



CITY OF NEWPORT BEACH  
**PARKS, BEACHES & RECREATION COMMISSION AGENDA**  
Newport Beach Council Chambers — 3300 Newport Boulevard  
October 5, 2010 – 7pm

***Commission Members:***

Marie Marston, Chair  
Phillip Lugar, Vice Chair  
Tom Anderson  
Tim Brown  
Ron Cole  
Bill Garrett  
Kathy Hamilton

***Staff Members:***

Laura Detweiler, Recreation & Senior Services Director  
Mark Harmon, General Services Director  
Sean Levin, Recreation Superintendent  
Teri Craig, PB&R Secretary

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**ORDER AND ROLL CALL**

**DIRECTOR'S COMMENTS**

- Director Detweiler
- 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 1-5** 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 September 7, 2010 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.

**4. Reforestation Request**

***Recommendation:*** Approval of reforestation of 27 City parkways trees by Cameo Community Association.

**5. Bench Donation**

***Recommendation:*** Approve bench donation from Jennifer Scalzo be installed at Ensign View Park.

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This committee is subject to the Ralph M. Brown Act. Among other things, the Brown Act requires that the Commission's agenda be posted at least 72 hours in advance of each meeting and that the public be allowed to comment on agenda items before the Commission and items not on the agenda but are within the subject matter jurisdiction of the Commission. The Commission may limit public comments to a reasonable amount of time, generally either three (3) or five (5) minutes per person.

It is the intention of the City of Newport Beach to comply with the Americans with Disabilities Act (ADA) in all respects. If, as an attendee or a participant at this meeting, you will need special assistance beyond what is normally provided, the City of Newport Beach will attempt to accommodate you in every reasonable manner. Please contact Teri Craig, PB&R Secretary, at least 72 hours prior to the meeting to inform us of your particular needs and to determine if accommodation is feasible (949-644-3058 or [tcraig@newportbeachca.gov](mailto:tcraig@newportbeachca.gov)).

**OLD BUSINESS**

**6. Consideration of an Ordinance Change Amending Section 7.04.030 of Title 7 of the Newport Beach Municipal Code Pertaining to Animals on the Beach**

**Recommendation:**

- No change to the ordinance as currently written (prohibits animals on beaches between 9:00am-5:00pm year round); **or**
- Change hours that animals are not permitted on beaches to 10:00am – 4:30pm on a year round basis; **or**
- Exclude animals on beaches between the hours of 9:00am to 5:00pm from May 15 to September 15 with no restriction from September 16 to May 14;

**and**

- Exclude harbor beaches from any changes to the existing ordinance;

**and**

- Forward recommendation to City Council for the first reading of the Ordinance Change.

**NEW BUSINESS**

**7. Reforestation Request**

**Recommendation:** Consider request for reforestation from Matt Haight at 537 Santa Ana Drive.

**COMMITTEE REPORTS –**

- |  |   |
|--|---|
| • <b><i>Park Development</i></b> – Brown, Lugar, Marston                 | • <b><i>Youth Sports Liaison</i></b> – Anderson |
| • <b><i>Recreation/Senior Activities</i></b> – Lugar, Anderson, Hamilton | • <b><i>Ad Hoc</i></b>                          |
| • <b><i>Budget</i></b> – Garrett, Brown, Lugar                           | -- Marina Park – Garrett                        |
| • <b><i>Community Service Award</i></b> – Garrett, Cole, Hamilton        |   |

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

- G-1 Policy Review
- Pirates Cove Lighting

**ADJOURNMENT**

CITY OF NEWPORT BEACH

**Parks, Beaches & Recreation Commission**  
**Regular Meeting**  
**September 7, 2010 – 7pm**

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**Convened** 7:04pm

**ROLL CALL**

Present: Marie Marston, Chair  
Tim Brown  
Tom Anderson  
Ron Cole  
Bill Garrett  
Phillip Lugar

Absent: Kathy Hamilton

Staff: Laura Detweiler, Recreation & Senior Services Director  
Mark Harmon, General Services Director  
Celeste Jardine-Haug, Senior Services Manager  
Teri Craig, Admin Asst

**DIRECTORS COMMENTS**

- Director Detweiler announced that a very successful summer program had concluded and shared a sampling of statistics to include a 44% increase in sailing and tennis; with over 900 spots available for the City run Summer Day Camps, 874 spots were filled and with 160 available in Pint Size Camps over 150 spots were filled. She noted that this was thanks to all the hard work and dedication of staff. She noted that the OASIS staff had moved in and that the building training has begun. She went on to say that staff is very excited and looking forward to opening on September 20.
- Director Harmon stated that even though there has been a reduction in General Services staff the cool weather has helped with keeping on top of beach maintenance.
- Council Actions – Director Detweiler stated that Council directed the Animals on the Beach ordinance revision be returned to the Commission for additional review, specifically whether bayside beaches should be treated differently than oceanfront beaches. She stated that it would be on the agenda in October.

**PUBLIC COMMENTS**

None.

**CONSENT CALENDAR**

1. **Minutes of the August 3, 2010 regular meeting.** *Waive reading of subject minutes, approve and order filed.*
2. **Park & 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.*
4. **Balboa Village Tree Donation.** *Approve Balboa Village tree plaques located in Balboa Village.*
5. **Bench Donation.** *Approve bench donation from Freddie Troy to be installed at Galaxy View Park.*

**Motion by Commissioner Brown** to accept items 1 thru 5 of the Consent Calendar. Motion carried by acclamation.

**CONTINUED BUSINESS**

6. **Application for Listing of Property at 804 S. Bay Front in the City's Register of Historical Property.** Economic Development Coordinator Katie Bowden reminded the Commission that the Commission had reviewed this application at their August meeting but had some questions and tabled this request until tonight. She noted that the applicant was not available but had Architectural Historians Kristy McAvoy and Laura Jensen present to answer any questions regarding the application.

Discussion ensued regarding motivation for the sale and history of the house.

**Chair Marston opened the public discussion**

Kristy McAvoy stated that as a historian she feels strongly that Lautner has contributed greatly and should be recognized for his architecture. She noted that the National Parks Services has recognized Lautner as a noted architect and that she believes that the reason for this application is not for a financial incentive but rather that this house be given its historical significance.

**Chair Marston closed the public discussion**

Commissioner Garrett stated that he felt that the Commission should not dwell on the sale of the property but rather that it meets the criteria for the historical listing. He noted that this is a unique house and that there is no other like it.

**Motion by Commissioner Garrett** to forward their recommendation to City Council that the Property at 804 S Bay Front be classified as a Major Historic Landmark (Class 1). Motion carried by acclamation.

**NEW BUSINESS**

7. **Naming of the OASIS Senior Center.** Director Detweiler stated that City Council had requested PB&R Commission review a request from the community for the naming of the OASIS Senior Center as the *Evelyn Hart OASIS Senior Center*. She noted that the Senior Center had been in operation for over 33 years and has thrived due to the efforts of many patrons of the community, elected and appointed officials and dedicated staff. Also referenced was Council Policy B-9 and the changes it went through in 2003 which removed the guideline to name facilities after renowned citizens in the community, and allowed for naming of rooms or amenities. Also noted were the many letters from the community which have been attached to the staff report recommending approval of the renaming as well as offering that Evelyn Hart's name be attached to the Event Center.

**Chair Marston opened the public discussion**

Scott Paulsen, Friends of OASIS President, stated that he adored Evelyn Hart but that the name of the Center should remain the OASIS Senior Center but urged the Commission to approve the naming of the Event Center as the Evelyn Hart Event Center.

Ed Romeo stated that he is a past president of OASIS and has been active with the Center for over 10 years and stated that Evelyn Hart is deserving of any and all accolades but recommended that the Center remain the OASIS Senior Center but honor her by naming the Event Center as the Evelyn Hart Event Center.

Tim Stoaks stated that he has served with Evelyn Hart on the Fundraising Committee and that he thought it was a great idea to honor her body of work as a Mayor, Council Member and community member. He urged the Commission to recommend to Council that the OASIS Senior Center be renamed the Evelyn Hart OASIS Senior Center.

Stan Kasik stated that the Commission and Council would not be renaming the Center but rather adding the name Evelyn Hart to the OASIS Senior Center.

Robert Shelton urged the Commission to respect the Council Policy and celebrate Evelyn Hart's leadership by naming a room within the Center after her.

**Chair Marston closed the public discussion**

Commissioner Garrett stated that he believes that the reasoning for Council Policy B-9 remains the same and that the policy is still valid and would agree to a motion naming the Event Center after Evelyn Hart is

appropriate but not the building

Commissioner Brown stated that he absolutely cares about Evelyn Hart and all her work as a Council Member, Mayor and community members. Commissioner Brown went on to say that it is more appropriate that the Event Center be named the Evelyn Hart Event Center and not the entire building.

Commissioner Anderson stated that he thinks it is a testament to Evelyn Hart's work that so many people are actually debating against a policy that has been set in place and believes that there is no debate that the body of work that Evelyn Hart has done is admired by all, but agrees that the policy is in place because the City is fortunate to have a number of folks that do a lot of work for their community and believes that the policy should stay in place and that the idea of naming the Event Center after Evelyn Hart is a very good idea.

**Motion by Commissioner Brown** to forward their recommendation that the Event Center be named the Evelyn Hart Event Center. Motion carried by acclamation.

8. **City Street Tree Designation.** Director Harmon stated that Street Tree Designation for Heliotrope Avenue had been discussed at the May 25 City Council agenda. He went on to say that Council Member Gardner had pulled the item. He noted that he and Council member Gardner had met with 25 homeowners and agreed that that the Palm and the Dwarf Southern Magnolia be designated as the street tree for Heliotrope. He stated that staff is trying to designate two to three trees on streets so that homeowners have a choice.

**Chair Marston opened the public discussion**

Ed Hepner stated that he was out of town when this meeting had taken place but that he was amazed at the choices of these trees as they will grow 20-30 feet high and is concerned that they will block views. He suggested that trees not be replaced on Heliotrope between Seaview to Ocean.

Marge Quinlan stated that these are good choices and should have minimal view impact.

Director Harmon stated that it is up to the homeowner if a tree should be replaced.

**Chair Marston closed the public discussion**

Discussion ensued regarding the 20 vacant tree sites and types of trees and tree trimming.

**Motion by Commissioner Lugar** that the Commission forward to City Council that the City Street Tree Designation List be amended for Heliotrope Avenue to list the Kentia Palm and the Dwarf Southern Magnolia as the designated tree species for that neighborhood. Motion carried by acclamation.

9. **Tree Removal Appeal.** Director Harmon stated that staff had denied the request to remove two Eucalyptus parkway street trees located at 427 31<sup>st</sup> Street because the trees did not meet the criteria as stated in Council Policy G-1. He went on to say that the homeowner Pat Chamberlain had requested an appeal. He went on to say that there had been some discussion regarding the ownership of the tree; the City Attorney stated that the tree is a City tree. He did note that these trees are messy and understands the homeowner's frustration with the tree but that it is not a reason to remove the trees. He went on to say that the trees do have some insect issues but staff would like the opportunity to do some additional injections and that the trimming schedule be changed from once to twice a year.

**Chair Marston opened the public discussion**

Pat Chamberlain stated that the debris from these trees are a constant battle and that the trees have out grown the location. He went on to say that these trees are the wrong species for this location.

Pat Hilton stated that she has lived with the mess of these trees for years and just cannot do it anymore and that they are just too old to get up with the leaf problem

Dan Hilton suggested that they at least remove the one tree that is over his house.

Thomas Dixon, husband of Mamie Van Doren stated that they live across the street and these trees are beautiful and should not be removed. He presented a petition with 50 signatures recommending that the trees remain.

**Chair Marston closed the public discussion**

Discussion ensued regarding the possibility of increased trimming, dueling arborist reports, the fact that there are very few trees in this area and the age of the tree.

Director Harmon stated that the trees have no sign of failure.

Commissioner Garrett stated that he would not want this tree in his front yard but is concerned about the number of trees on street.

Commissioner Brown sympathized with the residents but cannot remove trees because of falling leaves.

**Motion by Commissioner Lugar** to deny the appeal for the removal of two City Eucalyptus parkway street trees located at 427 31<sup>st</sup> Street. Motion carried by the following vote:

Ayes: Anderson, Brown, Lugar, Marston  
Noes: Cole, Garrett

10. **Reforestation Request.** Director Harmon stated that staff had received a reforestation request from Robert Thagard at 1706 Paloma Drive. He stated that all requirements of Policy G-1 have been met and that there is a possibility that if the tree is not removed that it could come back as a claim against the City. He noted that Carrotwood trees are a problem tree and that the City no longer plants them.

Discussion ensued regarding concrete damage and the box size of the tree if replaced.

**Chair Marston opened the public discussion**

Bob Thagard stated that with staff's assistance that all requirements for reforestation have been met and that even though he would be required to cover the cost for a 34 inch box tree he would be willing to consider a larger tree.

**Chair Marston closed the public discussion**

Director Harmon stated that he would discuss this with the applicant once the tree has been removed and that the replacement trees have been located.

**Motion by Commissioner Lugar** to approve the request for reforestation of two City Carrotwood parkway trees adjacent to 1706 Paloma Drive. Motion carried by acclamation.

**COMMITTEE REPORTS –**

**Parks** – Director Detweiler stated that staff would update the Committee at 6pm at the October Commission meeting.

**RSS** – Nothing to report.

**Budget**– Nothing to report

**Community Service Award**– Nothing to report.

**AD- Hoc**

- Youth Sports Liaison – Nothing to report.
- Marina Park – Nothing to report.

**FUTURE AGENDA ITEMS**

- Trash Pick-Up on Saturdays
- G-1 Review

**ADJOURNED @ 9:05pm**

Submitted by: \_\_\_\_\_  
Teri Craig, Admin Assistant

DRAFT



## General Services Department

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PB&R Commission Agenda

Item No. \_\_\_\_\_

October 5, 2010

**TO:** Parks, Beaches and Recreation Commission

**FROM:** Parks and Trees Maintenance Superintendent and Operations Support Superintendent

**SUBJECT:** *September 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.

#### **Projects currently underway:**

- Oasis Senior Center
- River Avenue Pedestrian Coastal Access Improvements
- Eastbluff and Bonita Creek Reclaimed Water Retrofit
- Westcliff Drive and Avocado Medians
- West Newport Park Landscape Improvements

#### **Projects that are in the planning phases:**

- Sunset Ridge Park
- Marina Park
- Civic Center
- China Cove Slope Stabilization
- Dover Drive Median
- Bristol Street North Landscape
- Avon Tree Planting
- Jamboree Road Widening
- Newport Boulevard at Hospital
- Parking Lot at Washington St.

2. On Wednesday, September 15, Anthony Petrarca and Paul Ramirez attended the "Integrated Pest Management (IPM) Policy and Implementation Guidelines" training, held at the South Coast Field Station in Irvine.

An IPM program is a long term, multi faceted system to manage pests. For the last 55 years, the trend has been to rely on synthetic chemical pesticides. Use of pesticides is a short term solution to pest problems and should be used only when other components fail. Pest Control Managers are now moving away from their reliance on pesticides alone toward an integrated approach that combines limited

pesticide use with more environmentally friendly pest control techniques. The components of a good IPM program was also discussed.

This training assists Park's staff in complying with the annual Storm Water and IPM guidelines for the annual NPDES report that the City has adopted.

3. On Friday, September 17, Kim Pederson attended the Annual SportsTurf Seminar and Vendor Expo, held at the Anteatr Baseball Field, University of California at Irvine.

Kyle Walters, Vice President of operations of the Home Depot Center and Kelly Parkins of Cal Poly Pomona discussed the value of soil testing and what is desirable for turf applications, thus cutting down on fertilizer waste. Emphasis was placed on the need for periodical flushing of soils to prevent salt build up, especially where reclaimed water is used.

Bill Blackman from John Deere Golf lectured about the proliferation of turf diseases that are building up resistances to pesticides, thus emphasizing the need in using a varied and integrated treatment approach.

### **Trees Division Activities**

During the month of August, 1,585 trees were trimmed, crews responded to 4 emergency tree calls, 15 trees removed and 4 trees planted.

The City's tree services contractor, pruned trees within the Corona Del Mar, Balboa Island and Lido Isle areas, as part of the City's overall grid trimming schedule. Additionally, the annual pruning of selected Eucalyptus and Palm trees is currently taking place throughout the City.

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

### **Beach Maintenance Activities**

1. During the week of September 7<sup>th</sup>, United Storm Water started their annual inspection and cleaning of the City's 3,224 catch basins and 16,878 lineal feet of open drainage ditches. These efforts meet the National Pollutant Discharge Elimination System (NPDES) mandates and are performed before the start of the rainy season.
2. With United Storm Water inspecting and cleaning the City's catch basins and open drainage ditches, the Storm Drain Maintenance Crew is able to focus on the on-going maintenance needs of the City's tidal valve systems, the cleaning of catch basin filters, and the installation of inlet guards.
3. The cleaning of the sound wall on Coast Highway in West Newport is a 4-day process. Crews utilized both pressure washers and squeegees to clean the 4,400 feet of transparent acrylic sheets. The operation is performed two to three times a year to remove road grime, dust, stickers, and salt water



condensation from the panels. In addition to reducing road noise, the sound wall also provides a welcoming entry to the City.

4. Facilities Maintenance Technician Sheri Carlson has updated the look of another Oasis Senior Center Bus, which required extensive application of decals on all four sides. The completion of the van coincides with the opening of the newly built Senior Center in October. Staff is responsible for the decals on almost 400 pieces of rolling stock within the City fleet.



5. On September 7th - 10th, Operations Support and Parks Maintenance Division staff were actively involved with the post Labor Day weekend clean-up and preparation for the 7th Annual Coastline Car Classic Show at Corona Del Mar State Beach. The beach, park and restroom facilities were groomed, and cleaned.

On Sunday, September 12th, crews made the final touches to the site in preparation for the 200 world class motorcars to be displayed. In addition, the restroom facilities were cleaned and restocked throughout the day.

6. In mid-October staff will begin the annual cleaning of the 600 plus trash receptacles which are placed throughout the beach areas and in the high profile commercial districts. These cans really take a beating during the summer months and always get some needed sanitizing this time of year.

See attached General Services Department, Activities Report for August 2010.

Submitted by:

*Kevin Petar for Dan Sereno*

Dan P. Sereno  
Parks and Trees Maintenance Superintendent

*Jim Auger*

Jim Auger  
Operations Support Superintendent

Attachments: (A) Tree Activity Report 2010-2011  
(B) General Services Department, August 2010 Activities Report



# General Services Department

Parks and Trees Division  
 Reforestation and Tree Removal Activity Report  
 Fiscal Year 2010-2011

	July	August	September	October	November	December	January	February	March	April	May	June	Total
Tree Removals	5	15											20
Emergency Tree Removals	0	0											0
Claim Related Tree Removals	0	0											0
Reforestation Tree Removals	0	2											2
Problem Tree Removals	1	0											1
<b>Total Removals</b>												<b>23</b>	

Trees Planted	6	4											10
Reforestation Requests	0	1											1
Reforestation Approved	0	0											0
Removal Requests	0	0											0

July - Problem tree removal at 217 Heliotrope Avenue

August - Reforestation tree removals, 2 trees, at 2800 Cliff Dr.



# General Services Department

Parks and Trees Division  
Fiscal Year 2010-2011

## Claim Removals

Month	# Trees	Location(s)
July-10	0	
August-10	0	

## Problem Tree Removals

Month	# Trees	Location(s)
July-10	1	217 Heliotrope Avenue
August-10	0	

<b>General Services Department Activities Report - August 2010</b>	<b>This Month</b>	<b>This Month Last Year</b>	<b>Total To Date</b>	<b>TTD Last Year</b>
<b>Asphalt/Concrete</b>				
Street Patching (Tons of Blacktop)	139	178	336	381
Sidewalk Repaired (sq. ft.)	3,372	4,140	7,187	10,420
Curb & Gutter Replacement (lin. ft.)	162	133	484	285
Sweeping, Beach Cleaning, Demo Materials (tons)	261	429	588	836
Asphalt/Concrete Recycled (tons)	180	340	472	600
<b>Signs &amp; Traffic Markings</b>				
Signs Made	29	288	164	425
Signs Installed	212	216	399	406
Decals	45	35	80	69
Special Purpose Signs/Banners Made	215	68	225	98
Street Striping (lin. ft.) Added/Replaced	4,156	5,580	6,841	6,801
Pavement Markings (including reflective)	27	41	74	56
Parking Stalls	0	0	2	0
Curb Painting (lin. ft.)	5,459	12,518	7,954	27,334
Thermoplastic (lin. ft.)	0	0	0	0
Sign Posts Installed	17	25	35	48
<b>Graffiti</b>				
Graffiti Incidents Removed by Staff	48	20	101	38
Graffiti Incidents Removed by Contractor	789	140	2,034	317
<b>Refuse Collection</b>				
Residential (tons)	2,932	2,848	6,011	6,052
Liquid HazMat Incidents	31	28	52	46
E-Waste Incidents	19	24	30	61
U-Waste Incidents	12	14	21	30
Recyclables (tons)	1,259	1,276	2,570	2,664
<b>Trees</b>				
Trimmed by Staff	12	136	23	228
Trimmed by Contractor	1,585	644	2,285	2,428
Removed	15	7	21	9
Planted	4	8	10	21
Roots Pruned by Contractor	0	10	0	12
Roots Pruned by Staff	0	14	6	45
<b>Automotive</b>				
Repairs	285	324	579	627
Preventive Maintenance Completed	84	94	164	176
PM Labor Hours	235	200	417	349
<b>Beach Maintenance</b>				
Beach Area Refuse (tons)	154	152	313	315
Beach Debris (tons)	75	129	160	277
<b>Sweeping/Storm Drain</b>				
Gutter Miles Swept	4,698	4,968	9,441	10,405
Sweeping Debris (cubic yards)	564	564	1,192	1,163
Storm Drain Debris (cubic yards)	23	87	69	123



## General Services Department

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PB&R Commission Agenda

Item No. \_\_\_\_\_

October 5, 2010

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**FROM:** Parks and Trees Maintenance Superintendent and Operations Support Superintendent

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

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Submitted by:

*Kevin Petar for Dan Sereno*

Dan P. Sereno  
Parks and Trees Maintenance Superintendent

*Jim Auger*

Jim Auger  
Operations Support Superintendent

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Reforestation Requests	0	1											1
Reforestation Approved	0	0											0
Removal Requests	0	0											0

July - Problem tree removal at 217 Heliotrope Avenue

August - Reforestation tree removals, 2 trees, at 2800 Cliff Dr.



# General Services Department

Parks and Trees Division  
Fiscal Year 2010-2011

## Claim Removals

Month	# Trees	Location(s)
July-10	0	
August-10	0	

## Problem Tree Removals

Month	# Trees	Location(s)
July-10	1	217 Heliotrope Avenue
August-10	0	

<b>General Services Department Activities Report - August 2010</b>	<b>This Month</b>	<b>This Month Last Year</b>	<b>Total To Date</b>	<b>TTD Last Year</b>
<b>Asphalt/Concrete</b>				
Street Patching (Tons of Blacktop)	139	178	336	381
Sidewalk Repaired (sq. ft.)	3,372	4,140	7,187	10,420
Curb & Gutter Replacement (lin. ft.)	162	133	484	285
Sweeping, Beach Cleaning, Demo Materials (tons)	261	429	588	836
Asphalt/Concrete Recycled (tons)	180	340	472	600
<b>Signs &amp; Traffic Markings</b>				
Signs Made	29	288	164	425
Signs Installed	212	216	399	406
Decals	45	35	80	69
Special Purpose Signs/Banners Made	215	68	225	98
Street Striping (lin. ft.) Added/Replaced	4,156	5,580	6,841	6,801
Pavement Markings (including reflective)	27	41	74	56
Parking Stalls	0	0	2	0
Curb Painting (lin. ft.)	5,459	12,518	7,954	27,334
Thermoplastic (lin. ft.)	0	0	0	0
Sign Posts Installed	17	25	35	48
<b>Graffiti</b>				
Graffiti Incidents Removed by Staff	48	20	101	38
Graffiti Incidents Removed by Contractor	789	140	2,034	317
<b>Refuse Collection</b>				
Residential (tons)	2,932	2,848	6,011	6,052
Liquid HazMat Incidents	31	28	52	46
E-Waste Incidents	19	24	30	61
U-Waste Incidents	12	14	21	30
Recyclables (tons)	1,259	1,276	2,570	2,664
<b>Trees</b>				
Trimmed by Staff	12	136	23	228
Trimmed by Contractor	1,585	644	2,285	2,428
Removed	15	7	21	9
Planted	4	8	10	21
Roots Pruned by Contractor	0	10	0	12
Roots Pruned by Staff	0	14	6	45
<b>Automotive</b>				
Repairs	285	324	579	627
Preventive Maintenance Completed	84	94	164	176
PM Labor Hours	235	200	417	349
<b>Beach Maintenance</b>				
Beach Area Refuse (tons)	154	152	313	315
Beach Debris (tons)	75	129	160	277
<b>Sweeping/Storm Drain</b>				
Gutter Miles Swept	4,698	4,968	9,441	10,405
Sweeping Debris (cubic yards)	564	564	1,192	1,163
Storm Drain Debris (cubic yards)	23	87	69	123

## Recreation Services Monthly Activities Report

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To: Parks, Beaches & Recreation Commission  
From: Sean Levin, Recreation Superintendent  
Re: Recreation Division Monthly Activities Report

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### **STAFF PUTS ARTISTIC TALENT TO WORK**

Recreation Manager Janet Cates and Recreation Leader Doll Knight used their artistic abilities to improve the atmosphere of the West Newport Community Center Active Kidz homework room. Pictured is a mural that features a tree, grass, flowers, various critters and the sun!



