinh, through [his medical] practices, in the approximate amount of \$150 million," according to federal prosecutors. The Uninsured Program

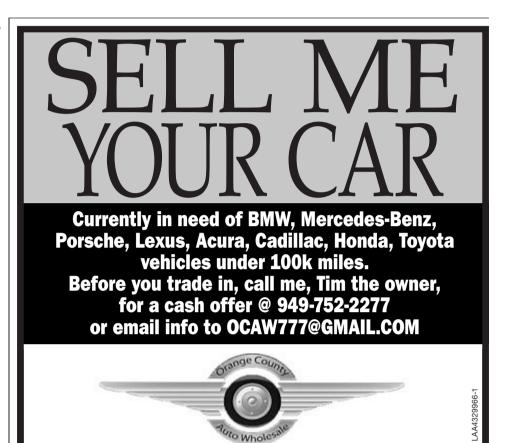
was designed to prevent the further spread of the pandemic by providing access to uninsured patients for testing and treatment.

The Uninsured Program was also designed to provide financial support to healthcare providers fighting the COVID-19 pandemic by reimbursing them for services provided to uninsured individuals.

In relation to the PPP and EIDL program, the indictment alleges that Dinh submitted, or caused to be submitted, about 65 fraudulent loan applications that sought nearly \$8 million and caused the programs to disburse about \$2.8 million in funds.

If convicted, Dinh would face up to 20 years in prison for the wire fraud and three of the money laundering charges, up to 10 years for two of the money-laundering charges, and up to 20 years for the obstruction of justice charge that alleges he submitted false patient records in response to a grand jury subpoena, the DOJ noted.

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**DAILY PILOT** 





#### CITY OF NEWPORT BEACH NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on Thursday, October 12, 2023, at 10:00 a.m. or soon thereafter as the matter shall be heard, a public hearing will be conducted online via Zoom. The Zoning Administrator of the City of Newport Beach will consider the following application

The NOW Massage – A request for a minor use permit to allow the operation of a massage establishment within an existing tenant space. The project involves the occupancy of an approximately 2,000 square-foot commercial suite with eight (8) individual massage rooms, a transition room, a lobby, and reception area. The project also includes an office, break room, and storage closet for employee use. The proposed business would operate daily and no late hours are proposed (after 11:00pm). Included is a request to modify the parking rate for massage and to waive restrictions associated with location massage establishments.

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

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

The agenda, staff report, and corresponding documents will be available by end of business day on the Friday preceding the public hearing, and may be reviewed at the Community Development Department Permit Center (Bay Clat Sleach CA C-1st Floor), at 100 Civic Center Drive, Newport Beach, CA 92660 or at the City of Newport Beach website at www.newportbeachca.gov/zoningadministrator. Please review the Zoning Administrator Agenda for Zoom participation instructions. Individuals not able to attend the meeting may contact the Planning Division or access the City's website after the meeting to review the action on this application. All mail or written communications (including email) from the public, residents, or applicants regarding an agenda item must be submitted by 12:00 p.m. on the business day immediately prior to the meeting. This allows time for the Zoning Administrator to adequately consider the submitted correspondence.

For questions regarding this public hearing item please contact Jenny Tran, Assistant Planner at 949-644-3212 or jtran@newportbeachca.gov, 100 Civic Center Drive, Newport Beach, CA 92660.

| Project File No.:   | <b>Activity:</b>                      |
|---|---------------------------------------|
| PA2023-0114   | Minor Use Permit                      |
| <b>Zone:</b>  | <b>General Plan:</b>                  |
| CC (Commercial Corridor)                                  | CC (Corridor Commercial)              |
| <b>Location:</b><br>2600 East Coast Highway,<br>Suite 120 | Applicant:<br>Commercial Architecture |





#### **CITY OF NEWPORT BEACH** NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on September 26, 2023, the City Council of the City of Newport Beach, California adopted an Ordinance entitled:

#### ORDINANCE NO. 2023-14

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NEWPORT BEACH, CALIFORNIA, GRANTING A NON-EXCLUSIVE FRANCHISE AGREEMENT FOR COMMERCIAL SOLID WASTE AND DIVERTIBLE MATERIALS HANDLING SERVICES WITHIN THE CITY OF NEWPORT BEACH

The Ordinance grants a non-exclusive commercial solid waste franchise agreement to Robert's Waste & Recycling until November 8, 2027.

