

City of Newport Beach
Parks, Beaches & Recreation Commission
Tuesday, May 5, 2009- 7pm– City Council Chambers

AGENDA

ORDER AND ROLL CALL

FY 2009/10 BUDGET PRESENTATION BY RECREATION & SENIOR SERVICES STAFF

DIRECTOR'S COMMENTS

- Superintendent Levin
- Director Harmon
- City Council Actions

PUBLIC COMMENTS

Members of the public are invited to comment on non-agenda items of public interest. Speakers are limited to three minutes.

NOTICE TO THE PUBLIC

All matters listed under Consent Calendar 1-3 are considered by the Commission to be routine and will all be enacted by one motion in the form listed below. The Commission Members have received detailed staff reports on each of the items recommending approval and there will be no separate discussion of these items prior to the time the Commission votes on the motion unless members of the Commission, staff, or the public request a specific item to be discussed and/or removed from the Consent Calendar for separate action. The City provides a yellow sign-in card for those wishing to address the Commission to assist in the preparation of the minutes. If you do fill out the card please place it in the box at the table.

CONSENT CALENDAR

1. Minutes of the April 7, 2009 regular meeting.

Recommendation: Waive reading of subject minutes, approve and order filed.

2. Park & Operations Division Activity Report.

Recommendation: Receive/file monthly Activity Report for activities and upcoming projects.

3. Recreation & Senior Services Activity Report.

Recommendation: Receive/file monthly Activity Report for activities and upcoming projects.

OLD / NEW BUSINESS

4. Bench Donation Request.

Recommendation: Consider bench donation request of Karen Harrington at Cliff Drive Park.

5. Recommendation to City Council of an Additional Park Patrol Part-Time Staff Person

Recommendation:

1. Discuss the PB&R Commission Budget Sub-Committee's recommendation for an additional Park Patrol part-time staff person and forward to the City Council for their consideration and appropriation of funds for FY 2009/10.

2. Direct staff to forward a budget request to City Council on behalf of the PB&R Commission.

6. Reforestation Request.

Recommendation: Consider reforestation request of Mr. & Mrs. Bourke at 2205 Channel Road

7. Special Tree Removal Request.

Recommendation: Consider the request for removal of a Special Tree (Sugar Gum) of Paul Collick at 547 Riverside Avenue

8. Appeal for Tree Removal denied at 400 Heliotrope Avenue.

Recommendation: Deny the appeal for the removal of one City Torrey Pine parkway street tree at 400 Heliotrope Avenue by Donald Sneddon.

COMMITTEE REPORTS

- *Park Development* – Brown, Lugar, Marston
- *Recreation/Senior Activities* –Brown, Hamilton, Lugar
- *Budget* – Garrett, Brown, Lugar

- *Ad Hoc*
 - Community Service Award – Garrett, Ruzicka
 - Youth Sports Liaison – Ruzicka
 - China Cove Volleyball Court– Brown, Lugar

Other -- Marina Park – Garrett

FUTURE AGENDA ITEMS - Matters which Commissioners may wish to place on a future agenda or raise for discussion.

Vandalism /Damage Report

ADJOURNED

CITY OF NEWPORT BEACH

Parks, Beaches & Recreation Commission
 Regular Meeting
 April 7, 2009 - 7pm

Convened 7:10pm

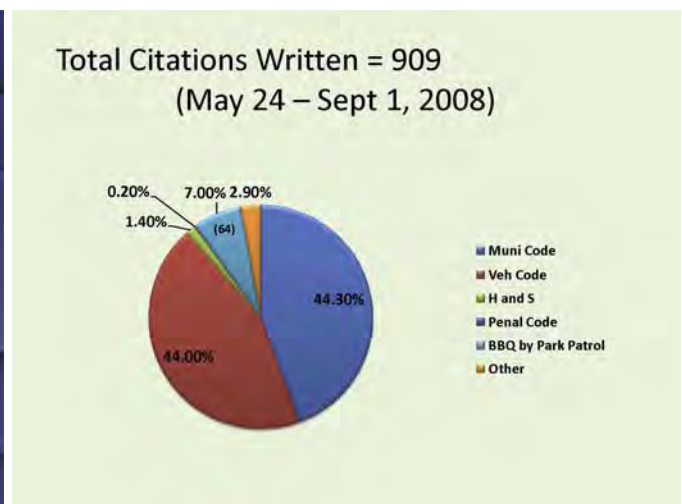
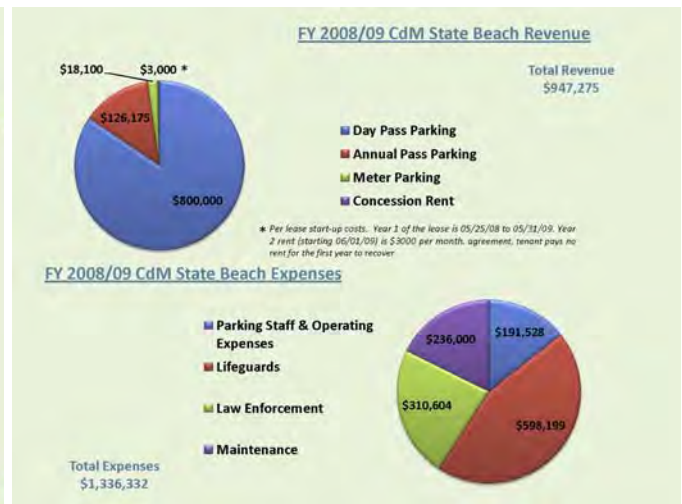
ROLL CALL

Present: Marie Marston, Chair
 Tom Anderson
 Tim Brown
 Bill Garrett
 Kathy Hamilton
 Phillip Lugar
 Greg Ruzicka

Staff: Laura Detweiler, Recreation & Senior Services Director
 Mark Harmon, General Services Director
 Sean Levin, Recreation Superintendent
 Teri Craig, Admin Asst

CORONA DEL MAR STATE BEACH PRESENTATION

Captain Jim Kaminsky, Police Department along with Directors Detweiler and Harmon provided following PowerPoint presentation to the Commission.





Total Citations Written = 909 (May 24 - Sept. 1, 2008)

Muni Code	403	44.30%
Vehicle Code	400	44.00%
Health and Safety Code (Narcotics)	13	1.40%
Penal Code	2	0.20%
BBQ Cites by Park Patrol	64	7.00%
Other Misc	27	2.90%
Total	909	99.80%

Muni Code Citations Written = 403 (May 24 - Sept. 1, 2008)

BBQ	79	19.60%
After Hours on Beach	223	55.30%
Alcohol/glass on Beach	71	17.60%
Other Misc	30	7.40%
Total	403	99.90%

Total BBQ Cites for the period..... 143 15.73% of Total

Overtime Costs for BBQ Enforcement

- ✓ Overtime was conducted on Saturdays and Sundays from July 19 through September 1, 2008 (15 dates)
- ✓ Each overtime assignment consisted of an eight hour shift (120 Hours)
- ✓ Time and One Half rate per hour = \$71.84
- ✓ 120 Hours x \$71.84 = \$8,620.80

(Total overtime costs absorbed by Police Department Budget)



Discussion ensued regarding the need for enforcement of bbq's and the possibility of requesting additional hours for Park Patrol to provide support at the beach. Commission appointed the PBR Budget Sub-Committee to meet with staff to discuss solutions and their costs and to report back with a recommendation to the Commission at the meeting in May.

Director Detweiler introduced new Commissioner Tom Anderson.

Commissioner Anderson stated that he has lived in Newport Beach for over 22 years has a wife and two daughters. He noted that he has served on the Aviation, General Plan Update and the Centennial Committee. He went on to say that he is a youth sports advocate.

DIRECTOR COMMENTS

Director Detweiler stated that the Spring Egg Hunt went extremely well with over 3000 people in attendance. She also noted that the OASIS Groundbreaking was well attended. She stated that hazmat remediation would have to be completed before the demolition can begin.

Director Harmon stated that because his staff cleans the pits at the beach that sometimes have smoldering trash and caused a small fire in a 20 ton garbage truck at the transfer station at the City Yard.

He stated that Item 5 – Reforestation Request would be pulled from the agenda tonight and would return at a future meeting.

PUBLIC COMMENTS

None

CONSENT CALENDAR

1. **Minutes of the March 3, 2009.** Receive/file March 3, 2009 minutes.
2. **Parks & Operations Division Activity Report.** Receive/file monthly Activity Report for activities and upcoming projects.
3. **Recreation & Senior Services Activity Report.** Receive/file monthly Activity Report for activities and upcoming projects.

Motion by Commissioner Ruzicka to accept items 1-3 of the consent calendar. Motion carried by acclamation.

OLD/NEW BUSINESS

4. **Castaways Park Flagpole.** Director Harmon reported that a letter had been mailed to all residents within 600 feet from the park border to approximately 28 homes. He stated that he had received one response which was very supportive.

Chair Marston opened the public discussion.

Brett Williamson stated that his home would be the closest one to the flag. He noted that he had 3 concerns:

1. That people would congregate at the flag between 11pm and 2am - he said even without the light there are people and with the light it would become more acute.
2. That the light would be a nuisance and would become an irritant within his household.
3. That the light would detract from the view. He noted that the statue is very prominent and does not need a flag with a light.

Chair Marston closed the public discussion.

Director Harmon stated that the wattage of the bulb should not project at homes and has a very subtle light.

Commissioner Brown stated that if this becomes an issue once it is installed then they should contact the Commission again.

Motion by Commissioner Garrett to direct staff to begin discussion with donors regarding possible funding, once a donor has been identified that the flagpole and light should be installed. Motion carried by acclamation.

5. **Reforestation Request.** Director Harmon stated that this item had been removed.
6. **Reforestation Request.** Director Harmon stated that at the December Commission meeting that Broadmoor Hills Community Association had requested the reforestation of 12 trees but had neglected to include this ficus tree at 2706 Lighthouse Lane. However staff does not support this opinion and therefore has submitted this tree as a separate reforestation request.

Discussion ensued regarding the health of the trees.

Chair Marston opened the public discussion

Jan Vandersloot stated that he agrees that this request probably meets the requirements of the G-1 Policy but it seems that here is a perfectly healthy tree and not causing any problems and that the only reason for removing is that it is the wrong tree in the wrong location. He went on to say that he believes that with reasoning like that could be applicable to almost any tree in the City if someone does not want the tree. He stated that the Commission will approve the removal of this only because it is connected to the already larger approved reforestation. He stated that the criteria for reforestation is too loose and urged the Commission to review the policy.

Chair Marston closed the public discussion

Director Harmon stated that the Commission has already approved the reforestation and that this should be approved as well.

Commissioner Lugar asked why this request even comes before the Commission if it is already approved before the Commission reviews it.

Commissioner Brown stated that it is the responsibility of the Commission to confirm that the requirements are met.

Motion by Commissioner Brown to approve the reforestation of one ficus tree at 2706 Lighthouse Lane. Motion carried by the following vote:

Ayes: Anderson, Brown, Garrett, Hamilton, Marston

Abstain: Lugar, Ruzicka

7. Appeal for Tree Removal denied at 501 ½ Narcissus Avenue. Director Harmon stated that staff had denied this request and that the owner is requesting an appeal before the Commission. He stated that staff had inspected the Cajeput tree and that it did not meet the criteria for removal in accordance with the G-1 Policy. He went on to say that the policy requires, "a repeated history of damaging public or private sewers" and is "dead, diseased, dying or hazardous and presents a liability to the City," in order for a City tree to be eligible for removal. These findings by arborists John Conway, Dan Sereno and Kevin Pekar were forwarded to the City Manager who concurred in the determination.

Chair Marston opened the public discussion

Barbara Edwards stated that she has been having trouble with this tree and has been sending letters requesting removal since 1997 and before. She stated that the City has no records before 1997. She stated that she has had damage since 1998. Last year she had her plumber video tape the sewer lateral to find the cause.

Director Harmon stated that Urban Forester John Conway believes that the video show that the root problem is not from this particular tree but from another one farther away from this location.

Jan Vandersloot urged that the Commission reaffirm the denial of the removal of the tree. He stated that it clearly does not meet the requirements to remove and that the tree should remain as it is.

Chair Marston closed the public discussion

Motion by Commissioner Ruzicka to deny the appeal for removal of one City Cajeput parkway street tree at 501½ Narcissus Avenue. Motion carried by acclamation.

COMMITTEE REPORTS -

Parks - Commissioner Brown stated that he and Commissioners Marston & Lugar had toured the site for the future City Hall and Park. He stated that the Committee had addressed the following concerns:

- That there did not seem to be enough acreage for a dog park
- Lack of parking at the upper parcel of land
- Keeping the dog park clean and maintained
- That the lawn area be inviting and consistent with the design parameters.

RSS - Commissioner Brown stated that the residents and volleyball players at China Cove have come to a consensus regarding hours and that it is in the hands of the players to submit an application for placement of the court.

AD- Hoc

–Youth Sports Liaison - Nothing to report

–Community Services Award - Nothing to Report.

–Budget- Commissioner Garrett stated that staff had provided a presentation on the budget for the Recreation & Senior Services Department and that they would present it to the entire Commission next month.

Other

–Marina Park - Superintendent Levin stated that the EIR is currently in progress.

FUTURE AGENDA ITEMS

- Park Patrol Hours - Budget & Ordinance Change
- FY 2009/10 Recreation & Senior Services Budget Presentation

ADJOURNED - 9:25pm

Submitted by: _____
Teri Craig, Admin Assistant



General Services Department

PB&R Commission Agenda

Item No. _____

May 5, 2009

TO: Parks, Beaches and Recreation Commission

FROM: Parks and Trees Maintenance Superintendent and Operations Support Superintendent

SUBJECT: *April Parks, Trees, and Operations Division Activity Report*

Parks Maintenance Division Activities

1. Parks Maintenance Division staff continues working with the Public Works Department on numerous projects in the planning and construction phases. The installation of sidewalk and boardwalk along Dover Drive adjacent Castaways Park was completed.

Projects currently underway:

- Irvine Avenue Median Project south of Bristol Street.
- Superior Avenue Median Project between Dana Road and Industrial Way.
- Grant Howald Community Center Renovation and Project.
- Coastal Peak Park

Projects that are in the planning phases: Sunset Ridge Park, Marina Park, and City Hall.

2. Parks Maintenance Division staff coordinated with the Recreation Department and Little League regarding the contract installation of electronic scoreboards at Bonita Canyon Sports Park.
3. On Tuesday April 14th employees were recognized for their years of service at the Annual Awards Breakfast. The Parks Maintenance Division was proud to have the following employees recognized at the event:
 - Brett McCulloch, Groundworker II – 35 years of service
 - Tom Diaz, Irrigation Specialist – 25 years of service
 - Kim Pederson, Park Maintenance Crew Chief – 20 years of service
 - Anthony Petrarca – 20 years of service.

4. Parks Maintenance Division staff and Recreation Department staff met with a consultant, CMX Sports Engineers, on a citywide study of all fields, a ranking of future sites for synthetic turf, and a concept plan for the site ranked as the best fit to convert to synthetic turf.
5. Parks Maintenance Division staff provided traffic control for the Newport Beach Triathlon on Sunday April 19th, and the March of Dimes “Walk for Babies” on Sunday April 26th.
6. The Parks and Field Maintenance Divisions recently finished the modifications to 38th Street Park, which, along with the change in the ordinance, is designed to separate dogs and children’s play areas. When Council approved the project in January, we were unable to give a firm cost of the work since the scope of work changed as the issue was being discussed. When the final invoices were received, the cost of the project totaled only \$7,560. As allowed in Council Policy F-3, this week the City Manager approved a budget amendment in that amount to fund the work and mark the completion of the project.
7. With the demolition of the old Oasis Senior Center, the Parks Maintenance Crews removed and transplanted desirable plant material to the Newport Pier Plaza.

Some flax and aloes that were salvaged were transplanted to the Newport Pier Plaza.



Four specimen Palm trees will be salvaged and transplanted in various locations throughout the City.



Trees Division Activities

During the month of March, 206 trees were trimmed, 11 trees were removed, 28 trees were planted and crews responded to 6 emergency tree calls. The City’s tree services contractor, West Coast Arborists, is currently pruning trees within the Newport

Heights, and Balboa Peninsula areas, as part of the City's overall grid trimming schedule. Additionally, 455 City Ficus and 120 Eucalyptus trees were completed for pruning throughout the City to discourage nesting of nuisance birds, severe fruit drop and to mitigate potential limb failure.

1. On December 1, 2008, The General Services Director, Risk Manager and City Manager approved the removal of a City Tomlinson Ash tree adjacent to 2030 Leeward Lane. The tree had a co-dominant trunk that was near failure, and could have caused the tree to destabilize, due to the severity of decay and insect infestation (tree borers), ultimately, creating a potential liability. Unfortunately, there are no practical treatments available to retain the tree as required by Council Policy G-1, page 2.

