To enrich lives through effective and caring service

Los Angeles County Department of Beaches & Harbors

Santos H. Kreimann
Acting Director

Kerry Silverstrom
Chief Deputy

October 2, 2008

TO: Small Craft Harbor Commission

FROM: Kerry Silverstrom for Santos H. Kreimann, Acting Director

SUBJECT: **SMALL CRAFT HARBOR COMMISSION AGENDA FOR OCTOBER 8, 2008**

Enclosed is the October 8, 2008 meeting agenda, together with the minutes from your meeting of August 13, 2008. Also enclosed are reports related to Agenda Items 3a, 3b, 5a, and 6a.

Please feel free to call me at (310) 305-9522 if you have any questions or need additional information.

SHK:ks
Enclosures

To enrich lives through effective and caring service

SMALL CRAFT HARBOR COMMISSION

AGENDA
OCTOBER 8, 2008
9:30 a.m.

BURTON W. CHACE PARK COMMUNITY ROOM
13650 MINDANAO WAY
MARINA DEL REY, CA. 90292

Los Angeles County Department of Beaches & Harbors

Santos H. Kreimann
Acting Director

Kerry Silverstrom
Chief Deputy

1. Call to Order and Pledge of Allegiance

2. Approval of Minutes: Meeting of August 13, 2008

3. **REGULAR REPORTS**

   a. Marina Sheriff — (DISCUSS REPORTS)
      - Crime Statistics
      - Enforcement of Seaworthy & Liveaboard Sections of the Harbor Ordinance with Liveaboard Permit Percentages

   b. Marina del Rey and Beach Special Events — (DISCUSS REPORT)

   c. Marina del Rey Convention and Visitors Bureau — (PRESENTATION BY BEVERLY MOORE, EXECUTIVE DIRECTOR OF MdR CVB)

4. **OLD BUSINESS**

   a. None

5. **NEW BUSINESS**

   a. Uniform Public Hearing Protocols — (ACTION REQUIRED)

6. **STAFF REPORTS** — (DISCUSS REPORTS)

   a. Ongoing Activities — (DISCUSS REPORTS)
      - Board Actions on Items Relating to Marina del Rey
      - Regional Planning Commission's Calendar
      - Redevelopment Project Status Report
      - Venice Pumping Plant Dual Force Main Project
      - Parcel 20 (Capri Apartments) - Conditional Use Permit For Renting To Senior Citizens
      - Unlawful Detainer Actions
      - Design Control Board Minutes

7. COMMUNICATION FROM THE PUBLIC

8. ADJOURNMENT

PLEASE NOTE:

1. The Los Angeles County Board of Supervisors adopted Chapter 2.160 of the Los Angeles Code (Ord. 93-0031 § 2 (part), 1993), relating to lobbyists. Any person who seeks support or endorsement from the Small Craft Harbor Commission on any official action must certify that he/she is familiar with the requirements of this ordinance. A copy of the ordinance can be provided prior to the meeting and certification is to be made before or at the meeting.

2. The agenda will be posted on the Internet and displayed at the following locations at least 72 hours preceding the meeting date:

   Department of Beaches and Harbors' Website Address: http://marinadelrey.lacounty.gov

   Department of Beaches and Harbors
   Administration Building
   13837 Fiji Way
   Marina del Rey, CA 90292

   MdR Visitors & Information Center
   4701 Admiralty Way
   Marina del Rey, CA 90292

   Burton Chace Park Community Room
   13650 Mindanao Way
   Marina del Rey, CA 90292

   Lloyd Taber-Marina del Rey Library
   4533 Admiralty Way
   Marina del Rey, CA 90292

Si necesita asistencia para interpretar esta informacion llame al (310) 305-9586.

ADA ACCOMMODATIONS: If you require reasonable accommodations or auxiliary aids and services such as material in alternate format or a sign language interpreter, please contact the ADA (Americans with Disabilities Act) Coordinator at (310) 305-9590 (Voice) or (310) 821-1734 (TDD).

SMALL CRAFT HARBOR COMMISSION
MINUTES
August 13, 2008

Commissioners Present
Russ Lesser, Chairman; Vanessa Delgado, MPA, Vice –Chairman; Albert Landini, Ed.D; Albert DeBlanc, Jr. Esq.

Department of Beaches and Harbors
Santos Kreimann, Acting Director, Beaches and Harbors; Dusty Crane, Community and Marketing Division

County Staff
Thomas Faughnan, Principal Deputy County Counsel; Beverly Moore, MdR Convention and Visitors Bureau; Captain Oceal Victory, Lieutenant Reginald Gautt from the Sheriff's Department; Michael Tripp, Regional Planning

CALL TO ORDER, ACTION ON ABSENCES AND PLEDGE OF ALLEGIANCE

Chairman Lesser called the meeting to order at 9:35 a.m. The Commissioners, staff and members of the public stood and recited the Pledge of Allegiance.

ACTION ON ABSENCES

Commissioner Lesser announced all four Commissioners were present. Vice-Chairman Delgado announced that she will not be attending the September Commission meeting.

APPROVAL OF MINUTES

A motion was made by Commissioner Landini and Seconded by Vice-Chair Delgado to approve the minutes from the July 16, 2008, meeting. This motion was unanimously approved.

Chairman Lesser opened the floor to public comments. There were no public comments.

ITEM 3a: Marina Sheriff – Crime Statistics

Lt. Reggie Gautt provided the Commissioners with copies of the year-to-date crime stats and stated that they are attempting to use their "cop-link" information and other resources outside the Marina to help deal with some of those issues. There was no new information on the Liveaboard Report. Chairman Lesser noted that more "Notices to Comply" were issued, liveaboards have increased and current permits are going up.

ITEM 3b: Marina del Rey Beach and Special Events

Dusty Crane reported on the Marina del Rey Summer Concert series, Fisherman's Village, the Marina del Rey Waterbus, Esprit I and the Beach Shuttle. She said Hermosa Beach will be holding their annual festival on Labor Day weekend with entertainment, food and festivals.

ITEM 3c: Marina del Rey Convention and Visitors Bureau

Beverly Moore shared a centerfold article found in the June journal of the American Sailing Association about Marina del Rey (MdR). She spoke about "E" news releases an electronic form, known as Optimized Press Releases, a new advertising tool being used by the Visitors Bureau to advertise news about the MdR community via the internet.

Nancy Marino asked about marketing costs and its returns on investments.

Chairman Lesser stated that a lot of revenue is funded through a fund created by hotels, etc.

Dusty Crane stated that the MdR Convention and Visitors Bureau (CVB) was a combination of private and public money. Since 1990 Beaches and Harbors has had a total budget of $250,000 for promotion of MdR, and $92,000 of that has been put aside for the public and Discover MdR funding. Lastly, she said the other funds have come from six hotels, and each one of them put 1% on the room cost only. The majority of the funding has been for the CVB.

