



The Week in Review

City Manager Grace K. Leung

March 22, 2019

Upcoming Events

Tues., March 26

City Council Meeting

City Hall, City Council Chambers
100 Civic Center Dr.
4 p.m.

Thurs., March 28

Zoning Administrator Meeting

City Hall, Corona del Mar
Conference Room (Bay1E)
100 Civic Center Dr.
3 p.m.

Thurs., March 28

Building & Fire Board of Appeals Meeting

City Hall, Crystal Cove
Conference Room (Bay2D)
100 Civic Center Dr.
3:30 p.m.

Mon., April 1

Civil Service Board Meeting

City Hall, City Council Chambers
100 Civic Center Dr.
5 p.m.

Tues., April 2

Parks, Beaches & Recreation Commission Meeting

City Hall, City Council Chambers
100 Civic Center Dr.
6 p.m.

E Art Gallery

On March 21, 2019, the Planning Commission approved a request for a tattoo establishment to operate within a 513 square foot space in a multi-tenant building located at 2721 East Coast Highway in Corona del Mar. The application was originally denied by the Commission in December of 2018. The applicant appealed the decision to the City Council, who referred the matter back to the Commission after receiving new information from a tenant in the building. The Commission reviewed the application, the new information as well as the applicant's responses and approved the use.

AT&T Small Cell Use Permit Submittals

Following City Council approval of the Master License Agreement between the City of Newport Beach and AT&T for the use of City-owned streetlights for small cell telecommunication facilities, AT&T has submitted their first group of five applications. The five small cell applications are for sites primarily located in the Eastbluff area. Staff has reviewed the applications and provided the applicant with a list of additional items needed to process the projects to the next step, a public hearing with the Zoning Administrator. The City will be sending out public notices to the surrounding property owners notifying them of the public hearing. In accordance with the terms of the agreement, AT&T will submit applications for 20 sites by May 13, 2019.

Flood Zone Community Meetings

The City of Newport Beach held a community meeting at Marina Park on March 14, 2019, to discuss the new flood zone maps. Approximately 70 residents attended the meeting. FEMA representatives discussed the insurance issues associated with the new mapping and the process of filing revisions to the map.

Visit the City's website for a complete listing of meetings and events at newportbeachca.gov/events.

Wed., April 3
General Plan Steering
Committee Meeting
OASIS Senior Center
801 Narcissus Ave.
6 p.m.

Thurs., April 4
Water Quality Coastal
Tidelands Committee Meeting
City Hall, Crystal Cove
Conference Room (Bay2D)
100 Civic Center Dr.
3 p.m.

Mon., April 8
New Flood Zone &
Development Community
Meeting
Marina Park
1600 W. Balboa Blvd.
6 p.m.

A second community meeting will be held on April 8, 2019, at Marina Park to discuss coastal flood zone and its impact on design standards. Future development for approximately 166 coastal properties located between 24th and 48th Streets will be impacted by requiring new buildings to be constructed at higher elevations.

Balboa Village Advisory Committee (BVAC) Update

On Wednesday, March 20, the Balboa Village Advisory Committee held its first meeting of 2019, at Marina Park. Members and attendees were given a presentation by our Revenue Division on new parking permit concepts that may be coming in the future, as well as a presentation on the current streetscape improvements being overseen by the Public Works Department. The Committee also provided direction on the design for new wayfinding signage in the Village and reviewed its progress in implementing the goals of the Balboa Village Master Plan. It is both notable and impressive that nearly all of the strategies identified in the Master Plan have been addressed and are either ongoing efforts or complete. A follow-up meeting will be held in April. For more information, check out the BVAC webpage [here](#).

General Plan Update Steering Committee Update

Also on Wednesday, March 20, the General Plan Update Steering Committee met for a third time. Members and attendees discussed the draft request for proposals (RFP) for consulting services regarding the community outreach and engagement component of a future General Plan update. The Committee made minor changes to the draft RFP and directed staff to finalize it for immediate release.