The tree is listed as a Special Tree, Neighborhood Tree, based on Council Policy G-1, Retention or Removal of City Trees, page 2, paragraph 3, which allows removal of a Special Tree that is considered hazardous and necessitates an emergency removal. The Parks, Beaches and Recreation Commission approved the Special Tree removal at the January 6, 2009 meeting. The tree was removed on March 23, 2009.



The attached Tree Activity Report summarizes requests and field activities performed during the past month.

Beach Maintenance Activities

1. Beach Maintenance crews have been staying active cleaning up after wind events, even though rains have ceased and the flows from the Santa Ana River have slowed down.

As a result of the Santa Ana and cold North winds, which have blown on a weekly basis during the winter and early spring season, the mechanical street sweeping operators and hand sweeping crews performed additional cleaning. Additionally, when the Santa Ana winds stopped blowing, the cold north winds took over, thus inundating oceanfront walkways, bike trails, and street ends with windblown sand.

2. Once again, the wind fencing that was installed at the west end of the Newport Pier Municipal parking lot, and along oceanfront street ends in west Newport did an outstanding job of holding back the blowing sand. The fencing is traditionally removed during the first week of May, in order to allow unobstructed access to oceanfront beaches.



3. Beach Maintenance staff is in the process of completing the bi-annual deep cleaning of the upper lots along the oceanfront beach in order to remove weeds and other buried debris. Since mechanical beach cleaning equipment generates tremendous amounts of dust, the upper lots closest to oceanfront homes can only be cleaned during the rainy season or when Santa Ana wind conditions exist.
4. The Beach Maintenance Division crews continue to pay special attention to weather conditions, while performing beach cleaning and grooming operations. This ensures a safe and clean beach for visitors to recreate, and reduces the concerns of oceanfront residents.

See attached General Services Department, Activities Reports for March 2009.

Submitted by:

Dan P. Sereno
Parks and Trees Maintenance Superintendent

Jim Auger
Operations Support Superintendent

Attachments: (A) Tree Activity Report 2007-2008
(C) General Services Department March 2009 Activities Report



General Services Department

Parks and Trees Division
 Reforestation and Tree Removal Activity Report
 Fiscal Year 2008-2009

	July	August	September	October	November	December	January	February	March	April	May	June	Total
Tree Removals	*12	*47	*2	*29	0	0	*6	0	11				107
Emergency Tree Removals	0	0	0	0	**2	**4	0	0	0				6
Claim Related Tree Removals	0	0	0	0	0	0	0	0	0				0
Reforestation Tree Removals	0	0	0	0	0	0	***17	0	0				17
Problem Tree Removals	0	0	0	0	0	0	0	0	0				0
Total Removals													130
Trees Planted	28	0	20	11	25	0	32	3	28				147
Reforestation Requests	0	0	0	0	0	***1	0	0	***1				2
Reforestation Approved	0	0	0	0	0	***1	0	0	***1				2
Removal Requests	0	0	0	0	0	0	0	0	0				0

* Dead trees & potential liability
 ** Immediate and imminent danger
 *** Broadmoor Hills Community Association Reforestation approved by Commission



General Services Department

Parks and Trees Division
Fiscal Year 2008-2009

Claim Removals

Month	# Trees	Location
July-08	0	
August-08	0	
September-08	0	
October-08	0	
November-08	0	
December-08	0	
January-09	0	
February-09	0	
March-09	0	

Problem Tree Removals

Month	# Trees	Location
July-08	0	
August-08	0	
September-08	0	
October-08	0	
November-08	0	
December-08	0	
January-09	0	
February-09	0	
March-09	0	

General Services Department Activities Report - March 2009	This Month	This Month Last Year	Total To Date	TTD Last Year
Asphalt/Concrete				
Street Patching (Tons of Blacktop)	261	355	3,080	3,519
Sidewalk Repaired (sq. ft.)	5,031	4,715	36,383	43,831
Curb & Gutter Replacement (lin. ft.)	455	487	3,420	3,183
Sweeping, Beach Cleaning, Demo Materials (tons)	353	243	3,425	3,464
Asphalt/Concrete Recycled (tons)	384	400	3,896	3,374
Signs & Traffic Markings				
Signs Made	2,109	2,518	11,696	4,029
Signs Installed	230	246	1,891	2,073
Decals	44	1,457	1,171	2,353
Special Purpose Signs/Banners Made	30	44	411	644
Street Striping (lin. ft.) Added/Replaced	317	15	220,499	726,314
Pavement Markings (including reflective)	1	0	790	1,634
Parking Stalls	40	0	389	90
Curb Painting (lin. ft.)	8,043	233	26,069	65,047
Thermoplastic (lin. ft.)	130	0	10,300	4
Sign Posts Installed	16	48	235	312
Graffiti				
Graffiti Incidents Removed by Staff	15	10	150	1,865
Graffiti Incidents Removed by Contractor	75	76	720	625
Refuse Collection				
Residential (tons)	2,651	2,841	26,793	28,086
Liquid HazMat Incidents	10	14	56	110
E-Waste Incidents	17	17	147	242
U-Waste Incidents	5	5	42	80
Recyclables (tons)	1,109	831	11,603	8,005
Trees				
Trimmed by Staff	108	53	1,126	1,347
Trimmed by Contractor	206	2,420	6,620	11,990
Removed	11	15	130	118
Planted	28	0	147	120
Roots Pruned by Contractor	0	0	103	10
Roots Pruned by Staff	6	10	183	201
Automotive				
Repairs	229	248	2,390	2,599
Preventive Maintenance Completed	71	74	660	681
PM Labor Hours	134	148	1,471	1,493
Beach Maintenance				
Beach Area Refuse (tons)	85	101	887	759
Beach Debris (tons)	150	64	1,221	1,247
Sweeping/Storm Drain				
Gutter Miles Swept	4,581	4,482	38,714	41,359
Sweeping Debris (cubic yards)	441	498	4,493	4,775
Storm Drain Debris (cubic yards)	117	56	820	427

Recreation Services Monthly Activities Report

To: Parks, Beaches & Recreation Commission

From: Sean Levin, Recreation Superintendent

Re: Recreation Division Monthly Activities Report

ADULT SPORTS

BASKETBALL - The 2009 spring basketball season continues play with 75 teams competing on the indoor courts of Newport Beach. Games continue through June 18th with registration for the upcoming summer season beginning on May 21st.

SOFTBALL - The summer softball league registration closed April 9 with great results: approximately 120 teams will take the field beginning the week of May 11. The summer season features the stockbroker's league, with games scheduled on Tuesday and Wednesday afternoons at 4:45pm. The league also features a modified coed format of 8 men and 2 women beginning at 4:45pm, enabling 4 games to be played each night at Bonita Creek Park. The current spring softball teams will complete their season on May 1. Sixty-eight teams will complete their 10-game schedule with impressive City Softball Champion wind jackets given to all league champions.

SOCCER - The current 2009 spring coed soccer league continues their league play and playoffs through June 26th. Forty-one teams are enjoying this program with most games played at Bonita Creek and Arroyo Park. After June, the adult soccer league will take a break in July and August to allow for field rest and renovation.

YOUTH SPORTS / YOUTH PROGRAMS

GIRLS BASKETBALL - The inaugural season of Girls Hoops will draw to a close on May 6th. The new league attracted 50 girls in the 5th and 6th grades from Lincoln, Newport Coast and Andersen elementary schools in Newport Beach, and from St. Joachim School in Costa Mesa. According to organizers Julia Bruening (parent volunteer) and Recreation staff members Scott Williamson and Jonathon Harmon, a good time was had by all. Everyone is looking forward to seeing the league grow even bigger next year!

TRACK AND FIELD - With over 1,000 in attendance and 300+ participants, this year's Frank E. Anderson Memorial Youth Track Meet of Champions, held on Friday, April 17th, was the largest meet in many years! The event was once again co-hosted by the Newport Balboa Rotary Club, but there were many new additions to the event, including a competition among the Newport Beach elementary schools headed up by tireless volunteer Diane Daruty. The meet was held on the Corona del Mar track and was ably supported by CdM's track coach Bill Sumner.

Boys and girls born in 2002 through 1994 (ages 7 through 15) competed in individual events including running events in the 50, 100, 200, 400, 800 and 1,600 meters. Field events comprised of the long jump, softball throw and shot put completed the Olympic-style program. The top 8 finishers in all boys and girls events qualify to represent Newport Beach in the SCMAF Orange County Track and Field Championships, which will be held on Sunday, May 3 at Laguna Hills High School. New records were set at the event, including:

Joshua Means (Harbor View) - Boys 8 & Under	50m Dash	8.37 seconds
Aaron Raya - Boys 13 & Under	100m Dash	13.2 seconds
Daniel Killough - Boys 13 & Under	200m Run	27.5 seconds
(ties with Todd Tift, who had the same record-setting time in 1986)		
Nikki Senske - Girls 7 & Under	100m Dash	17 seconds

Thanks to Art Walton of the Newport Balboa Rotary Club, who leads the club's 30 volunteers each year at the meet. The Rotary Club also donates \$2,500 each year to help the City with the costs of running the Track Meet. Great job and kudos also go to all staff and volunteers who make the meet possible. And a special thanks goes to Luis Herrera, our NBTV cameraman, who stayed throughout the entire event capturing the smiles of the participants and cheers from supportive parents for the next episode of *Live, Learn and Play!*



ACTIVE KIDZ BUILDS WITH RECYCLED MATERIALS - The Active Kidz sites at CYC, Mariners School and West Newport Community Center have spent the past few months collecting recycled objects from home in order to create artistic masterpieces! Utilizing everything from water bottles, paper bags, newspaper, pudding cups and even recycled soil, the children constructed kites with the earth and the recycle emblem painted on them, a sailboat made out of water bottles with a newspaper sail, and pudding cup flower pots with seedlings, which will also serve as Mother's Day gifts next month. This spring challenge was also a competition among the three sites, with the added bonus of a special pizza party for the winning site boosting the creativity level! The judges (including Recreation & Senior Services Director Laura Detweiler) visited each site on April 2 to determine the hotly-contested outcome. They all agreed that while all sites did an outstanding job, the Active Kidz Champion Recyclers of the Year award belongs to Mariners Active Kidz! The real winners were the judges, who thoroughly enjoyed the recycling efforts of everyone involved. Congratulations!



AQUATICS

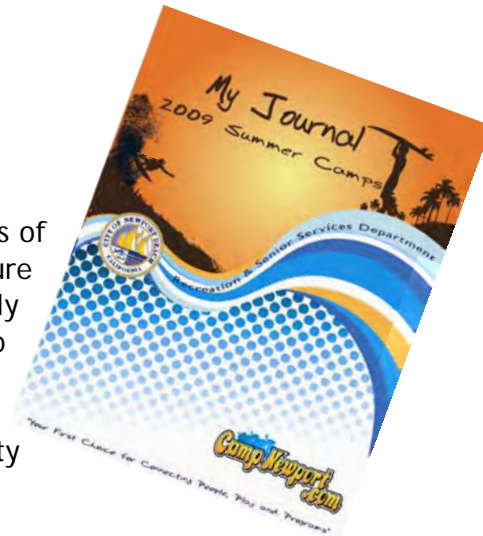
AQUATICS TRYOUTS A SUCCESS! - On March 21, Aquatics Training Academy tryouts took place at the Marian Bergeson Aquatic Center. Check-in began at 9am, with 30 eager swimmers ready to show off their skills. Participants ranged from local high school students to brave commuters from Riverside and Los Angeles. Swimmers were tested in speed, endurance and agility, and the competition was fierce. Twenty two were selected to take part in an interview process on Thursday, April 2 with 11 invited into the 2009 training academy, which will take place during the month of May.



SPRING INTO SWIM LESSONS! - Swim lessons are almost here, with private lessons for ages 3 to adult starting May 9 at the Marian Bergeson Aquatic Center. All lessons will be taught by qualified City instructors who have undergone substantial training in safety and first aid.

CONTRACT CLASSES

SUMMER CAMPS - Summer camp registrations are flourishing and show no signs of a weak economy. The advanced marketing with the Summer Special Brochure and early bird registration discounts are credited with the increase in early registration. As of April 15, roughly one month after summer camp registration began, revenue from summer camps is \$190,000. This is a \$100,000 increase year to date from 2008. Marketing will continue with the 2nd Annual Camp Newport Expo on May 2 at the Newport Coast Community Center.



ANNUAL INSTRUCTOR MEETING - To ensure the City of Newport Beach Recreation division is providing outstanding services to the community, all independent contractors will attend the meeting on May 13 at the Newport Coast Community Center. Staff will review new policies and procedures, renew instructor contracts, and discuss marketing strategies to address the national economic crisis.



TENNIS LESSONS BEGIN TO BLOOM - After months of recruiting and training new tennis instructors in an effort to revamp the City's current tennis program, the tennis programs have begun to flourish and the new instructors are creating a name for themselves. With retired professionals coaching and training youth, teens, and adults, the tennis program is sure to provide quality tennis lessons to our residents. To date tennis revenue has increased \$2000 from spring 2008. Staff continues to work closely with the tennis companies to market the programs and meet the needs of the tennis community.

24/7 INFO AVAILABLE ON SUMMER CAMPS IN NEWPORT BEACH

Home Register Contact FAQs

Camp Newport.com
The Ultimate Summer Experience

Aquatics | Beach Camps | Summer Day Camp | X-treme Sports | Enrichment Camps | Pre-School | Sailing | Sports

Your one-stop shop for extreme programming!

In Newport Beach, campers are provided with a variety of opportunities to make long-lasting friendships and lifelong memories, while learning new skills and having fun. Campers turn dreams into reality, as they become ultimate athletes, artists, engineers, chefs, sport stars, choreographers, authors, and entrepreneurs.

With over 30 camps to choose from throughout ten weeks of summer, you guarantee at least one will be the perfect choice to make your child's dreams come true.

Campnewport.com is live and ready for viewers to learn about all the camps in Newport Beach. The redesigned site is upgraded, incorporating elements of motion. Campnewport.com is user friendly and provides customers with an overview of the various camps offered in Newport Beach, from surf to art to tennis and science camps.

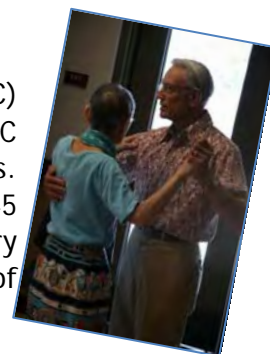
A special thanks to the Administrative Services Department IT Division for their support and assistance throughout the design and implementation process. Staff has received feedback from residents and other agencies on the quality of the site and requesting information on how to implement a site in their organization.

NEWPORT COAST COMMUNITY CENTER



FOLLOW THE YELLOW BRICK ROAD...TO NCCC! - A production of *The Wizard of Oz* is coming to the Newport Coast Community Center, with performances taking place June 19-21. The production will be put on by Robert Conrad and the Newport Repertory Theater. Casting auditions took place for this production at the Carroll Beek Center on April 18th. Adults and children alike are sure to enjoy this classic, and learn for themselves how to find "somewhere over the rainbow".

IRVINE VALLEY COLLEGE SENIOR CLASSES @ NCCC - The Irvine Valley College (IVC) Emeritus Program began registration at NCCC for summer classes on April 14. IVC offers free and discounted classes such as aerobics, cooking, and Pilates to seniors. These classes are in high demand; fortunately, lines were kept to a minimum and 145 seniors were able to register for their favorite classes without a hitch. The very popular aerobics and ballroom dancing classes filled up within the first day of registration.



LIBRARY SERVICES @ NEWPORT COAST COMMUNITY CENTER - NCCC and the Central Library continue their partnership by offering library services to residents and visitors. Book aficionados may place holds on their favorite literary works either online or at the kiosk in the NCCC lobby, and within a day or two, the books are delivered. Books may be dropped off at the book drop located in the parking lot 24 hours a day. More and more residents are using this service with 15-20 books delivered daily from different branches of the library.

FACILITY RENTALS

During the period of Mar 15 - April 16, 2009 there were:

- 20 Picnic/Park Area Rentals
- 16 Room Rentals
- 15 Field Rentals
- 13 Gym Rentals

There were total of (0) wedding reservation rentals for this period:

PARK PATROL

Requested calls are assigned visits by staff or schedule or phone requests. Customer Contacts are the number of times they stopped and spoke to customers other than requested calls. Due to the timing of the meeting, these monthly summaries will be two months behind (i.e. in June you will receive April summary)

During the month of March Park Patrol had the following contacts:

1. Requested Calls

173 with Youth Sports Groups

57 Field related issues/checks- monitored use of fields by Youth Sports organizations and club teams, turned on/off field lights, monitored closed fields during several days of rain, reported messy field and No Ball playing on Walkway signs need repainting at Bonita Creek Field, stopped a group using a closed field at BCSP, assisted with NHBA Opening Day event, advised a vehicle owner to remove his car from the field at BCSP, monitored a rugby event at Peninsula Park Field, stopped private soccer lessons at Bonita Creek, requested assistance from NBPD with numerous vehicles parking along a red curb at BCSP.