ITEM 4: Old Business – There was no new business.

ITEM 5: New Business – There was no new business.

Chairman Lesser asked about upcoming projects.

Mr. Kreimann reported that there are several upcoming projects. The preliminary business terms on Parcel 8 (The Bay Club) and Parcel 33 is nearly completed.

ITEM 6: Staff Reports – Ongoing Activities

Mr. Kreimann said that on July 22, 2008, the Board approved an increase in Kayaking class/tour registration fees and rental rates at Burton Chace Park. On July 15th the Board approved the lease documents and option agreements for Parcel OT and Parcel 21.

Mr. Kreimann spoke about The Del Rey Shores project. He said as a result of a lawsuit filed by the Homeowners Association, the Court directed the lessee to go back and recirculate a portion of the environmental document dealing with the excavation and the transportation of soil from that particular location. He said that was the only portion the Judge agreed that required recirculation of the environmental document.

Mr. Kreimann said there are no issues pending at the Planning Commission.

Mr. Kreimann said that the City of Los Angeles has requested to present to the Commission the Venice Pumping Dual Force Main Project. The presentation will be at the upcoming September meeting. He said that the City was asked to widely publish the meeting and to handle all the outreach in notifying the public of this presentation.

Chairman Lesser said some Marina residents oppose running the new City sewer line through the Marina.

Mr. Kreimann said there are three (3) different alternatives and they are: 1) one will run along the beach; 2) one on Pacific Avenue and, 3) the other one, which is the Cities preferred option, would run through Via Marina and then cut across and go under the Channel, and lay the pipe all the way down to the Hyperion Plant.

Mr. Kreimann gave a report on the Percentage Rents on Apartments.

Mr. Kreimann spoke about the Kayak Rental Report. He said the Marina Boat Rentals, Fisherman's Village, and the U.C.L.A. Aquatic Center provide the renting of kayaks.

Mr. Kreimann discussed Public Use of the Boathouse. He said there is a Capital Improvement Project slated to commence, and the Department is still finalizing the seismic issues with that particular building. He anticipates that project moving forward within the next six months. Other County Departments can utilize the downstairs facility for meetings. However, no one is allowed to use the second story of that building space because it is not ADA compliant.

Ms. Delgado asked about The Design Control Board Meeting minutes.

Mr. Kreimann said due to unanticipated changes and audio difficulties, the minutes were not available. However, they should be available next month.

Ms. Delgado asked if there was a controversial issue pertaining to the Del Rey Shores' Project stock pile removal.

Mr. Faughnan said the Court determined that they did not adequately analyze the potential impacts in the report. Originally they had intended to reutilize all of the soil on site, and then a subsequent change in the plans determined that they needed to conduct an off site disposal but there was no supplemental analysis. He said the Court determined that was a significant enough potential impact that required analyses and recirculation.

Chairman Lesser opened the floor to public comments.

Mr. Jon Nahhas asked what defines old business and who defines that in these meetings. He specifically referenced the unlawful detainer business.

Mr. Faughnan replied that items of new business and old business are action items that would require the approval of the Commission. The unlawful detainer issue has always been treated as a staff report issue. It's not an action item that they need to approve or not approve. Basically, its information they have requested and we are reporting back on.

Mr. Dan Gottlieb, representing the Marina Strand Colony, spoke on issues relating to the environmental report, issues of the gravel and the discrepancies in the Environmental Impact Report (EIR).

Mr. Faughnan said the action that was reported, in the report, is that the Board of Supervisors has set aside its approval of that project, and has sent it back to Regional Planning for further environmental analyzes and recirculation. He said once that happens, and Mr. Gottlieb has had a chance to review the Supplemental EIR draft, an environmental document is ultimately prepared.

Mr. Faughnan said it would be appropriate for him to raise any comments he may have in the environmental process and not before this Board because this Commission does not have jurisdiction over those matters.

Mr. Gottlieb asked if he could obtain information on whom those agencies are.

Chairman Lesser asked if someone could keep Mr. Gottlieb informed on where that review is going to be and when it will take place.

Mr. Tripp said Regional Planning is performing that review and he will notify Mr. Gottlieb.

Ms. Nancy Marino questioned the legitimacy of the MDR Oceana LLC. She asked why it is called Admiralty Courts on the status reports and that is has been listed under different names.

Mr. Faughnan said MDR Oceana is the name of the ownership entity, the prospective lessee in this case, and Admiralty Courts is the proposed name of the (development) building.

Ms. Marino said Mr. Zolla, the Consultant who ran that meeting, has refused to provide them a copy of the March 8th EIR report, stating that the draft report is only available to agencies for review before it is released to the public. She wanted to know if their remarks were in the EIR/NOP was their objections to the legitimacy of meeting in the summary report that went into the draft EIR. She said this is an abusive process and it is in violation of the Brown Act.

Chairman Lesser asked Mr. Faughnan if there have been any violations of the Brown Act.

Mr. Faughnan said there has been no violation of the Brown Act nor has there been any violation of the California Environmental Quality Act. He said the draft EIR is first circulated to public agencies for their comments and once they are completed it is published for the public.

Mr. Tripp added that the report has not yet been released to the County Departments.

Ms. Carla Andrus spoke of Goldrich and Keich being out of compliance with their Conditional Use Permit on the Monte Carlo. The residents are supposed to be sixty-two and over.

Chairman Lesser asked Mr. Faughnan to review the Conditional Use Permit to see if Goldreich and Keich are in compliance and report back to the Commission next month and requested the Marina del Rey Lessees Association give him a report on the Unlawful Detainer project.

Mr. Tim O'Riley, Executive Director of the Marina del Rey Lessee's Association gave a report on Unlawful Detainer actions filed during the month June 2008. Del Rey Shores (0), Villa del Mar (1-apt. and 1-boat slip); both for non-payment of rent. Both were paid and remain on the premises, Dolphin Marina, grouping of Goldrich and Keich properties (0), Mariners Bay (2-boat slips for non-payment of rent), Tahiti Marina (1- boat slip for violation of the liveaboard policy), Neptune Marina (0), the Boatyard (0), Marina Harbor (4-apts. for non-payment of rent. All units paid and remain on the premises), Archstone (8-apts. for non-payment of rent), Bay Club (1-boat slip for non-payment of rent), Oakwood (0), Del Rey Professional Association (0), Marina City Club (0), California Yacht Club (0), Pier 44 (0), but they issued some 3-day "Notices to Pay Rent

or Quit" for non payment of rent, and some expired insurance policies. The only property that did not respond was Villa Venetia.