This Ordinance was adopted by the City Council of the City of Newport Beach, California, at a regular meeting thereof on the 26th day of September, 2023, by the following vote:

AYES: Mayor Noah Blom, Mayor Pro Tem Will O'Neill Councilmember Brad Avery, Grant, Councilmember Robyn Kleiman, Stapleton Councilmember Lauren Councilmember Joe Councilmember Erik Weigand NAYS None

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

ed this 27th day of September, 2023 /s/ Leilani I. Brown, City Clerk, City of Newport Beach



#### CITY OF NEWPORT BEACH NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on Thursday, October 12, 2023, at 10:00 a.m. or soon thereafter as the matter shall be heard, a public hearing will be conducted online via Zoom. The Zoning Administrator of the City of Newport Beach will consider the following application

Roger's Gardens Gallery - A request for a minor use permit to add a Type 20 (Off-Sale Beer & Wine) and a Type 86 (Instructional Tasting) Alcoholic Beverage Control (ABC) license to the retail component of an existing plant nursery. The ABC licenses would allow the Applicant to sell beer and wine for off-site consumption and host approximately two (2) tastings per month. There are no late hours (after 11:00 p.m.) proposed for the nursery or retail shop. No construction is proposed as both the sales and tastings will take place within existing facilities. In addition to the existing nursery and retail shop, the project site is also developed with a restaurant. The restaurant, known as The Farmhouse, is permitted under Minor Use Permit No. UP2014-049 and carries its own established Type 47 (On-Sale General) ABC license, which restricts alcohol sales and consumption within the perimeter of the restaurant. The restaurant is operated separately, and no changes are proposed to the existing restaurant or UP2014-049

NOTICE OF PUBLIC SALE OF PERSONAL PROPERTY Notice is hereby given that on October 18th, 2023; Extra Space Storage will sell at public auction, to satisfy the lien of the owner, personal property described below belonging to those individuals listed below at the following locations: 3190 Pullam St. Costa Mesa, CA 92626 (714)243-4094 12:00 PM **Kacie Volz** Golf Clubs, End Table, Picture, TV Gary Harmon Speakers Matts, Documents, Album Records, Suitcases, TV, Ottoman **Jacqueline Cohen** Furniture, Chairs, Boxes, Toys **Kyle Mccormick** Motorcycle Rack, Boxes, Clothes, Stand, Pictures Victoria Mauricio Bags, Boxes Anthony Daniels Bed Frame, Clothes,

Guitar, Printer, Speakers, TV, Mattress, Fan Maria Arroyo

Treadmill, Computer, TV, Suitcase, Clothes, Bags **Beatrice Nistor** 

Household Goods/Furniture

The auction will be listed and advertised on www.storagetreasures.com. Purchases must be made with cash only and paid at the above referenced facility to complete the transaction. Extra Space Storage may refuse any bid and may rescind any purchase up until the winning bidder takes possession of the personal property

9/30, 10/7/23 CNS-3741256# **DAILY PILOT** 



#### **CITY OF NEWPORT BEACH** NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that on Thursday, October 12. 2023, at 10:00 a.m. or soon thereafter as the matter shall be heard, a public hearing will be conducted online via m. The Zoning Administrator of the City of Newport Beach will consider the following application

Haronian Residence - A Coastal Development Permi (CDP) to allow the demolition of an approximately 3,920 quare-foot existing triplex (3-units) and construct a new 3,463 square-foot, two (2)-story duplex with an open roof top deck, an attached 801 square-foot four (4)-car garage and a 228 square-foot Accessory Dwelling Unit (ADU). The project includes landscape, hardscape, and subsurface drainage facilities all within the confines of private property. The project complies with all development standards and no deviations from the Newport Beach Municipal Code (NBMC) are requested.