### **NCCC Tables & Chairs**

Although Newport Coast Community Center was closed from August 30 thru September 12 for electrical work and painting, staff was hard at work accomplishing tasks difficult to complete when classes are in session. Staff power washed over 50 classroom tables and 300 chairs in preparation for the new fall season of classes that began in September. Other tasks included a thorough cleaning of the gymnasium bleachers, door threshold repairs, and cleaning and disinfecting gymnastics mats.

### **CYC INTERIOR DOOR HARDWARE COMPLETED**

Over the past year, the Community Youth Center (CYC) was transformed from a quiet, hidden building, to a beautiful and bustling community center. The building has undergone a complete renovation from the inside out, creating new office space, classroom, and reception area. New door hardware was installed throughout the building replacing the pre-existing, twenty year old hardware. Thus creating a safer, more secure facility.



## **BUCK GULLY PROGRAM**

The Recreation & Senior Services Department partnered with the Irvine Ranch Conservancy to create *Open Space Programs*, which allow residents to gain access to one of Newport's best kept secrets. Buck Gully is a natural, coastal canyon that occurs within the City of Newport Beach. The canyon is teeming with plants and wildlife. Exploring Buck Gully is yet another tribute to the diverse beauty of Newport Beach. Join us on an exploration hike through Buck Gully on one of the dates listed below. To register for a program, go to <http://www.irlandmarks.org/activities>

### **Urban Ecology & Wildlife Tracking Interpretive Hike**

Sunday, October 17, 2010

9:00am-Noon

Age: 10+

### **Winter Birds of Buck Gully**

Friday, December 3, 2010

8:00-11:00am

Age: 16+

## **POOL LIFEGUARD SAVES LIFE WHILE ON FAMILY VACATION**

While vacationing with his family in Yellowstone National Park, Pool Lifeguard Elliot Waniek responded to a woman crying out for help. An elderly man had collapsed and was unconscious just a few rooms down the hall. Elliot responded quickly, evaluated the situation, and performed CPR until EMS arrived on the scene about 10 minutes later and airlifted the victim to a hospital. Elliot was later informed that the man suffered a stroke and was probably alive because of his swift response and training in first aid. As a result of Elliot's heroic deed, the hotel provided free hotel rooms for the length of his family's stay.

## **SCHOOL BEGAN!!**

The ACTIVE Kidz After-School Program began September 7 and is operating daily from school dismissal to 6pm. ACTIVE Kidz is designed for youth in grades K- 6<sup>th</sup> grade. Daily activities include homework assistance, arts and crafts, computer lab and non-competitive games! Families are enjoying a new calendar format of themed days throughout the year. All sites are currently working to maximize registration by attending *Back to School Night* this week and working to build a collaborative relationship with the principals and teachers at the schools served.



For the even younger age group, Pre-School 101 began on September 13 at Mariners Library and Newport Coast Community Center. Registration filled to capacity in all 4 classes before the end of August! The fall trimester will run through mid-December with planned activities teaching participants numbers and letters. Art, music, and creative arts will help them prepare for Kindergarten! Both sites are ably supervised by Senior Recreation Leaders Kristen Aguirre and Megan Hanley.

## **FALL ADULT SPORTS UPDATE**

Fall season adult sports are alive and well in Newport Beach. Basketball season tipped off the week of September 13 with 66 teams competing in 11 different leagues. Community Centers at West Newport and Newport Coast, in addition to the Lincoln Athletic Center Gym and Ensign's Junior High School gym are hosting all the action.

The outdoor sports of coed soccer and softball are also burning up the playing fields. Forty-one coed adult 11 on 11 soccer teams are competing in four divisions on the fields of Newport Beach. The City's coed soccer league is widely observed to be the largest coed soccer league in California! Fifty-eight softball teams also round out the outdoor adult sports leagues. Games are played until 10pm weekdays for both soccer and softball. Game sites include Arroyo Park, Bonita Creek Park, Lincoln Athletic Center, and CYC/Grant Howald Park.

## **FOUR PLAYGROUNDS RESURFACED**

General Contractor R. E. Schultz Construction and Tot Turf completed the resurfacing of four parks, including West Newport Community Center, Eastbluff, San Miguel and Bayview. The contractor completed the work within a week and each of the playgrounds were closed down for 2-3 days each. In addition to the resurfacing, the playground equipment at Eastbluff Park received a facelift, with a new tot playhouse and new climbing, play panels and shade roofs attached to the playground structure. The surfacing was also extended to the swings to meet ADA compliance. All four park playgrounds are a bit cheerier now, due to the brightly colored surfaces! Special thanks to Public Works for their assistance with the projects!



## **MARINE PROTECTION & EDUCATION ADOPTION**

The Recreation Division is pleased to announce that they have adopted Marine Protection and Education from Harbor Resources – and a great match it is! Recreation Manager Janet Cates is working with Marine Protection Supervisor Michelle Clemente to develop short- and long-term plans for the tidepools and the Back Bay Science Center. Trips down to Michelle's "office by the sea" at Big Corona beach, to the Little Corona tidepools and to the Back Bay Science Center have been educational and eye opening! Michelle was introduced to her fellow supervisors recently at the Science Center and to the entire department at the quarterly meeting held at the new OASIS Senior Center. Laura Detweiler, Sean Levin and Janet Cates also attended Michelle's bi-monthly staff meeting and met the Marine Naturalist Interpreters (formerly Tidepool Rangers)

## **CARROLL BEEK COMMUNITY CENTER PROJECT**

Recreation staff met with the Balboa Island Improvement Association (BIIA) to update them on the Carroll Beek Community Center remodel project. Discussion included colors/projects materials, construction timeline, and plans for the community center when it re-opens. Discussion items included:

- Recreation staff will be working with California State University, Long Beach students from the Recreation and Leisure Studies Department, to create a survey for Balboa Island to gauge what types of programming they desire at the community center.
- BIIA and the City will partner together to do an "Open House" pancake breakfast in March 2011, to showcase the remodeled facility and expanded program offerings.
- BIIA and the City will partner on marketing the online program survey, grand re-opening of the center and programming through the BIIA's *The Island Bridge*.
- BIIA requested City staff to address concerns regarding the basketball court signage. Staff will update the signage and place a new basketball backboard before the community center re-opens.

## **FACILITY RENTALS**

During the period of July 16– Aug 15, 2010 there were:

- 21 Picnic/Park Area Rentals
- 9 Room Rentals
- 10 Field Rentals
- 7 Gym Rentals
- 2 Wedding reservation — Galaxy View Park-July 31, 2010, 75 guests  
Begonia Park-August 28, 2010, 70 guests

## **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 **Aug** Park Patrol had the following number of contacts:

1. Requested Calls
  - **49 with Youth Sports Groups**
  - **70 Field related issues/checks**
  - **16 Park/Picnic/reservation issues/checks**
  - **92 Community Center issues/checks**
  - **50 Playground checks**
  - **23 other**
  - **CDM Beach Contacts**
    - **136 BBQ's**
    - **79 Tents**
  - 1 Pre-event check s
  - 1 Post-event checks
2. **Public Contacts**
  - 396 education (increase is due to the increased presence at CDM Beach)
  - 14 alcohol
  - 97 dog related

**Written Warnings Issued** - 8 - unauthorized class on public property; commercial photography with no permit; parking violation at China Cove; vendors at CDM Beach; drinking in public at CDM Beach; parking violation at West Jetty View Park.


**Citations Issued**- 2 - parking violation at West Jetty View Park, 1 for barbequing at CDM Beach.

## **SPECIAL EVENT PERMITS**

As of Sept 15, 2010, there were 179 Special Event Permits processed and issued for the year. Those events of note for this period were:

NB Lifeguard Swim– CdM Beach– 8/28– Attendance 200  
CdM Chamber Car Show– CdM Beach– 9/12– Attendance 5000

<b><u>Upcoming Events</u></b>	<b><u>Date</u></b>	<b><u>Time</u></b>	<b><u>Responsible Staff</u></b>	<b><u>Phone</u></b>	<b><u>Location</u></b>
<i><b>The Rainmaker</b></i>	9/10-11/10	2 & 8pm	NTAC Staff	631-0288	NTAC
<i><b>OASIS Sample Class Week</b></i>	10/4- 10/8	all day	Celeste Jardine-Haug	644-3247	OASIS
<i><b>OASIS Grand Re-Opening</b></i>	10/9	2pm	Celeste Jardine-Haug	644-3247	OASIS
<i><b>Urban Ecology &amp; Wildlife Interpretive Hike</b></i>	10/17	9am	Irvine Ranch Conservancy	714-508-4757	Buck Gully
<i><b>Room Service</b></i>	11/12-12/12	2 & 8pm	NTAC Staff	631-0288	NTAC
<i><b>Winter Birds of Buck Gully Interpretive Hike</b></i>	12/3	9am	Irvine Ranch Conservancy	714-508-4757	Buck Gully
<i><b>Winter Wonderland</b></i>	12/4	10am	J Vincent	644-3151	Bonita Creek



*"Your First Choice for Connecting People, Play & Programs"*

## Senior Services Monthly Activities Report

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

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### **OASIS SENIOR CENTER — OPEN**

The move into the new facility was a challenge at best, but it was done with great success. The staff and Friends offices are together as the Center construction and finishing touches are being completed. We had our soft opening on September 20 and our grand re-opening celebration is scheduled for October 9 at 2-5pm.

New staff began work September 7 and we have put them through many trainings so that they were ready for the onslaught of customers on September 20. We have a great crew who are excited and enthusiastic about their new jobs and the facility. Everyone is pitching in to do whatever is needed. Thanks to the great work of our HR Department who made the hiring process a great experience and to our IT Division who is working around the clock to get us up and running to serve the public.



# OASIS AT NIGHT



# August 2010 OASIS UTILIZATION REPORT

PARTICIPANTS ATTENDING 8,591 CUSTOMERS

RECREATIONAL CLASSES 2,124 CUSTOMERS

PERSONALIZED SERVICES PROVIDED 2,273 CUSTOMERS

Includes:

Blood Pressure	55	Information/Referral	1430
Counseling-persons	45	Legal Assistance	12
Eldercare	0	Senior Assessment(hrs)	20
Employment	30	Telephone Reassurance	264
HICAP	4	Visual Screening	3
Housing counseling	30	Transportation Info	380
		Taxes (Seasonal)	

SENIORS RECEIVING TRANSPORTATION SERVICES 1,526 RIDERS

Care-A-Van/Shuttle

CUSTOMERS RECEIVING NOON MEALS AT THE CENTER\* 2,062 CUSTOMERS

\*includes meals on wheels

VOLUNTEER HRS. OF SERVICES PROVIDED AT THE CENTER 680.00 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 323 CUSTOMERS

<u>Day Trips</u>		<u>Sailing Club- Sailors</u>	
Getty Villa	44	OASIS III	68
Disney Concert Hall	40	OASIS IV	116
Pala Casino	55		
<u>Long Trips</u>			

SPECIAL EVENTS/SCREENINGS/LECTURES 283 PERSONS

Big Band Seminar 70

Trail Trekkies 32

OASIS Golfers 157

Computer Friends

UCI Lecture 24



## General Services Department

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PB&R Commission Agenda

Item No. \_\_\_\_\_

October 5, 2010

**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 of the Cameo Community Association.

### **Discussion**

Pursuant to City Council Policy G-1, the Cameo Community Association has submitted the attached Tree Reforestation Request form, requesting the reforestation of 27 City parkway trees within the Cameo Shores and Cameo Highlands community, as part of the Phase IV of the Cameo reforestation program.

This reforestation will continue with the replacement of Ficus and Brazilian Pepper trees with the Hong Kong Orchid trees in the parkways throughout the Cameo community.

On October 5, 2004, the Parks, Beaches and Recreation Commission approved the first phase which consisted of removing, replacing and adding a total of 156 trees.

On January 3, 2006, the Commission approved the second phase, removed and replaced 41 City trees located along East Coast Highway from Cameo Shores entrance to the intersection of Milford Drive and Hampden Road.

On May 6, 2008, the Commission approved the third phase, removed and replaced 31 City trees within the Cameo Shores and Cameo Highlands community.

Staff has attached the Tree Inspection Reports, Tree Inventory Details, and photographs related to each request.

The Association is requesting the removals under the criteria of City Council Policy G-1, Reforestation of City Trees guidelines, and has met all requirements. Cameo Community Association will assume the full cost for the removal and replacement of the tree, approximately \$10,152.00 (\$5,940.00 for 27 24" box replacement trees and \$4,212.00 for removals).

The President of the Cameo Community Association 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 black ink, appearing to read 'Mark Harmon', written over a light blue horizontal line.

Mark Harmon

- Attachments:
- (A) Reforestation Check List
  - (B) Policy G-1, Retention or Removal of City Trees, Reforestation of City Trees, pages 6 - 9
  - (C) Tree Removal Request Application
  - (D) Board of Directors Letter
  - (E) Board of Directors Meeting Minutes
  - (F) Tree Inspection Report
  - (G) Tree Inventory Details
  - (H) Pictures of existing City trees
  - (I) Designated Street Tree Picture, Bauhinia blakeana- Hong Kong Orchid
  - (J) Map of reforestation area



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.

See attached map

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

Located at: Within Cameo Highlands & Cameo Shores

Please be as specific as possible

### Requestor

- Property Owner
- Community Association
- Other

### Address/ Phone (Daytime) / Email

CAMEO COMMUNITY ASSOCIATION  
c/o Villageway Mgmt (Gavin Kuehn)  
2 Venture Ste 500, Irvine, CA 92618  
949-450-1515, gavin.k@villageway.com

Signature:

Robert Pickell

Date: Sep 10, 2010

Print Name:

Robert Pickell

**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:**

<input type="checkbox"/>	Property Owner
<input checked="" type="checkbox"/>	Community Association
<input type="checkbox"/>	Other _____

**Check all items applicable:**

<input checked="" type="checkbox"/>	Tree(s) causing curb, gutter, sidewalk or underground utilities damage.
<input checked="" type="checkbox"/>	Wrong tree species for location
<input checked="" type="checkbox"/>	View encroachment
<input checked="" type="checkbox"/>	Area has clearly defined contiguous boundaries that include the tree(s) proposed.
<input type="checkbox"/>	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.
<input checked="" type="checkbox"/>	Areas represented by a legally established community association, may submit a resolution of the Board of Directors formally requesting a reforestation.
<input type="checkbox"/>	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:

see attached map showing tree locations.

Also attached:

1. Letter from Board of Directors
2. Copy of Association Board Minutes showing approval of reforestation and certification of notice to homeowners

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

## CAMEO COMMUNITY ASSOCIATION



September 11, 2010

Mark Harmon  
General Services Director  
City of Newport Beach

Dear Sir,

This is to inform you that the Board of Directors of the Cameo Community Association at their regular monthly meeting, held on the 24<sup>th</sup> of August 2010, passed a resolution to formally request Phase IV of our reforestation program.

This reforestation will continue the replacement of Fichus and Brazilian Pepper trees with the Hong Kong Orchids in the parkways throughout our community. While the first phase consisted of removing, replacing and adding a total of 156 trees, the second phase removed and replace 41 trees located in our entrances and along PCH. Phase III removed and replaced 31 trees in 2008. This attached application, and map will constitute Phase IV of the Cameo reforestation program.

The Board of Directors also declares that homeowners have been duly notified and were given the opportunity to present their opinions at the regularly scheduled Board meeting on the 24<sup>th</sup> of August. The Board of Directors have agreed to reimburse the City of Newport Beach for 100% of the costs of tree removals and the replacement trees. We further understand that the replanting will be done on a one-for-one basis with 24-inch box trees selected by the association. Please see attached map labeled Cameo Phase IV Reforestation. It is worthy to note that Cameo will also adding an additional 48 new trees to our parkways as a supplement to this reforestation project.

If this reforestation request is approved, please submit invoices to Villageway Management, Attn: Gavin Kuehn, 2 Venture, Suite 500, Irvine, CA 92618.

Regards,

A handwritten signature in blue ink that reads "Robert Pickell". The signature is written in a cursive, flowing style.

Robert Pickell  
Vice President and Acting President  
Cameo Community Association  
Board of Directors

5 Atch: (1) Cameo Reforestation Map, depicting Phases. (2) Satellite Photo showing removals Phase IV. (3) Reforestation Request Form. (4) Signed copy of Aug 24, 2010 Board Minutes. (5) List of tree removals by address.

**CAMEO COMMUNITY ASSOCIATION  
BOARD OF DIRECTORS MEETING  
AUGUST 24, 2010  
Minutes**

**NOTICE OF MEETING**

Upon due notice, had and received, the Members of the Cameo Community Association, a non-profit corporation, held a regularly scheduled Board of Directors meeting on Tuesday, August 24, 2010 at the Coco's Restaurant 3446 E. Coast Hwy, Newport Beach, CA 92625.

**CALL TO ORDER**

The meeting was called to order by Steven Kray, President, at 6:05 p.m.

**DIRECTORS PRESENT**

Steven Kray, President	Rob Pickell, Vice President
Jeff Cole, Secretary	Walter Wallach, Treasurer
Pat Murphy, At Large	Ken Artz, At Large

**ABSENT**

Farhad Shah-Hosseini, At Large	Leon Skeie, At Large
--------------------------------	----------------------

**ALSO PRESENT**

Steve Zotovich, Architectural Committee Chair / Homeowner  
Gavin Kuehn, CCAM<sup>®</sup>, Director - VMI.

**OPEN FORUM**

None conducted

**AGENDA**

A motion was made and seconded to approve the agenda as presented. The motion passed unanimously.

**ADMINISTRATIVE:**

**MINUTES REGULAR**

A motion was made by Walter Wallach, seconded by Ken Artz, to approve the minutes from the July 27, 2010 Regular Board of Directors Meeting, as amended. The motion passed unanimously.

**REFORESTATION PROJECT**

The following motion was made and unanimously approved by the Cameo Board of Directors at an open session after proper notification and placed on the agenda which was posted in accordance with Civil Code 1363.05:

- John Lindgren was appointed to lead the 2010 Reforestation Project and prepare the necessary documents in accordance with the G1 Policy of the City of Newport Beach.

**REFORESTATION  
PROJECT  
CONT.**

Policy of the City of Newport Beach.

- The reforestation Map and list of trees were approved by the Board of Directors. The map and tree list have been posted for review at the Associations Bulletin Board for 30 days and mailed to each affected homeowner.
- The Homeowners, in accordance with the G1 Policy, were all notified and the Association requested and obtained, in writing, approvals and denials of this request. The Homeowners who do not want to participate have been removed from the list. These permission slips are kept with the Managing Agent and have been made part of the permanent record, as directed by the Board President – Steven Kray.

**FINANCIALS:**

**TREASURER'S  
REPORT  
APPROVAL OF  
FINANCIALS**

A motion was made by Walter Wallach and seconded by Steven Kray to approve the financials for July 2010. This motion passed unanimously, subject to audit.

**CD / FINANCIAL  
DIRECTIVES**

A motion was made by Jeff Cole and seconded by Steven Kray to ratify and approve the actions of Walter Wallach and Pat Murphy regarding their placement of two CD's at First Bank (Reserve Funds) into two \$30,000.00 CD's; one for 5 months at .9% & one for 9 months at 1%. This motion was approved unanimously.

**GL 1080  
DIRECTIVE**

The Board of Directors directed Management to create a liability account for the Park & Beach Reservation deposits. The Board of Directors does not want this to show in the income portion of the Financial Reports and should be a liability account as the monies are returned after inspection of area.

**LANDSCAPE:**

**SAND & MULCH**

A motion was made and unanimously approved to approve the proposal from Land Scapes for the necessary addition and clean up of the Sand Boxes and playground mulch in the amount of \$3840.00.

**SAND & MULCH  
CONT.**

Management was directed to have this added to the annual calendar for review; in addition Land Scapes should add this item to their spring inspection and be included in their contract with the Association.

**NEXT MEETING:**


**REGULAR  
MEETING**

The next Regular Meeting of the Cameo Community Association Board of Directors will be held on Tuesday, September 28, 2010 at 6:00 p.m. The meeting will be held Coco's Restaurant, Corona del Mar, CA 92625.

**ADJOURNMENT**

There being no further business to come before the Board of Directors at this time, a motion was made and duly seconded to adjourn the Regular Session Board of Directors at 6:41 p.m. The motion passed unanimously.

**ATTEST**



Leon Skeie, Secretary



## General Services Department

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### TREE INSPECTION REPORT

**Name:** Robert Pickell, Vice President and Acting President  
Cameo Community Association (CCA)  
Board of Directors

**Mailing Address:** Gavin Kuehn, Regional Manager  
Villageway Management  
2 Venture, Suite 500  
Irvine, CA 92618

**Contact:** John Lindgren  
Cameo Community Association  
(949) 721-1475

**Request:** The CCA, Board of Directors are requesting the removal and replacement of 27 City parkway trees located within the Cameo Shores and Cameo Highlands community as part of the Phase IV of the Cameo reforestation program. The request is based on the removal criteria of City Council Policy G-1, Reforestation of City Trees.