Mr. O'Riley said since Mr. Ring's properties are not part of the Association, he could not provide any information. This report will be forward to Mr. Kreimann.

Mr. Jon Nahhas commented on the accuracy of the report. He said one month of data (June) is not enough time. There should be one year of documentation accumulated.

Chairman Lesser asked that Mr. O'Riley request Mariner's Bay to provide the Department with the amount of Unlawful Detainers they received in July 2008 (as well).

COMMUNICATION FROM THE PUBLIC

Mr. Nahhas raised issues on the boat rent at Espirit I.

Chairman Lesser requested that the Department analyze the rentals and see if Espirit I is in compliance with their lease, and with the County's rent policy. He also requested a report from the Department on how many boats and slips are being filled up.

Mr. Bill Vresak asked if there will be a Regional Planning meeting on August 21, 2008, at Marina del Rey Hotel from 6 p.m. to 8 p.m.

Mr. Tripp replied that there will be a public meeting with the Regional Planning Department explaining the comments that they are going to receive from the Coastal Commission about the periodic review.

Mr. Vresak spoke on the homeless issue with the City of Santa Monica. He asked what the County's stance will be to alleviate the homeless situation when redevelopment begins.

Mr. O'Riley spoke about the Venice Pumping Dual Force Main Project meeting.

Mr. Landini said he could not vote on the Venice project since he is an employee of the City of Los Angeles he would have to abstain.

Mr. O'Riley said he would not like to see the City make a presentation and the Commission unable to take some kind of action or make some kind of a request.

Mr. Faughnan said there is no vote to be taken, that this will be an informational presentation by the City of Los Angeles.

Chairman Lesser said if all four Commissioner's will not be present at the September meeting the presentation can be postponed until October 8, 2008, meeting and asked about a status report on the missing Commissioner.

Mr. Kreimann said applicants are still being interviewed.

Ms. Marino asked if there was a waiver of any ground rent obligations on Espirit I during the eight years of construction.

Mr. Kreimann said as part of the agreement, lease rent was not to be paid during construction of this project.

Chairman Lesser asked the Department for a report on the lease for next month's meeting.

Ms. Marino asked that the Espirit I report be on the agenda as a separate item for next month's Commission meeting, and for an update on the Bar Harbor lease violation.

Chairman Lesser said Parcel 15 issues are under negotiation and will not be put on the agenda.

ADJOURNMENT

Chairman Lesser adjourned the meeting at 11:29 a.m.
Respectfully Submitted By: Commission Secretary

*Copies of taped meetings can be purchased with Commission Secretary.

LOS ANGELES COUNTY SHERIFF'S DEPARTMENT
MARINA DEL REY STATION
PART I CRIMES- AUGUST 2008

	West Marina 2760	East Marina 2761	Lost R.D. 2762	Marina Water 2763	Upper Ladera 2764	County Area 2765	Lower Ladera 2766	Windsor Hills 2767	View Park 2768	TOTALS
Homicide										0
Rape	1									1
Robbery: Weapon					1			2		3
Robbery: Strong-Arm							1			1
Aggravated Assault	1	1		1			1	4		8
Burglary: Residence	1				1		7	8	12	29
Burglary: Other Structure	1			1	1	1	1	1	2	8
Grand Theft	9	6		1		2	2		1	21
Grand Theft Auto	2					1	1	1	3	8
Arson										0
Boat Theft										0
Vehicle Burglary	3					3		5	2	13
Boat Burglary										0
Petty Theft	4	2			2	1	1	4	4	18
REPORTING DISTRICTS TOTALS	**22**	**9**	**0**	**3**	**5**	**8**	**14**	**25**	**24**	**110**

Note- The above numbers may change due to late reports and adjustments to previously reported crimes.

Source- LARCIS, **Date Prepared –SEPTEMBER 8, 2008**
CRIME INFORMATION REPORT - OPTION B

LOS ANGELES COUNTY SHERIFF'S DEPARTMENT

MARINA DEL REY STATION

PART I CRIMES- AUGUST 2008

Part I Crimes	MARINA AREA (RD'S 2760-2763)	EAST END (RD'S 2764-2768)
Homicide	0	0
Rape	1	0
Robbery: Weapon	0	3
Robbery: Strong-Arm	0	1
Aggravated Assault	3	5
Burglary: Residence	1	28
Burglary: Other Structure	2	6
Grand Theft	16	5
Grand Theft Auto	2	6
Arson	0	0
Boat Theft	0	0
Vehicle Burglary	3	10
Boat Burglary	0	0
Petty Theft	6	12
Total	**34**	**76**

Note- The above numbers may change due to late reports and adjustments to previously reported crimes.

Source- LARCIS, **Date Prepared –SEPTEMBER 8, 2008**
CRIME INFORMATION REPORT - OPTION B

LOS ANGELES COUNTY SHERIFF'S DEPARTMENT
MARINA DEL REY STATION
PART I CRIMES- SEPTEMBER 2008

	West Marina 2760	East Marina 2761	Lost R.D. 2762	Marina Water 2763	Upper Ladera 2764	County Area 2765	Lower Ladera 2766	Windsor Hills 2767	View Park 2768	TOTALS
Homicide										0
Rape										0
Robbery: Weapon								1	1	2
Robbery: Strong-Arm	1							1		2
Aggravated Assault	1				1		2		1	5
Burglary: Residence	1				2		5	4	2	14
Burglary: Other Structure	3				1				1	5
Grand Theft	11	3		3	1	1	4	1	2	26
Grand Theft Auto	4						2	2	1	9
Arson									1	1
Boat Theft										0
Vehicle Burglary	6	1						1	2	10
Boat Burglary										0
Petty Theft	4	2		1			3		3	13
REPORTING DISTRICTS TOTALS	**31**	**6**	**0**	**4**	**5**	**1**	**16**	**10**	**14**	**87**

Note- The above numbers may change due to late reports and adjustments to previously reported crimes.

Source- LARCIS, **Date Prepared OCTOBER 1, 2008**
CRIME INFORMATION REPORT - OPTION B

LOS ANGELES COUNTY SHERIFF'S DEPARTMENT

MARINA DEL REY STATION

PART I CRIMES- SEPTEMBER 2008

Part I Crimes	MARINA AREA (RD'S 2760-2763)	EAST END (RD'S 2764-2768)
Homicide	0	0
Rape	0	0
Robbery: Weapon	0	2
Robbery: Strong-Arm	1	1
Aggravated Assault	1	4
Burglary: Residence	1	13
Burglary: Other Structure	3	2
Grand Theft	17	9
Grand Theft Auto	4	5
Arson	0	1
Boat Theft	0	0
Vehicle Burglary	7	3
Boat Burglary	0	0
Petty Theft	7	6
Total	**41**	**46**

Note- The above numbers may change due to late reports and adjustments to previously reported crimes.