13 Park/Picnic/reservation issues/checks: monitored scheduled picnic reservations at various parks, issued warnings for dogs off leash at Arroyo, Begonia, Irvine Terrace, Cliff Drive, Bob Henry, WestCliff, and CDM Beach, stopped kids from jumping out of the tree at Ensign View Park, advised a couple to pour out alcohol at Lookout Point Park, stopped basketball after dark at 38th Street Park, reported graffiti at CYC, Eastbluff, and Irvine Terrace Parks, removed a bottle of alcohol at Ensign View Park, assisted NBPD turning off water at Mariners Park, monitored Laser Tag event at Cliff Drive Park, checked on a birthday reservation at Irvine Terrace Park, reported a broken sign at Bonita Creek, stopped barbequing and a unauthorized yoga class at Lookout Point, reported graffiti at Peninsula Park restrooms,

150 Community Center issues/checks: unlocked and locked various community center rooms/gyms, checked on weekly meetings at community rooms, stopped skateboarding at NCCC and West Newport CC,

36 Playground checks - checked all playgrounds for safety issues and vandalism.

26 other- enforced no barbequing/fires outside of fire pits at CDM Beach. Advised numerous professional photographers that a permit is required to take photos at CDM Beach, stopped UCI soccer practice on beach, advised a motorcycle to stay off sidewalk at CDM Beach, checked for an unauthorized surf class at Newport Pier, asked a couple to remove a dog running off leash in the Las Arenas Tennis Courts.

8 Pre-event check

1 Post-event checks

- 2. Public Contacts
 - 39 education
 - 3 alcohol
 - 26 dog related

Written Warnings Issued- 1 for a vehicle in the red zone at Bob Henry

Citations Issued- 7, professional photographer without a permit, dog off leash at Channel Place Park, and 3 parking violations (red curb) at BCSP.

Additional Info- On March 17, Park Patrol Officers assisted the Police Dept. at CDM Beach with monitoring the annual Persian New Year celebration event. There were approximately 4000 people in attendance. Park Patrol assisted with 1st Aid, parking and traffic control, educating the public on rules/regulations, advising Police officers of any safety issues, and clearing the beach at closing time.

SPECIAL EVENT PERMITS

As of April 15, 2009, there were 61 Special Event Permits processed and issued for the year. Those events of note for this period are:

Spirit Run- Fashion Island Streets, March 22,, 2009 Attendance: 4000

NHHS Surf Contest-54th Street Beach, March 28-29, 2009 Attendance: 175

CDM Cmty Church Sunrise Easter Service-Lookout Point Park, April 12, 2009 Attendance: 60

Christ Church by the Sea Sunrise Easter Service-14 Street Beach, April 12, 2009 Attendance: 400

PARK & CAPITAL IMPROVEMENT PROJECTS

MARINA PARK - During the month of April staff worked with Public Works, Harbor Resources and the consultant team to define the Sailing Center program space and incorporation of the Marina Services Building into the Sailing Center. In the coming weeks staff will be working to incorporate the changes into the concept plan.

COMMUNITY YOUTH CENTER (CYC) CONSTRUCTION UPDATE - Staff has been working closely with Dougherty + Dougherty Architects and Public Works on the remodel of CYC. In the month of April, staff selected the interior and exterior paint colors (center will be stucco vs. the existing exposed block) of the building, finalized the lobby furniture and work station lay-out and colors. Staff anticipates CYC opening on Monday, June 22, 2009 just in time for the Summer Day Camp program. More information will follow this summer about a fall open-house to showcase the center to the community.



COASTAL PEAK PARK - While we're approximately one third of the way through the 120-day plant establishment period, the green look to the park is spotty at best. The Recreation division would like to

thank the General Services and Public Works departments for continuing to monitor the situation. The Contractor will be topdressing and over seeding the park to address the issue. Staff will be meeting again on May 7th to inspect the park. At that time the park will be 60 days into the establishment period and if the condition of the park is not acceptable the establishment period will be extended. The Park will remain closed until its scheduled opening in September to ensure that the grass is well-established for youth league play.

SYNTHETIC TURF STUDY - Parks and Recreation staff met on April 14 with CMX Sports Engineers to kick off the study of existing sports fields and development of a priority list to convert to synthetic turf. When completed the study will prioritize fields, provide schematic layouts for all athletic fields, project scope, budget, conceptual plan and create a specification of materials. The final study will be presented to the Parks, Beaches and Recreation Commission and City Council.

NEWPORT THEATRE ARTS CENTER - Special thanks to General Services Staff Jim Auger and Ricky Scott for the fabrication and installation of a center aisle bar in the theatre. Theater patrons had fallen and a bar was needed to address this safety concern. Jim and Ricky went out of their way to create a prototype to ensure the new bar would not impact the sightline to the stage.

SPECIAL EVENTS

NBTV: 2 RECREATION SPECIALS IN APRIL! - The Recreation division produced two NBTV cable specials in April: the Flashlight Egg Hunt and the Youth Track and Field Meet were filmed and will air throughout the next month on cable channels 3 and 30 throughout the city. The increased marketing exposure of these productions, which involved over 3,000 participants, should not go unnoticed. Also not to be overlooked is our amazing master of ceremonies - Recreation Supervisor Scott Williamson, who continues to do an outstanding job of hosting these productions.

FLASHLIGHT EGG HUNT - The Flashlight Egg Hunt was held on Friday, April 3 was a great way to welcome spring! When the sun went down, the Egg Hunt began as 2,000 participating friends and families ran through the fields to fill their baskets! Families were able to participate in the egg hunts, games, arts & crafts, and bouncers. Delicious food was prepared by Rudy's Pub & Grill, as well as cotton candy, popcorn, and hot chocolate. Freckles the Bunny also "hopped" by the park for photos! An offsite parking and a shuttle system to and from the nearby Liberty Baptist church parking lot via the Oasis Senior Center buses, accommodated the parking needs of the thousands of participants. A special thanks to the police explorers for assisting with the traffic control.



4TH OF JULY AT MARINERS PARK - Summer is just around the corner and it's almost time for the 37th Annual Independence Day Celebration sponsored by the City of Newport Beach & the Mariners Elementary School Foundation. The event begins each year with participants gathering for the community bike parade leading them directly into Mariners Park where the festivities begin! Families will enjoy a day of honor, remembrance & family fun. Activities include free live entertainment by Barnaby the Entertainer, bouncers, games, food & more! Bring the whole family down to Mariners Park on Saturday, July 4, 2009 at 9:30am - 2:00 p.m. to celebrate our Nations Independence. Staff expects over 2500 people to participate this year!

CDM SCENIC 5K REGISTRATION NOW OPEN - The Run Committee has been hard at work organizing the upcoming Corona del Mar Scenic 5k Run, coming soon on Saturday, June 6th. New this year will be the addition of the Champion Chip timing system, which is a small computer chip attached to the competitive 5k runners' shoes. The chip will streamline the timing of the event and result in more accurate results and a more timely awards ceremony.

Marketing is also in evidence, from the availability of the registration brochures all over town and the first ads appearing in the Daily Pilot on April 16th to the posters, reminder postcards and door hangers coming up in May.

Senior Services Monthly Activities Report

To: Parks, Beaches & Recreation Commission
From: Celeste Jardine-Haug, Senior Services Manager
Re: Senior Services Division Monthly Activities Report

Fitness Center Research: We are beginning to prepare for programming for the new Center. Although it is 18 months off, we have much to organize. Laura, Vicki and Celeste took a day trip to visit many senior centers that have a fitness center. We had many questions regarding management, liability, staffing, machine preferences, and hours of operations. We specifically chose facilities that had different methods of operation so we could assess the best way for the OASIS fitness/Wellness Center to be managed. It was incredible to see how well utilized the fitness rooms are and what an incredible resource it is for seniors. The visits were very helpful. Additionally, staff has begun to meet with vendors of exercise equipment to see what is available. We will be visiting sites that their particular equipment is currently being used so we can try it out. An Irvine Health Foundation Representative will join us because their funds are being used to purchase a good portion of the equipment.

Recycling: The Center has always been a location for newspaper recycling to bring in money for the Friends of OASIS. With our new location staff looked for and found a company that would install two small units. Suffice to say this has made the seniors extremely happy. Come on over and recycle and help the effort to preserve our natural resources and support the Friends of OASIS fundraising!!

Demolition: The demolition has officially begun! On Monday April 20th On Monday staff watched as a caterpillar literally ate the old office area of the Center. It was amazing to see the power in the jaws of this machine. It has been very difficult for many seniors to leave the old building with all its memories, but as they are now settling into the temporary facilities, looking to the future becomes easier for them.



Classes: Staff is busy preparing for programs and equipment needs for the future Center as well as managing the current classes in their various locations. A Coastline College class, *Sing with Sarah* will be changing locations next fall. The Village Crean has offered their house for free as this group is the most frail group of seniors with Donna Crean attending. The Crean family has generously offered their house and because this is a Coastline College class, they will be responsible for the insurance. After meeting with the college and the Crean Village Management, Coastline has decided that this facility will work fine for the class. I'm sure that the class participants will enjoy themselves.

PARTICIPANTS ATTENDING		7,910 CUSTOMERS
RECREATIONAL CLASSES		2,111 CUSTOMERS
PERSONALIZED SERVICES PROVIDED		1,864 CUSTOMERS
Includes:		
Blood Pressure	45	Information/Referral 850
Counseling-persons	45	Legal Assistance 4
		Senior Assessment(hrs) 55
Employment	15	Telephone Reassurance 352
HICAP	4	Visual Screening 4
Housing counseling	30	Transportation Info 300
		Taxes 160
SENIORS RECEIVING TRANSPORTATION SERVICES		
Care-A-Van/Shuttle		1,419 CUSTOMERS
CUSTOMERS RECEIVING NOON MEALS AT THE CENTER		1,922 CUSTOMERS
VOLUNTEER HRS. OF SERVICES PROVIDED AT THE CENTER		1,046.00 HOURS
Includes:	Kitchen & Home Delivered Meals	(*equiv. to 9 full-time employees)
Front Office	Travel Office	
Gift Shop	Library	
Instructors	President	
Treasurer	Vice President	
Bookkeeper	Taxes	
PARTICIPANTS IN FRIENDS OF OASIS TRAVEL/ SAILING CLUB		305 CUSTOMERS
<u>Day Trips</u>		<u>Sailing Club- Sailors</u>
Judson Studios/Gamble House	19	OASIS III 52
Getty Museum	50	OASIS IV 127
USS Midway	21	
Spa Resort Casino	36	
<u>Long Trips</u>		
Death Valley		
SPECIAL EVENTS/SCREENINGS/LECTURES		289 PERSONS
Big Band Seminar	70	
Tail Trekkies	27	
OASIS Golfers	144	
Computer Friends	25	
UCI Lecture	23	



General Services Department

PB&R Commission Agenda
Item No. _____
May 5, 2009

TO: Parks, Beaches and Recreation Commission
FROM: General Services Director
SUBJECT: *Bench Donation Request*

Recommendation

Staff recommends that the Parks, Beaches and Recreation Commission consider the bench donation request at Cliff Drive Park. This bench donation would replace an existing wooden bench that will be refurbished and used as a bench replacement as needed.

Discussion

City Council Policy B-17 establishes criteria for parks, facilities, and recreation program donations within the City. The policy is structured to establish a fair and uniform procedure for making gifts to the City, and to make the donation process easier for staff and donors.

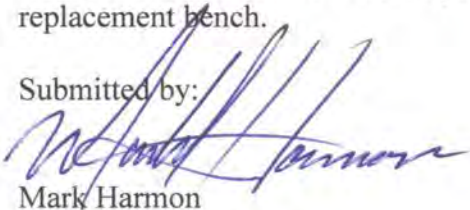
The City has received a request from Ms. Karen Harrington (Attachment A) to donate a bench at Cliff Drive Park. The donated bench (Attachment B) is included on the City's Official Bench List and will match an existing bench within the adjacent play area. Attachment C shows the existing wooden bench and Attachment D depicts the location of the wooden bench that would be replaced.

Since the value of the bench is greater than \$1,000.00, the donation is eligible to receive a dedicatory plaque that will be placed on the bench. The submitted plaque verbiage, which complies with City Council Policy B-17, is "In Memory of Douglas E. Harrington".

Ms. Harrington, Council Member Steven Rosansky and Newport Heights Improvement Association have received a copy of this report and a notice of the Commission meeting.

This bench donation does not require staff to notice the adjoining property owners, since this is a replacement bench.

Submitted by:



Mark Harmon

Attachments: (A) Mr. Harrington's Gifts for Tomorrow Order Request Form
(B) Huntington Beach bench style picture
(C) Picture of existing wooden bench
(D) Map of the proposed location

Gifts for Tomorrow Order Request Form



Item #

Description

bench donation
Cliff Dr.
Park



Contact Information

Karen Harrington

Name

441 Santa Ana Ave.

Mailing Address

NB 92663



(949) 300-9169 cell

Phone



Signature

DEDICATION PLAQUE INFO

Donors may elect to provide a dedicatory plaque if the value of the donation is greater than \$1,000. Contact city staff for more information.

Yes, I am interested in dedicatory plaque for my donation.

Plaque is donated for,

in memory of

Douglas E. Harrington

First Name

Last Name









Proposed Bench
Donation Site



Recreation & Senior Services Department Staff Report

To: Parks, Beaches & Recreation Commission

From: Laura Detweiler, Director

Re: PB&R Budget Sub-Committee Recommendation to City Council for their Consideration of an Additional Park Patrol Part-Time Staff Person

RECOMMENDATIONS

1. Discuss the PB&R Commission Budget Sub-Committee's recommendation for an additional Park Patrol part-time staff person and forward to the City Council for their consideration and appropriation of funds for FY 2009/10.
2. Direct staff to forward a budget request to City Council on behalf of the PB&R Commission.

BACKGROUND

At the regular meeting PB&R Commission on February 3, 2009, the Commission requested that staff provide a summary of revenue and expenditures related to the operation of Corona del Mar State Beach. The request was a result of conversation regarding the issue of BBQ use and the materials being burned in the fire pits by beach goers. Subsequently, staff presented this information to the Commission at their regular meeting of April 7, 2009. The Commission discussed the need for additional staff support at the State beach to enforce the rules set forth and educate the community on safeguarding the beach during their use. The Commission appointed the Budget Sub-Committee to meet with staff and discuss solutions to be brought back to the Commission for their consideration and the request of appropriations by the City Council.

DISCUSSION

The PB&R Budget Sub-Committee met with Recreation, Police and Harbor Resources Beach Parking staff on April 15 to discuss staffing options to assist at Corona del Mar State Beach. The focus of the discussion centered on the most cost effective and efficient use of staff time to educate the public on the rules of the State beach and bring beach goers into compliance. The result of this conversation was the addition of one Park Patrol part-time staff person and the distribution of an informational card stating the rules of the beach to be distributed by Park Patrol, Police, Parking Lot Attendants and Lifeguards. Park Patrol staff would work in partnership with the Police to inform and bring beach goers into compliance. Park Patrol staff would be utilized at the State beach during the summer months (end of May through beginning of September) on Friday, Saturday and Sundays. Enclosed is the staffing and supply costs associated with the addition of one Park Patrol part-time staff person. The analysis includes costs for this part-time position (30 hours per week) on a year round basis to aid with other growing demands of the Park Patrol team. Furthermore, having a year round staff person will provide greater consistency, sufficient training, and eliminate challenges of hiring qualified staff every summer. Initial costs are estimated at \$40,850 with annual costs at \$34,650 each year thereafter. Costs were held to a minimum due to staff working with the Code Enforcement Division to share their vehicle.

Enclosure: Park Patrol Cost Analysis

PARK PATROL COST ANALYSIS

Additional Park Patrol Officer	Description	Cost
*Salary (30 hrs per wk/yr round)	\$15 per hr x 1560 hrs	\$23,400
*Part-Time Benefits	20%	\$4,680
Uniform	Badge, pants, shirts, jacket, belt, shoes	\$400
Radio	Motorola PD Radio	\$4,500
Vest	Bullet-proof safety vest	\$900
CPR/1st Aid Training	Basic 1st Aid/CPR Class	\$50
Other Misc. Equipment	Flashlight, Pepper spray, office supplies, etc	\$350
*Vehicle Maint./Gas/Replacement		\$4,500
*Informational Regulation Cards	Cards explaining rules/regs to public	\$2,070
Total First Year Costs		\$40,850

***Estimated Annual Costs After First Year** **Total** **\$34,650**



General Services Department

PB&R Commission Agenda

Item No. _____

May 5, 2009

TO: Parks, Beaches and Recreation Commission

FROM: General Services Director

SUBJECT: *Reforestation Request*

Recommendation

Staff recommends that the Parks, Beaches and Recreation Commission consider for approval the reforestation request for Mr. and Mrs. Bourke, property owners at 2205 Channel Road.