**Tree Species/Sites: Cameo Shores Community:**

**4500 Roxbury Road**

- Side-1, Ficus rubiginosa – Rusty Leaf Fig  
(Not listed in City's Tree Inventory)  
Tree Value \$1,380.00

**4501 Roxbury Road**

- Front-1, Cupaniopsis anacardioides – Carrotwood  
Tree Value \$700.00

**339 Milford Drive**

- Front-1, Magnolia grandiflora – Southern Magnolia  
(Not listed in City's Tree Inventory)  
Tree Value \$1,030.00
- Front-2, Magnolia grandiflora – Southern Magnolia  
Tree Value \$1,030.00

**301 Milford Drive**

- Front-2, Bauhinia blakeana – Hong Kong Orchid  
Tree Value \$700.00

**239 Milford Drive**

- Front-1, Magnolia grandiflora – Southern Magnolia  
Tree Value \$2,070.00

- Front-2, Magnolia grandiflora – Southern Magnolia  
Tree Value \$2,070.00
- Front-3, Magnolia grandiflora – Southern Magnolia  
(Not listed in City's Tree Inventory)  
Tree Value \$2,070.00

**201 Milford Drive**

- Front-1, Cupaniopsis anacardioides – Carrotwood  
Tree Value \$1,380.00
- Front-2, Cupaniopsis anacardioides- Carrotwood  
Tree Value \$700.00
- Front-3, Cupaniopsis anacardioides- Carrotwood  
Tree Value \$1,380.00

**Cameo Highlands Community:**

**4727 Dorchester Road**

- Front-1, Ficus benjamina – Weeping Fig  
Tree Value \$1,380.00

**4718 Dorchester Road**

- Front-2, Magnolia grandiflora – Southern Magnolia  
Tree Value \$1,030.00
- Front-5, Schinus terebinthifolius – Brazilian Pepper  
(Not listed in City's Tree Inventory)  
Tree Value \$1,380.00

**4636 Dorchester Road**

- Front-1, Ficus benjamina – Weeping Fig  
Tree Value \$3,260.00
- Front-2, Ficus benjamina – Weeping Fig  
Tree Value \$3,260.00

**4815 Surrey Road**

- Front-1, Bauhinia blakeana - Hong Kong Orchid  
Tree Value \$700.00

**4512 Wayne Road**

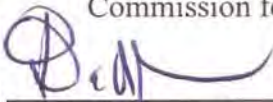
- Front-1, Magnolia grandiflora – Southern Magnolia  
(Not listed in City's Tree Inventory)  
Tree Value \$1,030.00
- Front-2, Bauhinia blakeana – Hong Kong Orchid  
(Not listed in City's Tree Inventory)  
Tree Value \$700.00

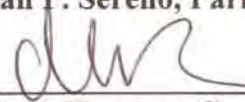
**4500 Wayne Road**

- Front-1, Schinus terebinthifolius - Brazilian Pepper  
(Not listed in City's Tree Inventory)  
Tree Value \$1,380.00



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

Reviewed by:  \_\_\_\_\_ **Date:** September 22, 2010  
Dan P. Sereno, Parks and Trees Superintendent

Reviewed by:  \_\_\_\_\_ **Date:**  
Mark Harmon, General Services Director

**4500 Roxbury Road, Side-1**  
**Ficus rubiginosa – Rusty Leaf Fig**



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### Inventory Detail Search Results

Dist: 10  
 Address: 4501 ROXBURY RD  
 Fictitious: No  
 Location: Front-1  
 On Address: 4501 ROXBURY RD  
 Species: *Cupaniopsis anacardioides*, CARROTWOOD  
 DBH/Height: 0-6 / 01-15  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$700  
 Map: show map and 360° panorama  
 Dist Name: CAMEO SHORES  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
7/7/2010	Grid Pruning	\$39.00	16789	
2/9/2009	Grid Pruning	\$39.00	12667	
6/1/2007	Grid Pruning	\$39.00	9762	
8/11/2004	Grid Pruning	\$39.00	7334	
5/19/2003	Grid Trimming	\$39.00	5154	

### Other Work History

**Date Work Type Crew Acct# Min**

[create new work history](#)

**4501 Roxbury Road, Front-1**  
**Cupaniopsis anacardioides - Carrotwood**



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### Inventory Detail Search Results

Dist: 10  
 Address: 339 MILFORD DR  
 Fictitious: No  
 Location: Front-2  
 On Address: 339 MILFORD DR  
 Species: *Magnolia grandiflora*, SOUTHERN MAGNOLIA  
 DBH/Height: 0-6 / 01-15  
 Parkway Size: S  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$1,030  
 Map: show map and 360° panorama  
 Dist Name: CAMEO SHORES  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
2/6/2009	Grid Pruning	\$39.00	12667	
5/30/2007	Grid Pruning	\$39.00	9762	
8/5/2004	Grid Pruning	\$39.00	7334	
5/15/2003	Grid Trimming	\$39.00	5154	
7/26/2000	Grid Trimming	\$39.00	3581	

### Other Work History

Date	Work Type	Crew	Acct#	Min
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**339 Milford Drive, Front 1 & 2**  
**Magnolia grandiflora – Southern Magnolia**



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### Inventory Detail Search Results

Dist: 10  
 Address: 301 MILFORD DR  
 Fictitious: No  
 Location: Front-2  
 On Address: 301 MILFORD DR  
 Species: *Bauhinia blakeana*, HONG KONG ORCHID TREE  
 DBH/Height: 0-6 / 01-15  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$700  
 Map: show map and 360° panorama  
 Dist Name: CAMEO SHORES  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
7/8/2010	Grid Pruning	\$39.00	16789	
8/24/2009	Service Request Pruning	\$39.00	14397	
2/10/2009	Grid Pruning	\$39.00	12667	
5/30/2007	Grid Pruning	\$39.00	9762	
12/21/2004	Tree and Stump Removal	\$208.00	7886	Ficus rubiginosa
8/5/2004	Grid Pruning	\$39.00	7334	
5/16/2003	Grid Trimming	\$39.00	5154	
7/26/2000	Grid Trimming	\$39.00	3581	

### Other Work History

**Date Work Type Crew Acct# Min**

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**301 Milford Drive, Front 2**  
**Bauhinia blakeana – Hong Kong Orchid**



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### Inventory Detail Search Results

Dist: 10  
 Address: 239 MILFORD DR  
 Fictitious: No  
 Location: Front-1  
 On Address: 239 MILFORD DR  
 Species: *Magnolia grandiflora*, SOUTHERN MAGNOLIA  
 DBH/Height: 07-12 / 01-15  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$2,070  
 Map: show map and 360° panorama  
 Dist Name: CAMEO SHORES  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
7/8/2010	Grid Pruning	\$39.00	16789	
2/10/2009	Grid Pruning	\$39.00	12667	
5/30/2007	Grid Pruning	\$39.00	9762	
8/5/2004	Grid Pruning	\$39.00	7334	
5/16/2003	Grid Trimming	\$39.00	5154	
7/26/2000	Grid Trimming	\$39.00	3581	

### Other Work History

**Date**   **Work Type**                      **Crew**                      **Acct#**   **Min**

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### Inventory Detail Search Results

Dist: 10  
 Address: 239 MILFORD DR  
 Fictitious: No  
 Location: Front-2  
 On Address: 239 MILFORD DR  
 Species: *Magnolia grandiflora*, SOUTHERN MAGNOLIA  
 DBH/Height: 07-12 / 01-15  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$2,070  
 Map: show map and 360° panorama  
 Dist Name: CAMEO SHORES  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
7/8/2010	Grid Pruning	\$39.00	16789	
2/10/2009	Grid Pruning	\$39.00	12667	
5/30/2007	Grid Pruning	\$39.00	9762	
8/5/2004	Grid Pruning	\$39.00	7334	
5/16/2003	Grid Trimming	\$39.00	5154	
7/26/2000	Grid Trimming	\$39.00	3581	

### Other Work History

**Date** **Work Type** **Crew** **Acct#** **Min**

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**239 Milford Drive, Front 1, 2 & 3**  
**Magnolia grandiflora – Southern Magnolia**



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### Inventory Detail Search Results

Dist: 10  
 Address: 201 MILFORD DR  
 Fictitious: No  
 Location: Front-1  
 On Address: 201 MILFORD DR  
 Species: *Cupaniopsis anacardioides*, CARROTWOOD  
 DBH/Height: 07-12 / 01-15  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$1,380  
 Map: show map and 360° panorama  
 Dist Name: CAMEO SHORES  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
2/11/2009	Grid Pruning	\$39.00	12667	
5/29/2007	Grid Pruning	\$39.00	9762	
8/6/2004	Grid Pruning	\$39.00	7334	
5/16/2003	Grid Trimming	\$39.00	5154	
7/26/2000	Grid Trimming	\$39.00	3581	

### Other Work History

Date    Work Type                      Crew    Acct#    Min

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### Inventory Detail Search Results

Dist: 10  
 Address: 201 MILFORD DR  
 Fictitious: No  
 Location: Front-2  
 On Address: 201 MILFORD DR  
 Species: *Cupaniopsis anacardioides*, CARROTWOOD  
 DBH/Height: 0-6 / 01-15  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$700  
 Map: show map and 360° panorama  
 Dist Name: CAMEO SHORES  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
2/11/2009	Grid Pruning	\$39.00	12667	
5/29/2007	Grid Pruning	\$39.00	9762	
8/6/2004	Grid Pruning	\$39.00	7334	
5/16/2003	Grid Trimming	\$39.00	5154	
7/26/2000	Grid Trimming	\$39.00	3581	

### Other Work History

Date Work Type Crew Acct# Min

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### Inventory Detail Search Results

Dist: 10  
 Address: 201 MILFORD DR  
 Fictitious: No  
 Location: Front-3  
 On Address: 201 MILFORD DR  
 Species: *Cupaniopsis anacardioides*, CARROTWOOD  
 DBH/Height: 07-12 / 01-15  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value \$1,380  
 Map: show map and 360° panorama  
 Dist Name: CAMEO SHORES  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
5/29/2007	Grid Pruning	\$39.00	9762	
8/6/2004	Grid Pruning	\$39.00	7334	
5/16/2003	Grid Trimming	\$39.00	5154	
7/26/2000	Grid Trimming	\$39.00	3581	

### Other Work History

Date	Work Type	Crew	Acct#	Min
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**201 Milford Drive, Front 1, 2 & 3**  
**Cupaniopsis anacardioides - Carrotwood**



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## Inventory Detail Search Results

Dist: 9  
 Address: 4727 DORCHESTER RD  
 Fictitious: No  
 Location: Front-1  
 On Address: 4727 DORCHESTER RD  
 Species: *Ficus benjamina*, WEEPING FIG  
 DBH/Height: 07-12 / 15-30  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$1,380  
 Map: show map and 360° panorama  
 Dist Name: CAMEO HIGHLANDS  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
6/7/2007	Grid Pruning	\$39.00	9762	
8/21/2003	Service Request	\$39.00	6071	
7/31/2000	Grid Trimming	\$39.00	3581	

### Other Work History

**Date** **Work Type** **Crew** **Acct#** **Min**

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**4727 Dorchester Road, Front 1**  
**Ficus benjamina-Weeping Fig**



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## Inventory Detail Search Results

Dist: 9  
 Address: 4718 DORCHESTER RD  
 Fictitious: No  
 Location: Front-2  
 On Address: 4718 DORCHESTER RD  
 Species: *Magnolia grandiflora*, SOUTHERN MAGNOLIA  
 DBH/Height: 0-6 / 15-30  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$1,030  
 Map: show map and 360° panorama  
 Dist Name: CAMEO HIGHLANDS  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
2/5/2009	Grid Pruning	\$39.00	12667	
6/7/2007	Grid Pruning	\$39.00	9762	
7/26/2004	Grid Pruning	\$39.00	7334	
7/31/2000	Grid Trimming	\$39.00	3581	

### Other Work History

Date	Work Type	Crew	Acct#	Min
------	-----------	------	-------	-----

**4718 Dorchester Road**  
**Front 2, *Magnolia grandiflora* – Southern Magnolia**  
**Front 5, *Schinus terebinthifolius* – Brazilian Pepper**



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## Inventory Detail Search Results

Dist: 9  
 Address: 4636 DORCHESTER RD  
 Fictitious: No  
 Location: Front-1  
 On Address: 4636 DORCHESTER RD  
 Species: *Ficus benjamina*, WEEPING FIG  
 DBH/Height: 13-18 / 15-30  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$3,260  
 Map: show map and 360° panorama  
 Dist Name: CAMEO HIGHLANDS  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
2/5/2009	Grid Pruning	\$39.00	12667	
6/5/2007	Grid Pruning	\$39.00	9762	
4/23/2007	Service Request Pruning	\$39.00	9762	
8/2/2004	Grid Pruning	\$39.00	7334	
5/19/2003	Grid Trimming	\$39.00	5154	
7/28/2000	Grid Trimming	\$39.00	3581	
7/22/1999	Grid Trimming	\$39.00	2866	

### Other Work History

**Date** **Work Type** **Crew** **Acct#** **Min**

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### Inventory Detail Search Results

Dist: 9  
 Address: 4636 DORCHESTER RD  
 Fictitious: No  
 Location: Front-2  
 On Address: 4636 DORCHESTER RD  
 Species: *Ficus benjamina*, WEEPING FIG  
 DBH/Height: 13-18 / 15-30  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$3,260  
 Map: show map and 360° panorama  
 Dist Name: CAMEO HIGHLANDS  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
2/5/2009	Grid Pruning	\$39.00	12667	
6/5/2007	Grid Pruning	\$39.00	9762	
4/23/2007	Service Request Pruning	\$39.00	9762	
8/2/2004	Grid Pruning	\$39.00	7334	
5/19/2003	Grid Trimming	\$39.00	5154	
7/28/2000	Grid Trimming	\$39.00	3581	
7/22/1999	Grid Trimming	\$39.00	2866	

### Other Work History

**Date Work Type Crew Acct# Min**

[create new work history](#)

**4636 Dorchester Road, Front 1 & 2**  
**Ficus benjamina-Weeping Fig**



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### Inventory Detail Search Results

Dist: 9  
 Address: 4815 SURREY DR  
 Fictitious: No  
 Location: Front-1  
 On Address: 4815 SURREY DR  
 Species: *Bauhinia blakeana*, HONG KONG ORCHID TREE  
 DBH/Height: 0-6 / 01-15  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$700  
 Map: show map and 360° panorama  
 Dist Name: CAMEO HIGHLANDS  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
7/14/2010	Grid Pruning	\$39.00	16789	
8/27/2009	Service Request Pruning	\$39.00	14397	
3/23/2009	Stake & Tie - Crew	Hourly	12666	
2/3/2009	Grid Pruning	\$39.00	12667	
7/17/2008	SP Plant 24" Box w/o RB	\$220.00	12666	
5/19/2008	Tree and Stump Removal	\$156.00	11063	Schinus terebinthifolius
6/8/2007	Grid Pruning	\$39.00	9762	
7/30/2004	Grid Pruning	\$39.00	7334	
8/21/2003	Service Request	\$39.00	6071	

### Other Work History

Date	Work Type	Crew	Acct#	Min
9/18/2008	City Trim	CITY		0

**4815 Surrey Road, Front -1**  
**Bauhinia blakeana – Hong Kong Orchid**



4512 Wayne Road

Front 1, *Magnolia grandiflora* – Southern Magnolia



**4512 Wayne Road**  
**Front 2, Bauhinia blakeana – Hong Kong Orchid**



**4500 Wayne Road, Front -1**  
**Schinus terebinthifolius – Brazilian Pepper**



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### Inventory Detail Search Results

Dist: 9  
 Address: 4500 WAYNE RD  
 Fictitious: Yes  
 Location: Side-1  
 On Address: 601 ROCKFORD RD  
 Species: *Schinus terebinthifolius*, BRAZILIAN PEPPER  
 DBH/Height: 07-12 / 01-15  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$1,380  
 Map: show map and 360° panorama  
 Dist Name: CAMEO HIGHLANDS  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
2/3/2009	Grid Pruning	\$39.00	12667	
6/5/2007	Grid Pruning	\$39.00	9762	
5/16/2003	Grid Trimming	\$39.00	5154	
7/27/2000	Grid Trimming	\$39.00	3581	

### Other Work History

Date	Work Type	Crew	Acct#	Min
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**4500 Wayne Road, Side -1**  
**Schinus terebinthifolius – Brazilian Pepper**



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## Inventory Detail Search Results

Dist: 9  
 Address: 4500 WAYNE RD  
 Fictitious: Yes  
 Location: Side-3  
 On Address: 601 ROCKFORD RD  
 Species: *Schinus terebinthifolius*, BRAZILIAN PEPPER  
 DBH/Height: 0-6 / 01-15  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$700  
 Map: show map and 360° panorama  
 Dist Name: CAMEO HIGHLANDS  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
2/3/2009	Grid Pruning	\$39.00	12667	
6/5/2007	Grid Pruning	\$39.00	9762	
5/16/2003	Grid Trimming	\$39.00	5154	
7/27/2000	Grid Trimming	\$39.00	3581	

### Other Work History

Date	Work Type	Crew	Acct#	Min
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[create new work history](#)

**4500 Wayne Road, Side -3**  
**Schinus terebinthifolius – Brazilian Pepper**



**4600 Wayne Road, Front-1**  
**Magnolia grandiflora – Southern Magnolia**



**4600 Wayne Road, Front-2**  
**Magnolia grandiflora – Southern Magnolia**



4715 Surrey Road, Front -1  
*Magnolia grandiflora* – Southern Magnolia



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### Inventory Detail Search Results

Dist: 9  
 Address: 723 CAMEO HIGHLANDS DR  
 Fictitious: No  
 Location: Front-1  
 On Address: 723 CAMEO HIGHLANDS DR  
 Species: *Ficus benjamina*, WEEPING FIG  
 DBH/Height: 07-12 / 15-30  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value \$1,380  
 Map: show map and 360° panorama  
 Dist Name: CAMEO HIGHLANDS  
 Council Dist: Council Dist 6



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### WCA Work History

Date	Work Type	Amount	Job#	Species (if removed)
2/6/2009	Grid Pruning	\$39.00	12667	
6/5/2007	Grid Pruning	\$39.00	9762	
7/29/2004	Grid Pruning	\$39.00	7334	
8/25/2003	Service Request	\$39.00	6071	
8/1/2000	Grid Trimming	\$39.00	3581	

### Other Work History

**Date Work Type Crew Acct# Min**

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## Inventory Detail Search Results

Dist: 9  
 Address: 723 CAMEO HIGHLANDS DR  
 Fictitious: No  
 Location: Front-2  
 On Address: 723 CAMEO HIGHLANDS DR  
 Species: *Ficus benjamina*, WEEPING FIG  
 DBH/Height: 07-12 / 15-30  
 Parkway Size: 5  
 Utility Overhead: No  
 Maintenance: Grid Trim  
 Valid Site: Yes  
 Estimated Value: \$1,380  
 Map: show map and 360° panorama  
 Dist Name: CAMEO HIGHLANDS  
 Council Dist: Council Dist 6



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7/29/2004	Grid Pruning	\$39.00	7334	
8/25/2003	Service Request	\$39.00	6071	
8/1/2000	Grid Trimming	\$39.00	3581	

### Other Work History

**Date Work Type Crew Acct# Min**

[create new work history](#)

**4715 Surrey Road, Front -1 & 2**  
**Ficus benjamina – Weeping Fig**



**Bauhinia blakeana – Hong Kong Orchid  
Designated Street Tree**



# CAMEO REFORESTATION PROJECT



● Phase I Complete  
Shores New Trees 89  
Highlands New Trees 67  
TOTAL 156

● Trees identified in need of replacement.  
Shores 36  
Highlands 54

● Phase II, PCH Project  
Eucalyptus & Coral Trees removed and replaced  
21 Hong Kong Orchids, 14 New Zealand Christmas Trees

● Phase III, 2008.  
Shores-Remove/Replace 9 Trees.  
Highlands-Remove/Replace 26 Trees.

● Phase IV, 2010  
Shores-Remove/Replace 11 trees  
Highlands-Remove/Replace 16 trees.



## General Services Department

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PB&R Commission Agenda

Item No. \_\_\_\_\_

October 5, 2010

**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 Ensign View 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. Jennifer Scalzo (Attachment A) to donate a bench at Ensign View Park. The donated bench (Attachment B) is included on the City's Official Bench List and will match the existing bench at this site. Attachment C shows the existing wooden bench and Attachment D depicts the location of the proposed bench donation.

There are currently six benches on the lower view walkway of Ensign View Park. Five are Commission approved donated benches (Huntington Beach bench style) that have/or are in the process of replacing existing wooden benches. There is one remaining wooden bench, however, if this donation is approved, it would replace this last existing wooden bench.

Staff reviewed this Park for additional bench donation sites, and feels the Park has now reached full capacity for future bench donations. Once this donation is considered, staff recommends that this site be closed to any future bench donations.

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 "Donated for Brian Scalzo".

Ms. Scalzo, 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:

A handwritten signature in black ink, appearing to read 'Mark Harmon', written in a cursive style.

Mark Harmon

- Attachments:
- (A) Ms. Jennifer Scalzo's Gifts for Tomorrow Order Request Form
  - (B) Huntington Beach bench style picture
  - (C) Picture of existing wooden bench
  - (D) Picture of proposed location



Gifts for Tomorrow Order Request Form



Item #

Description

100

Bench @  
Ensignview park



Contact Information

Jennifer Scalzo

Name

234 Palmer

Mailing Address

Costa Mesa, CA 92627

949.631.5022

Phone



Jennifer Scalzo

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,

Brian Scalzo

First Name

Last Name





**Ensign View Park  
Bench Donation  
Proposed Location**





## Recreation & Senior Services Department

---

To: Parks, Beaches & Recreation Commission

From: Laura Detweiler, Recreation & Senior Services Director  
Matt Lohr, Recreation Manager

Re: **CONSIDERATION OF AN ORDINANCE CHANGE AMENDING SECTION 7.04.030 OF TITLE 7 OF THE NEWPORT BEACH MUNICIPAL CODE PERTAINING TO ANIMALS ON THE BEACH**

---

### RECOMMENDATION

That the Commission at the direction of City Council reconsiders changes if any, to Section 7.04.030 of Title 7 of the Newport Beach Municipal Code pertaining to the hours animals are not allowed on City beaches. It is recommended that the Commission review the following options:

- No change to the ordinance as currently written (prohibits animals on beaches between 9:00am-5:00pm year round); or
- Change hours that animals are not permitted on beaches to 10:00am – 4:30pm on a year round basis; or
- Exclude animals on beaches between the hours of 9:00am to 5:00pm from May 15 to September 15 with no restriction from September 16 to May 14;

and

- Exclude harbor beaches from any changes to the existing ordinance.

and

- Forward recommendation to City Council for their review/approval and 1<sup>st</sup> reading.

### HISTORY

Prior to 1996 the City of Newport Beach Municipal Code section 7.04.030 (see Attachment A) prohibited animals on public beaches during the summer months (June 15 through September 15) anytime and non-summer months (September 16 – June 14) from 9:00am – 5:00pm. In 1996 the ordinance was amended to prohibit animals on public beaches year round during the hours of 9:00am to 5:00pm. Sufficient confusion on the public's part as to when animals were allowed and not allowed on the beaches prompted staff and the sitting City Council to amend the ordinance as it stands today.

### DISCUSSION

Upon request from a group of dog owners, Recreation met with staff from the Fire Department Beach Lifeguards, Police Department Animal Control and local dog owners to discuss changing the hours that dogs are allowed on the beach. These residents requested additional time for dogs to be allowed on the beach to all day between the months of September and May. Of additional concern to this group were the winter months of November and December where the days are shorter with minimal daylight allowed for dog walking under the current ordinance.

**CONSIDERATION OF AN ORDINANCE CHANGE AMENDING SECTION 7.04.030 OF TITLE 7 OF THE  
NEWPORT BEACH MUNICIPAL CODE PERTAINING TO DOGS ON THE BEACH**  
Page 2

The Police Department Animal Control Officers concurred that the reason this ordinance was amended in 1996 was due to the many citizens that had been ticketed on the beach in violation of this ordinance. The Animal Control Officers stated that most citizens found to be in violation had a misunderstanding about the ordinance that centered around the months that animals were and were not allowed on public beaches. Staff and City Council sought to clarify the ordinance by simplifying it to read: "No animals allowed on public beaches any day of the year between the hours of 9:00am to 5:00pm." The ordinance was revised to reflect this clarification and has stood since 1996.

Beach Lifeguards shared concerns about weather conditions that bring warmer temperatures during non summer months causing beach populations to swell. The ordinance allowed animals on the beach during the day in the winter which caused conflicts between the animals and beachgoers. Fights between animals also occurred. Beachgoer complaints of animal urination and defecation were common and more hours had to be spent by officers in patrol of the beaches during winter time when warmer weather occurs.

To provide comparison data, several Orange County coastal communities were contacted to ascertain how their ordinances treat this issue. A synopsis of that data follows.

Cities prohibiting animals on public beaches year round:

- Dana Point
- San Clemente
- Seal Beach
- Huntington Beach

Cities allowing dogs on beaches year round under certain conditions:

- Laguna Beach - Animals not allowed on beaches between the hours of 8:00am to 6:00pm from June 15 to September 16. Animals must be leashed at all times.

Another concern is animal waste that is deposited upon and into the sand of public beaches. A portion of this waste can be monitored in the form of pet owners picking up after their pets. However, as one can imagine, any liquid waste is unrecoverable and resides in the sand until diluted by the environment. The greater concern is irresponsible dog owners who choose not to pick up after their pet.