Source- LARCIS, **Date Prepared –OCTOBER 1, 2008**
CRIME INFORMATION REPORT - OPTION B

LOS ANGELES COUNTY SHERIFF'S DEPARTMENT

MARINA DEL REY STATION

PART I CRIMES- SEPTEMBER 2008

Community Advisory Committee	Upper Ladera 2764	Lower Ladera 2766
Homicide	0	0
Rape	0	0
Robbery: Weapon	0	0
Robbery: Strong-Arm	0	0
Aggravated Assault	1	2
Burglary: Residence	2	5
Burglary: Other Structure	1	0
Grand Theft	1	4
Grand Theft Auto	0	2
Arson	0	0
Boat Theft	0	0
Vehicle Burglary	0	0
Boat Burglary	0	0
Petty Theft	0	3
Total	**5**	**16**

Note- The above numbers may change due to late reports and adjustments to previously reported crimes.

Source- LARCIS, **Date Prepared OCTOBER 1, 2008**
CRIME INFORMATION REPORT - OPTION B

MARINA DEL REY HARBOR
LIVEABOARD COMPLIANCE REPORT
2008

Liveaboard Permits Issued

	August	September
New permits Issued:	8	9
Renewal Issued:	25	39
Total:	33	48
Notices to Comply Issued:	86	102

Totals:	August	September
Liveaboard:	350	345
Current Permits:	169	214
Expired Permits:	88	55
No Permits:	93	76

Total reported vessels in Marina del Rey Harbor:	4690
Percentage of vessels that are registered liveaboards	7.36%

To enrich lives through effective and caring service

Department of Beaches & Harbors

Santos H. Kreimann
Acting Director

Kerry Silverstrom
Chief Deputy

October 2, 2008

TO: Small Craft Harbor Commission

FROM: Kerry Silverstrom for Santos H. Kreimann, Acting Director

SUBJECT: **AGENDA ITEM 3b - MARINA DEL REY AND BEACH SPECIAL EVENTS**

MARINA DEL REY

DISCOVER MARINA DEL REY DAY 2008

Sponsored by the Los Angeles County Department of Beaches and Harbors
and Arrowhead Mountain Spring Water
Burton Chace Park
Sunday, October 12
11:00 a.m. to 4:00 p.m.

Discover Marina del Rey Day 2008 is a community event that can be enjoyed free of charge to the public, featuring booths from various organizations on health, safety and the environment, plus games, music, snack carts, pumpkin patch and children's marionette shows. Visitors who wish to access the popular inflatable games must pay $5.00 for a wristband for each child. Food and soft drinks are also available for purchase at the park's restaurant, Café Petra, throughout the day.

Parking at a reasonable rate is available in County Lot 4 near the venue and in County Lot 5 on Bali Way.

For more information call: Marina del Rey Information Center at (310) 305-9545

MARINA DEL REY OUTDOOR ADVENTURES 2008

Sponsored by the Los Angeles County Department of Beaches and Harbors
Burton Chace Park ♦ 13650 Mindanao Way ♦ Marina del Rey ♦ Ca ♦ 90292

Harbor Kayaking Program

Saturdays
October 25 and November 22
11:30 a.m. – 1:45 p.m.

Come and take a kayaking lesson in the Marina del Rey harbor. This two-hour session begins with Los Angeles County Lifeguard kayak and water safety instruction. The group will then

have the opportunity to enjoy Marina del Rey's basins. This is a great opportunity for families to have a fun and educational day in Marina del Rey.

Program requires pre-registration. Fees are $30 (youths 10 – 18) and $35 (19 or older). Fees must be paid upon registering.

Surf Kayaking Program
Saturdays
October 25 and November 22
8:00 a.m. – 11:00 a.m.

Los Angeles County Department of Beaches and Harbors is offering a Surf Kayaking Program. Participants will get the opportunity to kayak through the Marina del Rey harbor and head out to the North Jetty, where they will surf the waves aboard sit-on-top kayaks. Los Angeles County Ocean Lifeguards will instruct the outing.

Program requires pre-registration. Fees are $30 (youths 10 – 18) and $35 (19 or older). Fees must be paid upon registering.

For more information on all Kayaking Programs call: (310) 305-9587

FISHERMAN'S VILLAGE WEEKEND CONCERT SERIES
Sponsored by Pacific Ocean Management, LLC
All concerts from 2:00 p.m. – 5:00 p.m.

Saturday, October 4
Jimbo Ross and The Bodacious Blues Band, playing Blues and Jazz

Sunday, October 5
The Kid & Nick Show, playing American Pop

Saturday, October 11
The Bill James Group, playing Smooth & Latin Jazz

Sunday, October 12
2AZZ1 Body & Soul Band, playing Smooth Jazz with Vocals

Saturday, October 18
"Friends" Bobby Griffins Band, playing Rhythm & Blues

Sunday, October 19
The John Brown Band, playing Classic Rock/Pop

Saturday, October 25
Moondance, playing Big Band Swing

Sunday, October 26
Sullivan Hall Band, playing Soul Review

For more information call: Pacific Ocean Management at (310) 822-6866

BEACH EVENTS

Wake Up With The Waves
Santa Monica Pier
Saturdays
9:00 a.m. to 11:00 a.m.

Wake up with the Waves is a FREE interactive young children's concert series.

October 4
"Everybody's Happy when they're Singing" with Jamie Shaheen and Friends

October 11
"Charlie Davidson's Tricycle Club" with Parker Bent

October 18
Rock Theatre with Jani and Dana

October 25
"Santa Monica Pier Halloween Beach Bash" hosted by Michael Cladis

For more information call: (310) 458-8900 or visit website http://www.santamonicapier.org

Hermosa Beach Triathlon - MESP
Hermosa Beach Pier
Sunday, October 12, 2008
7:00 a.m.

The Hermosa Beach Triathlon is a fun and safe, beginner oriented course. It features an ocean swim, a 10-mile bike course and a 3-mile run. The event is limited to 1,000 athletes and fills to registration capacity each year.

For more information call: (818) 707-8867 or visit website http://www.mesp.com

SHK:ks

To enrich lives through effective and caring service

Los Angeles County Department of Beaches & Harbors

Santos H. Kreimann
Acting Director

Kerry Silverstrom
Chief Deputy

October 8, 2008

TO: Small Craft Harbor Commission

FROM: Kerry Silverstrom for Santos H. Kreimann, Acting Director

SUBJECT: **ITEM 5a – UNIFORM PUBLIC HEARING PROTOCOLS**

At the request of the Board of Supervisors, the Chief Executive Officer developed recommendations towards applying the same public hearing protocols used by the Board to all County Commissions. These protocols, which are attached for your reference, were considered by the Board and adopted on September 16, 2008.