Discussion

City Council Policy G-1, Reforestation of City Trees requires that individual property owners not residing within a legally established community association area may submit individual requests for single or multiple tree reforestations. The applicant must submit a petition signed by a minimum of 60% of property owners within the area defined for reforestation (see attached Council Policy G-1, pages 6-9, Reforestation of City Trees). The defined area (see attached color map) included a total of 41 properties. This required the applicant to obtain 24 signatures in favor of the reforestation request of which 24 were obtained.

Per City Council Policy G-1, the City has received a petition from Mr. and Mrs. Bourke with the required property owner signatures approving the removal of one City Carrotwood parkway tree adjacent to 2205 Channel Road.

The property owner has complied with the requirements of Policy G-1, and has agreed to assume the full cost of the removal and replacement of the City tree, approximately \$585.00 (\$195 for 24" box replacement tree and \$390.00 removal).

Staff has attached a Tree Inspection Report, Tree Inventory Detail, and photographs related to the request.

Mr. and Mrs. Bourke and Council Member Michael F. Henn have received a copy of this report and a notice of the Commission meeting. Adjacent property owners were also notified of the Commission meeting.

Submitted by:

A handwritten signature in blue ink, appearing to read "Mark Harmon".

Mark Harmon

- Attachments:
- (A) Reforestation Check List
 - (B) City Council Policy G-1, Reforestation of City Trees
 - (C) Tree Removal Request Application
 - (D) Email from Mrs. Bourke dated January 30, 2009
 - (E) Tree Inspection Report
 - (F) Tree Inventory Detail
 - (G) Petition
 - (H) Pictures
 - (I) Area Map



Reforestation Check List

	Verified by:	Urban Forester	Parks and Trees Superintendent	General Services Director
<input type="checkbox"/> Legally Established Homeowners Association		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Individual Private Property Owner(s)		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Reforestation Application		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> (90) days Reforestation Request Compliance		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Resolution of the Board of Directors, Minutes, Notices (Legally Established Homeowners Association)		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Damage/Impact

<input type="checkbox"/> Blue Water View Impact	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/> Incorrect Tree Species	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Hardscape Damage:	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Curb/Gutter			
<input type="checkbox"/> Sidewalk			
<input type="checkbox"/> Utility			

Individual Private Property Owner(s) ONLY

	Verified by:	Urban Forester	Parks and Trees Superintendent	General Services Director
<input checked="" type="checkbox"/> Written Agreement by Individual Property Owner(s)		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Staff Approved Petition		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Property Owners Signatures Verified		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Meets 60% Reforestation Criteria:		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
# <u>41</u> Property owners notified % <u>60</u> Agreed with removal		<i>Je</i>	<i>0</i>	<i>[Signature]</i>

Meets **Minimum** Reforestation Requirements: YES NO

Department Signature: *[Signature]*

Date: 4/20/09

City Attorney Reviewed: _____

Date: _____

General Services Director or designee concurs, then the applicant, the adjoining owners, private property owners on either side of the street within 500' in each direction of the tree location and a legally established community association, if applicable, shall be notified of the decision to remove or retain the tree within 30 days of the proposed removal. A legally established community association is responsible for notification of all association members pursuant to their established procedure. The General Services Director, or a designee, shall prepare a staff report for a regularly scheduled PB&R Commission meeting of all trees recommended for removal, except for those trees categorized in Paragraph C. (dead, diseased, or dying trees) or Paragraph E (claims and safety issues) in the preceding section on All Other City Trees. Only an applicant, an adjoining property owner, or a legally established community association, the City Manager, a PB&R Commissioner, or a Councilmember may appeal the decision of the General Services Director not to remove a tree to the Commission. The Commission, in considering any appeal, shall determine whether the removal meets the criteria outlined in this Policy, as well as any unique factors which may be pertinent to the removal or retention of tree(s). The decision of the Commission will be considered final unless called up by at least one Councilmember or the City Manager.

The General Services Department will delay any tree removal(s) for at least 14 calendar days following the date of the Commission decision in order to allow time for a Councilmember or the City Manager to call the item.

The City will replace all trees removed in accordance with the All Other City Trees removal criteria on a one for one basis. Replacement trees will be a minimum of a 36" boxed size. If 36" boxed trees are not available, or funding, or space constraints prevent planting of a large tree, then a minimum of a 24" boxed tree will be planted. The full costs of removal and replacement of Special or All Other Tree(s) will be the sole responsibility of the City, unless an applicant voluntarily pays for a new tree(s).

REFORESTATION OF CITY TREES

The concept of systematically replacing Problem or All Other Trees which are creating hardscape and/or view problems and cannot be properly trimmed, pruned or modified to alleviate the problem(s) they create, or those which have reached their full life, and are declining in health, or are simply the wrong species of trees for the planted location is referred to as reforestation. The Urban Forester shall make a finding for the latter category of inappropriate tree species for a specific location. His determination may be appealed to the General Services Director whose decision will be final.

It is recognized and acknowledged that City trees were planted many years ago and in some cases were planted with specific species that when fully mature cause damage to curb, gutter, sidewalk or underground utilities. Within the geographical boundaries of certain view neighborhoods, City street trees may encroach into blue water views from public and private property depending on the length of time since the trees were last trimmed, or the age and height of the trees. In other cases, the wrong species of tree was planted originally and simply does not conform to the current treescape or represents a safety hazard.

Arborists continue to develop lists of tree species which will grow in restricted parkway areas without causing significant damage to curb, gutter, sidewalk, utilities or loss of views. The City Street Tree Designation List, which specifies a species for each City street reflects an effort by the City to prescribe appropriate tree species that will not cause future problems.

As a City which understands the importance of trees and the beauty they bring to a community, the City desires to continually improve the urban forest through reforestation. In areas where City trees have been removed through City initiation, the City will endeavor to replace the trees with the appropriate designated City tree.

Individual private property owners, as well as legally established community associations, may apply for single or multiple tree reforestations in their respective area by submitting a request to the General Services Director for consideration by the Commission that meets the following requirements:

- A. The proposed area must have clearly defined contiguous geographical boundaries that include the tree(s) proposed for removal and replacement, street address(es), block number(s), or other geographical information. This section applies to individual and group requests.
- B. Residential communities, neighborhoods, or business organizations who apply for reforestation must submit a petition signed by a minimum of 60% of the property owners within the area defined for reforestation. The petition content must be approved and dated by City staff prior to distribution by the petitioner. The staff-approved petition must be distributed by the petitioner to a maximum of 30 private property owners (up to 15 contiguous private property owners on both sides of the street up to 500' in either direction from the location of the proposed reforestation). Signatures by non-property owners are not acceptable for petition purposes. All petition signatures shall be verified by City staff for

property owner status of the person(s) signing the petition. As an alternative to the above requirements, areas represented by a legally established community association, may submit a resolution of the Board of Directors formally requesting a reforestation with a statement that all members of the community association having their residential views affected, have been officially notified and given an appropriate opportunity to respond before the Board voted on the request. Individual private property owners living within a legally established community association area with mandatory association membership must petition for reforestation through their respective association.

- C. Individual private property owners not residing within a legally established community association area may submit individual requests for single or multiple tree reforestations. The applicant must submit a petition signed by a minimum of 60% of a maximum of 30 private property owners (up to 15 contiguous private properties on both sides of the street up to 500' in either direction from the location of the proposed reforestation site) as well as the endorsement of the appropriate homeowners' association, if applicable. The petition content must be approved and dated by staff prior to distribution. All petition signatures shall be verified by City staff for private property owner status of the person(s) signing the petition.
- D. A written agreement must be submitted to the Parks, Beaches, and Recreation Commission by the petitioning sponsor (individual private property owner(s) or group) to pay 100% of the costs of the removal and replacement of the public tree(s) in advance of any removal activity. The actual removal and replanting will be coordinated by the General Services Department. The total costs shall include only the contractor's removal and replacement costs and be paid in advance of any removal actions.
- E. The replacement tree(s) for reforestation shall be the Designated Street Tree(s) as prescribed by City Council Policy G-6, or the organization must request and obtain approval from the Commission of the designation of a different tree species prior to submitting any reforestation request for a tree species other than the designated street tree. This section applies to individual or group requests.
- F. There shall be a minimum of a one-for-one replacement of all trees removed in reforestation projects. Replacement trees shall be a minimum size of 24" boxed trees, unless the parkway space will not accommodate a 24" boxed tree or a tree cannot be planted due to planting restrictions contained in Council Policy G-6. If

there is not room for the replacement tree(s) at a specific site as prescribed by City Council Policy G-6, then the replacement tree(s) shall be planted in a public area in the same neighborhood at the option of the petitioner. This section applies to individual or group requests.

- G. Reforestation requests must be completed and submitted in a timely manner by the petitioner. Petitions that are dated more than 90 days in arrears from date stamped by staff before distribution will not be forwarded to the PB&R Commission for consideration.

The decision of the Commission on reforestation requests will be considered final unless called up by at least one Councilmember or the City Manager.

TREE MAINTENANCE

The City shall require the proper care and watering of replacement trees by the reforestation petitioner to ensure their proper growth and development as outlined in City Council Policy G-6. Furthermore, no person shall tamper with City trees in violation of Section 13.08.040 of the Municipal Code. Further, the City will endeavor to fund the care of the Urban Forest to the highest level possible through the efficient use of regular tree trimming, root pruning, root barrier and pesticide programs.

ENCROACHMENT AND DEMOLITION PERMITS

All encroachment permits (permits for private property development which are proposed to encroach upon the City right of way) or demolition permits that involve the removal or replacement of City tree(s) must be specifically noticed by the property owner to City staff prior to the building and/or demolition permit process whenever possible. The proposed construction plans must indicate preservation of existing City trees wherever possible (exempt: dead, dying, or in an advanced state of decline). If the proposed development, as deemed by the General Services Director, requires the removal of City trees, the property owner must submit a tree removal request to the General Services Director, shall pay all related tree removal and replacement costs (one for one replacement) and meet all provisions of Council Policies L-2 and L-6 and City Ordinances 13.08 and 13.09. Approval or disapproval of all tree removal/replacement requests associated with encroachment and demolition permits will be the responsibility of the General Services Director or a designee.



CITY OF NEWPORT BEACH

General Services Department

Tree Removal or Reforestation Application

Per City Council Policy G-1 (Retention or Removal of City Trees), I am requesting a tree removal(s) to be reviewed by staff and submitted to either the Parks, Beaches, and Recreation Commission for consideration at a future meeting or the appropriate City approving authority. Commission meetings are held on the first Tuesday of each month (except for holidays) at 7PM at the Council Chambers.

1 Carrotwood (Cupaniopsis anacardioides)
Indicate the number and specie(s), (if known) of tree(s).

Located at: 2205 Channel Road, Newport Beach, CA 92661

Please be as specific as possible

Requestor

- Property Owner
- Community Association
- Other _____

Address/ Phone (Daytime) / Email

Edmond and Bridget Bourke
2205 Channel Road, NB 92661
gigibourke@aol.com

Signature: B Bourke

Date: 3/22/09

Print Name: Bridget Bourke

If this is a reforestation request proceed to the reverse side of this form

Section A. For Tree Removal Requests Only

Removal Criteria (Check one or more)

Please provide copies of photos, bills, documents or any other related material that will verify the checked items.

- Proven and repeated history of **damaging** public or *private, sewers, water mains, roadways, sidewalks, curbs, walls, fences, underground utilities or foundations.
(*Greater than \$500)
- Repeated history** of significant interference with street or sidewalk drainage.
- Dying** Has no prospect of recovery.
- Diseased** Cannot be cured by current arboricultural methods.
In advanced state of decline with no prospect of recovery.
- Hazardous** Defective, potential to fail, could cause damage to persons/property upon failure. Assessment by Urban Forester will identify structural defects, parts likely to fail, targets-if fails, procedures and actions to abate.
- Beautification Project** In conjunction with a City Council-approved City, commercial, neighborhood, or community association beautification program.

Section B. For Reforestation Requests Only

Reforestation is the concept of systematically replacing Problem or All Other Trees which are creating hardscape and/or view problems and cannot be properly trimmed, pruned or modified to alleviate the problem(s) they create, or those which have reached their full life, and are declining in health, or are simply the wrong species of tree(s) for the planted location.

As initiated by:

- Property Owner
 Community Association
 Other _____

Check all items applicable:

- Tree(s) causing curb, gutter, sidewalk or underground utilities damage.
 Wrong tree species for location
 View encroachment
 Area has clearly defined contiguous boundaries that include the tree(s) proposed.
 Residential communities, neighborhoods, or business organizations who apply for reforestation must submit a petition signed by a minimum of 60% of the property owners within the area defined.
 Areas represented by a legally established community association, may submit a resolution of the Board of Directors formally requesting a reforestation.
 Individual property owners must submit a petition signed by a minimum of 60% of a maximum of 30 private property owners (up to 15 contiguous private properties on both sides of the street up to 500' in either direction from the location of the proposed reforestation site) as well as the endorsement of the appropriate homeowners' association, if applicable.

*A request for reforestation requires a written agreement submitted to the Parks, Beaches, and Recreation Commission by the petitioning sponsor (Individual private property owner(s) or group) to pay 100% of the costs of the removal and replacement of the public tree(s) in advance of any removal activity. The actual removal and replanting will be coordinated by the General Services Department using the City tree maintenance contractor.

*There shall be a minimum of a one-for-one replacement of all trees removed in reforestation projects. Replacement trees shall be a minimum size of 24" boxed trees and cost \$195 per tree, unless the parkway space will not accommodate a 24" boxed tree or a tree cannot be planted due to planting restrictions contained in City Council Policy G-6.

This form does not replace the requirements of any of the City tree policies. Its use is intended to expedite the tree removal or reforestation requests and to ensure compliance with all City requirements. Please refer to individual City Council Policy G-1 for additional information.

Requestor Comments:

Our sidewalk is being replaced by the city as a result of the damage this tree has done. It has also done damage to our hardscape which had to be removed.

Removals, except emergency, will be subject to the notification processes, time frames and authority as specified in the City Council G-1 Policy.

Pat > please prepare a reforestation package for Mrs. Bourke.....thanks.

JC

From: GigiBourke@aol.com [mailto:GigiBourke@aol.com]
Sent: Friday, January 30, 2009 11:30 AM
To: Conway, John
Cc: ebourke@c2rem.com
Subject: RE: Bourke Residence - 2205 Channel Road

Hello Mr. Conway,

Thank you for taking another look at the tree in front of our home. I must say though, I am so disappointed as we had agreed to take the brick out to show the that the roots were causing the damage to demonstrate that the tree needed to be removed, not have the roots pruned. We liked our brickwork but were willing to sacrifice it for the removal of the tree, not pruning the roots.

In speaking with our neighbors we have found that they are also very frustrated with this species of tree, and the damage they cause, and would help us in signing a petition to remove the tree. It sure seems like there will be a lot of wasted energy (on behalf of the city, our neighbors and ourselves) to get the same result. To this end, we wouldn't want the city to spend it's resources pruning the roots for a tree that will most likely be removed. We must say again, that we are disappointed as you have the discretion and authority to resolve this issue directly.

Please advise if there is another avenue we could take, besides reforestation, that would not be so burdensome for so many. If not, please forward any appropriate forms for reforestation to us.

Thank you for your prompt assistance,

Brigid Bourke

A Good Credit Score is 700 or Above. See yours in just 2 easy steps!
<<http://pr.atwola.com/promoclk/100000075x1215855013x1201028747/aol?redir=http://www.freecreditreport.com/pm/default.aspx?sc=668072%26hmpgID=62%26bcd=DecemailfooterNO62>>

A Good Credit Score is 700 or Above. See yours in just 2 easy steps!
<<http://pr.atwola.com/promoclk/100126575x1218822736x1201267884/aol?redir=http://www.freecreditreport.com/pm/default.aspx?sc=668072%26hmpgID=62%26bcd=febe>
[mailfooterNO62](#)>

In a message dated 2/17/2009 7:50:45 A.M. Pacific Standard Time, jconway@city.newport-beach.ca.us writes:

Mrs. Bourke,

We mailed the package to you on Feb. 3rd to the 2205 Channel Rd. address. Was that the correct mailing address?