Understanding that the winter months of November and December provide for very little daylight for dog walking on the beach, staff collectively agreed that adding an hour in the morning and a half hour in the afternoon would provide for greater access with daylight and not be cause for great concern with beach crowds gathering at this time. Consistency with the schedule for when dogs are permitted on the beach is and remains of utmost importance for enforcement purposes and was the basis of staff's recommendation to change the prohibited hours on a year round basis to 10:00am-4:30pm.

**CONSIDERATION OF AN ORDINANCE CHANGE AMENDING SECTION 7.04.030 OF TITLE 7 OF THE  
NEWPORT BEACH MUNICIPAL CODE PERTAINING TO DOGS ON THE BEACH**

Page 3

The Parks, Beaches & Recreation Commission recommended an ordinance change to the City Council at their June 1, 2010 meeting which prohibited animals from beaches 10:00 - 4:30 pm on a year round basis. Council considered this recommendation at their July 27, 2010 meeting and approved an ordinance change that would prohibit dogs between the hours 9:00am to 5:00pm from May 15 to September 15 and no restriction from September 16 to May 14. At the second reading of the ordinance change on August 10, 2010 the Council received public feedback that required further review and consideration of the expanded hours and differentiation of ocean or harbor beaches. All written correspondence to this matter is provided in Attachment B.

**PUBLIC NOTICE**

An E-Select Alert was sent to residents regarding the Commission's review of Section 7.04.030 of Title 7 of the Newport Beach Municipal Code pertaining to the hours that animals are **not** allowed on City beaches.

Attachments: A. CNB Municipal Code Chapter 7.04 Dogs  
B. Public Comments

# Attachment A

## Chapter 7.04 DOGS\*

### Sections:

- 7.04.010 Definitions.
- 7.04.020 Leash Required.
- 7.04.025 Prohibited on School Grounds.
- 7.04.030 Animals Prohibited on Public Beaches.
- 7.04.050 Dogs Prohibited.
- 7.04.055 Penalty.
- 7.04.060 License Required—Fees—Terms.
- 7.04.061 Unauthorized Removal of Tag.
- 7.04.070 Vaccinations.
- 7.04.080 Improper License Tagging.
- 7.04.100 Biting Dog—Report—Custody and Control.

\* Impounding—See Chapter 7.16.

### **7.04.010 Definitions.**

For the purpose of this chapter, certain words and phrases are defined and certain provisions shall be construed as herein set forth, unless it is apparent from the context that a different meaning is intended.

Dog. The term "dog" shall mean and include any canine. (Ord. 2008-12 § 2, 2008: 1949 Code §§ 4100, 4101, 4102)

### **7.04.020 Leash Required.**

No person having the care, charge or control of any dog shall cause or allow, either wilfully or through failure to exercise due care or control, such dog to be present upon any beach, street, alley, or public place, or upon any private property or premises other than his or her own without written consent of the owner or lessee of such land unless such dog is securely restrained by a substantial leash or chain not exceeding six feet in length and controlled by a person competent to restrain such dog. This section shall not be construed as allowing dogs on leashes in the areas from which dogs are prohibited as designated by Sections 7.04.025, 7.04.030, and 7.04.050. (Ord. 89-8 § 1, 1989: Ord. 1230 § 1, 1967: Ord. 796 (part), 1956: 1949 Code § 4107)

### **7.04.025 Prohibited on School Grounds.**

No person having the care, charge or control of any dog shall cause or allow, either wilfully or through failure to exercise due care or control, such dog to be present on or in any public school property other than when specifically invited by the school administration.

The prohibitions contained in this section shall not be applicable to any guide dog while being used by a blind person provided that the dog is on leash, carries clearly visible identification, and the person in charge has an official identification card issued for such purposes. (Ord. 89-8 § 2, 1989)

### **7.04.030 Animals Prohibited on Public Beaches.**

- \* [ A. No person having the care, custody, charge or control of any animal shall permit or allow that animal to be on any ocean front beach or ocean front sidewalk or on any bay front beach between the hours nine a.m. to five p.m.
- B. No person having the care, custody, charge or control of any animal shall permit or allow that animal to be on any ocean front beach, ocean front sidewalk, bay front beach or bay front sidewalk unless that person has, in his or her possession, an implement or device capable of removing any feces deposited by the animal.
- C. The provisions of this section shall not be applicable to:
1. Any animal enrolled and participating in obedience classes offered by the Community Services Department of the City or in any show for which the City has issued a special event permit;
  2. Any guide dog while being used by a blind person or any dog being trained to be a guide dog for the blind pursuant to a recognized program of training provided the dog is on a leash and the person in charge has an official identification card issued for such purposes;
  3. Any blind person. (Ord. 96-29 § 1, 1996; Ord. 95-41 § 1, 1995; Ord. 89-8 § 3, 1989; Ord. 1410 § 1, 1971; Ord. 1386 § 1, 1971; Ord. 796 (part), 1956; Ord. 662: 1949 Code § 4107.1)

**7.04.050 Dogs Prohibited.**

- A. No person shall permit or allow any dog on any public pier or dock.
- B. No person shall permit or allow any dog in the Balboa Island Park, which is a public park located on the west side of Agate Avenue between Park and the alley north of South Bayfront on Balboa Island.
- C. No person shall permit or allow any dog to enter or remain on the playground, basketball courts, or fenced in grass areas immediately surrounding the basketball courts and playground at the 38th Street Park, which is a public park located at Balboa Blvd. at 38th Street, Newport Beach.
- D. The provisions of this section shall not apply to any blind person using a guide dog provided the dog is on a leash. (Ord. 2001-9 § 1, 2001; 1949 Code § 4109) (Ord. No. 2009-3, § 1, 1-27-2009)

**7.04.055 Penalty.**

It shall be unlawful for any person to violate or fail to comply with the provisions of Sections 7.04.020, 7.04.030, or 7.04.050 of this Code. Any person violating or failing to comply with any of the provisions of said sections shall be guilty of an infraction.

Any person convicted of violating or failing to comply with any of the provisions of said sections shall be punishable by the fines as is specified in the currently adopted Uniform Infraction Bail Schedule used by the Orange County Municipal Courts. (Ord. 89-8 § 5, 1989; Ord. 88-9 § 1, 1988; Ord. 1659 § 1, 1976)

**7.04.060 License Required—Fees—Terms.**

Every person who keeps a dog older than four months for more than thirty (30) days in the City shall obtain a dog license. The duration of this license shall be the greater of six months or the remaining term of the dog's rabies inoculation, up to the maximum of three years.

The fee for the dog license shall be established by resolution of the City Council. License fees are delinquent thirty (30) days after the due date and shall be subject to the payment of a late charge established by resolution of the City Council.

With each license, the City shall provide a tag with an imprinted number which shall be worn by the dog when in public. This tag number shall reference the file kept by animal control on each dog which includes:

1. A description of the dog;
2. Owner's name, address, and telephone number;
3. Duration of license; and
4. Duration of rabies inoculation. (Ord. 87-29 § 1, 1987; Ord. 1720 § 1, 1977; Ord. 1638 § 1, 1975; Ord. 1346 § 1, 1970; Ord. 1260 § 1, 1968; Ord. 1188 § 1, 1966; Ord. 868 (part), 1958; 1949 Code § 4110)

**7.04.061 Unauthorized Removal of Tag.**

No unauthorized person shall remove from any dog any collar or harness or other device to which is attached a license tag for the current year or remove such license tag from any dog. (Ord. 1188 § 2, 1966)

**7.04.070 Vaccinations.**

A. Defined. The term "vaccination" shall mean the inoculation of a dog with a vaccine approved by the Orange County Health Department.

B. Required. Every person who owns or harbors any dog shall have such dog vaccinated against rabies on or prior to the date such dog reaches four months of age and thereafter at intervals of not greater than two years. A dog may not be licensed prior to vaccination.

C. Veterinarian's Certificate. Every duly licensed veterinarian after vaccinating any dog shall sign a certificate in triplicate containing the following information:

1. The name and address of the owner or harbinger of the vaccinated dog.
2. The kind and serial number of vaccine used and the date of vaccination.
3. The year, number of dog license tag, and name of City where issued; or, in the event that the dog has not previously been licensed, a notation to that effect.
4. The breed, age, color, and sex of the vaccinated dog.

Such veterinarian shall immediately present the original certificate to the owner or harbinger of the dog, shall deliver the duplicate copy of the certificate of the Orange County Health

**Lohr, Matt**

---

**From:** Randy Seton [redacted]  
**Sent:** Tuesday, August 17, 2010 6:18 PM  
**To:** Lohr, Matt  
**Subject:** ORDINANCE AMENDING SECTION 7.04.030

(Please disregard my first email today, I accidently sent you my rough draft)

TO:

Matthew Lohr

Recreation Manager,

City of Newport Beach

Subject:

**CONSIDERATION OF AN ORDINANCE AMENDING SECTION 7.04.030 IF TITLE 7 OF THE NEWPORT BEACH MUNICIPAL CODE, PERTAINING TO ANIMALS PROHIBITED ON PUBLIC BEACHES [100-2010].**

First of all, For this ordinance amendment I urge you to strike out "Bayfront beaches" and for that fact all Newport Harbor beaches". And for now try just OCEAN Beaches. There is no language in regards to the ASBS areas (Little Corona to Crystal Cove), and the critical EPA TMDLS for bacteria in Newport Bay. There is new scientific evidence that shows how animal bacteria are harmful in sand to human exposure, and that even residue can find "pathways" into the receiving waters.

Balboa Island has seven bay water sampling sites for monitoring bacteria harmful to humans of the seven sites, four of them get posted frequently:

Sapphire Ave, Grand Canal, Onyx Ave and Garnet Ave. not to say other beaches on the Island have been posted for standard violations of Total Coliforms, Fecal Coliforms, and Enterococci.

The most important issue we're looking at here:

Is this a benefit for our ongoing hard work trying to clean up our bay for water-contact recreation (REC-1) and shellfish harvesting (SHEL), or are we going backwards?

As you might know there is new scientific evidence of harmful bacteria and parasite transfer from the sand on beaches from waste from dogs that cannot be justified when its harmful to babies and young children trying to safely enjoy our bay.

Bacterial contamination of the waters of Newport Bay can directly affect two designated beneficial uses: water-contact recreation (REC-1) and shellfish harvesting (SHEL).

Coliform has diverse origins, including: manure fertilizers which may be applied to agricultural crops and to commercial and residential landscaping; the fecal wastes of humans, household pets and wildlife; and other sources.

Implementation of the Newport Bay bacteria TMDL is expected to address these bacterial quality problems and to assure attainment of water quality standards, that is, compliance with water quality objectives and protection of beneficial uses regarding high priority water contact recreation and shellfish harvesting areas. Compliance dates for these TMDL standards are expressed as "Soon As Possible".

I have talked with many folks all over Newport regarding this and most agree we need to do something to REDUCE any potential pathways for bacteria loads that can enter our bay especially which gets more of a concentration than the ocean, especially from dogs and cats.

The Newport Beach police Department has reservations in regards of enforcement for extended Animals on the beach hours.

Again, extending dogs, or as written "Animals" hours of use to beaches does not meet a water quality plan or model for achieving lower bacteria source objectives.

As a member of the Newport Coastal/Bay water quality advisory Committee I will be addressing new science findings and potential health concerns regarding animal waste on our beaches.

Again do not change this ordinance for Newport Bay harbor

beaches, sidewalks, and bayfronts. Newport Beach has to be one of the most dog friendly coastal city's in Southern California. So try the Ocean Beaches, but leave harbor beaches the same or more restrictive, so we can achieve water quality standards we've been working so hard to get.

Would anyone like to walk around Balboa Island ally's, bayfront's and beaches barefoot after dark? I didn't think so...

Randy Seton  
110 Topaz Ave  
Balboa Island, CA 92662  
949-675-8483

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CONFIDENTIAL NOTICE: This e-mail transmission (and the attachments, if any, accompanying it) may contain confidential information. The information is intended only for the use of the intended recipient. If you

**Lohr, Matt**

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**From:** Randy [ranbal@sbcglobal.net]  
**Sent:** Thursday, August 05, 2010 11:08 AM  
**To:** Lohr, Matt  
**Subject:** NBMC Title Amendment

TO:  
Matthew Lohr  
Recreation Manager,  
City of Newport Beach

Subject:  
**CONSIDERATION OF AN ORDINANCE AMENDING SECTION 7.04.030 IF TITLE 7 OF THE NEWPORT BEACH MUNICIPAL CODE, PERTAINING TO ANIMALS PROHIBITED ON PUBLIC BEACHES [100-2010].**

Please consider **NOT** extending the dogs on beaches hours municipal code to beach areas in Newport Bay especially on **Balboa Island, use the ocean beaches only**. As you know the OC has grown significantly and so has the number of dogs. Balboa Island is being strained/worn for the use of dog walking on our bay front's and beaches, and alley areas. After talking with many Islanders recently in regards to the use change, the tensions are climbing and new issues are on the boiler concerning beach health issues and the difference of "concentration" between the ocean and the bay in regards to bacteria loads. I strongly feel a rising "Pandora's Box" effect here on the Island concerning this issue and really don't want to see it go ballistic.

I strongly suggest extending the hours for **ocean beaches only, Not to the Newport Harbor beaches** (most lighted at dusk).

I side with Councilman Selich and Webb to just keep thing the way they are. Researching many other beach city "dogs on beach" rules/ordinances from San Diego to Santa Monica, dogs are restricted from most beaches except for designated walkways, trails, and designated dog use areas. The City of Newport Beach restricts dogs from all parks, which makes the beach use confusing.

I know its not the dogs, its the owners contributing to this issue.

I also request you consider looking at ocean beach designated dog parks as many water quality minded and recreational water/coastal cities incorporate.

I have already sent this to the Mayor, Council Members and the City Manager

Thank you,

Randy Seton  
Balboa Island  
949-675-8483

**Lohr, Matt**

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**From:** Torrey, Christopher D. [ctorrey@lpainc.com]  
**Sent:** Thursday, August 05, 2010 2:59 PM  
**To:** Lohr, Matt  
**Subject:** dogs on the beach

Sent this to the council already but got your name recently as someone who would receive comments regarding this issue. Sorry if that's not the case, but the following are my thoughts...

Re: amendment to Section 7.04.030 of Title 7 of the Newport Beach Municipal Code

The blanket removal of winter restrictions to dogs on the beach seems a bit hasty and made without the thorough thoughtful review that it deserves. It seems like it would make more sense to ease into this and let dog owners earn the removal of these restrictions. It would be easier to add then take away. Have you been to or seen Dog Beach in Huntington Beach, is that what you want for Newport Beach? To say that dog owners have nowhere to go is simply not true, the River Jetty area which I assume is not under the jurisdiction of Newport Beach is overrun with dogs a fair amount of the time and is certainly well used by dog owners and avoided by non-dog owners. Dog Beach in Huntington is not adjacent to homes and therefore does not really affect any residents. Newport Beach on the other hand does not have an area of beach that does not affect adjacent residents who most likely would not be all that happy to have the area outside their home designated as Newport's Dog Beach.

As someone who regularly walks on the beach all year long including the winter it is not uncommon to see unleashed dogs running down the beach and/or occasionally encounter dog feces left by some irresponsible person. To police these issues is really not possible and opening the door to everyone will only make these problems worse. Obviously there are many responsible dog owners that control their dogs and pick up their waste; unfortunately there are also many that do not. It seems to me that what we have now works fine for everyone both dog owners and non-dog owners, if it's not broken don't fix it. At the very least try expanding the hours a little and see if there are problems and/or if people are responsible then consider additional changes.

Chris Torrey  
Newport Beach resident

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*Phyllis Bricker*

12592 Bubbling Well Road  
North Tustin, CA 92705

RECEIVED COUNCIL AGENDA  
NO. 4  
8-10-10

2010 AUG -6 AM 9:36

City Clerk's office

33100 Newport Boulevard  
Newport Beach, CA 92663

August 9, 2010

OFFICE OF  
THE CITY CLERK  
CITY OF NEWPORT BEACH

To whom it may concern:

This letter is being written

to inform you that your ordinance

which will allow dogs on the

Crown del Mar beach from

9-5 every day is not

written with any regard for

the citizens of your city.

People who frequent the

beach with family members

would like to think they

-2-

would be able to enjoy themselves

without being bothered by dogs

running about and/or retrieving

themselves ad lib. I've never

observed a dog owner with a

proper scooper at the beach.

I would certainly not want

to be forced to go to court

to sue a dog owner because

of an injury to a baby,

a young child, a young adult

or a senior citizen.

Please think some more

-3-

before considering a vote in  
favor of such a law.

Sincerely,

Mrs. Phyllis Bird

August 3, 2010

To: Mayor Curry, Mayor Pro Tem Michael Henn, and Newport Beach City Council Members, Leslie Daigle, Nancy Gardener, Steve Rosansky, Ed Selich and Don Webb

Re: Prospective Change to Dog Hours on Beach During Non-Summer Months

cc: City Manager David Kiff, City Attorney David Hunt, City Clerk Leilani Brown

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We are very concerned about the news that the Council is considering abolishing the long standing ban of dogs on the beach in the non-summer months during the hours when the beach is being used by numerous residents and foreign and domestic visitors. We speak on behalf of dozens, if not hundreds, of Newport Beach residents and voters. We can mobilize them for signatures and attending a hearing if there were time. However, we will be out of town starting tomorrow and can not be at the next hearing. Having just found out about the passage of the first reading and having plans to leave town for a family wedding in Montreal, we do not have time to do the mobilization now but if important to the Council will do so when we get back.

We are oceanfront residents and can see first hand the effect dogs have on human's enjoyment, health, and safety on the beach. As city residents, we are also concerned that more dogs mean more liability for the city (including dog bites) and more health and quality issues on the sand and in the water. The non-summer months are equally important to residents and to many resident, more important even than the summer months. For many residents their enjoyment of the beach increases with the clear warm weather of fall and spring.

We also are dog owners, who love our dogs, and while we would enjoy the extra hours of walking our dogs on the beach, we feel the disadvantages far outweigh the benefits for the entire community and for our visitors (foreign and domestic) during the non-summer months, where Newport beaches are still a first-class destination.

Newport Beach already has some of the most liberal policies in Los Angeles, Orange and San Diego counties regarding allowing dogs on the beach. Abolishing any restrictions will make Newport beaches a "doggie destination" for people from all these places.

As Newport peninsula residents, we work hard daily, to maintain the safety and beauty of the beach. We keep the boardwalk and sand clean and we see the effect that dogs have on the boardwalk and sand.

Reasons to not adopt the proposal:

1. The city will have more liability as more dog-people interaction will have dog bite and health issues.
2. Dogs poop and urinate on the boardwalk. This often happens, and if it is not cleaned up immediately, bare feet and bicycles spread it along the boardwalk. It's smelly, gross, and unhealthy. Nearby residents keep bleach, bags, and hoses handy, but we cannot always discover it immediately. (Unfortunately dog-owners do not always clean-up their dog's mess—see #3 below.)
3. Dogs poop and urinate on the sand. This is harder to notice because sometimes sand covers it partially. People notice it when they step in it, or worse, when kids or adults run their fingers through the sand.
4. Many dog owners are diligent about cleaning up after their dogs. But not all are (especially if they think no one is looking). If only 1 in 100 neglects to pick up—that dirties our beach quickly. Nearby residents are always asking dog owners to clean up.

Very recently, a dog owner did not clean up after his dog—a not uncommon event. My husband politely asked him to clean up and the owner glared at my husband and said, "No". Another resident walked up and nicely asked and was answered, "Why should I?" Just then another neighbor walked up with a plastic bag and handed it to him, but the dog owner just threw it down and walked away.

Not 10 minutes ago, I saw a dog "do its business" on the sand, the owner kick sand over it, look up and see me watching, and literally pull their dog and run away.

We are almost always treated with anger when we politely ask someone to clean up after their dog. Sometimes we are afraid to confront a transgressor, and so we wait and clean it up ourselves.

5. Although the law specifies that dogs must be on a leash, in the winter months about a third of them are running free. They arrive at the beach on a leash, but the owners unleash them to let them "run free". This leads to numerous dog fights, and terrified children (and adults).
6. Dogs bother people on the beach. It's scary when you buy your child a hamburger or ice cream, and a curious dog (and I have seen pit bulls) comes up to investigate. Children playing in the sand are especially bothered. During the non-summer months, I often hear screams of terrified children, and see parents rushing to protect them. The dog owner often just smiles and says,

“Oh, don’t worry, he’s friendly”, or “Oh that hamburger just smells so good to him”.

6. Our beautiful Newport beaches are used by humans year-round. Our residents and visitors, walk, run, relax , and explore everyday, no matter what the weather or season. They deserve a clean, safe beach.

What are the solutions?

1. If we keep the hours and leash laws the way they are, residents and visitors can use the beach during the daytime hours.
2. If you change the hours SLIGHTLY during the non summer months, then dog owners will have some daylight hours to walk their dogs on the sand, and people will know they will expect dog-human interaction at those hours.
3. Designate a few sparsely used portions of the beach for all-day dog walking. Many portions of Newport Beaches are used year round by residents and visitors. The primary recreational purpose of the beach is for residents and visitors. Although most southern California beaches do not allow dogs at all, a few have a designated “dog beach”
4. Although it really won’t be enforceable without significant patrolling and city expense, let dog owners get a special permit for dog walking, so that clean up and safety can be enforced. This is similar to Newport peninsula having residents and frequent visitors purchase special parking permits (blue meters).
5. Have heavy, heavy enforcement of leash laws, clean up laws, and safety laws regarding dogs, even though this will be a significant expense to the City. Give lifeguards, police, and even volunteers authority to fine and enforce those laws. Use existing and install new cameras to enforce these fines.

Let me reiterate, we are dog owners and we would benefit from these all-day laws. But we feel as residents and voters it is not worth the price we pay in civic liability, cost to the city, lack of cleanliness, safety, and healthiness of our beaches to allow dogs on the beaches all day during the non summer months. Come sit and watch for an hour or two and then re-evaluate the issue.

Thank you for your consideration.

Marilee, Charles, & Richard Ajalat  
Chris & Christi Matarese  
2504 W. Oceanfront Avenue, Newport Beach, CA 92663

**Lohr, Matt**

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**Subject:** FW: Beach hygiene

**From:** Les Klingerman [mailto:islanduo@gmail.com]  
**Sent:** Friday, September 10, 2010 9:17 AM  
**To:** Detweiler, Laura  
**Subject:** Fwd: Beach hygiene

Good morning Ms. Detweiler, here is a copy of the email that I sent to the council members last month. I strongly believe that HEALTH issues should be the #1 concern of this commission as well. Choosing to own a dog on this unique island brings added and obvious challenges, creative solutions and surely some inconvenience for the owner. Their choices are their responsibility and they should not be allowed to impact the health and enjoyment of the rest of the residents.

----- Forwarded message -----

From: **Les Klingerman** <islanduo@gmail.com>  
Date: Fri, Aug 6, 2010 at 6:13 PM  
Subject: Beach hygiene  
To: [curryk@pfm.com](mailto:curryk@pfm.com)  
Cc: [edselich@roadrunner.com](mailto:edselich@roadrunner.com), [gardnerncy@aol.com](mailto:gardnerncy@aol.com), [mhenn527@hotmail.com](mailto:mhenn527@hotmail.com), [nhenn527@hotmail.com](mailto:nhenn527@hotmail.com), [dwebb@newportbeachca.gov](mailto:dwebb@newportbeachca.gov), [lesliedaigle@aol.com](mailto:lesliedaigle@aol.com)

Dear Mayor,

Please consider what many of our neighbor cities have done to protect the hygiene of beaches by restricting/limiting animals on their beaches. Balboa Island is unique in that it has very limited beaches for our families to enjoy and all too often animal feces are discovered. Years ago no animals were allowed on BI beaches and for good reason, I suspect that present rules were meant more for the ocean beaches not island beaches.

I have been a dog owner for over fifty years and think that specific dog parks offer fine solutions, but health factors should be your first consideration for our beaches and water by preventing consistent contamination with feces bacteria. Even picking up after animals, there would still contaminate remaining in the sand. No one wants to have their children exposed to that. Sea water/tides do not clean or disinfect the sand.

There are numerous studies by Universities, health departments and sanitation departments to document the health hazard of feces in sand beaches. Not only is there the health issue, but the reputation of our fine island and the potential economical impact on the vacation/recreational status should our beaches become laden with dog waste. Not an attractive outcome!