It is our obligation to notify your Commission of these protocols and to ensure adherence to them. We have already been in compliance with our use of "Request to Address" slips.

Please feel free to call me at (310) 305-9522 if you have any questions or need additional information.

SHK:ks
Attachment

C: Paul Worry

MINUTES OF THE BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA

Sachi A. Hamai, Executive Officer-
Clerk of the Board of Supervisors
383 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

At its meeting held September 16, 2008, the Board took the following action:

22

The following item was called up for consideration:

The Chief Executive Officer's recommendation to approve protocols relative to the conduct of Commission meetings; also instruct the Chief Executive Officer and the Executive Officer of the Board to notify and ensure that all Commissions adhere to the protocols.

William T Fujioka, Chief Executive Officer, responded to questions posed by the Board and made the following verbal recommendations to amend the attached protocols for the conduct of Commission meetings:

- **REQUESTS TO ADDRESS THE COMMISSION ON AN AGENDA ITEM.** A person requesting to address the Commission will be allowed a total of three (3) minutes per meeting unless the time is adjusted by the Chair as deemed appropriate given the nature of the matter. Requests to be heard must be submitted...; and

- **ADDRESSING THE COMMISSION.** ...shall give their names for the purpose of the record. The Chair may, in the interest of facilitating the business of the Commission, limit or expand the amount of time which a person may use in addressing the Commission.

After discussion, on motion of Supervisor Yaroslavsky, seconded by Supervisor Knabe, unanimously carried, the Chief Executive Officer's attached recommendation was adopted as amended to include the verbiage as detailed above.

07091608_22

Attachment

Copies distributed:
Each Supervisor
Chief Executive Officer
County Counsel

Department of Beaches and Harbors
SEP 29 '08

	Info	Act
Director		
Chief Deputy Director	Copy	
Deputy Director		
Executive Assistant		
Admin. Services		
Asset Management	Copy	
Facilities Property Mgt.		
Community Services	Copy	
Planning	Copy	

County of Los Angeles
CHIEF EXECUTIVE OFFICE
Kenneth Hahn Hall of Administration
500 West Temple Street, Room 713, Los Angeles, California 90012
(213) 974-1101
http://ceo.lacounty.gov

WILLIAM T FUJIOKA
Chief Executive Officer

Board of Supervisors
GLORIA MOLINA
First District

YVONNE B. BURKE
Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

September 16, 2008

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

Dear Supervisors:

UNIFORM PUBLIC HEARING PROTOCOLS
(ALL AFFECTED) (3 VOTES)

SUBJECT

On August 12, 2008, your Board instructed the Chief Executive Officer (CEO) and the Executive Officer of the Board to develop recommendations towards the adoption of uniform public hearing protocols, as used by your Board, to be applied to all County Commissions.

IT IS RECOMMENDED THAT YOUR BOARD:

1) Approve the attached protocols (Attachment I) relative to the conduct of Commission meetings.

2) Instruct the CEO and the Executive Officer of the Board to notify and ensure that all Commissions adhere to these protocols.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

On August 12, 2008, your Board directed the CEO and the Executive Officer of the Board to institute the procedure that, as of August 12, 2008, all County Commissions conducting public hearings under Brown Act Rules employ the use of "Speaker Request" Cards as a time management tool.

In addition, the CEO and Executive Officer of the Board were directed to return to your Board with recommendations towards the adoption of uniform public hearing protocols, as used by your Board, to be applied to all County Commissions.

The recommended protocols in Attachment I are consistent with the protocols that have been approved by your Board as it relates to the conduct of regular Board meetings. A copy of "Speaker Request" Card currently used for Board meetings is also attached (Attachment II) as a sample for each Commission to be used in developing its own speaker card.

IMPLEMENTATION OF STRATEGIC PLAN GOALS

The recommended actions are consistent with the principals of the Countywide Strategic Plan Goal #3 (Organizational Effectiveness) to ensure that the work of the Commissions is conducted in an efficient and effective manner.

FISCAL IMPACT

Not applicable.

Respectfully submitted,

WILLIAM T FUJIOKA
Chief Executive Officer

SACHI A. HAMAI
Executive Officer

WTF:ES
SAH:ef

Attachment

DUTIES AND POWERS OF COMMISSION CHAIR: The Chair shall possess the powers, and perform the duties prescribed, as follows.

a. Have general direction over the meeting and assign seats for the use of the members;
b. Preserve order and decorum; prevent demonstrations; order removed from the meeting any person whose conduct he/she deems objectionable; and order the meeting room cleared whenever he/she shall deem it necessary (Government Code Section 54957.9, see Appendix);
c. Assure that attendants of the public at meetings shall be limited to that number which can be accommodated by the seating facilities regularly maintained therein. No standees shall be permitted;
d. Allocate the length of time for public discussion of any matter in advance of such discussion, with the concurrence of the Commission;
e. Allocate equal time to opposing sides insofar as possible taking into account the number of persons requesting to be heard on any side;
f. Limit the amount of time that a person may address the Commission during a public discussion period in order to accommodate those persons desiring to speak and to facilitate the business of the Commission;

- **REMOVAL FROM COMMISSION MEETINGS.** At the discretion of the Chair or upon vote of the Commission, Chair may order removed from the meeting any person who commits the following acts of disruptive conduct in respect to a regular, adjourned regular or special meeting of the Commission:

a. Disorderly, contemptuous or insolent behavior toward the Commission or any member thereof, tending to interrupt the due and orderly course of said meeting;
b. A breach of the peace, boisterous conduct or violent disturbance, tending to interrupt the due and orderly course of said meeting;
c. Disobedience of any lawful order of the Chair, which shall include an order to be seated or to refrain from addressing the Commission;
d. Any other unlawful interference with the due and orderly course of said meeting; and

Any person so removed shall be excluded from further attendance at the meeting from which he/she has been removed, unless permission to attend is granted upon motion adopted by a majority vote of the Commission.

e. In addition, any person so removed on the basis of disruptive conduct described above may not be allowed to address the Commission for up to a maximum of ninety (90) days. The period of prohibition from addressing the Commission will be determined by the Commission Chair, or the Commission upon a vote, based on the number and severity of prior incidents of disruptive conduct.

- **REQUESTS TO ADDRESS THE COMMISSION ON AN AGENDA ITEM.** A person requesting to address the Commission will be allowed a total of three (3) minutes per meeting. Requests to be heard must be submitted to the Commission staff through the use of an approved "Speaker Request" form before the item is called. Any individual

found to have engaged in disruptive conduct, as defined above, may be prohibited from addressing the Commission at future meetings as set forth above.