Also on the agenda were presentations from Harbor Commissioner Paul Blank regarding the current visioning efforts related to the harbor and from the Community Development Department's Planning Division on the recent efforts to make the General Plan web portal more user friendly. More information on the General Plan Update can be found on the webpage at www.newportbeachca.gov/gpupdate.

Coastal Commission - Environmental Justice

At their March 8, 2019 meeting, the California Coastal Commission adopted an environmental justice policy. The Commission took this action (after extensive public participation) in response to the 2016 enactment of AB 2616 adding new laws to the Coastal Act. This new law requires the principles of environmental justice and equality be advanced with the implementation of the Coastal Act.

Environmental justice is the fair treatment and meaningful involvement of all people regardless of race, color, national origin, or income, with respect to the development, implementation, and enforcement of environmental laws, regulations, and policies.

The policy document is far-reaching and forward-thinking, containing an implementation program that contains 34 actions.

The most noteworthy actions by the Coastal Commission are: 1) conducting environmental justice analysis in their work and potentially including suggested mitigation of impacts, 2) training their staff to identify issues and developing an internal checklist to assist project review, 3) plans to monitor housing including affordable housing in the coastal zone, 4) seek legislation to restore Coastal Act policies regarding affordable housing a prior legislature removed, and 5) strongly encourage local cities and counties to amend their Local Coastal Plans to address environmental justice principles.

For more information, visit: <https://www.coastal.ca.gov/env-justice/>

Finley Tract RP3

On March 8, 2019, the California Coastal Commission considered the City's approval of a coastal development permit (CDP) for a resident parking permit program (RP3) for the Finley Tract. The Finley Tract is a small and relatively isolated area just west of Lido Village on the Balboa Peninsula. The area is impacted by employees and patrons of nearby businesses who are searching for free parking when parking is available closer to their destination. The City's CDP was appealed to the Coastal Commission by Jim Mosher and two Coastal Commissioners. The Commission found that a "substantial issue" exists to hold a future hearing on the matter. The Commission took no testimony on the question. As a result, the City's approval has been nullified. Staff anticipates a hearing this year, and will closely work with the Coastal Commission and their staff to show how the program avoids and mitigates impacts to public access.

Treasury Report

The February 2019 Treasury Report is available on the City's website at: www.newportbeachca.gov/treasury.

As of February, the City's portfolio totaled just over \$271 million, from all sources. Roughly \$21 million of this portfolio was highly liquid, meaning it was available for cash flows associated with day-to-day operations and cash funding of major construction expenditures.

The short-term portfolio (\$213 million) had a weighted average effective maturity of 1.76 years. The trailing twelve months' total return was 2.59%. This return compared favorably to our benchmark for the same period, the BAML 1-3 Year Treasury index, which returned 2.29%. The income yield on the portfolio, a better measure of income derived from the portfolio, was 1.85%.

Harbor Code - Title 17 Review – Community Meetings

The Harbor Commission and Harbor Department will be hosting a series of Community Meetings to review possible changes to the Harbor Code (Title 17 in the Newport Beach Municipal Code). All meetings will be held at Marina Park at 6:00 p.m.

April 8, 2019 and May 6, 2019 – Review of sections: 17.01, Definitions, 17.05 General Provisions, 17.20 Vessel Launching and Operation, 17.25 Berthing, Mooring and Storage, 17.30 Harbor Use Regulations, 17.35 Harbor Development Regulations.

May 13, 2019 and June 24, 2019 – Review of sections: 17.40 Live-Aboard, 17.45 Sanitation, 17.65 Appeals, 17.70 Enforcement 17.50, Harbor Development Permits, 17.55 Dredging Permits

After these public meetings the Harbor Commission will review the proposed recommendations and then the City Council will consider them at a future date.