The project is categorically exempt under Section 15303 under Class 3 (New Construction or Conversion of Small Structures) of the State CEQA (California Environmental

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

by end of business day on the Friday

## RULE

## Continued from page A1

In a 2017 report issued by the Gay, Lesbian and Straight Education Network, an organization that works to end discrimination and harassment against LGBTQ+ students in K-12 schools, about 42.7% of the 23,001 students surveyed said they avoided restrooms on campuses because they felt unsafe or uncomfortable.

Area school districts largely already have the gender-neutral restrooms or stalls available to students, according to their spokespersons. None confirmed how many such restrooms or individual stalls there currently are but said there is availability on every campus.

The Newport-Mesa Unified School District reported it has had single-stall gender-neutral restrooms available to students throughout the district for a number of years.

Huntington Beach City School District spokeswoman Adriana Angulo also confirmed her district offers gender-neutral restrooms but said officials there are "in the initial planning stages to assess the necessary steps for compliance" with the latest legislation. In the Laguna Beach Uni-

fied School District, director of facilities Ryan Zajda said gender-neutral restrooms have been available on every campus in the district and have been since at least 2017, "and we remain committed to enhancing these facilities further with each new construction project. Every time there is a new project, we look for opportunities to add single-stall restrooms so that they are available throughout the district.'

Multiple inquiries to Ocean View and Huntington Beach Union High school districts as to whether or not their campuses have gender-neutral restrooms that meet state requirements went unanswered.

The new legislation comes as student rights to privacy are debated by parents, school districts and the state and the nearby Orange Unified School District adopted a parental notification policy in early September for when students identify as transgender. That notification policy, in addition to a number of other details, also precludes student efforts to participate in athletic activities or use facilities that don't align with the sex noted on their birth certificate.

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## SYMPHONY

Continued from page A1

#### **CITY MANAGER** RECRUITMENT

Laguna Beach is actively looking for its next city manager, as city officials announced a closed session meeting for city manager recruitment to be held on Friday at 1 p.m. Former city manager

Shohreh Dupuis retired from the position on Sept. 1, per the terms of a separation agreement.

Dupuis was appointed as the city's top executive in April 2021.

Sean Joyce was brought in to serve as Laguna Beach's interim city manager on Sept. 5.

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**Daily Pilot** 

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Sarah Mosqueda, TimesOC sarah.mosqueda @latimes.com

Send Letters to the Editor to erik.haugli@latimes.com. See Mailbag for guidelines.

Floor Area. The amendment is not a project subject to the California Environmental Quality Act (CEQA) in accor-dance with Section 21065 of the California Public Resources Code and Sections 15060(c)(2), 15060(c) (3), and 15378 of the California Code of Regulations Title 14, Division 6, Chapter 3 (CEQA Guidelines). The proposed action is also exempt pursuant to CEQA Guidelines Section 15061(b)(3), the general rule that CEQA applies only to projects, which have the potential for causing a significant effect on the emvi-ronment. The Amendment would update definitions and allowed uses for consistency with the NBMC. Any future development project, in accordance with the updated allowed uses, will be subject to subse-quent action in order to implement and does not authorize new development that would directly result in physical change to the environment

in physical change to the environment

NOTICE IS HEREBY FURTHER GIVEN that on September 21, 2023, by a vote of (7-0), the Planning Commission of the City of Newport Beach recommended that the City Council adopt the Newport Village Commission of the City of Newport Beach recommended that the on Planned Community Development Plan Amendment (PA2023-0122)