Thanks,

JC

From: GigiBourke@aol.com [mailto:GigiBourke@aol.com]
Sent: Sunday, February 15, 2009 4:42 PM
To: Conway, John
Subject: Re: Bourke Residence - 2205 Channel Road

Hi Mr. Conway,

Just wanted to touch base with you as I have not yet received the reforestation package.

Would appreciate it if you could have it sent to us soon, as we'd really like to get our front landscape done and would like to have the tree replaced before we put in grass where the brick was, etc.

Thank you,

Brigid Bourke

In a message dated 1/30/2009 3:08:04 P.M. Pacific Standard Time, jconway@city.newport-beach.ca.us writes:

Mrs. Bourke,

I understand your disappointment, but the Council Policy G-1 does not authorize me to allow tree removal based on the current circumstances at the site. However, you do have the option of reforestation, per policy & we'll forward you the petition & details so you may consider & pursue this option.

Please notify us once you receive these items if you have any questions or need assistance.



General Services Department

TREE INSPECTION REPORT

Name: Edmond and Brigid Bourke
Address: 2205 Channel Road
Newport Beach, CA 92661

Tree Location: 2205 Channel Road/ Front - 1

Request: The property owner is requesting the removal of one City Carrotwood tree based on the criteria of City Council Policy G-1, Reforestation of City Trees, due to alleged history of public/private property damage as result of the tree roots (see attached tree removal application and email dated January 30, 2009).

Botanical Name: Cupaniopsis anacardioides – Carrotwood

Designated Street Tree: Pittosporum phillyraeoides – Willow Pittosporum

Estimated Tree Value: \$1,380.00

Damage: N/A

Work History: The General Services Department, Field Maintenance Division recorded the following work history of repairs within the last ten years for this site:

- Sidewalk repair – March 2009

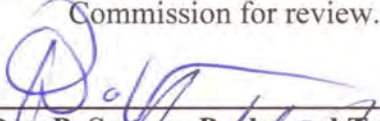
Parkway: Concrete Brick Turf Other

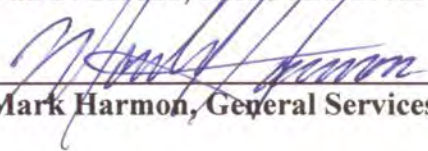
Comments: A field inspection confirmed a healthy City tree that is not creating a potential hazard or liability. Additionally, there is insufficient evidence of repeated work history based on Policy G-1. The tree was root pruned per City specifications in order to accommodate for the City's sidewalk repair. However, this tree species planted was the incorrect species for this location and growth space is limited.

The property owner placed bricks in the parkway which necessitated removal in order to repair the sidewalk. However, the bricks were placed by the property owner without City approval and will require authorization by the Public Works Department, should the property owner decide to place back the bricks.

Inspected by:  **Date:** April 9, 2009
John Conway, Urban Forester

Recommendation: Forward the reforestation request to the Parks, Beaches and Recreation Commission for review.

Reviewed by:  **Date:** April 9, 2009
Dan P. Sereno, Parks and Trees Superintendent

Reviewed by:  **Date:** 4/20/09
Mark Harmon, General Services Director

Show/Hide Map Print Report

Inventory Detail

Dist: 17
 Address: 2205 CHANNEL RD
 Fictitious: No
 Location: Front-1
 On Address: 2205 CHANNEL RD
 Species: *Cupaniopsis anacardioides*, CARROTWOOD
 DBH/Height: 7-12 / 15-30
 Parkway Size: 5
 Utility Overhead: No
 Sidewalk Damage: No
 Recommended Maintenance: Grid Trim
 Estimated Value \$1,380

WCA Work History

Date	Work Type	Amount	Job#
10/16/2008	Grid Pruning	\$39.00	12665
7/11/2006	Grid Pruning	\$39.00	9762
5/1/2006	Service Request Pruning	\$39.00	8474
7/10/2000	Grid Trimming	\$39.00	3581
1/27/1999	Grid Trimming	\$39.00	2438

Other Work History

Date Work Type Crew Acct# Min





CITY OF NEWPORT BEACH

GENERAL SERVICES DEPARTMENT

Mark Harmon, Director

March 11, 2009

COPY

Ms. Brigid Bourke
2205 Channel Road
Newport Beach, CA 92661

Dear Ms. Bourke,

Please find enclosed the package to commence your reforestation request process. The request for tree removal is based on the criteria under the provisions of City Council Policy G-1, Reforestation of City Trees, pages 6-9, Item C (see attached). According to this section of the policy, "the applicant must submit a petition signed by a minimum of 60% of a maximum of 30 private property owners (up to 15 contiguous private properties on both sides of the street up to 500' in either direction from the location of the proposed reforestation site)," in order to be eligible for removal.

The total number you are required to petition of property owners surrounding your removal request is 41. In order to meet the 60% requirement you must obtain a total of 24 property owner signatures in favor of tree removal in order to meet the criteria for reforestation.

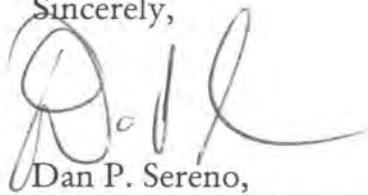
If you should decide to pursue for tree removal through a reforestation request, you must meet the above criteria. Additionally, the property owner must agree to assume the full cost of the removal and replacement of the City tree.

It is important to emphasize that under no circumstances are City trees to be removed without City authorization. If an unauthorized tree removal should occur, the City will review all its enforcement options, including criminal prosecution and civil restitution for the value of the trees removed, which may be up to three times their value.

Reforestation requests must be completed and submitted in a timely manner by the petitioner to City staff. Petitions for reforestation that are dated more than 90 days in arrears from the date stamped by staff before distribution will not be forwarded to the Parks, Beaches and Recreation Commission for consideration.

Please contact John Conway, Urban Forester at (949) 644-3083 if you should have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Dan P. Sereno'. The signature is fluid and cursive, with a large initial 'D' and a long, sweeping tail.

Dan P. Sereno,
Parks and Trees Superintendent

Attachments



General Services Department

City Council Policy G-1, Guidelines Reforestation of City Trees

March 11, 2009

The property owner at 2205 Channel Road is proposing the removal of one City Cupaniopsis anacardioides – Carrotwood tree adjacent to their property, to be replaced with one Pittosporum phillyraeoides – Willow Pittosporum tree.

The request for the removal of the trees is based on the criteria included in City Council Policy G-1, Reforestation of City Trees. Policy G-1 requires that the applicant must submit a petition signed by surrounding property owners, showing approval or disapproval of the proposed action. In addition, the applicant is responsible to pay the full costs of a tree reforestation (including costs to remove and replace the public tree). Please refer to Policy G-1 for specific requirements at the following link: <http://www.city.newport-beach.ca.us/Councilpolicies/G-1.PDF>.

If the applicant's request meets the reforestation requirements in Policy G-1, it is still subject to approval by the Parks, Beaches and Recreation Commission. You will be noticed of the date this request is placed on the Commission agenda. Attendance at the Commission meeting is optional, but available if you wish to further comment on the proposed action.

The decision of the Commission on reforestation requests will be considered final unless called up to the City Council by at least one Councilmember or the City Manager.

We would appreciate if you can please take a moment and fill out the below requested information.

Please contact John Conway, Urban Forester at (949) 644-3083 if you should have any questions. We appreciate your attention regarding this matter. Thank you.

Appreciatively,

City of Newport Beach
General Services Department

Attachment: Petition

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)

March 11, 2009

Property Owner First and Last Name (please print): BETH CRUMBLEY

Business Name (if applicable): _____

Address: 2282 Channel Rd., Balboa, Ca 92561

Phone #: 949-675-6959

Beth Crumbley _____
Signature Date

In favor of tree removals BC (initial) Oppose tree removals _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Lustie J. Harrison

Business Name (if applicable): _____

Address: 2270 Channel Road

Phone #: 675-4835

Signature 3/15/09 Date

In favor of tree removals Lustie J. Harrison (initial) Oppose tree removals _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Jean millikan

Business Name (if applicable): Millikan Land Holdings

Address: 2222 Channel Road

Phone #: 949-673-5057

Jean M _____
Signature 3/15/09 Date

In favor of tree removals JM (initial) Oppose tree removals _____ (initial)

Comments: Please it's been there long enough!

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)

March 11, 2009

Property Owner First and Last Name (please print): Sandra van Schoonenberg

Business Name (if applicable): _____

Address: 2234 Channel Rd Newport Beach CA 92661

Phone #: 949-723-4666

S. van Schoonenberg
Signature

3-14-09
Date

In favor of tree removals SvS (initial)

Oppose tree removals _____ (initial)

Comments:

Property Owner First and Last Name (please print): STUART B. OAKES

Business Name (if applicable): _____

Address: 2209 CHANNEL ROAD NEWPORT BEACH, CA 92661

Phone #: _____

Stuart B. Oakes
Signature

3-14-09
Date

In favor of tree removals SBO (initial)

Oppose tree removals _____ (initial)

Comments:

Property Owner First and Last Name (please print): Mario - Dorce Mexia

Business Name (if applicable): _____

Address: 2281 Channel Rd, Balboa

Phone #: 949-673-1989

Mario Dorce Mexia
Signature

Date

In favor of tree removals _____ (initial)

Oppose tree removals _____ (initial)

Comments:

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)

March 11, 2009

Property Owner First and Last Name (please print): John Lauritzen

Business Name (if applicable): _____

Address: 2254 Channel Rd.

Phone #: 949-675-2074

[Signature] Signature 3-15-09 Date

In favor of tree removals [Initials] (initial) Oppose tree removals _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Lavonne Voit

Business Name (if applicable): _____

Address: 2115 E. Balboa

Phone #: 949-723-4427

Lavonne Voit Signature 3-15-09 Date

In favor of tree removals LV (initial) Oppose tree removals _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): TARA SHAPIRO

Business Name (if applicable): _____

Address: 2136 E. Balboa Blvd

Phone #: 602-295-5969

[Signature] Signature 3-20-09 Date

In favor of tree removals T.S. (initial) Oppose tree removals _____ (initial)

Comments: _____

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)

March 11, 2009

Property Owner First and Last Name (please print): Craig Anderson

Business Name (if applicable): _____

Address: 2217 Channel Rd, Newport Bch 92661

Phone #: 949-903-2392

Craig Anderson Signature 3-15-09 Date

In favor of tree removals CA (initial) Oppose tree removals _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): ROBERT B. MARSHALL

Business Name (if applicable): _____

Address: 2133 CHANNEL RD NPB

Phone #: 602/617-3653

R B Marshall Signature 3/15/09 Date

In favor of tree removals _____ (initial) Oppose tree removals _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): MARK C. BAILEY

Business Name (if applicable): Integritas Design + Dwell

Address: 2291 Channel Road

Phone #: 949-852-9899

[Signature] Signature 3-15-09 Date

In favor of tree removals [Signature] (initial) Oppose tree removals _____ (initial)

Comments: _____

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)

March 11, 2009

Property Owner First and Last Name (please print): GARTH KLOEHN

Business Name (if applicable): _____

Address: 2278 Channel Road

Phone #: 702 242 0002

[Signature] _____

Signature

3-15-09 _____

Date

In favor of tree removals _____ (initial) Oppose tree removals _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): JOHN E BRUCH

Business Name (if applicable): _____

Address: 2286 Channel Road

Phone #: 673-6591

[Signature] _____

Signature

3-15-09 _____

Date

In favor of tree removals X _____ (initial) Oppose tree removals _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Edmond Bourke

Business Name (if applicable): _____

Address: ~~3484~~ 2205 Channel Rd

Phone #: 723-0720

[Signature] _____

Signature

3-21-09 _____

Date

In favor of tree removals EB _____ (initial) Oppose tree removals _____ (initial)

Comments: _____

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)

March 11, 2009

Property Owner First and Last Name (please print): Janet S. Tomaseck

Business Name (if applicable): _____

Address: 2213 Channel Road, Newport Beach, CA 92661

Phone #: 949 673-5029

Janet S. Tomaseck Signature 3-21-09 Date

In favor of tree removals JS (initial) Oppose tree removals _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): DR. Raj DESAI

Business Name (if applicable): _____

Address: 2266 Channel RD Newport BEACH, Ca 92661

Phone #: _____

R. Desai Signature _____ Date

In favor of tree removals RGD (initial) Oppose tree removals _____ (initial)

Comments: _____

Property Owner First and Last Name (please print): Joe P. Thompson

Business Name (if applicable): Thompson Family Trust

Address: 2417 E Balboa Blvd.

Phone #: 949-1675-9321

Joe P. Thompson Signature 3/21/09 Date

In favor of tree removals JPT (initial) Oppose tree removals _____ (initial)

Comments: _____

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)

March 11, 2009

Property Owner First and Last Name (please print): DEBRA THOMPSON

Business Name (if applicable): Thompson Family Trust

Address: 2123 E BAUBOA Blvd -

Phone #: 949-675-9321

Debra Thompson Signature 3/24/09 Date

In favor of tree removals (initial) Oppose tree removals (initial)

Comments:

Property Owner First and Last Name (please print): D.A. JACOBSON

Business Name (if applicable): _____

Address: 2109 E. BAUBOA Blvd

Phone #: 949 673 4834

D.A. Jacobson Signature 3/21/09 Date

In favor of tree removals (initial) Oppose tree removals (initial)

Comments:

Property Owner First and Last Name (please print): M L PIERRETTE BAKER

Business Name (if applicable): _____

Address: 2140 GRANADA ave BAUBOA CA 92604

Phone #: 949 673 4809

M L Pierrette Baker Signature 3/22/09 Date

In favor of tree removals (initial) Oppose tree removals (initial)

Comments:

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map)

March 11, 2009

Property Owner First and Last Name (please print): June M. Leach

Business Name (if applicable): _____

Address: 2129 E. Balboa Blvd.

Phone #: 949-675-6785

June M. Leach Signature 3-15-09 Date

In favor of tree removals JML (initial) Oppose tree removals _____ (initial)

Comments:

Property Owner First and Last Name (please print): Sean H Boyd

Business Name (if applicable): _____

Address: 2101 E. Balboa Blvd

Phone #: 673-2479

Sean H Boyd Signature 3/15/09 Date

In favor of tree removals SHB (initial) Oppose tree removals _____ (initial)

Comments:

Property Owner First and Last Name (please print): Erik Adams

Business Name (if applicable): _____

Address: 2210 Channel Road NB

Phone #: 566-9333

Erik Adams Signature 3-15-09 Date

In favor of tree removals EKA (initial) Oppose tree removals _____ (initial)

Comments:





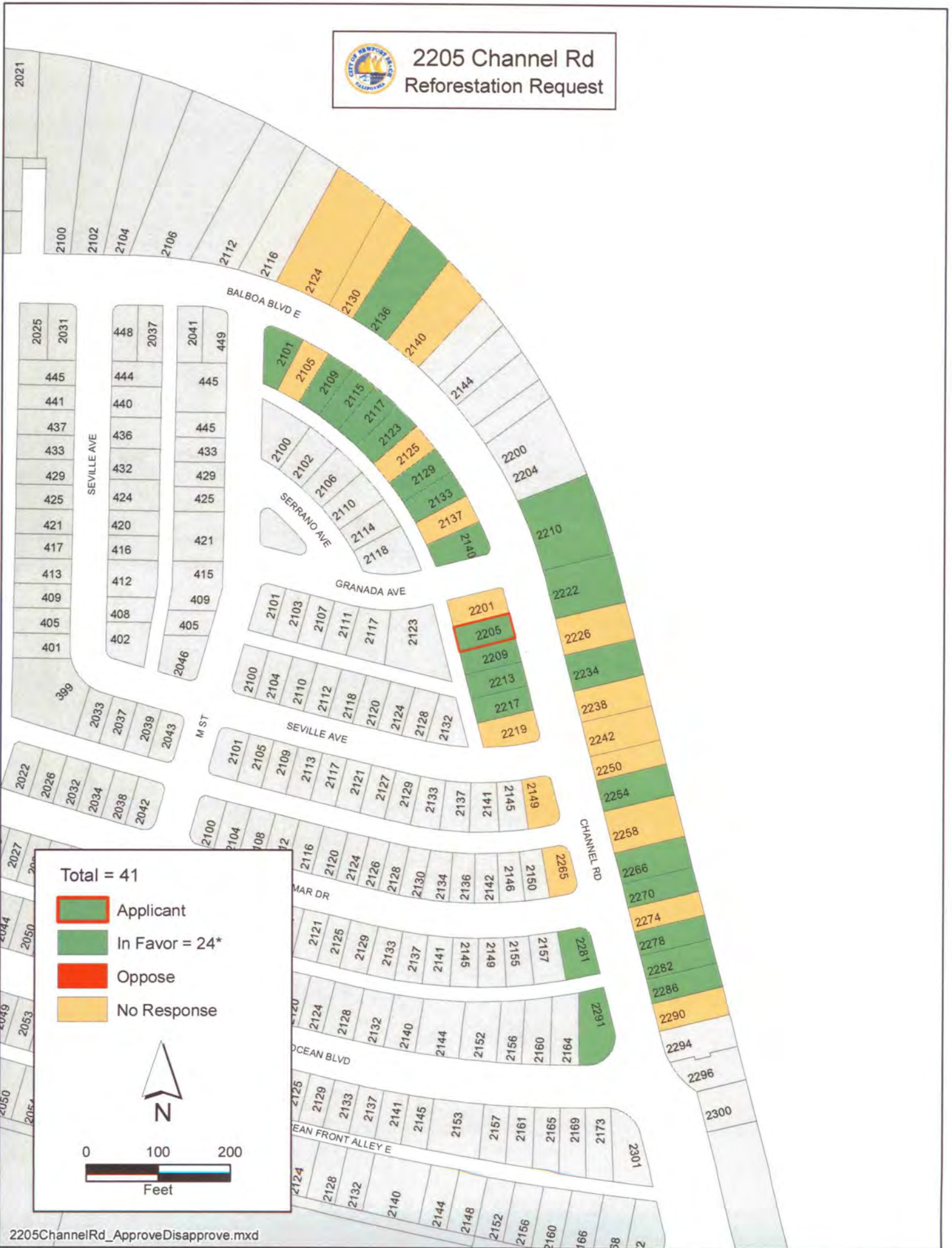
04/21/2009

04/13/2009





2205 Channel Rd Reforestation Request





General Services Department

PB&R Commission Agenda
Item No. _____
May 5, 2009

TO: Parks, Beaches and Recreation Commission
FROM: General Services Director
SUBJECT: *Special Tree Removal Request*

Recommendation

Staff recommends that the Parks, Beaches and Recreation Commission consider the removal request of a Special City Tree, Neighborhood Tree.