Sea Lion Season is Coming

We can expect to see more sea lions in the Harbor in the next couple of months. To protect your property, please review the tips below to prevent damage to your property and the sea lions:

- 1) Sea lion season in Newport Beach typically runs May to October annually (understanding some sea lions are present in the Harbor year-round).
- 2) Sea lions seek large, flat surfaces, such as vessels or docks to rest and conserve their energy. While competing for space aboard these vessels and on dock structures, the sea lions are known to bark loudly, both day and night. This barking can be extremely disruptive to those living in the communities adjacent the Harbor.
- 3) It is the responsibility of all Mooring Permittees and Private Dock Owners to proactively secure their vessels, docks and accessories from the potential of sea lion intrusion.
- 4) Failure to take sea lion deterrent action within seven (7) days of notification, will result in citation (ref. NBMC 17.25.020 and NBMC 17.50.100).

With these points in mind, the City of Newport Beach's Harbor Department staff hopes to be a resource to members of the Harbor community as they work proactively to protect their property (vessels and docks) and help their neighbors enjoy their homes, while also protecting the health of sea lions and other marine mammals.

Below is a link to a section of the Harbor Department's website, featuring additional suggested measures to keep sea lions off your property, examples of various deterrents, information from the National Oceanic & Atmospheric Administration (NOAA) regarding methods of deterring sea lions, area contractors who may be able to assist, and more.

<https://www.newportbeachca.gov/government/departments/harbor/sea-lions>

Thank you in advance for your help on this front, and please contact our office directly at 949-270-8159 if you have any questions.

Mooring Transfers

Are you looking for a mooring in Newport Harbor? With over 1,200 offshore and on-shore moorings, there are usually mooring permittees who are looking to get rid of their permit. The City tracks transfers and you can review those here:

<https://www.newportbeachca.gov/home/showdocument?id=57315>

As our Harbor Department continues to develop we will be expanding our information to connect folks looking for a mooring.

Rhine's Wharf Walkway Project

The Rhine's Wharf walkway, located along Lido Park Drive, is being replaced. The walkway is utilized to load and unload materials to and from the boats. Due to the worn and weathered condition of the walkway boards, the on-call contractor has started the board replacement project. The Public Works project is scheduled to be completed by mid-April.

Grunion Season is Here

The California grunion is a silversides fish, along with the Jacksmelt and Topsmelt. These fish inhabit the nearshore waters from the surf up to a depth of 60 feet. They are famous for their spawning behavior, which occurs from March through August, sometimes through September. Grunion leave the water at night to spawn on beaches during the spring and summer months, beginning on the nights of the full and new moons lasting for four consecutive nights. Spawning

occurs after high tides and continues for several hours. As waves break on the beach, grunion swim as far up the slope as possible. While spawning may only take 30 seconds, some fish remain stranded on the beach for several minutes.

During this period, our beach maintenance activities are limited to manual cleaning. Cleaning equipment and vehicles are not permitted below the tideline, per the California Department of Fish and Wildlife regulations. In an effort to keep the beaches clean our Public Works beach crews work manually to remove beach debris still washing up on our shores during high tides

Reminder from the Department of Fish and Wildlife: During the open season, a California fishing license is required for persons 16 years and older. Grunion may be taken by hand only and no holes may be dug in the beach to entrap them. There is no bag limit, but please take only the fish you can use – it is unlawful and unethical to waste fish.

2018-2019 City Facilities Painting Project

On February 25, 2019, the Public Works staff advertised the 2018-2019 Facilities Painting Project, which will revitalize City facilities at 15 locations. The scope will include Recreation, Library, Fire & Lifeguard, Civic Center and Utilities facilities throughout the City.

Grand Canal Dredging - Phase 2

On March 12, 2019, City Council approved staff's request to perform additional dredging maintenance work within the Grand Canal. On March 19, 2019, the contractor began moving sand from the low-tide line towards the bulkhead. Work is scheduled for approximately 10 working days.