Therefore, I urge the city council to eliminate animals from Balboa Island beaches altogether, we have lots of sidewalks, alleys, streets and even the animal owners very own property for their animals to use.

Respectfully,

Dr. Les Klingerman  
cell (949) 510-3521

# Ocean front residents petition to allow dogs on the ocean facing beaches (Not ALL OF)

## all day from Sept 16 - May 14

**Primary reason for the change** Safety is our primary concern. Walking on the ocean facing beaches at night and the streets during the day can be dangerous. During the off-season the beaches are generally vacant and the days become too short to allow reasonable walks in daylight after 5pm. The sidewalks in the neighborhoods near the beach are not sufficient to walk, forcing most to walk in the middle of the streets during the hours with the heaviest traffic. The current situation is dangerous to motorists as well as pedestrians.

**Action petitioned for** We, the undersigned, are ocean front residents of Newport Beach who urge our leaders to act now to allow dogs on leash to access to the ocean facing beaches all day between Sept 16<sup>th</sup> and May 14<sup>th</sup>.

Printed Name	Signature	Address	Comment/Contact information	Date
ROBERT H. GRIDLAY		2506 W. OCEANFRONT	HERIOT COX.NET	9/22/10
Kelly Wilson		5405 Seashore, dr	Kellyrjandwilson@yahoo.com	9/22/10
FRANK MUSCATERRA		5403 River Ave - NB	frankmuscaterra@aol.com	9/22/10
David Rhea		210 47th St.	davidrhea@juno.com	9/27/10
KAREN FARMY		5407 Seashore Drive	svfarmer@aol.com	9/27/10
Jim Thurland		5309 River Ave		9/27/10
Heidi Andrews		5309 River Ave		9/27/10
Tricia Buckles		117-54th St NB	triciabuckles@aol.com	9/28/10
AMIE BOSTON		5307 Seashore Dr	amieboston@yahoo.com	9/28/10
Sarah Lynch		6301 Seashore	Sarahlynch@yahoo.com	9/28/10
Michelle Park		5404 River Ave	parkmanna@aol.com	9/28/10
NICOLA GURER		5400 River	"	"

# Petition to allow dogs on the ocean facing beaches all day from Sept 16 - May 14

**Primary reason for the change** Safety is our primary concern. Walking on the ocean facing beaches at night and the streets during the day can be dangerous. During the off-season the beaches are generally vacant and the days become too short to allow reasonable walks in daylight after 5pm. The sidewalks in the neighborhoods near the beach are not sufficient to walk, forcing most to walk in the middle of the streets during the hours with the heaviest traffic. The current situation is dangerous to motorists as well as pedestrians.

**Action petitioned for** We, the undersigned, are concerned citizens who urge our leaders to act now to allow dogs on leash to access to the ocean facing beaches all day between Sept 16<sup>th</sup> and May 14<sup>th</sup>.

Printed Name	Signature	Address	Comment/Contact information	Date
Loren Zeta		508 W oceanfront NB	lmezeta@gmail.com	9/26
Toni Elliott		117 1/2 54th St NB	tte@treadrunner.com	9/26
Jayne Nelson		Box 5164 9th St NB	Jayne9002@aol	9/26
Neal F. Brown		2321 Ardenia NB	neocuy sez Xepi	9/26
Wendy Wolfe		345 Univ. Dr. B-2	Dino Snatra@netzero.net	9/26
Patsy Houser		600 St James Pl		9/26
Barbara Caughman		5400 River Ave.	bhcaughman@gmail.com	9-27-10
Wendy McCarter		412 38th St.	wendymc10sbcglobal.net	9/27/10
Robert Pierson		2111 Ocean front	Smartape@SBCglobal.net	9/27/10
Anna Wulski		5004 Slausmore Dr.	Chefanna@mapquest.com	9/27/10
Amy Schreyer		4509 Lido Sand-Dr		
Margaret Mesebach		5403 River Ave.	margbucci@aol.com	9/27/10

# Ocean front residents petition to allow dogs on the ocean facing beaches (Not All Of) all day from Sept 16 - May 14

Primary reason for the change	Safety is our primary concern. Walking on the ocean facing beaches at night and the streets during the day can be dangerous. During the off-season the beaches are generally vacant and the days become too short to allow reasonable walks in daylight after 5pm. The sidewalks in the neighborhoods near the beach are not sufficient to walk, forcing most to walk in the middle of the streets during the hours with the heaviest traffic. The current situation is dangerous to motorists as well as pedestrians.
Action petitioned for	We, the undersigned, are ocean front residents of Newport Beach who urge our leaders to act now to allow dogs on leash to access to the ocean facing beaches all day between Sept 16 <sup>th</sup> and May 14 <sup>th</sup> .

Printed Name	Signature	Address	Comment/Contact information	Date
Max Liskin	<i>Max Liskin</i>	126 E Ocean Blvd 1007		9-23-10
Carly Bennett	<i>Carly Bennett</i>	2129 E Ocean Beach, CA 92661		9-25-10
Rubin Senour	<i>Rubin Senour</i>	1000 E. Balboa Blvd		9/25/10
Carol Senour	<i>Carol Senour</i>	1000 E. Balboa Blvd.		9/25/10
Bob Senour	<i>Bob Senour</i>	1000 EAST BALBOA BLVD		9-25-10
Krishni Unachera	<i>Krishni Unachera</i>	1600 E. Balboa Blvd		9/25/10
David Le Bull	<i>David Le Bull</i>	7 Majd Ct.		9/25/10
Jerry Smith	<i>Jerry Smith</i>	111 Via Florence		9/25/10
Richard Steffens	<i>Richard Steffens</i>	5607 SEAFORE DR		9/25/10
Jack Coleman	<i>Jack Coleman</i>	5609 Seashore Dr.		9/25/10
Michael Ventres	<i>Michael Ventres</i>	5609 Seashore Dr		9/25/10
Michael Ventres	<i>Michael Ventres</i>	5017 Kiewit Ave.		9/25/10

Money

# Petition to allow dogs on the ocean facing beaches all day from Sept 16 - May 14

**Primary reason for the change** Safety is our primary concern. Walking on the ocean facing beaches at night and the streets during the day can be dangerous. During the offseason the beaches are generally vacant and the days become too short to allow reasonable walks in daylight after 5pm. The sidewalks in the neighborhoods near the beach are not sufficient to walk, forcing most to walk in the middle of the streets during the hours with the heaviest traffic. The current situation is dangerous to motorists as well as pedestrians.

**Action petitioned for** We, the undersigned, are concerned citizens who urge our leaders to act now to allow dogs on leash to access to the ocean facing beaches all day between Sept 16<sup>th</sup> and May 14<sup>th</sup>.

Printed Name	Signature	Address	Comment/Contact information	Date
PHILLIP LAPORTE		5006 RIVER N.B.		9/25
Susan Curtis		2009 Quince N.B.		9/25
John Curtis		2009 Quince Blvd -		9/25
Alex Walker		1530 Concourse Blvd		9/25
Cather Hensberger		5516 River	HFARRIS99@aol.com	9/26
Rick Sheppard		117 54 <sup>th</sup>	949-274-1243	9/26
Tom Zitka		1192 SPECTRUM	949-336-7732	9/26
BARBARA DE LA PERA		5103 SEAWHARL 92043	562-201-1135	9/26
TAVIS HILL		6308 W. Ocean Blvd	949-632-1575	9/26
NOEL GULLY		514 RIVER BLVD	649-300-7132	9/26
NICOLE PANK		5408 RIVER AVE		9/26
Jean Greenblatt		906 W. Balboa Blvd NB	714 749 4414	9/26

# Petition to allow dogs on the ocean facing beaches all day from Sept 16 - May 14

**Primary reason for the change**  
Safety is our primary concern. Walking on the ocean facing beaches at night and the streets during the day can be dangerous. During the offseason the beaches are generally vacant and the days become too short to allow reasonable walks in daylight after 5pm. The sidewalks in the neighborhoods near the beach are not sufficient to walk, forcing most to walk in the middle of the streets during the hours with the heaviest traffic. The current situation is dangerous to motorists as well as pedestrians.

**Action petitioned for**  
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Printed Name	Signature	Address	Comment/Contact information	Date
Carlynn McKeon		609 W. B. LEBON	CASE C MOCAPRACORPORATION	9/25/10
Peter Hass		1808 W. BALBOA	petep@sportsusa.com	9/25/10
PAULETTE ADAMS		1808 W. BALBOA	Be Adams@Hotmail.com	9/25/10
Rita Kramp		4210 Park Newport #204	RitaKramp@aol.com	9/25/10
Jim Newkirk		1000 W. Balboa Blvd #113	jnewkirk@Ziiss.com	9/25/10
MICHELLE MENDOZA		2027 Baypointe Dr NB	MuelleMc84@yahoo	9/25/10
Brentford		P.O. Box 3014		9/25/10
Andy Crane		3501 Seashore Dr. WB	Andy.Crane@green.org	9/25/10
JENNIFER BENSON		220 WILSON ST NB	JPOWANE@SALUDAX	9/25/10
PROB WALKER		320 WILSON ST	Walker@Sundance.net	9/25/10
GRACEY TRAVINO		1104 US BAYVIEW NB	TRASTAVIE@SMAIL.COM	9/25/10
NIGHT OWL		109 26th Street NB		9/25/10

# Petition to allow dogs on the ocean facing beaches all day from Sept 16 – May 14

Primary reason for the change: Safety is our primary concern. Walking on the ocean facing beaches at night and the streets during the day can be dangerous. During the off-season the beaches are generally vacant and the days become too short to allow reasonable walks in daylight after 5pm. The sidewalks in the neighborhoods near the beach are not sufficient to walk, forcing most to walk in the middle of the streets during the hours with the heaviest traffic. The current situation is dangerous to motorists as well as pedestrians.

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Printed Name	Signature	Address	Comment/Contact information	Date
ASHLEY RIFSDAL	<i>A. Rifsdal</i>	N.B. 1063 CAMPANILE 92660		9/23
CHUCK WASTON	<i>Chuck Waston</i>	332 LINDO AVE. N.B.		9/23
VENICE FERRO	<i>Venice Ferro</i>	600 W. BAYVIEW BLVD #103		9/23
Doug Cotton	<i>Doug Cotton</i>	206 15 <sup>th</sup> st		9/27
KAREN VAN THOR	<i>Karen VanThor</i>	1508 CORNWALL LN		9/24
RUTH CHASE	<i>Ruth Chase</i>	205 JOHNSON PI		9/24
Jane Lanear	<i>Jane Lanear</i>	# 25 Bay Is NB	St Marys Lane at Marina.com	9/25
CARMEN TAYLOR	<i>Carmen Taylor</i>	2232 OCEANVIEW DR	yes	9/25
BARBARA McVICKER	<i>Barbara McVicker</i>	21. B. 1311 W. Bayview	yes	9/25
BEVERLY PHARO	<i>Beverly Pharo</i>	2203 W Bayview #103 92663	pred. goes yahoo.com	9/21
CHARLES COTTON	<i>Charles Cotton</i>	2424 SANTIAGO NB 92660	charlieb.cotton@gmail.com	9/25
DIONNE COTTON	<i>Dionne Cotton</i>	"	"	9/25

# Petition to allow dogs on the ocean facing beaches all day from Sept 16 - May 14

Primary reason for the change: Safety is our primary concern. Walking on the ocean facing beaches at night and the streets during the day can be dangerous. During the offseason the beaches are generally vacant and the days become too short to allow reasonable walks in daylight after 5pm. The sidewalks in the neighborhoods near the beach are not sufficient to walk, forcing most to walk in the middle of the streets during the hours with the heaviest traffic. The current situation is dangerous to motorists as well as pedestrians.

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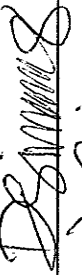



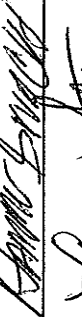

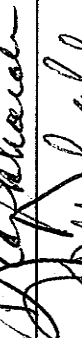





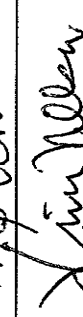


Printed Name	Signature	Address	Comment/Contact information	Date
Shirley Reinker	<i>Shirley Reinker</i>	5319 Lido Sands Dr.	YES MORE DAYLIGHT PLEASE!	9/22/10
GREG REINKER	<i>Greg Reinker</i>	5319 Lido Sands Dr.	NBDOLFNS@STGLOBAL.NET 949-645-1821	
Sarah Calvert	<i>Sarah Calvert</i>	215 30TH ST	Sarah.Zielsdorfer@gmail.com 9/22/10	
Trish Knapp	<i>Trish Knapp</i>	2704 Hillside Drive Newport Beach, CA 92660	Trishknapp@cox.net I schedule to walk with daylight	9/22/10
PATRICIA TEEM	<i>Patricia Teem</i>	2817 HA LARAYETTE RD	Yes please	9/22/10
Eric Till	<i>Eric Till</i>	5019 Kuebler Ave	Yes / eric@legnet.com	9/22/10
Michael Spitznack	<i>Michael Spitznack</i>	5315 Lido Sands Dr	Yes	9/22/10
Rhonda Vales	<i>Rhonda Vales</i>	212 Tushin Ave	yes	9/22/10
Scott Abraham	<i>Scott Abraham</i>	4603 Seashore Dr.	949 338 4561	9/23/10
Sharon Robinson	<i>Sharon Robinson</i>	5015 RIVER AVE	FJ 366-1903	9/23/10
Lisa Cassan	<i>Lisa Cassan</i>	221 20th Street	Lisa-Cassan@hotmail.com	9/23/10
TOYAMA MARY	<i>Mary Toyama</i>	2175 Maple	Amcraabb41@yahoo.com	9/23

# Petition to allow dogs on the ocean facing beaches all day from Sept 16 - May 14

Primary reason for the change: Safety is our primary concern. Walking on the ocean facing beaches at night and the streets during the day can be dangerous. During the offseason the beaches are generally vacant and the days become too short to allow reasonable walks in daylight after 5pm. The sidewalks in the neighborhoods near the beach are not sufficient to walk, forcing most to walk in the middle of the streets during the hours with the heaviest traffic. The current situation is dangerous to motorists as well as pedestrians.

Action petitioned for: We, the undersigned, are concerned citizens who urge our leaders to act now to allow dogs on leash to access to the ocean facing beaches all day between Sept 16<sup>th</sup> and May 14<sup>th</sup>.

Printed Name	Signature	Address	Comment/Contact Information	Date
Eric Ogden	<i>Eric Ogden</i>	106 9th St Balboa, CA	(949) 673-9783	9/23/10
Thomas Few	<i>Thomas Few</i>	106 9th St Balboa, CA	(949) 412-4309	9-23-10
Brian Smith	<i>Brian Smith</i>	934 W. Balboa, #92661	(714) 876-2390	9/23/10
Cindy Powell	<i>Cindy Powell</i>	916 W. OCEANFRONT	949-675-7650	9-23-10
Denise Ferro	<i>Denise Ferro</i>	606 W. BALBOA #74	714 501 6500	9/23/10
Wicki Ward	<i>Wicki Ward</i>	114 E. OCEANFRONT	949-675-6022	9/23/10
L. van der Meer	<i>L. van der Meer</i>	609 W. BALBOA BEACH	949-723-1400	9/26/10
MARINA YOUNG	<i>Marina Young</i>	719 W. BALBOA BLVD	949-714-504-8146	9/27/10
Grant Goupin	<i>Grant Goupin</i>	114 E. Oceanfront	949 675 6022	9/27/10
Sally Close	<i>Sally Close</i>	112 E Oceanfront	88 001 6015	9/27/10
<i>[Signature]</i>	<i>[Signature]</i>	106 E. Oceanfront	949-675-5876	
<i>[Signature]</i>	<i>[Signature]</i>			

Printed Name	Signature	Address	Comment/Contact information	Date
Lee Ann Vander		212 E. Bayview, N.B.	249-440-3037	9/27/10
Theresa Simmons		200 E Oceanfront	949-290-7187	9/27/10
Dave Simmons		200 E oceanfront	949-675-1484	9/27/10
Julie Simmons		200 E. Oceanfront	949-675-1484	9/27/10
Raymond Haddock		308 Alvarado Pl	949-675-6298	9/27/10
Foto Houdgishol		308 Alvarado Pl	949-675-6298	9/27/10
M. Joffe		102 E Oceanfront	714-557-1700	9/27/10
L. Stoops		500 W. Oceanfront	949-675-2322	9/27/10
Kenna Richardson		500 W. Oceanfront	949-675-2322	9/27/10
Joni Cagle		1321 W. Bay	949 673 0937	9/27/10
FAM GARRETT		10 E OCEANFRONT	949-675-1406	9/27/10
DAWN WELP		1128 W. Balboa <sup>92661</sup>	949-723-1648	9/27/10
STEVE STEVE NELSON		815 E. BALBOA	(626) 379-5407	9/27/10
TOP BURTON		719 W Balboa	310-652-2101	9/28/10
NICK ALDERN		310 FERNANDEZ ST	949 675 8579	9/28/10
VICKY NELSON		815 E. BALBOA	(626) 379-5407	9/27/10
Cindy Haddock		516 B ROSSSETTA CUM	949-270-6020	9/28/10

# Ocean front residents petition to allow dogs on the ocean facing beaches all day from Sept 16 – May 14

Primary reason for the change	Safety is our primary concern. Walking on the ocean facing beaches at night and the streets during the day can be dangerous. During the offseason the beaches are generally vacant and the days become too short to allow reasonable walks in daylight after 5pm. The sidewalks in the neighborhoods near the beach are not sufficient to walk, forcing most to walk in the middle of the streets during the hours with the heaviest traffic. The current situation is dangerous to motorists as well as pedestrians.
Action petitioned for	We, the undersigned, are ocean front residents of Newport Beach who urge our leaders to act now to allow dogs on leash to access to the ocean facing beaches all day between Sept 16 <sup>th</sup> and May 14 <sup>th</sup> .

Printed Name	Signature	Address	Comment/Contact information	Date
Kelsey Chapman	<i>[Signature]</i>	208 Adams St. N.B. CA		9/29/10
Lavonne Voit	<i>[Signature]</i>	2115 E. Balboa		9/28/10
Caroline Wright	<i>[Signature]</i>	722 W. Oceanfront		9/28/10
Sarah Baker	<i>[Signature]</i>	210 Cypress St.	(323) 554-7632	9/28/10
Mink Feathey	<i>[Signature]</i>	210 Cypress St.	(714) 783-8756	9/28/10
Judy Baker	<i>[Signature]</i>	1001 W. Balboa Blvd.		9-28-10
Rynn Baker	<i>[Signature]</i>	1007 W. Balboa Blvd.		9-28-10
Ben Youngsford	<i>[Signature]</i>	1012 W. Oceanfront	675-0505	9/28/10
Greg Boston	<i>[Signature]</i>	412 Fullerter Av.	949-722-1640	9/28/10



# Ocean front residents petition to allow dogs on the ocean facing beaches all day from Sept 16 - May 14

**Primary reason for the change:** Safety is our primary concern. Walking on the ocean facing beaches at night and the streets during the day can be dangerous. During the offseason the beaches are generally vacant and the days become too short to allow reasonable walks in daylight after 5pm. The sidewalks in the neighborhoods near the beach are not sufficient to walk, forcing most to walk in the middle of the streets during the hours with the heaviest traffic. The current situation is dangerous to motorists as well as pedestrians.

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Printed Name	Signature	Address	Comment/Contact Information	Date
Vanessa Moore	Vanessa Moore	4701 Seashore Dr. NB 92647	(949) 290-7894	9/23/10
Michael Hoernig	Michael Hoernig	4405 Seashore Dr	(949) 650-2670	9/23/10
DAN SABLE	Dan Sable	4407 Seashore Dr	(949) 574-1647	9/25/10
Keith Allen	Keith Allen	4701 Seashore Dr	(949) 642-1067	9/24/10
Lee Keen Allen	Lee Keen Allen	4701 Seashore Dr	949 642 2067	9/24/10
Laurie Styer	Laurie Styer	4611 Seashore Dr.	949 650 0581	9/24/10
Lee Gilman	Lee Gilman	4705 Seashore	949 631-8755	9/24/10
Millicent Herrera	Millicent Herrera	4403 Seashore Dr.	(949) 642-1313	9/24/10
Jan Herrera	Jan Herrera	4403 Seashore Dr.	949-642-1313	9-25-10
Hayleigh Herrera	Hayleigh Herrera	4403 Seashore Dr.	949-642-1313	9-25-10
Kyaton Herrera	Kyaton Herrera	4403 Seashore Dr.	949-642-1313	9-25-10
Kody Herrera	Kody Herrera	4403 Seashore Dr	949 642 1313	9.25.10



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# Petition to allow dogs on the ocean facing beaches all day from Sept 16 - May 14

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**Actions petitioned for:** We, the undersigned, are concerned citizens who urge our leaders to act now to allow dogs on leash to access to the ocean facing beaches all day between Sept 16<sup>th</sup> and May 14<sup>th</sup>.

Printed Name	Signature	Address	Comment/Contact information	Date
Michelle Mcloy		512 River Ave, NB	wmccoy3@sbcglobal.net	9/24/10
RAFAEL CALVO		5200 NEPTUNE	RATHELINWHAATUP@HOT	9/24
JULIANNE HUTAR		308 COLUMBIA		9/24
Roxanne Gault		119 40 <sup>th</sup> St. N.B.	Roxannek@yahoo	9/25
Reagan Berke		121 35 <sup>th</sup> St. N.B.	reaganjustine@yahoo.com	9/25/10
Melissa A Toberman		509 38 <sup>th</sup> St N.B.	mimitoberman35@yahoo	9/25/10
LAN COULSTONE		2601 WEST BRUNSON ROAD	mcsj_x@yahoo.com	9/24/10
MIKE VEAL		3214 CHANNEL PL.	mike@CALDCOASTCLASS.COM	9-26-10
VICKI VEAL		3714 Channel Pl. NB	vicki@goldcoastglass.com	9-26-10
Milton Knudde		105 32 <sup>nd</sup> St NB	miltonknudde@bcmb.org	9/26/10
Robin Sinclair		216 34 <sup>th</sup> St	robinks@inclaire@gmail.com	9/25/10
Chuck Anderson		244 Cabotway		09-25

Printed Name	Signature	Address	Comment/Contact Information	Date
LAVEN		12A 24th St. Unit A	LRNEAVITT@me.com	9/25/10
Karen Buckland		130 45th St NB 9th fl	Kbuckland@sbcglobal.net	9/25/2010
Alice Ecklers		120 45th St NB		9/25/2010
JAMI ATKINSON		100 21st St. 9th fl	JAM.ATKINSON@gmail	9/25/10
JOHN SCHWAB		3200 BEASHTOWN DR	johwabschwab@gogrip.com	9/25/10
BOZANK BURNS		3800 BEASHTOWN DR.	BOZANKIT@gmail.com	9/25/10
Laura Chia		11130th St AAA	Brachford@wind.com	9/25/10
Stephan Ford		5200 Seashore Drive Newport Beach CA 92663	SteveT@5kbuilders.com	9/25/10
Cindy Koehl		5200 Seashore Dr NB CA	" "	9/25/10
Marianne TASSIO		122 47th St. N.P.S.		9/25/10
PAUL KEUWAY		408 Rigel Circle 4809 River Ave	jobranfamilye.roadrunner.com paulkeuway@gmail.com	9/25/10
M B BRAINERD		3106 Dearborn	owner - dog	9/25/2010
M B BRAINERD		5016 Seaside	DOG LIVER	9/25/10
Matthew Hensberg		5516 River Av	Harris97@aol.com	9/26/10
Mark Moran		701 Seaside	M11775@kls.com	9/26/10
CERE NEUGE		7201 Seaside	CERE NEUGE@psd.com	9/26/10

# Petition to allow dogs on the ocean facing beaches all day from Sept 16 - May 14

**Primary reason for the change:** Safety is our primary concern. Walking on the ocean facing beaches at night and the streets during the day can be dangerous. During the offseason the beaches are generally vacant and the days become too short to allow reasonable walks in daylight after 5pm. The sidewalks in the neighborhoods near the beach are not sufficient to walk, forcing most to walk in the middle of the streets during the hours with the heaviest traffic. The current situation is dangerous to motorists as well as pedestrians.