Discussion

City Council Policy G-1, Retention or Removal of City Trees, Special City Trees, Neighborhood Trees requires that the Parks, Beaches and Recreation Commission approve the removal of a Special Tree prior to removal (Attachment A).

Per City Council Policy G-1, staff is requesting the removal of a City Eucalyptus cladocalyx (Sugar Gum) tree that is adjacent to 547 Riverside Avenue. The tree is listed as a Special City Tree under Neighborhood Trees.

On March 5, 2009, staff submitted, on behalf of the property owner Paul Collick, a request for the removal of the City tree after an inspection by the City's Urban Forester, confirmed that the tree is severely decayed (Attachment B). The tree is not posing an immediate danger, but is creating a potential liability.

On April 14, 2009, the Urban Forester placed a tree removal notification on the tree, based on the criteria of Policy G-1, Removal of City Trees, page 5, which states that staff will post at least 30 days prior to the removal with a sign notifying the public that they have the right of appeal and staff contact.

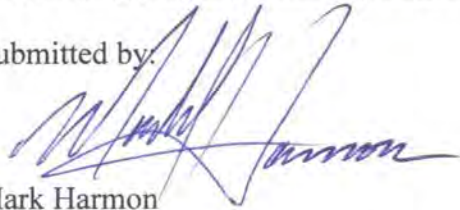
If the removal is approved, a replacement tree will not be planted at this tree site, due to the limited growth space, and maturity and size of the existing adjacent trees.

Staff has attached the Tree Removal Report, and photographs related to the request (Attachment C).

Mr. Paul Collick, Council Member Steven Rosansky and the Newport Heights Improvement Association have received a copy of this report and a notice of the Commission meeting.

Additionally, notification letters related to this removal request were sent out to the surrounding property owners (Attachment D).

Submitted by:

A handwritten signature in blue ink, appearing to read 'Mark Harmon', written over a horizontal line.

Mark Harmon

Attachments: (A) City Council Policy G-1, Retention or Removal of City Trees, pages 1-6
(B) Tree Removal Report
(C) Pictures
(D) Map

RETENTION OR REMOVAL OF CITY TREES

GOAL OF POLICY

To establish and maintain appropriate diversity in tree species and age classes to provide a stable and sustainable urban forest with an inventory that the City can reasonably maintain in a healthy and non-hazardous condition. To require that in approving any tree removal or reforestation request the PB&R Commission shall find that the tree removal request will not adversely impact the overall inventory, diversity and age of the City's Urban Forest.

PURPOSE

The purpose of this policy is to establish definitive standards for the retention, removal, maintenance, reforestation, tree trimming standards, and supplemental trimming of City trees. City trees are an important part of the character and charm of the entire City and provide environmental benefits as well. Regular care, trimming, root pruning, maintenance, and programmed replacement are necessary to preserve this charm while at the same time protecting views consistent with Council Policy G-3 and preventing public and private property damage.

The City classifies public trees in one of three categories: Special Trees, Problem Trees, and All Other Trees.

SPECIAL CITY TREES

It is the City's policy to retain City trees categorized as Landmark, Dedicated, or Neighborhood trees, which have historical significance, and/or contribute to and give character to a location or to an entire neighborhood. Landmark, Dedicated, and Neighborhood trees are identified by species by Attachment 1, and shall hereinafter be referred to as Special Trees. Trees within these categories shall be identified, mapped, recorded and administered by staff for the Parks, Beaches & Recreation Commission ("Commission"). The Commission shall review the Special Tree list on an as needed basis and forward recommendations for additions or deletions to the City Council for approval.

Landmark Trees are identified as those individual Special Trees that possess historical significance by virtue of their size, age, location, or species.

Dedicated Trees are Special Trees donated for or in the memory of specific individuals or organizations.

Neighborhood Trees are Special Trees that by their unusual size, number, species, or location lend a special character to a residential, commercial, or business area.

Special Trees shall be retained, unless there are overriding problems, such as death, disease, or the creation of a hazardous situation, which require their removal. Prior to consideration for any removal of a Special Tree(s), the General Services Director, or designee, shall prepare a report identifying and implementing specific treatment to retain the tree(s). If specific treatment is unsuccessful or impractical in retaining a tree(s) then a full staff report shall be made to the Commission before any further action considering removal is taken. Prior to any removal of Special Tree(s), the City must comply with the noticing provisions of the Removal of City Trees section set forth in this Policy, unless a Special Tree is considered hazardous that necessitates an emergency removal. Any such removal must be recommended by the General Services Director and the Risk Manager and approved by the City Manager.

During normal sidewalk, curb, and street repair activity requiring root pruning, all steps shall be taken to retain Special Trees. If tree roots are to be pruned in association with sidewalk, curb, and gutter improvements, sufficient timing in advance must be planned to ensure that pruning will not destabilize or kill the tree. If both sides of a Special Tree's roots are to be pruned, one side should be pruned 6 months to a year in advance of the other side depending upon the species and other related factors. If root pruning methods are not practical and/or critical to the health of the tree, then alternate or special hardscape improvements should be considered by the City in order to retain the tree providing that costs are reasonable. All proposed root pruning or other tree treatment shall be assessed and approved by the Urban Forester.

Special Trees may be considered for removal in conjunction with a City Council approved beautification project utilizing the Removal of City Trees procedures noted in a subsequent section of the Policy.

PROBLEM TREES

A Problem Tree is defined as a tree that by virtue of its species causes excessive hardscape or utility damage due to its excessive root system. The following trees are defined as Problem Trees:

- *Ficus nitida* (Indian Laurel Fig)
- *Ficus rubiginosa* (Rusty Leaf Fig)
- *Ficus benjamina* (Weeping Fig)
- *Erythrina caffra* (Kaffirboom Coral Tree)
- *Fraxinus uhdei* (Shamel Ash)
- *Cupaniopsis anacardioides* (Carrotwood)
- *Liquidambar styraciflua* (American Sweet Gum)
- *Schinus terebinthifolius* (Brazilian Pepper)

Problem Trees shall not be designated as parkway trees on the Designated Street Tree List.

Problem Trees that are not designated Special Trees may be removed for the following reasons:

- A. The City tree has had a repeated history of damaging public or private sewers, water mains, roadways, sidewalks, curbs, walls, fences, underground utilities, or foundations based on City records or other competent and reliable authority. Water or sewer stoppage that results from tree roots and causes significant documented private property damage (greater than \$500) shall be sufficient criterion for tree removal.
- B. The City tree has had repeated history of significant interference with street or sidewalk drainage, despite specific treatment by the City to alleviate repeated damage.
- C. The City tree has created, in the opinion of the Urban Forester, a view impediment that cannot be resolved by normal nor alternative tree trimming procedures.

Problem Trees may be proposed for removal by either staff or private property owners. The authority to remove Problem Trees rests with the City Manager. No more than 250 Problem Trees may be removed per year by staff under these criteria without special approval of the Parks, Beaches, and Recreation Commission. In removals under Sections A & B above, no more than one of three parkway trees in a continuous row may be removed in a three year period without a hearing before the Commission. Replacement trees of a 24-inch box size may be planted if funding permits. Staff is responsible for notifying the adjacent property owner, the legally established homeowners association, and the Councilperson of the district where the removal is

proposed, if applicable, of the intent to remove a Problem Tree. The decision by the City Manager to remove a problem tree is final unless called up by at least one Councilperson. The Urban Forester shall report the removal of Problem Trees on a monthly basis to the Commission. The cost to remove and replace Problem Trees will be the sole responsibility of the City based on availability of funding, with the exception of Category C (view), which is the sole responsibility of the applicant.

ALL OTHER CITY TREES

A City tree which is not designated as a Special or Problem Tree is designated as an All Other Tree. It is the City's policy to retain All Other Trees unless removal is necessary for one of the following reasons:

- A. The City tree has had a repeated history of damaging public or private sewers, water mains, roadways, sidewalks, curbs, walls, fences, underground utilities, or foundations based on City records or other competent and reliable authority. Water or sewer stoppage that results from tree roots and causes significant public or private property damage (greater than \$500) shall be sufficient criterion for tree removal.
- B. The City tree has had a repeated history - of significant interference with street or sidewalk drainage.
- C. The City tree is dead, diseased, dying, or hazardous, and presents a liability to the City. A dead tree is one that has been assessed by the Urban Forester and found to have deceased. Diseased trees are defined as those trees that cannot be cured by current arboricultural methods, are in an advanced state of decline, and have no prospect of recovery. Dying trees are those that have no prospect of recovery. Hazardous trees are defined as those that are defective, have a potential to fail, and would cause damage to persons and property upon failure. The Urban Forester will perform a hazard assessment whenever a tree is identified as hazardous. The assessment will identify: structural defects of the tree, parts of the tree most likely to fail, targets where imminent personal injury or property damage may result with tree failure, and procedures or actions necessary to abate the hazard. After assessment, the Urban Forester will expeditiously convey his written findings and recommendations to the Risk Manager for evaluation. If the Risk Manager agrees with the Urban Forester findings to remove a tree, the hazardous tree will be removed without further delay. In the case of imminent tree failure, the Parks and Trees Maintenance

Superintendent or the Urban Forester shall have the authority to direct the removal of a hazardous tree.

- D. The tree(s) have been requested to be removed in conjunction with a City Council-approved City, commercial, neighborhood, or community association beautification program.
- E. The City Manager, upon the advice of the General Services Director, City Attorney, Risk Manager or the Traffic Engineer, shall have the authority to remove individual Problem or All Other Trees to resolve claims or safety issues.

REMOVAL OF CITY TREES

The initiation to remove (Special or All Other) City tree(s) may be made by the staff of the General Services, and/or Public Works Departments, a legally established community association, or a private property owner by making application to the General Services Director, utilizing the City tree removal form. The provisions and procedures of this Section of the Policy do not apply to the Problem Tree nor Reforestation tree removal processes, which are described in other sections of this Policy. Special Trees may be considered for removal under the provisions of this Section provided a special report by the General Services Director is provided to the Commission detailing the necessity of removal and any specific previous treatment of the tree.

After receipt of the application, a Tree Inspection Report shall be prepared by the City's Urban Forester (Attachment 2) to determine if the tree(s) meets the criteria outlined in the above All Other City Trees section for consideration for removal. Simultaneously, the Urban Forester shall provide a notice of the proposed tree removal to the adjacent property owner (if not the applicant), the private property owners immediately adjacent to the applicant's property, and the appropriate community association if applicable, (not applicable to the emergency removal of hazardous trees under Item C nor to trees that meet the criteria of Item E in the preceding All Other City Trees section). The Urban Forester shall determine whether in his/her judgment additional specific treatment can be initiated to retain the tree provided the costs are reasonable. If a tree(s) is to be removed, the tree(s) will be posted at least 30 days prior to the removal with a sign notifying the public that they have the right of appeal. The sign shall also note a staff contact. Once a recommendation is made by the Urban Forester and the Parks and Trees Maintenance Superintendent to the General Services Director and the

General Services Director or designee concurs, then the applicant, the adjoining owners, private property owners on either side of the street within 500' in each direction of the tree location and a legally established community association, if applicable, shall be notified of the decision to remove or retain the tree within 30 days of the proposed removal. A legally established community association is responsible for notification of all association members pursuant to their established procedure. The General Services Director, or a designee, shall prepare a staff report for a regularly scheduled PB&R Commission meeting of all trees recommended for removal, except for those trees categorized in Paragraph C. (dead, diseased, or dying trees) or Paragraph E (claims and safety issues) in the preceding section on All Other City Trees. Only an applicant, an adjoining property owner, or a legally established community association, the City Manager, a PB&R Commissioner, or a Councilmember may appeal the decision of the General Services Director not to remove a tree to the Commission. The Commission, in considering any appeal, shall determine whether the removal meets the criteria outlined in this Policy, as well as any unique factors which may be pertinent to the removal or retention of tree(s). The decision of the Commission will be considered final unless called up by at least one Councilmember or the City Manager.

The General Services Department will delay any tree removal(s) for at least 14 calendar days following the date of the Commission decision in order to allow time for a Councilmember or the City Manager to call the item.

The City will replace all trees removed in accordance with the All Other City Trees removal criteria on a one for one basis. Replacement trees will be a minimum of a 36" boxed size. If 36" boxed trees are not available, or funding, or space constraints prevent planting of a large tree, then a minimum of a 24" boxed tree will be planted. The full costs of removal and replacement of Special or All Other Tree(s) will be the sole responsibility of the City, unless an applicant voluntarily pays for a new tree(s).

REFORESTATION OF CITY TREES

The concept of systematically replacing Problem or All Other Trees which are creating hardscape and/or view problems and cannot be properly trimmed, pruned or modified to alleviate the problem(s) they create, or those which have reached their full life, and are declining in health, or are simply the wrong species of trees for the planted location is referred to as reforestation. The Urban Forester shall make a finding for the latter category of inappropriate tree species for a specific location. His determination may be appealed to the General Services Director whose decision will be final.



General Services Department

Date: March 5, 2009

TO: General Services Director

FROM: Parks and Trees Superintendent and Urban Forester

SUBJECT: *Tree Removal Review - Potential Liability Removal*

MAR 10 2009

By _____

PROPERTY OWNER(S) INFORMATION: Name: **Parks and Trees Division
General Services Department**

Tree Location: **547 Riverside Ave/
15th Street -Side 2**

The City's Urban Forester is requesting the removal of a City Eucalyptus tree that is severely decayed and creating a potential liability.

The tree is listed as a Special Tree, Neighborhood Tree based on Council Policy G-1, which requires recommendation from the General Services Director and Risk Manager, and approved by the City Manager prior to removal.

REPLACEMENT TREE: YES NO

DESIGNATED TREE: **Please note that due to the current state of the City budget, the installation of a new tree is temporarily deferred, pending further funding.**

GENERAL SERVICES DIRECTOR'S COMMENTS/RECOMMENDATIONS:

Agree with recommendation to remove.

Signature: _____

Date: *3/6/09*

The attached documents are for your review and comment(s). Sign, date, and route accordingly.

RISK MANAGER'S COMMENTS/RECOMMENDATIONS:

Risk Mgmt concerns w/ removal

Signature: _____

Date: *3/16/09*

FINAL ACTION TO BE TAKEN:

- Low Priority
- Moderate Priority
- High Priority - Forward memo directly to City Manager for immediate removal authority
- Emergency - Forward memo immediately to General Services Director

Conclusion: _____

REMOVAL: Signature Approved Disapproved

Title

Date

Armando Pardo
City Manager

Date *3/16/09*

Attachments _____



General Services Department

TREE INSPECTION REPORT

Name: Parks and Trees Division
General Services Department

Tree Location: 547 Riverside Avenue / 15th Street – Side 2

Request: The City's Urban Forester is requesting the removal of a City Eucalyptus tree that is severely decayed.