Speaker Request forms shall request the following information from the constituent:

- The name of the Board, Commission or Committee
- Agenda item number to be discussed or Public Comment
- If the constituent is in favor/opposed to the agenda item
- Constituent's name
- Constituent's telephone number (optional)
- Constituent's address (optional)
- Name of organization (if applicable)
- A brief summary of the constituent's position on the matter

- **ADDRESSING THE COMMISSION.** No person shall address the Commission until he/she has first been recognized by the Chair. The decision of the Chair to recognize or not recognize a person may be changed by order of the Commission. All persons addressing the Commission shall give their names for the purpose of the record. The Chair may, in the interest of facilitating the business of the Commission, limit the amount of time which a person may use in addressing the Commission.

- **USE OF CELL PHONES AND PAGERS DURING COMMISSION MEETINGS.** All pagers and cell phones belonging to the public, press or County personnel must be placed on vibrate mode or be turned off while a Commission meeting is in session.

- **PUBLIC COMMENT - NON-AGENDA ITEMS.** Notwithstanding any other provision of these rules, members of the public shall have the right to address the Commission on items of interest which are within the subject matter jurisdiction of the Commission. A person requesting to address the Commission on a non-agenda item will be allowed up to three (3) minutes per meeting. A person addressing the Commission shall avoid personalities on an agenda or non-agenda item. Any individual found to exhibit disruptive conduct, as defined above, may be prohibited from addressing the Commission on agenda items and during public comment at future meetings as set forth above.

- **ROBERT'S RULES OF ORDER.** The proceedings of the Commission shall be governed by the provisions of law applicable thereto and, except as herein otherwise provided, by Robert's Rules of Order, newly revised. Provided, further, that the failure to follow the Rules of Order or these rules shall not invalidate any action taken.

REQUEST TO ADDRESS
THE BOARD OF SUPERVISORS
OF THE COUNTY OF LOS ANGELES
SACHI A. HAMAI
EXECUTIVE OFFICER

AGENDA NO. _____

FAVOR ☐ OPPOSE ☐

PUBLIC COMMENT AGENDA ITEM ☐ OTHER ☐

NAME (PLEASE PRINT) PHONE NUMBER ( )

ADDRESS (THIS INFORMATION IS OPTIONAL)

NAME OF ORGANIZATION REPRESENTED (IF APPLICABLE)

PLEASE PROVIDE A BRIEF SUMMARY OF YOUR POSITION ON THIS MATTER.

NOTE: Pursuant to Section 38 of the Rules of the Board, you are hereby advised that if you are here to address the Board regarding a confidential dependency matter under the supervision of the Department of Children and Family Services, you are not to disclose any case identifying information which is made confidential under the provisions of Welfare and Institutions Code Sections 827 and 10850. You are further advised that such a matter is not within the subject matter jurisdiction of the Board, that it is not within the power of the Board to alter the outcome of a court matter and that because of confidentiality laws, the Board may not comment on any such matter. You are requested to forward your comments in writing to the Director of the Children and Family Services Department, 425 Shatto Place, Los Angeles, CA 90020.

boareq.doc 4/2008

To enrich lives through effective and caring service

October 8, 2008

Los Angeles County
Department of Beaches & Harbors

Santos H. Kreimann
Acting Director

Kerry Silverstrom
Chief Deputy

TO: Small Craft Harbor Commission

FROM: Kerry Silverstrom for Santos H. Kreimann, Acting Director

SUBJECT: ITEM 6a - ONGOING ACTIVITIES REPORT

BOARD ACTIONS ON ITEMS RELATING TO MARINA DEL REY

At its August 19 meeting, the Board of Supervisors approved an option with Legacy Partners Neptune Marina L.P. to extend the Parcel 10 lease by 39 years to allow for the redevelopment of the leasehold with 400 new apartments and a new 161-slip and seven end-tie marina, as well as an option for a new co-terminus lease for Parcel FF for the building of 126 new apartments.

On September 2, 2008, the Board approved a lease amendment for Parcel 75W, the Marina Professional Building, which provides adjustments for square foot rental and percentage rental rates and an increase in general liability insurance for the ten-year period ending August 30, 2017, expected to generate an additional $9,700 in leasehold rent revenue in Fiscal Year 2008-09.

REGIONAL PLANNING COMMISSION'S CALENDAR

On October 15, 2008, the Department of Regional Planning's Special Projects Division permitted the construction and maintenance of a new storage locker for the Marina del Rey Outrigger Canoe Club located at 14110 Palawan Way (Parcel HS).

REDEVELOPMENT PROJECT STATUS REPORT

The attached Marina del Rey Redevelopment Projects, Description and Status of Regulatory/Proprietary Approvals report provides an update on the status of the negotiated redevelopment projects.

VENICE PUMPING PLANT DUAL FORCE MAIN PROJECT

The City of Los Angeles will make its presentation regarding the City's Venice Pumping Plant Dual Force Main Project at your Commission's November meeting. This is the City project we have previously alerted your Commission to that would install a sewer line under Via Marina, an alternative identified in the City's Environmental Impact Report (EIR).

PARCEL 20 (CAPRI APARTMENTS) - CONDITIONAL USE PERMIT FOR RENTING TO SENIOR CITIZENS

As required by Coastal Development Permit No. 98-172-(4), the Parcel 20 lessee has executed and recorded a covenant and agreement that requires it to set aside 10% of the project's 99 apartment units for low-income tenants 62 years of age and older for the life of the ground lease. The Department of Regional Planning, Zoning Enforcement Section, is the agency charged with responsibility to review and enforce the recorded covenant. Anyone with a concern on this issue may contact Krista Mason of the Department of Regional Planning at (213) 974-6483.

UNLAWFUL DETAINER ACTIONS

For the period May through August 2008, the Parcel 28 (Mariners Bay) lessee has reported that it filed four unlawful detainer actions against four slip tenants, all for the failure to pay rent or other monetary obligation. For the month of August, the Parcel 8 (The Bay Club) lessee reported that it filed one unlawful detainer action against a slip tenant for failure to pay rent or other monetary obligation.

DESIGN CONTROL BOARD MINUTES

The minutes from the April, May, June and July Design Control Board meetings are attached.