**Action requested:** We, the undersigned, are concerned citizens who urge our leaders to act now to allow dogs on leash to access to the ocean facing beaches all day between Sept 16<sup>th</sup> and May 14<sup>th</sup>.

Printed Name	Signature	Address	Comment/Contact information	Date
Timothy Stark		111 45th Street Newport Beach CA 92663	310.270.6192	26 Sep 2010
Roo Verduzarian		4106 Riverside Dr	714-397-1388	9/26/10
ZORDAN SEXTON		300 Canyon Ln #103 Newport Beach 92663	970.579.0001	26/09/10
Amanda Collins		500 "	(714) 720-6922	9/26/10
James McRoberts		5209 Lido Sands Dr Newport Beach 92663	949 642-1488	9/26/10
Patrick Kovalchak		5209 Lido Sands Dr Newport Beach 92663	949 642-1488	9/26/10
Jamie Moore		700 Lido Park Newport Beach, CA 92663	949 209 5168	9/26/10
Janet Matthews		200 Lido Park Dr. Newport Beach	949 280 5324	9/26/10
Anne Brown		1329 Sussan Ln. NB, CA 92660	949-515-3548	9/26/10
Jeff Brown		1329 Sussan Ln NB 92660	949 515-3548	9/26/10
Sharon Watson		4812 Seashore NB CA 92663	949 466 080	9/26/10
Brett Springs		126 44th NB, CA 92663	557 906 1804	9/26/10

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Printed Name	Signature	Address	Comment/Contact Information	Date
Kevin O'Connor	<i>Kevin O'Connor</i>	126 44th Street		9-26-10
Greg Moddehn	<del><i>[Signature]</i></del>	2328 Botley Lane		9/26/10
Becky Peterson	<del><i>[Signature]</i></del>	1950 Hampshire Cr.	Need a st. promotion. can	9/26/10
Robert Ryan	<i>[Signature]</i>	4210 1/2 River Ave.	Surf Newport 777 for yehoo.com	9/27/10
STAN LEDER	<i>[Signature]</i>	111 29th St		9/28/10
Kristen Callender	<i>[Signature]</i>	202 Cedar St		9/28/10
Michelle Jacobson	<i>[Signature]</i>	219 Prospect St.	midlife-stored@yahoo.com	9/28/10
Renelope Bauer	<i>[Signature]</i>	2317 Cliff Dr.		9/28/10
Lan Reed	<i>[Signature]</i>	1433 Superior Ave #378	lanette1@yahoo.com	9/28/10
Cherie Tobon	<i>[Signature]</i>	409 62nd N.B.		9-28-10
Kristina Grace	<i>[Signature]</i>	5709 Seashore Dr	Please, Please, Please. Kgrace2@yahoo.com	9-28
Vani Erickson	<i>[Signature]</i>	304 Prospect St NB	Yes Please! Please! Please! Please!	9/28/10
Lauren Nere	<i>[Signature]</i>	440 Prospect St NB	YES!!! Please!!	9/28/10
Linda Sorenelly	<i>[Signature]</i>	3245 Clay St NB 92663	yes!	9/28/10
BRIHANY ECK	<i>[Signature]</i>	5304 Neptune NB 92663	Yes Please!	9/28/10
MAHDI PENDANNA	<i>[Signature]</i>	5104 NEPTUNE NB 92663	Yes Please!	9/28/10

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# Petition to allow dogs on the ocean facing beaches all day from Sept 16 - May 14

**Primary reason for the change**  
Safety is our primary concern. Walking on the ocean facing beaches at night and the streets during the day can be dangerous. During the offseason the beaches are generally vacant and the days become too short to allow reasonable walks in daylight after 5pm. The sidewalks in the neighborhoods near the beach are not sufficient to walk, forcing most to walk in the middle of the streets during the hours with the heaviest traffic. The current situation is dangerous to motorists as well as pedestrians.

**Action petitioned for**  
We, the undersigned, are concerned citizens who urge our leaders to act now to allow dogs on leash to access to the ocean facing beaches all day between Sept 16<sup>th</sup> and May 14<sup>th</sup>.

Printed Name	Signature	Address	Comment/Contact information	Date
Mellie Newlander		5008 Neptune Ave. NB921063	lifetime basket - responsible pet owner vnewlander2@yahoo.com	9/20/10
Taylor Lewison		5006 Neptune, B	taylor.lewison@gmail.com	9/27/10
Taylor Lister		5100 Neptune, Apt A	taylor.lister@gmail.com	9/27/10
Kate Nichols		5006 Neptune, A	kate.nichols@quiksilver.com	9/27/10
Kev Halebian		5008 1/2 Neptune Ave	KQPMAIL@gmail.com	9-27-10
Brad Horton		1324 W. Balboa Blvd	CAVScout1983@gmail.com	9-27-10
Devon Swick		5100 Neptune Ave #A	Devon_sudden@adp.com	9-27-10
Matt Hilkech		5100 Neptune Ave #A	m.hilkech@yahoo.com	9-27-10
Marty McNamara		5110 Neptune Ave #A	marty.mcnamara@hotmail.com	9/27/10
Michelle Redeker		107 Columbia	mredels@hotmail.com	9/28/10
David Perrell		5016 Seaside Dr.	daveferrell20@gmail.com	9/28
Hilary Hoover		2210 Second Ave. Cdm		9/29

**Lohr, Matt**

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**Subject:** FW: scan  
**Attachments:** SCAN5342\_000.pdf

**From:** Houston, L. Thomas [mailto:thouston@finsvcs.com]

**Sent:** Tuesday, September 07, 2010 1:32 PM

**To:** Detweiler, Laura

**Cc:** fpiani@rickmarprop.com; rcholak@sbcglobal.net; islanduo@gmail.com; cunnlbi@adelphia.net; jhscudder@mac.com; jherdman1@roadrunner.com; bill-stewart@usa.net; JSkinnerMD@aol.com; ranbal@sbcglobal.net; bihallgal@yahoo.com

**Subject:** FW: scan

Dear PB&R Commission Members and Staff:

A brief history of Newport Harbor and Balboa Island:

I've lived on Balboa Island for approx 50 years and have been a member of the Harbor Water Quality committee since 1987.

- 1) In days gone by there was posted signage stating "Curb Your Dog" . Signs are long gone as this practice is unacceptable.
- 2) Newport Beach began the street sweeping program 2 decades ago to help prevent toxic residue from entering the harbor . This activity continues and is considered very successful.
- 3) The City prohibited carpet cleaning firms from dumping their dirty residue into the gutters and thus the harbor some decades ago. This prohibition continues.
- 4) The City required mobile auto detailing/washing firms to contain their liquid runoff and take it away for disposal . This requirement continues.
- 5) The City requires building contractors to keep all building materials/debris/runoff on the property being developed. Painters , cement truck operators , etc. have been sited. This requirement continues
- 6) The City begin stencilling storm drain openings "No Dumping Drain To Bay" approximately ten years ago.
- 7) The City successfully "relocated" numerous ducks from the Grand Canal area .
- 8) The City now requires all new home development to keep future runoff on the property with ("french' drains and other means) to limit liquids from entering the harbor.

The attachment illustrates other citys regulations for animals on their beaches .

One logiclally presumes these efforts , and others , were made in attemps to maintain high quality standards for the bay and beaches for humans to enjoy. To be consistant , these successful efforts should lead you to banning dogs / animals (I've seen pet rabbits on the beach) from BAY beaches at this time.

Tom Houston  
206 Ruby  
Balboa Island  
Hm 673-2544  
Wk 252-4217

**From:** Anders, Kay  
**Sent:** Friday, August 06, 2010 11:56 AM  
**To:** Houston, L. Thomas  
**Subject:** scan

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## **2010 Local Beach City Dogs on beaches rules and ordinances**

### **Newport Beach**

Dogs are never allowed on the beach or any beachfront sidewalk between the hours of 9:00 a.m. and 5:00 p.m., including the ocean front beaches and bay front beaches.

Before 9:00 a.m. and after 5:00 p.m., dogs are allowed, if they are securely restrained by a substantial leash or chain not exceeding six feet in length and controlled by a person who is competent to restrain the dog.

Please be aware that the person having control of the dog must have in his or her possession, an implement or device capable of removing any feces deposited by the animal

For further information, call the Animal Control Unit at 644-3717.

### **Laguna Beach**

#### **6.16.020 Dogs on beaches**

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

1. At any and all times within Bluebird Park, and within Boat Canyon Park between June 15th and September 15th of each calendar year
2. At such times and within those areas of Heisler Park as the city council may from time to time fix and designate by resolution
3. Notwithstanding any other provisions of this code, no person shall take any dog, whether leashed or unleashed, upon any public beach in the city between the hours of eight a.m. and six p.m. from June 1st to September 16th, nor shall any person owning or having charge, care, custody or control of any dog cause, permit or allow such dog to be upon any such beach at any time during the above-specified hours
4. At any and all times upon any public school grounds, dogs are prohibited whether or not confined by a leash, unless prior written authorization by school district is obtained
5. At any and all times in tot lots or play equipment areas of any city park or beach
6. The restrictions and prohibitions of this section, and of Section

6.16.120, shall not be applicable to dogs while they are enrolled and participating in obedience classes sponsored by the recreation department of the city, or to guide dogs for blind persons

## **Huntington Beach**

Dogs must be on a leash and are only permitted on the service road and at "Dog Beach"

### **13.08.070 Dogs and other animals.**

(a) No person having the care, charge or control of any animal, domesticated or wild, shall permit or allow said animal to be, under any circumstances or conditions, on or upon that Beach area bounded by the Beach Service Road and the Pacific Ocean, including the

Water Activity Zone except that upon those Beach areas, and the Water Activity Zone, located north of the line created by extending the northern curb line of 22<sup>nd</sup> Street to the Pacific Ocean to Seapoint Avenue, wherein dogs constrained by a leash no longer than six (6) feet in length are permitted. (344-10/31, 554-12/49, 769-7/60, 2907-8/87, 3355-7/97, 3606-6/03)

(b) No person shall permit any animal, domesticated or wild, to be left unattended on the Beach. (3606-6/03)

## **San Clemente**

Dogs: Dogs are prohibited on San Clemente beaches (anywhere west of the railroad tracks).

Dogs are allowed on leash at Verde Park, Mira Costa Park and on all city hiking trails. Dogs are not allowed in any other parks. Dogs must remain on a leash at all times and owners are responsible for picking up after their dogs.

## **Seal Beach**

Dogs Not allowed on beaches all year round.

## **California State Beaches**

Orange Coast District 949-492-0802

Not allowed on beaches

Dogs are allowed on beach bike paths only. Some city beaches and unincorporated county areas allow dogs – check with them for rules.

(\*Exception is **San Onofre State Beach** which is under Orange Coast District administration.) on the bluff only.

## San Diego

**Dogs** -- Dogs are permitted on beaches and in adjacent parks only from 6:00 p.m. - 9:00 a.m. and must be leashed at all times. Dogs are prohibited at other hours of the day, except at Dog Beach (adjacent to Ocean Beach) and Fiesta Island (in Mission Bay), where dogs are permitted 24 hours a day unleashed. At all locations you must clean up after your pet.

## Santa Monica

### **4.04.160 Dogs—Prohibited public areas.**

Dogs not permitted on the beach

Except as expressly permitted by this Chapter, no person having control, charge or custody of any dog shall permit the dog to be in or upon a school ground, public building, tot lot, playing field, tennis court, basketball court, other game court, or the beach sands lying westerly of that street commonly known as Oceanfront Walk or northerly of the westerly prolongation of the center line of California Avenue. Any person violating this Section shall be guilty of an infraction, which shall be punishable by a fine of not less than fifty dollars per violation with each day or partial day of violation counting as a separate offense. In addition, any such dog found in any such prohibited place may be impounded as herein provided.

Notwithstanding the above, this Section shall not apply to:

(1) Dogs which are being used by disabled persons as guide or service dogs, while such dogs are being used for such purposes;

(2) Dogs in any area designated by resolution of the City Council for use by dogs if the person having custody or control of the dog is in compliance with posted rules governing the use of the designated area. (Prior code § 4115; amended by Ord. No. 1501CCS, adopted 11/14/89; Ord. No. 1710CCS § 2, adopted 11/9/93; Ord. No. 1759CCS § 2, adopted 8/2/94; Ord. No. 2137CCS § 3, adopted 8/10/04)

## Long Beach

The Dog Zone along Ocean Blvd between Roycroft and Argonne Avenues opened in 2003. This area is not fenced in and is not a dedicated "dog beach." The Dog Zone has metered parking in the Bennett Avenue lot, trash cans and nearby restrooms. Some bags are provided in dispensers, but users are encouraged to bring their own bags from home. Bags and pooper scoops are available. The Dog Zone is in effect from 6 a.m. to 8 p.m. every day. The Dog Zone may be closed occasionally due to a special event or poor beach conditions. Dogs are not permitted at times other than scheduled hours, or any other place than Dog Zone and access paths.

## Lohr, Matt

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**From:** Joyce90056@aol.com  
**Sent:** Wednesday, September 29, 2010 12:28 PM  
**To:** Lohr, Matt  
**Subject:** Support for extended dog hours at beach

Dear Mr. Lohr,

Let us support the request for extended dog hours at the beach. There is literally no one there in the mornings & early evenings during the fall/winter/& spring.

The beachfront, Balboa Island, & the Peninsula are all different environments & should not be treated as if they are all the same. Balboa Island has it's own special situation with home owners letting their dogs out late at night &/or very early in the morning to poop and not cleaning it up.

Beachfront tends to be clean with dog walkers cleaning up after their dogs and other trash as well.

With the beachfront wide open after school starts, let's allow the dog walkers, who truly appreciate & preserve the cleanliness of the oceanfront, enjoy the freedom of walking their dogs.

Joyce Nelson

Balboa Island

949.631.3552

**Lohr, Matt**

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**From:** Robert Lambert [roberto130@earthlink.net]  
**Sent:** Tuesday, September 28, 2010 2:11 PM  
**To:** Lohr, Matt  
**Subject:** Animals Permitted On Beaches

Hi

I would like to express my vote for option 3 to exclude animals on the beaches from 9:00 a.m. To 5:00 p.m. During the summer months and no restriction during the winter months.

I live on Balboa Island and there is no place for animals to run and play. Even Beek Center, which has a very small grass area, is off limits to animals. There is nothing but concrete streets and sidewalks.

Thank you,  
Bob Lambert  
130 Topaz Ave  
Balboa Island  
949-675-7985

**Lohr, Matt**

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**From:** Donde McCament [donde\_ann\_mccament@yahoo.com]  
**Sent:** Tuesday, September 28, 2010 12:41 PM  
**To:** Lohr, Matt  
**Subject:** dog hours

Good Afternoon Mr. Lohr,

I am sending this e-mail to address an issue that will be on the PB&R comission on October 5, 2010. The reform of the dog hours on waterfront beaches during the winter months.

I live on the oceanfront and have been a full time resident of Newport Beach for sixteen years. While growing up, I spent most summers down here as well.

I understand that PB&R is looking into recommending whether or not there should be restricted dog hours in the winter. I support the change wholeheartedly. The beaches are almost empty in the winter and walking our little friends in the day would cause no disruption to people's enjoyment.

I have heard that some are opposed to this for a few reasons, one of which is an increase in dog feces. That would imply that somehow dogs would defecate more than they do already because the dog hours changed...thats ridiculous.

Thank you for your consideration,

Donde A. McCament

## Lohr, Matt

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**From:** Michael Hoernig [mikehoernig@yahoo.com]  
**Sent:** Tuesday, September 28, 2010 12:13 PM  
**To:** Lohr, Matt  
**Subject:** Removing the no-dog hours from 9-16 through 5-14

Mark: FWD to PB&R Commission

Parks Beaches and Recreation Commission,

I have lived at 4405 Seashore drive, for nearly 20 years. Over that time I have witnessed first hand the ebb and flow of people on the ocean front beach in front of my home. Over that time I have come to realize that the current restriction on dog during the Fall, Winter and Spring is not only unwarranted, but actually cause a number of serious problems for residents regardless of if they like or dislike dogs.

The governments primary responsibility is the safety of it's citizens. The current restriction runs counter to that primary purpose. During the Winter the days become so short that dog owners are required to walk their dogs either in darkness or on the streets. Those who choose to walk on the streets in daylight increase the risks to themselves and to motorists. Most of the streets in West Newport do not have adequate sidewalks for walking and many choose to walk in the middle of the street. In the Summer this is less problematic since cars have to go slow due to congestion and massive numbers of pedestrians, but after Labor day weekend the speeds increase significantly. Combine the higher speeds an increase in people walking dogs on the streets and SUVs lining one side of each street and it can be quite dangerous. The other choice to walk dogs on the beach at night, can be worse for many of our cities older citizens, navigating those rock jetties is not trivial after dusk for me and I'm only 41. If someone, god forbid, were seriously hurt at night, they could wait a long time before anyone found them.

Another factor is to keep out streets, sidewalks and parks clean and safe from filth. There is only one place in Newport Beach that I know of where one can completely remove dog feces. The sand. Many people use the small swatches of grass and playground sand boxes and litter places for their dogs in the day. Even if all of them were to make good efforts to remove their dogs droppings they would still leave a bunch stuck to grass and sidewalks. Ask people who live near them, it's horrible. There is no way to clean it up and the dog owners in that area have no choice during much of the year. Allowing them to go on the beach would allow them to completely remove dog feces. On the same subject, occasionally I notice someone take their dog a couple feet onto the beach in the day and let them poop and pee, right next to some ones home. Mine included. I have often wondered if they could bring their dog on the beach legally would they have stopped right next the house or would they have had the dog do their business away from the homes.

I've heard arguments about hoards of people who will invade Newport Beach in the winter with their vicious dogs if we pass this. I cannot help but laugh. Very few people take there dog out of their neighborhood for a walk. In the last 4 years I think I have done it maybe 10 times. If someone is going to travel to another place to play/walk their dog they are always going to be more likely to go to Dog Beach in Huntington, like many of the people in Newport Beach. The number of dogs on the beach in Newport is likely to stay very close to what it is today. Only the time of day that the dogs are out will differ. Contrary to what some may think, dogs don't poop more when the laws change. Responsible dog owners stay responsible. Irresponsible dog owners are more likely to get caught if they are out in the day.

The current dog ban simply hurts Newport Beach residents. In particular it hurts responsible law abiding dog owners, and the elderly. The group most at risk of injury walking at night, senior citizens is the same group who could most take advantage of the change.

Some additional benefits of getting dogs off the streets and on the beach.

- 1) On the streets and sidewalks one can not avoid a dog walker if you don't like dogs. On the beach there is maneuvering room.
- 2) Dog walkers can avoid other dogs if they see a dog which looks aggressive.
- 3) Irresponsible dog owners are more likely to be caught if they walk during the day. I suspect many walk at night and thus avoid being caught by law enforcement or affected by peer pressure.
- 4) Since dogs will be walked during more hours of the day the number of dogs on the beach at any given time will likely be lower. Currently I and many others just wait till 5pm to rush out, creating a spike of dogs on the beach just after 5pm and just before 9am every day.

Michael Hoernig  
4405 Seashore Drive  
(949) 650-7670

## Lohr, Matt

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**From:** Jeri Smith [jsmith92663@sbcglobal.net]  
**Sent:** Tuesday, September 28, 2010 9:06 AM  
**To:** Lohr, Matt  
**Subject:** PUBLIC NOTICE / ORDINANCE CHANGE /ANIMALS ON THE BEACH

My husband and I have lived here since 1976 and have usually had 1 or 2 dogs during that time. I take my dog for a walk every day. I am able to work at home 3 days a week. In the winter when it is dark before and after I start work, I walk her during my lunch when I work at home. It would be so nice to be able to walk her on the sand instead of the streets and sidewalks where things are pretty crowded many times in the middle of the day.

I am representative of a huge group of responsible DOG OWNERS who requested the dog ban change. We urge you to consider the following choices from the recommendation:

#3. EXCLUDE ANIMALS ON BEACHES between the hours of 9 AM TO 5 PM from MAY 15 to SEPT 15 with NO RESTRICTION from SEPT 16 to MAY 14.

#4 EXCLUDE HARBOR BEACHES from any changes to the existing ordinance.

1/ The ocean facing beaches are mostly empty during winter & having a SAFE place to walk or run during daylight is important, since many seniors & parents of small children can only walk dogs in the afternoon and the sun sets between NOV & FEB before or around 5PM, causing visibility problems. It is also very cold in the early morning and after sunset.

2/ The sidewalk situation in the beach areas is very compromised & almost non-existent, so keeping people off the streets would be beneficial & SAFE.

3/ Makes use of our OPEN SPACE - our Public beaches are a beautiful & natural place to exercise with our dogs, where we can clean up easily.

4/ The ocean facing beaches are totally apart from the bay beaches, as there is very little walking on the bay beaches. We have over 7 miles of open space, whereas Balboa Island has only minimal beaches -- mooring lines, docks, etc. BUT they can walk on the walkway 24 HOURS, whereas we are restricted from our Beaches & Boardwalk between 9 & 5. We should treat their laws differently from our ocean beaches.

5/ Severely enforce the LITTER LAW, even though during our daily walks for many miles with our dog on the oceanfront close to the water, we notice VERY LITTLE dog litter compared to the litter left by persons using our PUBLIC parks. The dog walkers are most often policing others who MAY NOT intend to pick up & also PICK UP LITTER LEFT BY BEACHGOERS, which includes CIGARETTES, BOTTLES, SOILED DIAPERS, STYROFOAM, PLASTICS, FOOD WRAPPERS & WHATEVER ELSE THEY DECIDE TO LEAVE BEHIND, since we allow these LAWBREAKERS to enter our beaches whenever they want.

Observing all of this over the past 36 years, it is our belief that additional time for dogs on the beach would not result in a large swelling of crowds of dog owners to arrive from far inland daily to use our beaches & that the additional time would benefit those of us who are now limited & are forced to use dangerous streets such as Seashore Dr which has no sidewalk to speak of & is occupied by bikes, skateboarders, rollerbladers & cars darting in & out of small sides streets, causing a problem for ALL. If we're on the beach in daylight, this would alleviate potentially dangerous conditions.

We appreciate the time that we now have on our beautiful beaches, where a walk in a healthy, natural atmosphere is most beneficial to the well-being of healthier, happier people & pets alike, so we urge you to please extend the hours we can SAFELY use our beaches. Thank you for your consideration.

Jeri Smith 949-6425949

## Lohr, Matt

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**From:** Greg & Shirley Reinker [nbdolfn@sbcglobal.net]  
**Sent:** Tuesday, September 28, 2010 7:35 AM  
**To:** Lohr, Matt  
**Subject:** PUBLIC NOTICE / ORDINANCE CHANGE / ANIMALS ON THE BEACH

PLEASE FORWARD TO PB&R COMMISSION

We are 36 year residents in Lido Sands and have always had dogs. We walk daily ON THE BEACH twice a day, for ours & the dog's benefit.

We are representative of a huge group of responsible DOG OWNERS who requested the dog ban change. We urge you to consider the following choices from the recommendation:

#3. EXCLUDE ANIMALS ON BEACHES between the hours of 9 AM TO 5 PM from MAY 15 to SEPT 15 with NO RESTRICTION from SEPT 16 to MAY 14.

#4 EXCLUDE HARBOR BEACHES from any changes to the existing ordinance.

1/ The ocean facing beaches are mostly empty during winter & having a SAFE place to walk or run during daylight is important, since many seniors & parents of small children can only walk dogs in the afternoon and the sun sets between NOV & FEB before or around 5PM, causing visibility problems. It is also very cold in the early morning and after sunset.

2/ The sidewalk situation in the beach areas is very compromised & almost non-existent, so keeping people off the streets would be beneficial & SAFE.

3/ Makes use of our OPEN SPACE - our Public beaches are a beautiful & natural place to exercise with our dogs, where we can clean up easily.

4/ The ocean facing beaches are totally apart from the bay beaches, as there is very little walking on the bay beaches. We have over 7 miles of open space, whereas Balboa Island has only minimal beaches -- mooring lines, docks, etc. BUT they can walk on the walkway 24 HOURS, whereas we are restricted from our Beaches & Boardwalk between 9 & 5. We should treat their laws differently from our ocean beaches.