Botanical Name: Eucalyptus cladocalyx

Common Name: Sugar Gum

Designated Street Tree: Tipuana tipu - Tipu

Estimated Tree Value: \$0.00 / Dead

Damage: No apparent damage

Parkway: Concrete Brick Turf (X) Other

Comments: A field inspection confirmed the tree is severely decayed and creating a potential liability.

The tree is listed as a Special Tree, Neighborhood Tree, which necessitates the recommendation of the General Services Director and Risk Manager, and approved by the City Manager prior to removal (Policy G-1, page 2, paragraph 3).

Inspected by: John Conway **Date:** March 5, 2009
John Conway, Urban Forester

Recommendation: Remove to mitigate a potential liability. However, due to the current state of the City budget, the installation of a new tree is temporarily deferred, pending further funding.

Reviewed by: Dan P. Sereno **Date:** March 5, 2009
Dan P. Sereno, Parks and Trees Superintendent

Reviewed by: Mark Harmon **Date:** 3/4/09
Mark Harmon, General Services Director

Show/Hide Map Print Report

Inventory Detail

Dist: 18
 Address: 547 RIVERSIDE AV
 Fictitious: Yes
 Location: Side-2
 On Address: 2701 15TH ST
 Species: *Eucalyptus cladocalyx*, SUGAR GUM
 DBH/Height: 19-24 / 60+
 Parkway Size: 99
 Utility Overhead: No
 Sidewalk Damage: No
 Recommended Maintenance: Grid Trim
 Estimated Value \$6,080



WCA Work History

Date	Work Type	Amount	Job#
2/8/2007	Grid Pruning	\$39.00	9762
2/6/2006	Service Request Pruning	\$39.00	8478
5/2/2003	Service Request	\$39.00	5154
8/22/2002	Grid Trimming	\$39.00	5154
12/10/2001	Service Request	\$39.00	4373
4/27/2000	Grid Trimming	\$39.00	2866

Other Work History

Date	Work Type	Crew	Acct#	Min
10/9/2008	Inspections	CITY		0

































General Services Department

PB&R Commission Agenda

Item No. _____

May 5, 2009

TO: Parks, Beaches and Recreation Commission

FROM: General Services Director

SUBJECT: *Appeal for Tree Removal Denied at 400 Heliotrope Avenue*

Recommendation

To deny the appeal for removal of one City *Pinus torreyana* (Torrey Pine) parkway street tree located at 400 Heliotrope Avenue.

Discussion

On February 10, 2009, the City's Urban Forester inspected the City Torrey Pine tree, at the request of the property owner due to public/ private property damage, wrong species for location, and dripping sap.

Staff inspected and concluded that the Torrey Pine tree located in the adjacent parkway did not meet the criteria for removal as stated in City Council Policy G-1, Retention or Removal of City Trees. The policy requires, "a repeated history of damaging public or private sewers", and is "dead, diseased, dying, or hazardous, and presents a liability to the City", in order for a City tree to be eligible for removal. This finding was forwarded for review to the General Services Director, Risk Manager, and City Manager, all who concurred with the determination.

Mr. Donald Sneddon is requesting an appeal before the Parks, Beaches and Recreation Commission.

Mr. Sneddon and Council Member Nancy Gardner have received a copy of this report and a notice of the Commission meeting.

Submitted by:

A handwritten signature in blue ink, appearing to read "Mark Harmon".

Mark Harmon

- Attachments:
- (A) Council Policy G-1, Retention or Removal of City Trees, pages 4 & 6
 - (B) Letter of Denial dated March 3, 2009 from the General Services Director
 - (C) Tree Removal Request Report dated February 10, 2009
 - (D) Tree Removal Application
 - (E) Correspondence from adjoining residents supporting tree removal
 - (F) Pictures

proposed, if applicable, of the intent to remove a Problem Tree. The decision by the City Manager to remove a problem tree is final unless called up by at least one Councilperson. The Urban Forester shall report the removal of Problem Trees on a monthly basis to the Commission. The cost to remove and replace Problem Trees will be the sole responsibility of the City based on availability of funding, with the exception of Category C (view), which is the sole responsibility of the applicant.

ALL OTHER CITY TREES

A City tree which is not designated as a Special or Problem Tree is designated as an All Other Tree. It is the City's policy to retain All Other Trees unless removal is necessary for one of the following reasons:

- A. The City tree has had a repeated history of damaging public or private sewers, water mains, roadways, sidewalks, curbs, walls, fences, underground utilities, or foundations based on City records or other competent and reliable authority. Water or sewer stoppage that results from tree roots and causes significant public or private property damage (greater than \$500) shall be sufficient criterion for tree removal.
- B. The City tree has had a repeated history - of significant interference with street or sidewalk drainage.
- C. The City tree is dead, diseased, dying, or hazardous, and presents a liability to the City. A dead tree is one that has been assessed by the Urban Forester and found to have deceased. Diseased trees are defined as those trees that cannot be cured by current arboricultural methods, are in an advanced state of decline, and have no prospect of recovery. Dying trees are those that have no prospect of recovery. Hazardous trees are defined as those that are defective, have a potential to fail, and would cause damage to persons and property upon failure. The Urban Forester will perform a hazard assessment whenever a tree is identified as hazardous. The assessment will identify: structural defects of the tree, parts of the tree most likely to fail, targets where imminent personal injury or property damage may result with tree failure, and procedures or actions necessary to abate the hazard. After assessment, the Urban Forester will expeditiously convey his written findings and recommendations to the Risk Manager for evaluation. If the Risk Manager agrees with the Urban Forester findings to remove a tree, the hazardous tree will be removed without further delay. In the case of imminent tree failure, the Parks and Trees Maintenance

General Services Director or designee concurs, then the applicant, the adjoining owners, private property owners on either side of the street within 500' in each direction of the tree location and a legally established community association, if applicable, shall be notified of the decision to remove or retain the tree within 30 days of the proposed removal. A legally established community association is responsible for notification of all association members pursuant to their established procedure. The General Services Director, or a designee, shall prepare a staff report for a regularly scheduled PB&R Commission meeting of all trees recommended for removal, except for those trees categorized in Paragraph C. (dead, diseased, or dying trees) or Paragraph E (claims and safety issues) in the preceding section on All Other City Trees. Only an applicant, an adjoining property owner, or a legally established community association, the City Manager, a PB&R Commissioner, or a Councilmember may appeal the decision of the General Services Director not to remove a tree to the Commission. The Commission, in considering any appeal, shall determine whether the removal meets the criteria outlined in this Policy, as well as any unique factors which may be pertinent to the removal or retention of tree(s). The decision of the Commission will be considered final unless called up by at least one Councilmember or the City Manager.

The General Services Department will delay any tree removal(s) for at least 14 calendar days following the date of the Commission decision in order to allow time for a Councilmember or the City Manager to call the item.

The City will replace all trees removed in accordance with the All Other City Trees removal criteria on a one for one basis. Replacement trees will be a minimum of a 36" boxed size. If 36" boxed trees are not available, or funding, or space constraints prevent planting of a large tree, then a minimum of a 24" boxed tree will be planted. The full costs of removal and replacement of Special or All Other Tree(s) will be the sole responsibility of the City, unless an applicant voluntarily pays for a new tree(s).

REFORESTATION OF CITY TREES

The concept of systematically replacing Problem or All Other Trees which are creating hardscape and/or view problems and cannot be properly trimmed, pruned or modified to alleviate the problem(s) they create, or those which have reached their full life, and are declining in health, or are simply the wrong species of trees for the planted location is referred to as reforestation. The Urban Forester shall make a finding for the latter category of inappropriate tree species for a specific location. His determination may be appealed to the General Services Director whose decision will be final.



CITY OF NEWPORT BEACH

GENERAL SERVICES DEPARTMENT

Mark Harmon, Director

COPY

March 3, 2009

Mr. Donald F. Sneddon
2910 Bayside Drive
Corona Del Mar, CA 92625

Dear Mr. Sneddon,

On February 10, 2009, the City's Urban Forester inspected a City Torrey Pine tree adjacent to 400 Heliotrope Avenue, and found the tree does not meet the criteria for removal as stated in the City Council Policy G-1, Retention or removal of City trees.

Specifically, your removal request did not meet the requirements listed under the removal criteria of Council Policy G-1, All Other City Trees, Page 4, Items A & C (see attached). According to these sections of the policy, tree(s) must have a, "repeated history of damaging public or private sewers, sidewalks, curbs, from tree roots and causes significant documented private property damage (greater than \$500)", and is "dead, diseased, dying, or hazardous, and presents a liability to the City," in order to be eligible for removal.

On January 28, 2009, the Public Works Department also requested the removal of the City tree in order to accommodate for a curb and gutter project. However, upon further inspection by the City's Urban Forester and Public Works Department, it was determined that upon the redesigning of the curb and gutter the tree would not impact the project. The tree is a healthy specimen and did not hinder the project.

If you oppose this determination, you may appeal the decision to the Parks, Beaches, and Recreation Commission for further review.

It is important to emphasize that under no circumstances are City trees to be removed without City authorization. If an unauthorized tree removal should occur, the City will review all its enforcement options, including criminal prosecution and civil restitution for the value of the trees removed, which may be up to three times their value.

Please contact me at (949) 644-3055, if you have any questions or for further direction regarding the appeal process or reforestation request.

Sincerely,

Mark Harmon, Director
General Services Department

cc: Council Member Gardner

Attachment: (A) City Council Policy G-1, Retention or Removal of City Trees

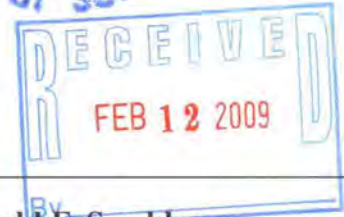


General Services Department

FEB 19 2009

Date: February 10, 2009
General Services

TO: General Services Director
FROM: Parks and Trees Superintendent and Urban Forester
SUBJECT: *Tree Removal Request*



PROPERTY OWNER(S)
INFORMATION:

Name: **Mr. Donald F. Sneddon**
2910 Bayside Drive
Corona Del Mar, CA 92625

Tree Location: **400 Heliotrope Avenue / Front -1**

The property owner is requesting the removal of a City Torrey Pine tree due to alleged public/private property damage, diseased, wrong species for location, and dripping sap. Additionally, the Public Works Department requested the removal the tree in order to accommodate for a curb and gutter project.

A field inspection by the City's Urban Forester, confirmed that after the curb and gutter were removed the tree was not posing a potential for tree failure, since a minimal amount of supporting roots were removed, and the location of the tree was not hindering the curb and gutter repairs. Additionally, after further inspection by the Public Works Department, it was determined the tree would not impact the project.

Since there is no evidence of a potential hazard or liability, and insufficient evidence of repeated work history, the tree did not meet the criteria for removal based on Policy G-1. Staff recommends denying the removal of the City tree. Additionally, the property owner will be advised regarding the appeal option before the Parks, Beaches and Recreation Commission.

REPLACEMENT TREE: YES NO
DESIGNATED TREE: N/A

GENERAL SERVICES DIRECTOR'S COMMENTS/RECOMMENDATIONS:

AGREE WITH STAFF RECOMMENDATION

Signature: *[Signature]*

Date: *2/11/09*

The attached documents are for your review and comment(s). Sign, date, and route accordingly.

RISK MANAGER'S COMMENTS/RECOMMENDATIONS:

Risk Mgmt concurs with recommendation.

Signature: *[Signature]*

Date: *2/18/09*

FINAL ACTION TO BE TAKEN:

- Low Priority
- Moderate Priority
- High Priority – Forward memo directly to City Manager for immediate removal authority
- Emergency – Forward memo immediately to General Services Director

Conclusion: _____

	Signature	Title	Date
REMOVAL:	<input checked="" type="checkbox"/> Approved <input type="checkbox"/> Disapproved	<i>Thomas L. Duke</i>	<i>2/18/09</i>
		City Manager	Date

Attachments



General Services Department

TREE INSPECTION REPORT

Name: Mr. Donald F. Sneddon
2910 Bayside Drive
Corona Del Mar, CA 92625

Tree Location: 400 Heliotrope Avenue / Front-1

Request: The property owner is requesting the removal of a City Torrey Pine tree due to alleged public/private property damage, diseased, wrong species for location, and dripping sap. Additionally, the Public Works Department requested the removal the tree in order to accommodate for a curb and gutter project.

Botanical Name: Pinus torreyana

Common Name: Torrey Pine

Designated Street Tree: N/A

Estimated Tree Value: \$9,110.00

Damage: Damage to curb and gutter (Public Works Department repaired February 2009) and alleged damage to private property due to dripping sap.

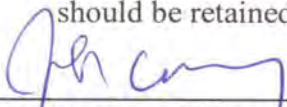
Work History: Based on Field Maintenance Division records, there has not been any history of repairs recorded within the last ten years for this site.

Parkway: Concrete Brick Turf Other

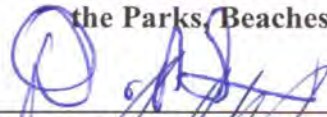
Comments: A field inspection by the City's Urban Forester, confirmed that after the curb and gutter were removed the tree was not posing a potential for tree failure, since a minimal amount of supporting roots were removed, and the location of the tree was not hindering the curb and gutter repairs.


On February 5, 2009, Peter Tauscher, Junior Engineer with the Public Works Department noted that, "after the curb and gutter was removed the root system was not as extensive as previously appeared. The curb and gutter will not have to be pushed out too much and will not have a significant impact to the overall street section". See attached email and pictures.

There is no evidence of a potential hazard or liability, and insufficient evidence of repeated work history. The tree is a healthy specimen and should be retained.

Inspected by:  Date: February 10, 2009
John Conway, Urban Forester

Recommendation: Deny removal of the City Torrey Pine tree. Additionally, the property owner will be advised regarding the appeal option before the Parks, Beaches and Recreation Commission.

Reviewed by:  Date: February 10, 2009
Dan P. Sereno, Parks and Trees Superintendent

Reviewed by:  Date: 2/11/09
Mark Harmon, General Services Director

Sereno, Dan

From: Tauscher, Peter
Sent: Thursday, February 05, 2009 9:41 AM
To: Pisani, Mike
Cc: Puglisi, Marcus; Conway, John; Sereno, Dan; St. Clair, Mike; Lee, Iris; Cohrac, Greg
Subject: RE: Tree on Heliotrope
Attachments: 400 heliotrope_5.jpg; 400 heliotrope_4.jpg; 400 heliotrope_3.jpg

Mike,

Understood. After the curb and gutter was removed the root system was not as extensive as previously appeared. The attached pictures show that the C&G will not have to be pushed out too much and will not have a significant impact to the overall street section.

Let me know if you have any questions.

Peter Tauscher
City of Newport Beach
Public Works Department
(949) 644-3316
ptauscher@city.newport-beach.ca.us

From: Pisani, Mike
Sent: Thursday, February 05, 2009 9:34 AM
To: Lee, Iris; Tauscher, Peter; Cohrac, Greg
Cc: Puglisi, Marcus; Conway, John; Sereno, Dan
Subject: Tree on Heliotrope
Importance: High

We've received direction that that Torrey pine tree on the 400 block of Heliotrope IS TO BE RETAINED. It's gone through Homer, the Councilmember, and GS Director. Consequently, do what you need to do to redesign the curb and gutter and make sure that the contractor does absolutely nothing to negatively affect the health of that tree.