All interested parties may appear and present testimony in regard to this application. If you challenge this project in court, you may be limited to raising only those issues you raised at the public hearing or in written correspondence delivered to the City, at or prior to, the public hearing. Administrative procedures for appeals are provided in the Newport Beach Municipal Code Chapter 20.64. The application may be continued to a specific future meeting date, and if such an action occurs additional public notice of the continuance will not be provided. Prior to the public hearing the agenda, staff report, and documents may be reviewed at the City Cerk's Office, 100 City Cerker Drive, Newport Beach, California, 92660 or at the City of Newport Beach website at www.newportbeachca.gov. Individuals not able to attend the meeting may contact the Planning Division or access the City's webs meeting to review the action on this application

For questions regarding details of the project please contact Joselyn Perez, Associate Planner, 949-644-3312, jperez@newportbeachca.gov, 100 Civic Center Drive, Newport Beach, CA 92660.

| Zone: Newport Village Planned Community (PC-27)   |
|---|
| Location: 800 – 984 Avocado Avenue, commonly      |
| known as the Corona del Mar Plaza Shonning Center |

**Development Plan Amendment** General Plan: General Commercial (CG) Applicant: CAA Planning

Activity No.: Planned Community

Leilani I. Brown, MMC, City Clerk, City of Newport Beach /s/ Leilani I. Brown, MMC, City Clerk, City of Newport Beach

preceding the public hearing and may be reviewed at the Community Development Department Permit Center (Bay C-1st Floor), at 100 Civic Center Drive, Newport Beach, CA 92660 or the City of Newport Beach website at www.newportbeachca.gov/zoningadministrator. Please review the Zoning Administrator Agenda for Zoom participation instructions. Individuals not able to attend the meeting may contact the Planning Division or access the City's website after the meeting to review the action on this application. All mail or written communications (including email) from the public, residents, or applicants regarding an agenda item must be submitted by 12:00 p.m. on the business day immediately before the meeting. This allows time for the Zoning Administrator to adequately consider the submitted correspondence.

For questions regarding this public hearing item please contact Jenny Tran, Assistant Planner, at 949-644-3212 or jtran@newportbeachca.gov, at 100 Civic Center Drive,

| r's          | <b>Project File No.:</b><br>PA2023-0051   | <b>Activity:</b><br>Coastal Development<br>Permit |
|--------------|---|---|
| D            | <b>Zone:</b><br>RM (Multiple Residential)   | <b>General Plan:</b><br>RM (Multiple Residential) |
| ent<br>gh    | <b>Coastal Land Use Plan:</b><br>RM-E (Multiple Unit<br>Residential) –<br>(30.0-39.9 DU/AC) | Filing Date:<br>March 10, 2023                    |
| ed<br>Car    | <b>Location:</b><br>413 Via Lido Soud, Unit A-C   | Applicant:<br>David R. Olson Architects           |
| Car<br>ïed ! |   |   |

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

Variance request to modify the conditions of the existing permit that limit the vessel size that may be berthed on the east side of the single-finger float located at 1324 E. Balboa Blvd. in order to be able to berth a 60-foot long by 17.2-foot wide vessel.

This request is exempt from the California Environmental Quality Act ("CEQA") pursuant to Section 15060(c)(2) (Preliminary Review) and Section 15301 (Existing Facilities) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment, and it will involve negligible or no expansion of existing or former use, and is not subject to CEQA pursuant to Section 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and Section 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines because it has no potential for resulting in physical change to the environment, directly or indirectly.

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

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

For questions regarding the public hearing item, please contact Chris Miller, Public Works Administrative Manager, at cmiller@newportbeachca.gov Project File No.: 1324 E. Balboa Blvd. Variance Request

Fountain Valley, CA 92708

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**Beach and Sports** matthew.szabo@latimes.com

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## **CROSSWORD AND SUDOKU ANSWERS**

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