5/ Severely enforce the LITTER LAW, even though during our daily walks for many miles with our dog on the oceanfront close to the water, we notice VERY LITTLE dog litter compared to the litter left by persons using our PUBLIC beaches. The dog walkers are most often policing others who MAY NOT intend to pick up & also PICK UP LITTER LEFT BY BEACHGOERS, which includes CIGARETTES, BOTTLES, SOILED DIAPERS, STYROFOAM, PLASTICS, FOOD WRAPPERS & WHATEVER ELSE THEY DECIDE TO LEAVE BEHIND, since we allow these LAWBREAKERS to enter our beaches whenever they want.

Observing all of this over the past 36 years, it is our belief that additional time for dogs on the beach would not result in a large swelling of crowds of dog owners to arrive from far inland daily to use our beaches & that the additional time would benefit those of us who are now limited & are forced to use dangerous streets such as Seashore Dr which has no sidewalk to speak of & is occupied by bikes, skateboarders, rollerbladers & cars darting in & out of small sides streets, causing a problem for ALL. If we're on the beach in daylight, this would alleviate potentially dangerous conditions.

We appreciate the time that we now have on our beautiful beaches, where a walk in a healthy, natural atmosphere is most beneficial to the well-being of healthier, happier people & pets alike, so we urge you to please extend the hours we can SAFELY use our beaches. Thank you for your consideration.

Shirley and Greg Reinker 949-645-1821

**Lohr, Matt**

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**From:** Lisa Cassar [lisa\_cassar@hotmail.com]  
**Sent:** Tuesday, September 28, 2010 4:32 PM  
**To:** Lohr, Matt  
**Subject:** Dogs on beaches

Dear Mr. Lohr,

I am a responsible dog owner living in Newport Beach. I feel very strongly that the Newport Beach city council should change its policy regarding dogs on the beach during the winter months. I fully support the idea of allowing dogs to be on the beach during all hours between September 15th and May 15th. I feel that the majority of dog owners in this community are responsible. On the beach you will see more trash from people/beach goers versus dog waste - in fact, it is very rare that I ever see dog waste on the beach!

My husband and I are new to Newport Beach and have lived here since last December. Being able to take our dog on long walks on the beach and boardwalk has given us a great gift of spending time together, being outside, and enjoying the neighborhood in which we live. There is nothing better than walking your dog on the beach, enjoying the sunset. But that doesn't happen during the winter when it is dark by 5pm.

Please support this change in policy so we can enjoy the beauty of this city with our dog!

Thank you,

Lisa Cassar

**Lohr, Matt**

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**From:** michelleerrico@aol.com  
**Sent:** Tuesday, September 28, 2010 7:35 PM  
**To:** Lohr, Matt  
**Subject:** dogs on beach

Dear Matt Lohr,

I am in favor of allowing dogs on the beach with no hour restrictions, or extended hours during the winter months.

Thank you,

Michelle Errico

402 Iris Ave. Corona Del Mar

Please forward to PB&R commission.

**Lohr, Matt**

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**From:** Scott Taylor [taylorhs@roadrunner.com]  
**Sent:** Tuesday, September 28, 2010 9:34 PM  
**To:** Lohr, Matt  
**Subject:** PUBLIC NOTICE / ORDINANCE CHANGE /ANIMALS ON THE BEACH

**PLEASE FORWARD TO PB&R COMMISSION**

We have resided in Newport Beach since 1961, five years on the peninsula and 44 years as homeowners in Lido Sands. We have never had a dog, but we often dog sit for friends and walk dogs about once a week. We often enjoy the beach with and without the company of a dog.

During our 49-year residency in Newport Beach, we have used the beach on a regular basis, all year. We have not seen a dog 'nuisance' problem. From our observation, it seems that most dog owners are very responsible - adhering to posted dog schedules, keeping their dogs on lead and cleaning up after their dogs. It seems reasonable to us that dog owners should be allowed some expanded hours to exercise their dogs and themselves. During the Summer, the population of beach people does not start building up until after 10:00 am and people are generally leaving by about 4:00 pm. As for the Winter, there is really no one at the beach; I would recommend not restrictive hours at all during the Winter months.

We urge you to consider expanding both the Summer and Winter dog hours on the beach.

Best regards and thanks to the Council for your consideration,

Scott and Darlene Taylor

5005 Lido Sands Drive

949-646-7305

September 27, 2010

Parks, Beaches, and Recreation Department,

My home has been on the oceanfront in West Newport Beach for over 30 years, from which I am able to observe several blocks along the beach on both sides of 47th Street. There is a marked difference between the number of beachgoers between the summer and winter months.

From mid-September to mid-May the beach is very often completely empty. I would like to see the dogs use the beach all day long during winter, just as they are able to visit the parks and sidewalks at any time all year.

As a retired senior citizen, I am safer walking on the beach in the daylight hours during the months that are dark by 5 p.m.

Regards,

Laurie Stiel  
4611 Seashore Dr.

**Lohr, Matt**

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**From:** greg.moddelmog@gmail.com on behalf of Greg Moddelmog [greg@vwparts.net]  
**Sent:** Monday, September 27, 2010 9:48 PM  
**To:** Lohr, Matt  
**Subject:** fwd to PB&R commission

As a resident of Newport Beach, I would like to see leashed dogs allowed on our beaches during day time hours. With the business hours of many residents changing from the standard 9-5 job, many of us would love the opportunity to walk our dogs midday.

I hope you will agree that the hours now allowed do not accommodate or make it possible for many residents to ever enjoy the beach with their dogs and change the current laws to include longer daytime hours.

--

Thank you!  
Greg Moddelmog  
2328 holly lane  
Newport Beach, Ca.

**Lohr, Matt**

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**From:** Cathy Y Greer [GreerC@att.net]  
**Sent:** Monday, September 27, 2010 5:21 PM  
**To:** Lohr, Matt

I am writing to ask for your support as local dog owners who would like to take our dogs on the beach during the day now that the summer crowds have gone.

We have a well-behaved, leashed Chocolate Labrador whom we pick up after. It would be wonderful if we could take him with us onto the beach as it is our backyard!

The people that live on our street and walk their dogs are just as responsible and well-behaved as we are. The only people we have ever seen who leave their dogs' droppings are those that we have never seen. They are visitors to our town who bring their dogs in from outlying areas.

Please, for those of us who make Newport Beach our home, make it "no dogs allowed from 9-5 only during the May 15 –September 15 high season". Otherwise let us responsibly have our dogs with us at any time on the beach during the "offseason".

Thank you for your consideration with this issue.

Sincerely,

Cathy Greer

3401 Seashore Drive  
Newport Beach, CA

**Lohr, Matt**

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**From:** Russell Hollenbeck [russellmhollenbeck@hotmail.com]  
**Sent:** Monday, September 27, 2010 12:21 PM  
**To:** Lohr, Matt  
**Subject:** Changes to Dog Law on Beaches

**Dear Matthew Lohr:**

**On behalf of my Mother's dog *Lily*, I am writing you this note. I find that during the Winter months poor *Lily* can not enjoy those beautiful sunsets before 5 p.m. Yet ocean front cats can enjoy it all year round.**

**An Open Letter To The Newport Beach City Council**

It's time to legalize *Lily* on the beach.

Newport Beach City Council should reconsider the ordinance prohibiting dogs on the oceanfront sidewalks, ocean beaches and bay beaches. Dogs are not allowed on the beaches between the hours of 9:00 a.m. and 5:00 p.m., which does not make sense for a year-round law. The 9-to-5 exclusion discriminates not only against dogs, but against dog-owning senior citizens, school children, surfers, bartenders, musicians, lifeguards, nurses and trustee benefactors. This restriction should only be enforced during the busy summer months of June, July and August. The sun sets before 5:00 p.m. on most days during the months of November, December and January. This means dog walkers are forced to walk their dogs in the dark. Another fact is that Daylight Savings Time has been extended by four weeks since 2007. If there could be a compromise — say, perhaps, changing the restriction to between 10:00 a.m. and 4:00 p.m. — it would improve safety for bike riders and others who may not be able to see the dog walkers on the poorly lit sidewalks. I would also like to point out that a pedestrian crossing Balboa Boulevard on the peninsula has to exercise caution anyway, as some cars do not always go by at the posted speed or stop at crosswalks.

Thank you,  
*Lily*, a licensed pug of Newport Beach Balboa Peninsula for over six years.

**Lohr, Matt**

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**From:** Stacey Chartier-Grable [Stacey@Grablefamily.net]  
**Sent:** Monday, September 27, 2010 11:13 AM  
**To:** Lohr, Matt  
**Subject:** Restrictions for Dogs on Beach: Please forward to PB&R Commission  
**Attachments:** image001.gif

To whom it may concern on the Parks, Beaches, and Recreation Commission & the City Council,

My husband's family has owned a home on Seashore Drive and 44<sup>th</sup> Street since 1976, 35 years. I have been part of this for the last 17 years. My husband's family always had dogs and I have too. We are a dog family. Our home is located right on the sand so the sand is the best place for us to walk our dog. I remember when the beach had no restrictions during the winter and how nice it was to be able to take our dogs out for a walk when they needed to go. I can't remember the specific date that you changed that rule but I remember that I didn't like it and certainly didn't understand it. I always wondered why you closed the beaches to dogs in the winter when hardly anyone uses the beach during the months of September to May. **I am writing this in hopes that you will remove the restriction on the beach for dogs from September 15 through May 15 and that you would also consider changing the hours during the summer from 9-5 to 10-4.**

We diligently walk our dog not only for them to do their "duty" but to give them the exercise and fresh air that they need. I walk every morning before 9am and every evening after 5pm and have met many dog owners on the beach. Most that I have met or seen are very good about picking up after their dogs. Those that don't pick up after their dogs aren't following the rules and therefore the change in the rules would make no difference in their behavior. I usually pick up trash along my walks and feel that many other dog owners do the same. We take pride in our community and our selves to do the right thing by leaving something better than it was when we arrived. Most of the trash I pick up is stuff from non-dog related activities like soda cans, food debris, kids sand toys, etc. It seems that the restrictions for the beaches are being placed on the wrong types of people, dog owners.

During the period of September through May, the beach is almost abandoned with a few exceptions of a busy weekend here and there. Most of the time I just shake my head thinking how not a single person is on the beach but I can't walk my dog until after 5pm. Even when there are people around, I have yet to encounter anyone who has had a problem with me having a dog on the beach. Most people like animals and want to pet my dog. The few people that have issue I have yet to encounter.

As far as shortening the hours during the summer months from 9-5 to 10-4, I think that there is not much traffic before 10am and after 4pm. Most people arrive after 10 and are packing up around 4pm. If the beach is super crowded, most dog owners don't even want to walk their dog anyway and will wait until the crowds have subsided. However, if the crowds aren't great it would be very nice to be able to take the dog out when they need to get out and stretch their legs.

I am not sure where the resistance to the change is but I do hope that your voting board sees that dog owners are generally the ones who are more contentious about the cleanliness of our beaches and that you will lift the restrictions during the "winter" months and shorten the restrictions in the summer. I would be happy to further discuss this with you and am appreciative of your consideration of this matter.

Sincerely,  
Stacey Chartier-Grable  
4407 Seashore Drive,

## Lohr, Matt

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**From:** Sky and Val [joyner@ca.rr.com]  
**Sent:** Monday, September 27, 2010 10:39 AM  
**To:** Lohr, Matt  
**Subject:** Dog Lover..

Please vote to allow dogs at the beach after Sept15th until May15th. The after 5 pm is fine in the summer but it's dark in the winter and "no fun" for us or our Maxine. We love to take her down to the beach. We are conscientious about picking up after her and after "others" who aren't. Please consider making this permanent. Val and Sky Joyner – and Maxine.

**Lohr, Matt**

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**From:** Sally Fletcher [sfletch12@aol.com]  
**Sent:** Monday, September 27, 2010 10:10 AM  
**To:** Lohr, Matt  
**Subject:** beach hours for dogs

Dear Mr. Lohr,

I should like to add my voice to those of my dog and beach loving friends who would like to see the hours extended for dogs to use the beach. The beaches are normally deserted in the winter months and it seems a shame not to have them used for fun and exercise. I hope the meeting on October 5 will come to this conclusion too.

Yours truly,

Sally Fletcher

Bay Island

**Lohr, Matt**

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**From:** Nicolai Glazer [nicolai@nicolaiglazer.com]  
**Sent:** Monday, September 27, 2010 9:13 AM  
**To:** Lohr, Matt  
**Subject:** Dogs on the Beach  
**Attachments:** image001.png

Dear Mathew Lohr,

I would like to go on record with the **Park, Beaches & Recreation Commission** with this letter as part of the commission review regarding dogs on the beach proposed changes.

I would like to strongly support the recommendation to lift any hour restrictions for winter months. The beach is highly underutilized during the winter and it allows us residents of spend more time out there and not fear a ticket while walking with our dogs.

Understandably one of the fears is that it will turn into a "dog beach" however with all the current rules and restrictions in place it's only for hour changes and nothing to do with leash laws or poop laws. Not to mention that the team of animal control are regularly out there to enforce this anyways if there is any situation.

If nothing else let's try this winter as a "temporary/trial basis" and see how it goes. This will also make the "locals" that respect the beaches that much more vigilant with irresponsible dog owners to keep order.

Respectfully,

Nicolai Glazer : 5300 River Avenue

**Nicolai Glazer**  
949.306.8339  
www.nicolaiglazer.com



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1400 Newport Center Drive Ste 200  
Newport Beach, California 92660

*Thank you for your referrals!*



Please consider the environment before printing this e-mail.

## Lohr, Matt

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**From:** Patty Baugh [pwbaugh@aol.com]  
**Sent:** Monday, September 27, 2010 8:03 AM  
**To:** Lohr, Matt  
**Subject:** Dogs

Mr Lohr,

It seems now a days not loving dogs is a crime.  
Please don't let the dogs control more of my life.  
They terrify me. I have been bitten or snapped at by dogs many times  
in my life.  
Living in the castaways, I fear walking on the bluff in front of my  
home, because of dogs and their unthoughtful owners.  
When I walk past these people they let the dogs come and sniff and  
visit me.  
They think everyone wants to talk with to the dog, I don't they freak  
me out.

At the Apple store a woman with a mean dog explained, that it was ok  
to to take him out because now a days people know not to just come up  
to a dog.  
That is not true.  
Fashion Island policy allows dogs in all stores. Many of the  
employees I have complained to are not in favor of It either.  
Because of this, if time allows I now try to go to South Coast Plaza  
where i can feel more at ease.  
I Please don't do this to more of my life, don't make me feel  
restricted from areas because the dogs are there!

I have never written a public servant like you before.  
Thank you so much for what you do.  
And thank you for listening to my thoughts.

Patty Baugh  
949 650 0916

## Lohr, Matt

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**From:** Dan Grable [dangrable@cox.net]  
**Sent:** Monday, September 27, 2010 7:16 AM  
**To:** Lohr, Matt  
**Subject:** Please Relax the Restrictions for Dogs on the Beach - PLEASE FORWARD TO PB&R COMMISSION

To Whom it May Concern on the Parks, Beaches, and Recreation Commission & the City Council,

I am a resident of Newport Beach and have been one for 35 years. My family owns a home on the Balboa Peninsula on Seashore Drive near 44<sup>th</sup> Street and we have lived down there off and on since 1976. I also own a home in the Harbor View Homes neighborhood so I am very familiar with parks throughout Newport Beach and their rules regarding dogs.

I am writing you to ask that you please consider relaxing the current restrictions for dogs on the beach. ***I specifically request that you remove the restriction entirely from the period of September 15<sup>th</sup> to May 15<sup>th</sup> each year and also that you reduce the restricted hours during the summer months period of May 15<sup>th</sup> to September 15<sup>th</sup> to between 10am and 4pm.***

I regularly walk our dog on the beach front and not only pick up after him, but spend a lot of my time on my walk picking up miscellaneous pieces of trash that have been left on our beach. I often see many other dog walkers doing the same as most of them are local residents that care very much about our beaches. The negative feedback I have heard from a few people during your earlier hearings was that allowing dogs to be walked more often would increase the trash/pollution on our beaches...that is simply not true and is actually just the opposite!

Regarding the summer hours, I live on the beachfront during the summer and there are very few people (except for the surfers) on the beach before 10am and also very few after 4pm. Therefore, I would like to request that you consider reducing the restricted hours to just the hours when the beaches are more heavily populated (which is usually sometime between 10 & 11 to approx. 3). In addition, the beaches are like a ghost town from September through May, so it makes no sense whatsoever to have hour restrictions for dog walking during these months.

I would be glad to discuss this issue and my thoughts on it further if you would like to contact me. Thanks for your consideration of my request.

*Dan Grable*  
*4407 Seashore Drive*  
*Newport Beach, CA 92663*  
dangrable@cox.net  
(949) 633-8211

**Lohr, Matt**

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**From:** ED HEPNER [emhpp@msn.com]  
**Sent:** Sunday, September 26, 2010 9:02 PM  
**To:** Lohr, Matt  
**Subject:** Extended Hours for Dogs on Beaches

Matthew Lohr

Mr. Lohr,

I shall like to speak at the Oct 5 Parks, Recreation and Beaches Commission about introducing the notion that dog owners be allowed to unleash their dogs between the hours of 7a.m. to 8 a.m. on Newport Beaches everyday of the year. This would attract a large number of dog owners who would then not need to use the beaches later in the mornings and afternoons keeping their dogs on leashes. We still need extended hours for leashed pets on the beaches but the number of such pets would be reduced.

My name is Ed Hepner

My address is 2831 Bayview Dr, Corona del Mar, Ca. 92625. Phone 949 675 2266.

Thank you for your consideration.

Ed Hepner

## Lohr, Matt

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**From:** CAZilkas@aol.com  
**Sent:** Sunday, September 26, 2010 7:55 PM  
**To:** Lohr, Matt  
**Subject:** dogs on beach during winter

Mark: (Forward to PB&R Commission)

I am in favor of allowing dogs on the beach (Ocean-Front Only) during winter months without time restrictions.

Although not a resident of Newport Beach - I walk my dogs at a minimum twice a week. Currently, I have to get up early and head down from Irvine to get our walk in before 09:00 am. Then I get back in the car and leave. If you increased the time, I would have time to stop, get breakfast or lunch then proceed to take the walk. Therefore increasing the revenue in Newport Beach.

I consider myself a responsible dog owner and always clean-up after my dogs. Most people I see and talk to at the beach is the same, so I don't think increasing the time would cause a waster issue.

If you would like to contact me, please do so at this e-mail address or by calling 949-336-7732.

Thomas Zilka

**Lohr, Matt**

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**From:** Brent Adair [brentcadair@hotmail.com]  
**Sent:** Sunday, September 26, 2010 1:54 PM  
**To:** Lohr, Matt  
**Subject:** Fwd to PB&R COMMISSION

Mr Lohr,

Please increase the time dogs are allowed on our beaches during the Winter months. Thank you for your attention to this matter. Respectfully,

Brent C. Adair

P Please consider the environment before printing this e-mail

**Lohr, Matt**

---

**From:** ritakramp@aol.com  
**Sent:** Sunday, September 26, 2010 1:46 PM  
**To:** Lohr, Matt  
**Subject:** Support of Changing Dog Laws

I am in favor of changing the dog laws to no hours in the winter months. and keeping the hours the same in the summer months. Please forward to the PB and R Commission. Thank You, Rita Kramp, 4210 Park Newport, #294, Newport Beach, Ca.92660

Lohr, Matt

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From: margbucci@aol.com  
Sent: Sunday, September 26, 2010 1:31 PM  
To: Lohr, Matt  
Subject: re: dogs on the beach

Dear Matt and all concerned,

I have lived in West Newport for close to 10 years and visited here many times before relocating here. We all love and appreciate the beautiful area that is Newport Beach. I really feel blessed that I am able to live in such a breathtaking area. But for those of us In Newport that actually live near the beach we know all too well the concessions that we are forced to make.

First and foremost is parking. You can't simply invite friends over. You have to engage in an elaborate parking roulette to be able to accommodate guests. This may sound trivial but to those of us at the beach every social gathering has a major strategy involved. Next, we put up with people dressing outside our front doors. It's always an eyeopener to stumble out to get the morning paper and meet an undressed surfer. What we now take for granted I was reminded was shocking to my brother-in-law visiting from New York City " He says to me in a dismayed voice, "Margaret, there's a man undressing in front of your house!"

If it's not the disrobing its the loud parties that go on endlessly at our many renter friends homes, not to mention the numerous Sober Living homes, etc.

The point I want to make is we pay our taxes just like all Newport Beach residents and yes we live on or near the water but we put up with a lot more inconveniences than our co-residents of Newport Beach.

**I see this new dog ordinance as a nice little perk for those of us who endure the good with the bad.**

I respectfully disagree with the officer who thought that people

would drive into Newport Beach to walk their dogs and that would be a problem. I think if someone actually would put there dog in a car and commute to take their dog on their walk that person is probably more likely to pick up after their dog..

In closing it would be wonderful to walk our dogs without time constraint on the beach in the winter Thank you!

Newport Beach Resident,  
Margaret Muscatello  
5403 River Avenue

Sept. 25, 2010

Regarding the Proposal to allow  
Dogs on the Beach during  
Winter without a time restriction.

I have been a resident of Newport  
Beach for forty years and I would  
much appreciate walking my dog  
on the beach. It is a lovely  
walk in the winter to walk  
before 5 P.M. and watch the  
sun go down over Catalina.

I hope this proposal  
works out for all of us.

Sincerely,

Elizabeth M. Allenbeck  
218 - 20th St., Newport

949 673-2941

**Lohr, Matt**

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**From:** Maryanne Turley-Emett [mate@linkline.com]  
**Sent:** Saturday, September 25, 2010 1:13 PM  
**To:** Lohr, Matt  
**Subject:** Expanded beach hours for dogs

Dear Mr. Lohr,

As a longtime resident of Bay Island in Newport, and as a responsible dog-owner, I urge you and the City to allow expanded winter hours for running our dear dogs on the beach.

Thank you very much, and look forward to meeting you at the meeting on October 5.

Truly yours,

*Mary Anne Emett*

**Lohr, Matt**

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**From:** Judie Collins [longbeachbiz@gmail.com]  
**Sent:** Wednesday, September 22, 2010 5:46 PM  
**To:** Lohr, Matt  
**Subject:** fwd to PB&R commission

We need to let the dogs be walked on the beach anytime during the months of Sept - May. It's impossible to walk them after 5 in the winter due to darkness.

Please pass this!

M. Dominguez  
Seashore Dr. Newport Beach

**Lohr, Matt**

---

**From:** Jeremy Tuchow [jstuchow@gmail.com]  
**Sent:** Wednesday, September 22, 2010 5:43 PM  
**To:** Lohr, Matt  
**Subject:** Please forward to PB&R Commission

Please change the dog access hours to the beach for the winter months. It is ridiculous to allow them after 5 p.m. because it gets dark so early!

J. Tuchow  
Newport Beach resident

**Lohr, Matt**

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**From:** Judie Collins [judiecollins@gmail.com]  
**Sent:** Wednesday, September 22, 2010 5:40 PM  
**To:** Lohr, Matt  
**Subject:** Dogs on the beach

I understand there is consideration for allowing the dogs to have more reasonable hours to be walked on the beach. I am thoroughly in support of these hours so that winter months can actually be utilized for walking on the beach. To not allow dogs on the beach until 5 pm during the winter months means to not be able to walk the dogs at all, as it gets dark so early.

Please change these hours!

Many thanks,  
Judie Collins  
5008 River Avenue  
Newport Beach

--

"We must all hang together, or assuredly we shall all hang separately." Benjamin Franklin at the signing of the Declaration of Independence

"One of the penalties of not participating in politics is that you will be governed by your inferiors."  
Plato

Judie Collins  
(702) 400-3707

## Lohr, Matt

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**From:** Detweiler, Laura  
**Sent:** Friday, September 10, 2010 9:18 AM  
**To:** 'Les Klingerman'  
**Cc:** Craig, Teri; Lohr, Matt  
**Subject:** RE: Beach hygiene

Thank you sir. I will be sure to add your comments to the staff report for the October 5 meeting when this item will be considered.