Show/Hide Map

Print Report

Inventory Detail

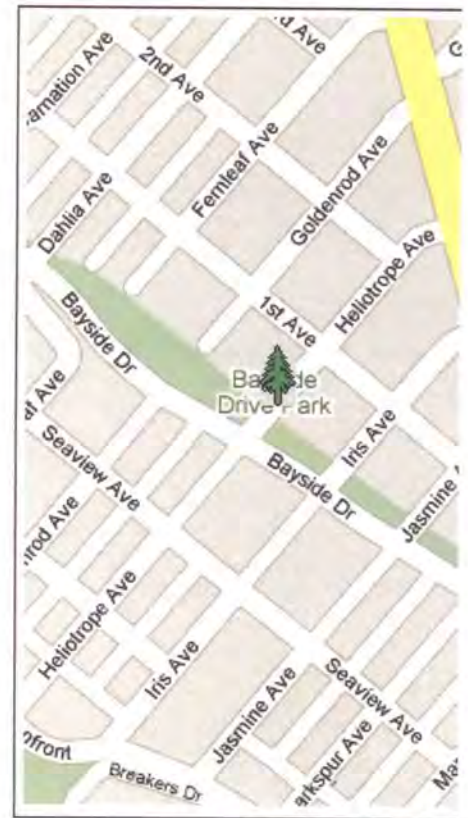
Dist: 12
 Address: 400 HELIOTROPE AV
 Fictitious: No
 Location: Front-1
 On Address: 400 HELIOTROPE AV
 Species: *Pinus torreyana*, TORREY PINE
 DBH/Height: 19-24 / 30-45
 Parkway Size: 4
 Utility Overhead: No
 Sidewalk Damage: No
 Recommended Maintenance: Grid Trim
 Estimated Value \$9,110

WCA Work History

Date	Work Type	Amount	Job#
2/6/2008	Grid Pruning	\$39.00	11060
2/8/2001	Grid Trimming	\$39.00	3581
10/6/1999	Grid Trimming	\$39.00	2866

Other Work History

Date	Work Type	Crew	Acct#	Min
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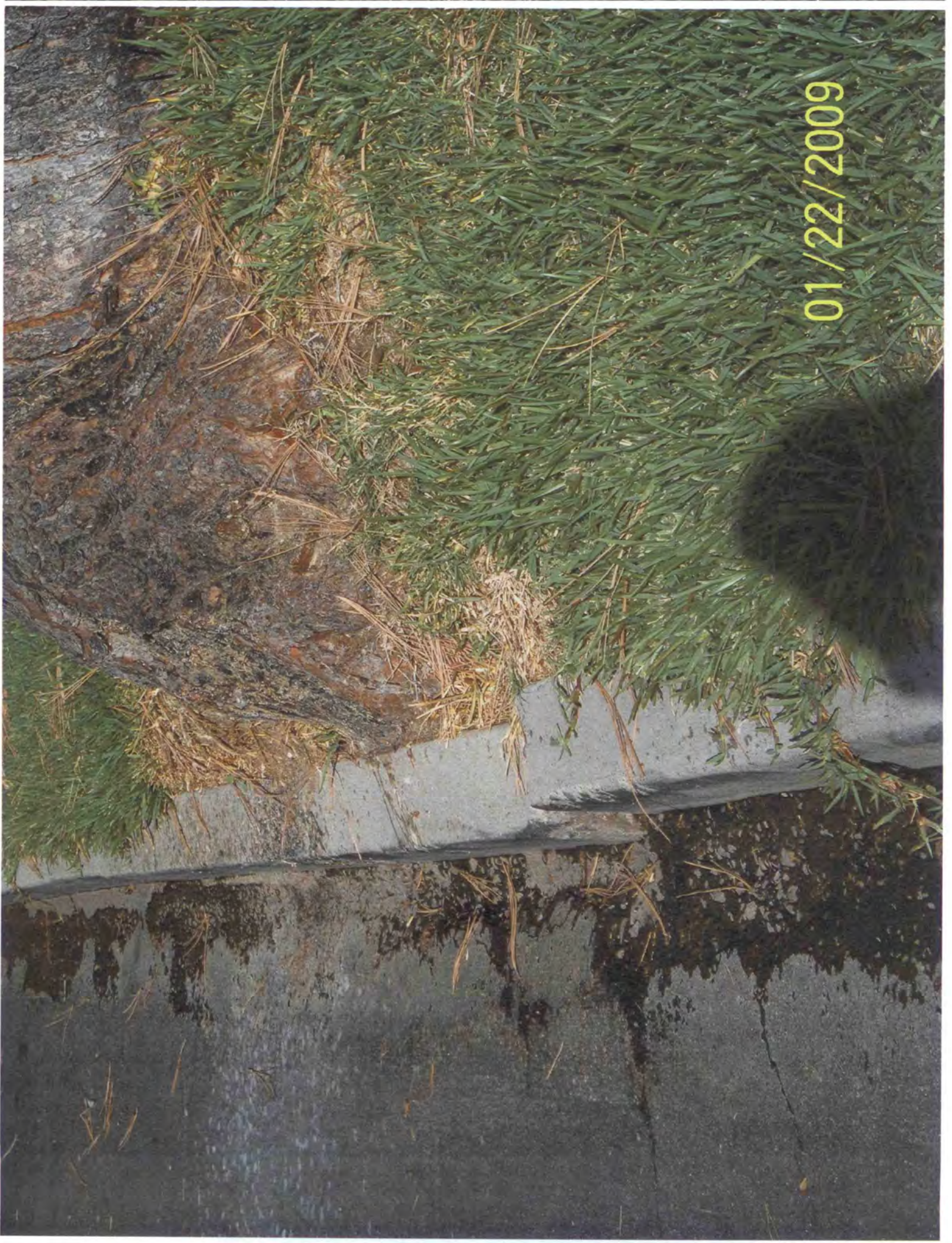


01/22/2009

01/22/2009



01/22/2009



01/22/2009





01/22/2009

NOTICE

8002

1044673







31605



CITY OF NEWPORT BEACH

General Services Department

Tree Removal or Reforestation Application

Per City Council Policy G-1 (Retention or Removal of City Trees), I am requesting a tree removal(s) to be reviewed by staff and submitted to either the Parks, Beaches, and Recreation Commission for consideration at a future meeting or the appropriate City approving authority. Commission meetings are held on the first Tuesday of each month (except for holidays) at 7PM at the Council Chambers.

ONE tree Torrey PINE

Indicate the number and specie(s), (if known) of tree(s).

Located at: 400 Heliotrope

Please be as specific as possible

Requestor

- Property Owner
- Community Association
- Other _____

Address/ Phone (Daytime) / Email

2910 Bayside dr
CORONA del MAR. 92625
949-673-8823 NO EMAIL

Signature: Donald F. Sneddon

Date: Feb 17, 2009

Print Name: DONALD F. SNEDDON

If this is a reforestation request proceed to the reverse side of this form

Section A. For Tree Removal Requests Only

Removal Criteria (Check one or more)

Please provide copies of photos, bills, documents or any other related material that will verify the checked items.

- Proven and repeated history of **damaging** public or *private, sewers, water mains, roadways, sidewalks, curbs, walls, fences, underground utilities or foundations.
(*Greater than \$500)
- Repeated history of significant interference** with street or sidewalk drainage.
- Dying** Has no prospect of recovery.
- Diseased** Cannot be cured by current arboricultural methods.
In advanced state of decline with no prospect of recovery.
- Hazardous** Defective, potential to fail, could cause damage to persons/property upon failure. Assessment by Urban Forester will identify structural defects, parts likely to fail, targets-if fails, procedures and actions to abate.
- Beautification Project** In conjunction with a City Council-approved City, commercial, neighborhood, or community association beautification program.

Section B. For Reforestation Requests Only

Reforestation is the concept of systematically replacing Problem or All Other Trees which are creating hardscape and/or view problems and cannot be properly trimmed, pruned or modified to alleviate the problem(s) they create, or those which have reached their full life, and are declining in health, or are simply the wrong species of tree(s) for the planted location.

As initiated by:

- Property Owner
- Community Association
- Other _____

Check all items applicable:

- Tree(s) causing curb, gutter, sidewalk or underground utilities damage.
- Wrong tree species for location
- View encroachment
- Area has clearly defined contiguous boundaries that include the tree(s) proposed.
- Residential communities, neighborhoods, or business organizations who apply for reforestation must submit a petition signed by a minimum of 60% of the property owners within the area defined.
- Areas represented by a legally established community association, may submit a resolution of the Board of Directors formally requesting a reforestation.
- Individual property owners must submit a petition signed by a minimum of 60% of a maximum of 30 private property owners (up to 15 contiguous private properties on both sides of the street up to 500' in either direction from the location of the proposed reforestation site) as well as the endorsement of the appropriate homeowners' association, if applicable.

*A request for reforestation requires a written agreement submitted to the Parks, Beaches, and Recreation Commission by the petitioning sponsor (Individual private property owner(s) or group) to pay 100% of the costs of the removal and replacement of the public tree(s) in advance of any removal activity. The actual removal and replanting will be coordinated by the General Services Department using the City tree maintenance contractor.

*There shall be a minimum of a one-for-one replacement of all trees removed in reforestation projects. Replacement trees shall be a minimum size of 24" boxed trees and cost \$195 per tree, unless the parkway space will not accommodate a 24" boxed tree or a tree cannot be planted due to planting restrictions contained in City Council Policy G-6.

This form does not replace the requirements of any of the City tree policies. Its use is intended to expedite the tree removal or reforestation requests and to ensure compliance with all City requirements. Please refer to individual City Council Policy G-1 for additional information.

Requestor Comments: _____

Removals, except emergency, will be subject to the notification processes, time frames and authority as specified in the City Council G-1 Policy.

Hoyt & Nancy Vanderpool

400 Iris Ave. , Corona Del Mar, Ca. 92625
949-673-3891 ph. / 949-673-4813 Hm./ 949-673-3895 fax
Email: HVander225@aol.com

Date: February 3, 2009

To: Ms. Nancy Garder

From: Hoyt Sr. & Nancy Vanderpool

Re: Pine Tree at 400 Heliotrope

Dear Nancy,

My wife and I have been residents at this address for seven years now. There is a major parking problem in this area as I am sure you are aware of this. The Tree dripping sap at 400 Heliotrope is forcing residents near that address to park in front of my home making my guest park some distance away and walking to my home.

This additional burden of parking is very frustrating and not necessary. This tree can be removed and another, non-sap type tree, can be planted in its' place.

Your assistance in this matter is requested. I look forward to your reply in the near future.

Best regards,



Hoyt & Nancy Vanderpool

February 2, 2009

Ms. Nancy Gardner
Newport Beach City Council
Newport Beach, CA

Subject: Pine Tree at 400 Heliotrope Avenue, Corona del Mar

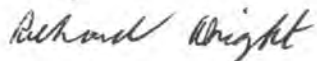
Dear Ms. Gardner:

There is a large pine tree located in the parkway in front of 400 Heliotrope Avenue, Corona del Mar, that is causing parking problems in the neighborhood because of dripping sap and falling branches. The main issue that I have with this tree is that it has over grown the space in the parkway where it was planted. It has pushed the curb into the street and if it is not removed now it is only a matter of time until it is mandatory. I have lived at this location for thirty-five years and many mornings I have witnessed the destruction done to property from branches caused by high winds.

There are not enough parking spaces in this neighborhood as it is (thus. leaving us short three to four spaces a day).

Any help that you can give us in replacing this tree with a smaller and less messy one would be very much appreciated.

Sincerely,



Richard Wright
402 ½ Heliotrope Avenue
Corona del Mar, CA 92625

No Contract Required!
FREE
*with completion of 3 offers



Use the arrows to see 360 View

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Matthew ▾
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Options ▾ ? ▾

matt_colborn@hotmail.c...

Reply Reply all Forward

- Inbox
- Junk
- Drafts
- Sent
- Deleted (8)**
- Babysitter
- BK
- Business Contacts
- Business Expense
- Colborn Media
- Commission
- Craigslist
- Family
- Jobs
- MyMammothTrip.com
- Odds n Ends
- Olivia
- On-Line Trading
- Orange Checking Account
- Passwords
- Pictures
- SBM
- Taxes
- Travel
- Manage folders

Heliotrope Ave / Corona del Mar

From: **Matthew Colborn** (matt_colborn@hotmail.com)
 Sent: Tue 2/03/09 4:05 PM
 To: gardnerncy@aol.com

Dear Councilwoman Gardner,

I am writing you today to voice my feelings regarding the tree that exists in front of my house at 400 Heliotrope Ave in Corona del Mar. I have lived at this address for the past 5 1/2 years and have been troubled by this tree on a number of different levels. These include damage to my car as well as to the cars of visitors to my house from dripping sap, a danger to my daughter from the cracked sidewalk the tree has caused as well as the constant maintenance of my yard from the fallen needles and pinecones from the tree. Additionally, this tree does nothing in terms of adding shade to my house as it leans out across the street, away from my property. This position I feel my lead to ne day the tree toppling over across the street to the danger of cars and persons in the area.

I along with many of my neighbors agree that this tree should be removed. With the current street repairs being made and the damage the tree has done to the sidewalks and the edges of the street(gutters) this would be an ideal time to do this work. I am very open to having a replacement tree planted in it's place as I do like to have trees in the neighborhood but this one just needs to be dealt with.

I appreciate your immediate attention to this urgent matter.
 Sincerely,

Matthew Colborn
 (949) 378-6180
 400 Heliotrope Ave
 Corona del Mar, CA 92625

Hotmail® goes where you go. On a PC, on the Web, on your phone. See how.

Related places

- Today
- Contact list
- Calendar

Privacy

February 2, 2009

Ms. Nancy Gardner
Newport Beach City Council
Newport Beach, CA

Re: Pine Tree at 400 Heliotrope Avenue

Dear Ms. Gardner:

Several neighbors have been discussing the huge pine tree in the parkway in front of 400 Heliotrope Avenue, Corona del Mar. I have lived across the street for 29 years. While it is a lovely tree, it is an absolute mess. It continually drips sap which means no one can park under it, denying parking for about 4 cars. You know that parking is already at a premium in this neighborhood.

Is it possible for this tree to be replaced with something that doesn't create such a mess? Your assistance is greatly appreciated.

Regards,



Ms. Lisa Murphy
405 Heliotrope Avenue
Corona del Mar, CA 92625

Christopher J. Grossi
402 Heliotrope
Corona Del Mar, CA 92625

February 9, 2009

To Whom It May Concern:

My name is Christopher J. Grossi and I am a resident of 402 Heliotrope, Corona Del Mar, CA. I was informed by several of my neighbors that they would be writing the City to request that a large pine tree in front of my home be removed during the recent road repairs.

I wanted to send this brief letter to applaud my neighbor's efforts and join in their request. To put it bluntly, the tree in question is a nuisance.

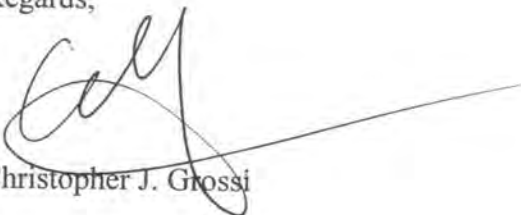
The tree constantly drips sap and effectively renders the parking spots in front of my home useless. Moreover, if one is unfortunate enough to park under the tree their vehicle will be quickly covered in sap and in need of a paint job. The sap from this tree is nearly impossible to remove.

I urge you to take any and all actions necessary to remove the tree. Certainly, it can be replaced with another tree that provides shade and aesthetic appeal, but lacks the negative qualities I have described.

It seems that the recent road repairs and the closure of Heliotrope present a unique opportunity for the City to remove and/or replace the tree with minimal effort. Thank you in advance for your time and consideration I look forward to your response.

If you would like to discuss this matter further do not hesitate to contact me directly at (949) 8664-3403. Thank you.

Regards,



Christopher J. Grossi

Donald F. Sneddon
2910 Bayside Dr.
Corona, del Mar, CA 92625
(949) 673-8823

February 17, 2009

To Whom It May Concern:

RE: Pine Tree at 400 Heliotrope Ave., Corona del Mar

I have owned the property at 400 Heliotrope Ave. since 1978, and I am having a problem with the pine tree in front of my house. Vehicles are unable to park at the curb under the tree due to the excessive sap dripping from the tree onto the paint of the vehicles.

We are very short on parking spaces as it is and the tree in question takes three to four parking spaces away each day. I request to have the tree removed.

Don Sereno, Park and Trees Supervisor, said they were going to make the curb go into the street to accommodate the tree, which would make the street even narrower.

To show evidence that this problem has been going on and has been addressed for sometime, I have attached a copy of a letter of complaint from Dr. Mitchell S. Anderson made in 1997.

Thank you for your help regarding this matter.

Sincerely,

Donald F. Sneddon

Attachment: Dr. Mitchell S. Anderson Letter

ANDERSON CHIROPRACTIC CENTER



Dr. Mitchell S. Anderson
Diplomate American Board
Chiropractic Sports Physicians

10671 Los Alamitos Blvd.
Los Alamitos, CA 90720

(562) 594-6538
(714) 952-0673
Pager (714) 570-1234

September 16, 1997

The City of Newport Beach

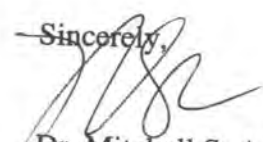
To whom it may concern:

My name is Mitchell S. Anderson, I reside at 400 Heliotrope Ave. Corona Del Mar. In the parkway in front of my house there is a city owned tree. This tree has become a hazard in the following manner. It leaks /drips a corrosive sap onto the paint of any vehicle parked at the curb. Due to this fact, I am not able to park my cars in front of my house. Nor am I able to have guests park in front of my house. This tree also has overgrown its area of containment. It is now breaking up the sidewalk. I fear that someone, especially my two children may fall and cause serious injury.

Please, give this problem every consideration as soon as possible.

Thank you,

~~Sincerely,~~


Dr. Mitchell S. Anderson



NO PARKING
8:00-12:00
WEDNESDAY

2H18P