SHK:ks

MINUTES
OF
MARINA DEL REY
DESIGN CONTROL BOARD

April 24 2008, 6:30 pm

Department of Beaches and Harbors
Burton Chace Park
Community Building – 13650 Mindanao Way
Marina del Rey, CA 90292

Members Present:	Susan Cloke, Chair, First District Peter Phinney, A.I.A., Vice-Chair, Fourth District Simon Pastucha, Third District Tony Wong, P.E., Fifth District
Members Absent:	David Abelar, Second District
Department Staff Present:	Santos Kreimann, Acting Director Charlotte Miyamoto, Planning Division Chief Ismael Lopez, Planner Teresa Young, Secretary
County Staff Present:	Tom Faughnan, Principal Deputy County Counsel Michael Tripp, Department of Regional Planning
Guests Testifying:	Sean Zahedi, Project Manager, City of LA, Dept. of Public Works Jim Doty, Environmental Supv, City of LA, Dept. of Public Works Jin Hwang, Project Engineer, City of LA, Dept. of Public Works Rik Malinowski, Goldrich & Kest De De Audet, Oxford Triangle Resident Dorothy Franklin, MdR Resident Carla Andrus, MdR Resident Shatha Odish, Caruso Affiliated Cameron Broumand, sugarFISH Tim Riley, MdR Lessees Association

1. **Call to Order, Action on Absences and Pledge of Allegiance**
   Ms. Cloke called the meeting to order at 6:30 p.m. and Mr. Wong led the Pledge of Allegiance.

2. **Approval of Minutes**
   Mr. Pastucha (Phinney) moved to approve the March 20, 2008 minutes by inserting the time and words 2:00 a.m. and whichever is earlier in the second paragraph on page 5 of 9. {Unanimous Consent}

Mr. Phinney (Wong) moved to approve the February 28, 2008 minutes by inserting the words mole road designations in the last paragraph on page 4 of 10 for February 28, 2008. {Unanimous Consent}

3. **Design Control Board Reviews**

A. **Parcel 33 - The Organic Panificio - DCB #08-003-B**
Approval of the record of the DCB March 20, 2008 action approving new tenant identification signage

Ms. Cloke reiterated the Board's requirement for standardized rules for the Marina and hours of operation and lighting

Mr. Kreimann restated the two changes requested by the Board; Sign "A" lighting to be turned off Sunday through Thursday at 10:00 p.m. or restaurant closing time, whichever is earlier, Friday and Saturday signage illumination to be turned off at 2:00 a.m. or closing time, whichever is earlier

Mr. Phinney (Wong) moved to approve DCB #08-003-B with modifications. {Unanimous consent}

4. **Old Business**

A. **Parcel 18 - St. Tropez Apartments - DCB #08-001-B**
Further consideration of new tenant identification signage

Ms. Miyamoto gave a brief overview

Public Comments
None

Mr. Pastucha (Wong) moved to approve DCB #08-001-B as submitted. {Unanimous Consent}

5. **New Business**

A. **Venice Pumping Plant Dual Force Main Project**
Presentation by Sean Zahedi, Project Manager, City of Los Angeles Department of Public Works

Mr. Zahedi discussed the Venice Plumbing Dual Force Main Project, which consisted of a two-mile long 54-inch diameter sewer pipeline from the Venice Waste Water Pumping Station. The proposal included a pipeline alignment at the Venice Pumping Plant located on Hurricane Street in the community of Venice. He said the City was proposing to have the line go under the Grand Canal to the intersection of Marquesas Way and Via Marina, down Via Marina to the main channel and under the channel to

Ballona Creek. The pipeline continued down Pacific Avenue to Vista Del Mar and terminated at a location in Vista Del Mar and Water View

The pipeline served the Coastal areas of Los Angeles, starting from south of Malibu to Pacific Palisades to Santa Monica, Venice and Marina del Rey and a portion of Playa del Rey. He added that the existing pipe had reached its conveyance capacity

Mr. Zahedi noted that a second line, working in tandem with the existing pipeline, would handle the flow during wet weather and would allow for inspection of the existing pipeline when both were in operation. He also noted the four possible alternatives but the option along Marquesas Way and Via Marina was preferred

Ms. Cloke asked for the rationale behind the rejected options

Mr. Zahedi said the construction methodology and costs allowed three different methods of installation:

1. Traditional cut and cover trench

2. Micro-tunneling utilizing a boring machine and excavating shaft at point A and point B

3. Mine boring, which uses a tunnel boring machine, but goes much deeper, excavates a very large tunnel

Mr. Zahedi noted the cost would be approximately $47 million, which excluded the easement cost and erosion protection needed if beach construction was selected

Mr. Kreimann asked if the lines would be operating at the same time

Mr. Zahedi said they would during wet weather but not during dry weather. He noted the Marquesas Way and Via Marina alternative would consist of 8,600 feet of micro-tunnel and 1,800 feet of cut-and-cover with a cost of $54 million

Public Comments

Ms. Audet was representing the Venice Neighborhood Counsel and discussed flooding problems due to aging infrastructure

Ms. Franklin noted that traffic would be impacted due to the large residential area along the west side of the Marina

Ms. Andrus asked if the new pipe line would serve the Marina and asked for the project to be presented to the Small Craft Harbor Commission

Mr. Pastucha said this was a presentation only and asked if the Board had any jurisdiction over it

Mr. Faughnan that Public Works projects were not under the Board's purview and stated the presentation was only for informational purposes

Mr. Pastucha asked for the dept of the proposed tunneling

Mr. Zahedi said the Marina portion would be 25 to 30 feet below ground

Mr. Pastucha noted the Marina had several oil drilling sites

Mr. Zahedi noted that studies were in process to locate abandoned oil wells. He said a provision in the contract documents would explain how abandoned oil wells would be dealt with. He also noted less oil wells existed along Via Marina

Mr. Wong asked Mr. Zahedi for the percentage of flow increase from dry weather to wet weather

Mr. Zahedi said the average wet weather flow increased around 30 percent to 50 percent

Ms. Cloke asked where the infiltration was coming from

Mr. Zahedi noted infiltration occurred at the joints by way of cracks or holes

Ms. Cloke asked what material the old pipes were made of

Mr. Zahedi said the pipes were made of concrete and clay

Mr. Wong asked Mr. Zahedi if the flow to the plant and infiltration occurred in the old pipes collection system, not the pressure pipes

Mr. Zahedi said the flow to the plant occurred in the collection system, which started south of Malibu and ended in Playa del Rey

Mr. Phinney asked if there was any special protection available for the Force Main where it crossed underneath the channel

Mr. Zahedi replied that the pipe was 54 inches in diameter and encased in a 72-inch steel pipe and filled with sand only in the portion underwater

Mr. Phinney asked about the beach option and if erosion was a possibility

Mr. Zahedi stated the main concern was pipe exposure due to beach erosion. He added that a discussion with the Coastal Commission on beach alternatives resulted in a request for erosion protection measures. He noted that a coastal engineer consultant advised placing the pipeline through Venice and Dockweiler

Mr. Doty noted that a rise in sea level and lack of beach sand replenishment would result in increased erosion