**Laura Detweiler | Director**  
Recreation and Senior Services Department  
City of Newport Beach  
p: (949) 644-3157 | f: (949) 644-3155  
[ldetweiler@newportbeachca.gov](mailto:ldetweiler@newportbeachca.gov)

"Your First Choice for Connecting People, Play & Programs"

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**From:** Les Klingerman [<mailto:islanduo@gmail.com>]  
**Sent:** Friday, September 10, 2010 9:17 AM  
**To:** Detweiler, Laura  
**Subject:** Fwd: Beach hygiene

Good morning Ms. Detweiler, here is a copy of the email that I sent to the council members last month. I strongly believe that HEALTH issues should be the #1 concern of this commission as well. Choosing to own a dog on this unique island brings added and obvious challenges, creative solutions and surely some inconvenience for the owner. Their choices are their responsibility and they should not be allowed to impact the health and enjoyment of the rest of the residents.

----- Forwarded message -----

**From:** Les Klingerman <[islanduo@gmail.com](mailto:islanduo@gmail.com)>  
**Date:** Fri, Aug 6, 2010 at 6:13 PM  
**Subject:** Beach hygiene  
**To:** [curryk@pfm.com](mailto:curryk@pfm.com)  
**Cc:** [edselich@roadrunner.com](mailto:edselich@roadrunner.com), [gardnerncy@aol.com](mailto:gardnerncy@aol.com), [mhenn527@hotmail.com](mailto:mhenn527@hotmail.com), [nhenn527@hotmail.com](mailto:nhenn527@hotmail.com), [dwebb@newportbeachca.gov](mailto:dwebb@newportbeachca.gov), [lesliedaigle@aol.com](mailto:lesliedaigle@aol.com)

Dear Mayor,

Please consider what many of our neighbor cities have done to protect the hygiene of beaches by restricting/limiting animals on their beaches. Balboa Island is unique in that it has very limited beaches for our families to enjoy and all too often animal feces are discovered. Years ago no animals were allowed on BI beaches and for good reason, I suspect that present rules were meant more for the ocean beaches not island beaches.

I have been a dog owner for over fifty years and think that specific dog parks offer fine solutions, but health factors should be your first consideration for our beaches and water by preventing consistent contamination with feces bacteria. Even picking up after animals, there would still contaminate remaining in the sand. No one wants to have their children exposed to that. Sea water/tides do not cleans or disinfect the sand.

There are numerous studies by Universities, health departments and sanitation departments to document the health hazard of feces in sand beaches. Not only is there the health issue, but the reputation of our fine island and the potential economical impact on the vacation/recreational status should our beaches become laden with dog waste. Not an attractive outcome!

Therefore, I urge the city council to eliminate animals from Balboa Island beaches altogether, we have lots of sidewalks, alleys, streets and even the animal owners very own property for their animals to use.

Respectfully,

Dr. Les Klingerman  
cell (949) 510-3521



## General Services Department

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PB&R Commission Agenda

Item No. \_\_\_\_\_

October 5, 2010

**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. Stephen J. Malefyt, Malefyt Land Planning, representative for Dr. Matthew J. Haight, property owner at 537 Santa Ana Avenue.

### **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 **23** property owners. This required the applicant to obtain **13** signatures in favor of the reforestation request of which **16** were obtained.

Per City Council Policy G-1, the City has received a petition from Mr. Stephen Malefyt with the required property owner signatures approving the removal of two City Eucalyptus parkway trees adjacent to 537 Santa Ana Avenue.

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 \$780.00 (\$195 each for 2 - 24" box replacement trees and \$390.00 removal).

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

Mr. Stephen Malefyt, Dr. Matthew Haight and Council Member Steven Rosansky 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 black 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) Letter from property owner dated September 20, 2010
  - (E) Letter with attachments from Mr. Stephen J. Malefyt, dated June 15, 2010
  - (F) Tree Inspection Report
  - (G) Tree Inventory Detail
  - (H) Designated Street Tree Picture, Cape Chestnut
  - (I) Existing City Eucalyptus trees
  - (J) Map of reforestation area



## 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 checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Reforestation Application		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> (90) days Reforestation Request Compliance		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" 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 checked="" 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"/>

# 23 Property owners notified % 70 Agreed with removal  
16 property owners

Meets **Minimum** Reforestation Requirements:  YES  NO

Department Signature: [Signature]

Date: 9/24/10

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.

(2) EUCALYPTUS ROBUSTA

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

Located at: 537 SANTA ANA

Please be as specific as possible

### Requestor

Property Owner

Community Association

Other STEVE MALEFYT

LANDSCAPE ARCHITECT

REPRESENTING DR. MATT HART - OWNER

### Address/ Phone (Daytime) / Email

3939 VIA LIDO

NEWPORT BEACH, CA 92663

STEVE@MALEFYT.NET

Signature: SMalefyt

Date: 15 JUN 10

Print Name: STEPHEN MALEFYT

**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:

<input type="checkbox"/>	Property Owner
<input type="checkbox"/>	Community Association
<input type="checkbox"/>	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:

THE (2) EUCALYPTUS WERE PLANTED UNDER EDISON POWER LINES and ARE CONTINUALLY TOPPED. THERE ARE OTHER TREES that COULD REPLACE THEM that WOULD be ABLE to GROW to THEIR FULL HEIGHT WITHOUT BEING TOPPED and DISAPPEARED. SEE ATTACHED LETTER

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

Malefy Land Planning  
3434 Via Lido Suite 250



Newport Beach, CA 92663

September 20, 2010

*City of Newport Beach-Parks, Beaches and Recreation Commission*  
3300 Newport Blvd  
Newport Beach, CA 92663

**Re: Request for Reforestation at 537 Santa Ana**  
Request Remove/replace (2) Eucalyptus robusta on City ROW  
Reason Wrong tree for location

*Parks, Beaches and Recreation Commission*

I am the owner at 537 Santa Ana, Newport Beach. I would like to remove the two existing trees (Eucalyptus robusta) in the right of way for the following reason:

The trees are planted directly under the Edison power lines and are topped by them to stay out of their easement. This means the trees will never be allowed to grow to their full potential-60'75' in height. They will always be pruned to 25' in height, making them disfigured by topping which will make them prone to disease and breakage during strong winds.

I will be demolishing the existing house and building a new one. I will remove and replace the trees at my expense. The size and species to be decided by the City.

I am in the process of having new landscape construction documents prepared and will be showing the (2) eucalyptus as remaining and protected in place. I want the issue of Reforestation and my new drawings not to be in conflict with each other. If the City decides to allow removal/replacement, it will just be an enhancement to the Santa Ana streetscape.

Dr. Matt Haight

3434 Via Lido Suite 250 Newport Beach, CA 92663 Voice 949-675-2154 FAX 949-675-4291  
Email [steve@malefy.net](mailto:steve@malefy.net)

Malefyf Land Planning  
3434 Via Lido Suite 250



Newport Beach, CA 92663

June 15, 2010

*City of Newport Beach-Parks, Beaches and Recreation Commission  
3300 Newport Blvd  
Newport Beach, CA 92663*

**Re: Request for Reforestation at 537 Santa Ana**  
Request Remove/replace (2) Eucalyptus robusta on City ROW  
Reason Wrong tree for location

*Parks, Beaches and Recreation Commission*

I am a landscape architect representing the landowner, Dr. Matt Haight, at 537 Santa Ana. We would like to remove the two Eucalyptus robusta for the following reason:

The trees are planted directly under the Edison power lines and are topped by them to stay out of their easement. This means the trees will never be allowed to grow to their full potential-60'75' in height. (see attached) They will always be pruned to 25' in height, making them disfigured by topping which will make them prone to disease and breakage during strong winds.

The owner will be demolishing the existing house and building a new one. He would remove and replace the trees at his expense. The size and species to be decided by the City.

I am in the process of preparing new landscape construction documents and will be showing the (2) eucalyptus as remaining and protected in place. I want the issue of Reforestation and my new drawings not to be in conflict with each other. If the City decides to allow removal/replacement, it will just be an enhancement to the Santa Ana streetscape.

Stephen J. Malefyf L10--288

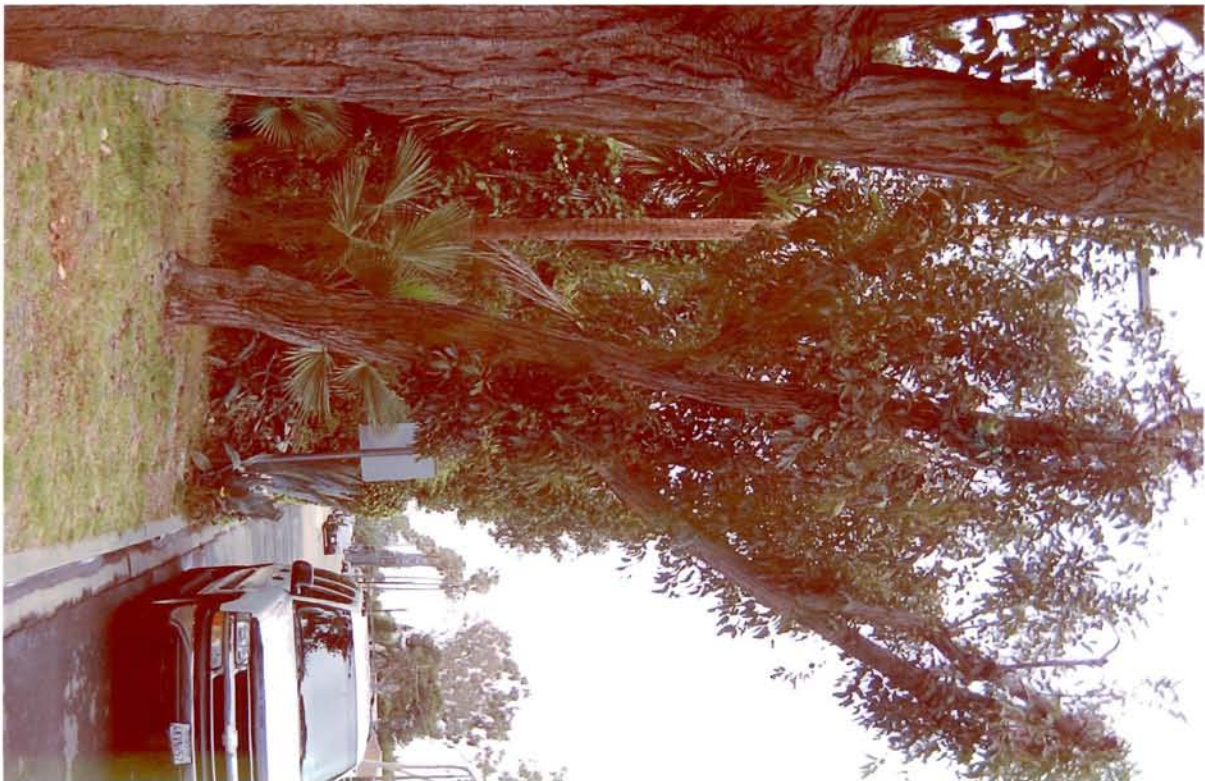


EUCALYPTUS ROBUSTA

*LEFT TO GROW NATURALLY.*



537 SANTA ANA





## General Services Department

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### TREE INSPECTION REPORT

**Representative:** Stephen J. Malefyt, Landscape Architect  
Malefyt Land Planning  
3434 Via Lido  
Newport Beach, CA 92663

**Property Owner:** Dr. Matthew J. Haight  
537 Santa Ana Avenue  
Newport Beach, CA 92663

**Tree Location:** 537 Santa Ana Avenue / Front 1 & 2

**Request:** Mr. Stephen Malefyt is requesting tree removal on behalf of the property owner, of two City Eucalyptus trees in accordance with the removal criteria of City Council Policy G-1, Reforestation of City Trees.

**Botanical Name:** Eucalyptus robusta – Swamp Mahogany

**Designated Street Tree:** Calodendrum capense – Cape Chestnut

**Estimated Tree Value:** \$23,300.00 (Front-1, \$17,220 / Front-2, \$6,080)

**Damage:** N/A

**Work History:** The Field Maintenance Division has no work history recorded for this site.

**Parkway:**           **Concrete**           **Brick**           **Turf**           **(X) Other**

**Comments:** A field inspection confirmed the two trees have been topped for clearance several times within the past years by Southern California Edison. SCE is required by law to prune the tree limbs back at a 10 foot clearance from the high voltage power lines. Consequently, this has disfigured both trees. Additionally, the trees are the incorrect species for this location.

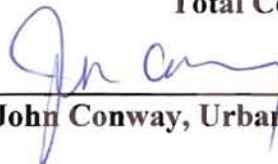
The property owner is requesting the removal of the trees due to incorrect species for this location, and concerned the trees are prone to disease and breakage during strong winds due to the excessive pruning the trees have endured over the past years. See attached letter dated June 15, 2010.

Estimated cost for reforestation of one City tree:

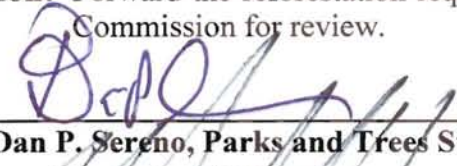
- Removal (2 trees) - \$390.00

- Replacement - \$390.00 (\$195.00 each / 2 - 24" box replacement trees)

**Total Cost - \$780.00**

**Inspected by:**  **Date:** September 13, 2010  
**John Conway, Urban Forester**

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

**Reviewed by:**  **Date:** September 13, 2010  
**Dan P. Sereno, Parks and Trees Superintendent**

**Reviewed by:**  **Date:** 9/24/10  
**Mark Harmon, General Services Director**

Show/Hide Map    Print Report

### Inventory Detail

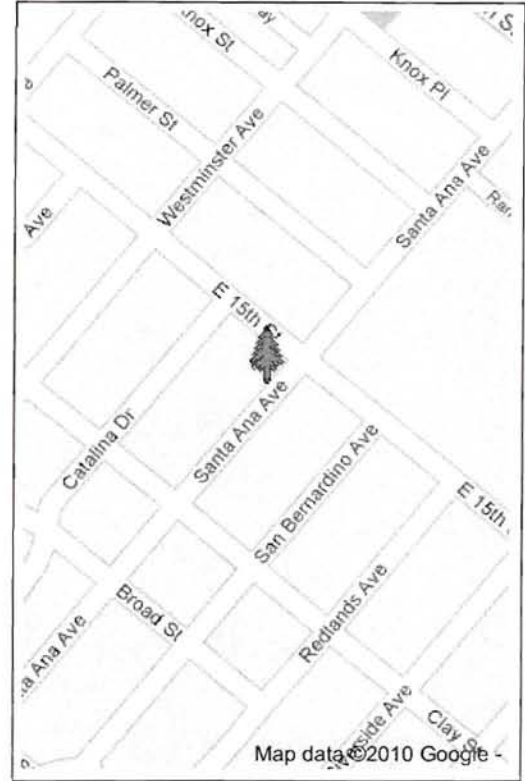
Dist: 18  
 Address: 537 SANTA ANA AV  
 Fictitious: No  
 Location: Front-1  
 On Address: 537 SANTA ANA AV  
 Species: *Eucalyptus robusta*, SWAMP MAHOGONY  
 DBH/Height: 31+ / 45-60  
 Parkway Size: 99  
 Utility Overhead: Yes  
 Sidewalk Damage: No  
 Recommended Maintenance: Grid Trim  
 Estimated Value \$17,220

### WCA Work History

Date	Work Type	Amount	Job#
6/1/2009	Grid Pruning	\$39.00	12665
1/10/2007	Grid Pruning	\$39.00	9762
7/28/2006	Grid Pruning	\$39.00	9762
8/20/2002	Grid Trimming	\$39.00	5154
4/24/2000	Grid Trimming	\$39.00	2866

### Other Work History

Date    Work Type    Crew    Acct#    Min



Show/Hide Map    Print Report

### Inventory Detail

Dist: 18  
 Address: 537 SANTA ANA AV  
 Fictitious: No  
 Location: Front-2  
 On Address: 537 SANTA ANA AV  
 Species: *Eucalyptus robusta*, SWAMP MAHOGONY  
 DBH/Height: 19-24 / 30-45  
 Parkway Size: 99  
 Utility Overhead: Yes  
 Sidewalk Damage: No  
 Recommended Maintenance: Grid Trim  
 Estimated Value \$6,080

### WCA Work History

Date	Work Type	Amount	Job#
6/1/2009	Grid Pruning	\$39.00	12665
1/10/2007	Grid Pruning	\$39.00	9762
7/28/2006	Grid Pruning	\$39.00	9762
8/20/2002	Grid Trimming	\$39.00	5154
4/24/2000	Grid Trimming	\$39.00	2866

### Other Work History

Date	Work Type	Crew	Acct#	Min
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Property Owner First and Last Name (please print): MICHAEL CSOPPENSZKY

Business Name (if applicable): \_\_\_\_\_

Address: 520 Santa Ana Ave. Newport Beach, CA. 92663

Phone #: 949-244-3525

[Signature]  
Signature

8/8/2010  
Date

In favor of tree removal  [Initials] (initial)

Oppose tree removal  \_\_\_\_\_ (initial)

Comments: This approval is contingent upon the planting of the two new Calodendrum capense. Good choice!

Property Owner First and Last Name (please print): Matthew Haig

Business Name (if applicable): \_\_\_\_\_

Address: 537 Santa Ana Ave Newport Beach, CA 92663

Phone #: 949-981-1324

[Signature]  
Signature

\_\_\_\_\_  
Date

In favor of tree removal  [Initials] (initial)

Oppose tree removal  \_\_\_\_\_ (initial)

Comments: \_\_\_\_\_

Property Owner First and Last Name (please print): TIM SLEVCOVE / Co-Trustee / SLEVCOVE

Business Name (if applicable): U & K St. Pierre Family Trust | Kathryn Slevcove

Address: 546 Santa Ana Ave. Newport Beach, CA. 92663

Phone #: \_\_\_\_\_

[Signature]  
Signature

7/31/10  
Date

In favor of tree removal  [Initials] (initial)

Oppose tree removal  \_\_\_\_\_ (initial)

Comments: \_\_\_\_\_

Property Owner First and Last Name (please print): Marilyn Carlite

Business Name (if applicable): \_\_\_\_\_

Address: 2920 Clay St. Newport Beach, CA. 92663

Phone #: \_\_\_\_\_

Marilyn Carlite  
Signature

\_\_\_\_\_  
Date

In favor of tree removal  M.C. (initial) Oppose tree removal  \_\_\_\_\_ (initial)

Comments: \_\_\_\_\_

Property Owner First and Last Name (please print): Jerome Goodall

Business Name (if applicable): \_\_\_\_\_

Address: 3000 Clay Street Newport Beach, CA. 92663

Phone #: \_\_\_\_\_

Ja Goodall  
Signature

\_\_\_\_\_  
Date

In favor of tree removal  (JG) (initial) Oppose tree removal  \_\_\_\_\_ (initial)

Comments: \_\_\_\_\_

Property Owner First and Last Name (please print): RICHARD BROWNE II

Business Name (if applicable): \_\_\_\_\_

Address: 519 Santa Ana Ave. Newport Beach, CA. 92663

Phone #: \_\_\_\_\_

Richard Browne II  
Signature

7-29-10  
Date

In favor of tree removal  RB (initial) Oppose tree removal  \_\_\_\_\_ (initial)

Comments: \_\_\_\_\_

Property Owner First and Last Name (please print): Clark and Georgiana Kenyon

Business Name (if applicable): \_\_\_\_\_

Address: 510 Santa Ana Ave. Newport Beach, CA. 92663

Phone #: 1-949-642-3760

Clark & Georgiana Kenyon \_\_\_\_\_  
Signature Date

In favor of tree removal  GK (initial) Oppose tree removal  \_\_\_\_\_ (initial)

Comments: \_\_\_\_\_

Please list the address of the property(s) owned within the surrounding area of the proposed reforestation request (see attached map) July 2, 2010

Property Owner First and Last Name (please print): David and Debra Miller

Business Name (if applicable): \_\_\_\_\_

Address: 536 Santa Ana Ave. Newport Beach, CA. 92663

Phone #: \_\_\_\_\_

[Signature] \_\_\_\_\_  
Signature Date

In favor of tree removal  DM (initial) Oppose tree removal  \_\_\_\_\_ (initial)

Comments: \_\_\_\_\_

Property Owner First and Last Name (please print): JAMES HAWKINS

Business Name (if applicable): \_\_\_\_\_

Address: 515 Santa Ana Ave. Newport Beach, CA. 92663

Phone #: \_\_\_\_\_

[Signature] \_\_\_\_\_  
Signature Date

In favor of tree removal  JMH (initial) Oppose tree removal  \_\_\_\_\_ (initial)

Comments: \_\_\_\_\_

Property Owner First and Last Name (please print): BRIAN ~~and~~ Caren Darrow

Business Name (if applicable): \_\_\_\_\_

Address: 512 Santa Ana Ave. Newport Beach, CA. 92663

Phone #: \_\_\_\_\_

[Signature]  
Signature

\_\_\_\_\_  
Date

In favor of tree removal  CD (initial) Oppose tree removal  \_\_\_\_\_ (initial)

Comments: \_\_\_\_\_  
\_\_\_\_\_

Property Owner First and Last Name (please print): CRAIG CAMPBELL

Business Name (if applicable): \_\_\_\_\_

Address: 518 Santa Ana Ave. Newport Beach, CA. 92663

Phone #: \_\_\_\_\_

[Signature]  
Signature

7-29-10  
Date

In favor of tree removal  CC (initial) Oppose tree removal  \_\_\_\_\_ (initial)

Comments: These will look nice. Hopefully you are also able to replace the dead grass too!

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

July 2, 2010

Property Owner First and Last Name (please print): Joan E. McCauley

Business Name (if applicable): \_\_\_\_\_

Address: 542 Santa Ana Ave. Newport Beach, CA. 92663

Phone #: \_\_\_\_\_

[Signature]  
Signature

08/07/2010  
Date

In favor of tree removal  \_\_\_\_\_ (initial) Oppose tree removal  \_\_\_\_\_ (initial)

Comments: \_\_\_\_\_  
\_\_\_\_\_

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

July 2, 2010

Property Owner First and Last Name (please print): Susan Lynn Montapert

Business Name (if applicable): \_\_\_\_\_

Address: 543 Santa Ana Ave. Newport Beach, CA. 92663

Phone #: \_\_\_\_\_

Susan Lynn Montapert  
Signature

7-29-2010  
Date

In favor of tree removal  \_\_\_\_\_ (initial) Oppose tree removal  \_\_\_\_\_ (initial)

Comments: I wish the City would take them all out!

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

July 2, 2010

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

Business Name (if applicable): \_\_\_\_\_

Address: 527 Santa Ana Ave. Newport Beach, CA. 92663

Phone #: \_\_\_\_\_

John Van Orden  
Signature

7/28/10  
Date

In favor of tree removal  JVO (initial) Oppose tree removal  \_\_\_\_\_ (initial)

Comments: Good idea.

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

July 2, 2010

Property Owner First and Last Name (please print): Keith and Robin More

Business Name (if applicable): \_\_\_\_\_

Address: 534 Santa Ana Ave. Newport Beach, CA. 92663

Phone #: 949 650-7700

[Signature]  
Signature

7/29/10  
Date

In favor of tree removal  KRM (initial) Oppose tree removal  \_\_\_\_\_ (initial)

Comments:

Property Owner First and Last Name (please print): JASON and Karen Johnson

Business Name (if applicable): \_\_\_\_\_

Address: 531 Santa Ana Ave. Newport Beach, CA. 92663

Phone #: \_\_\_\_\_

Karen Johnson  
Signature

8/10/10  
Date

In favor of tree removal  \_\_\_\_\_ (initial)    Oppose tree removal  \_\_\_\_\_ (initial)

Comments: \_\_\_\_\_  
\_\_\_\_\_

## Designated Street Tree – Calodendrum capense (Cape Chestnut)





Existing City *Eucalyptus robusta* (Swamp Mahogany) trees



Existing City *Eucalyptus robusta* (Swamp Mahogany) trees