Mr. Zahedi noted that a contact information would be posted on site

Ms. Cloke asked if traffic would be re-routed and how odor and public safety would be handled

Mr. Zahedi replied that the area would be fenced off for public safety, traffic would be re-routed and odor would be handled by scrubbers. He added that the Public Affairs office would handle public inquires. He stated the project timeline would consist of 2 ½ years and that work on via Marina would not take longer than one year

Mr. Doty noted the EIR review was in its final stages and that public review had ended. The EIR was reviewed by the Board of Public Works and referred to the Public Works Committee of Los Angeles City Council. He said the EIR was awaiting City Council certification

B. Parcel 50 - Waterside Marina del Rey - sugarFISH - DCB #08-005
After-the-fact consideration of window signage and an awning replacement

Ms. Miyamoto gave a brief overview of the project

Public Comments
None

Board Comments
Mr. Faughnan stated the applicant was allowed to have one sign per façade and that a window graphic constituted a second sign

Ms. Cloke restated the Board's previous request for a complete sign package. She added the Board had stated that no additional signs would be approved until an overall sign package for the parcel was presented and approved

Ms. Odish stated she would prepare and present a complete sign program

Ms. Cloke (Phinney) moved to approve DCB #08-005 with the following conditions: {Unanimous consent}

- **Solid blue awning to match color in the eye of the sugarFISH logo; or,**
- **Blue Bubbles design should match the two colors in the eye of the sugarFISH logo;**
- **Both sides of the awning should have the same printed design;**
- **Temporary signage to be removed June 16, 2008; and,**
- **"Opening Summer 2008" to be removed prior to grand opening.**

6. Staff Reports
All reports were received and filed

Public Comments
None

Ms. Cloke (Phinney) moved to adjourn the DCB meeting {Unanimous consent}

Adjournment
Meeting adjourned at 9:03pm

Respectfully Submitted by:

Teresa Young
Secretary for the Design Control Board

To enrich lives through effective and caring service

Santos H. Kreimann
Acting Director

Kerry Silverstrom
Chief Deputy

MINUTES
OF
MARINA DEL REY
DESIGN CONTROL BOARD

May 15, 2008, 2:00 pm

Department of Beaches and Harbors
Burton Chace Park
Community Building – 13650 Mindanao Way
Marina del Rey, CA 90292

Members Present:	Susan Cloke, Chair, First District Peter Phinney, A.I.A., Vice-Chair, Fourth District David Abelar, Second District
Members Absent:	Simon Pastucha, Third District Tony Wong, P.E., Fifth District
Department Staff Present:	Santos H. Kreimann, Acting Director Charlotte Miyamoto, Planning Division Chief Ismael Lopez, Planner Teresa Young, Secretary
County Staff Present:	Tom Faughnan, Principal Deputy County Counsel Michael Tripp, Department of Regional Planning
Guests Testifying:	Cameron Broumand, sugarFISH Dusty Crane, Department of Beaches & Harbors Debbie Talbot, Department of Beaches & Harbors Community Marketing Services

1. **Call to Order, Action on Absences and Pledge of Allegiance**
   Ms. Cloke called the meeting to order at 2:15 p.m. and Mr. Phinney led the Pledge of Allegiance

2. **Approval of Minutes**
   April 2008 Minutes were continued to the next DCB meeting

3. **Design Control Board Reviews**

A. **Parcel 18 - St. Tropez Apartments - DCB #08-001-B**
Approval of the record of the DCB April 24, 2008 action for approval of signage

Mr. Phinney (Abelar) moved to approve DCB #08-001-B as submitted {Unanimous consent}

B. **Parcel 50 - Waterside Marina del Rey - DCB #08-005**
Approval of the record of the DCB April 24, 2008 action for conditional approval of awning and temporary signage for sugarFISH

Ms. Cloke noted the following change for the record; "Revised awning design color to match the Fish eye in sign above effective May 15, 2008".

Public Comments
None

Board Comments
Mr. Phinney (Abelar) moved to accept DCB #08-005 as an amendment to approve the Bubbles design in Blue Pantone 297 as submitted during the May 15, 2008 DCB meeting

4. **Old Business**

A. **Parcel 77 - W.A.T.E.R. Program Storage - DCB #05-006E**
Further review of temporary storage unit exteriors and signage for the W.A.T.E.R. Program

Ms. Miyamoto gave a brief overview

Ms. Crane stated the program would be incorporated into the Chace Park Master Plan

Public Comments
None

Board Comments
Mr. Abelar asked about materials used and maintenance required

Ms. Crane said the screens were made of vinyl mesh and required minor cleaning and if necessary, replacement of panels due to weathering

Ms. Cloke asked for the mesh screens to be tightened, washed or replaced to maintain the vibrant colors

Mr. Kreimann commented that the Department had a strict maintenance policy and ensured that proper display of the program would be provided

Mr. Abelar asked if an additional extension would be pursued after the three-year extension

Ms. Cloke responded that a three-year limit would be imposed to incorporate the program into the Chace Park Master Plan

Ms. Cloke (Phinney) moved to approve DCB #05-006-E for a maximum of three years or until a permanent location for the program is available, which ever comes first, with two conditions: {Unanimous Consent}

1. **Mesh screens to be cleaned and re-tied within 30 days; and,**
2. **Replacement panels should be placed by September 30, 2008.**

5. **New Business**
None

6. **Staff Reports**
All reports were received and filed

Public Comments
None

Ms. Cloke (Phinney) moved to adjourn the DCB meeting {Unanimous consent}

Adjournment
Meeting adjourned at 2:45pm

Respectfully Submitted by:

Teresa Young
Secretary for the Design Control Board

MINUTES
OF
MARINA DEL REY
DESIGN CONTROL BOARD
SPECIAL MEETING

June 26, 2008, 5:00 pm

Department of Beaches and Harbors
Burton Chace Park
Community Building – 13650 Mindanao Way
Marina del Rey, CA 90292

Members Present:	Susan Cloke, Chair, First District Peter Phinney, A.I.A., Vice-Chair, Fourth District Simon Pastucha, Third District
Members Absent:	David Abelar, Second District Tony Wong, P.E., Fifth District
Department Staff Present:	Santos H. Kreimann, Acting Director Charlotte Miyamoto, Planning Division Chief Kay Okamoto, Planner Teresa Young, Secretary
County Staff Present:	Tom Faughnan, Principal Deputy County Counsel Michael Tripp, Department of Regional Planning
Guests Testifying:	Thomas W. Henry, Pacifica Hotel Investors Victoria Pakshong, Place Landscape Jonathan V. Watts, Cunningham Group Anne Buttyan, Place Landscape David Barish, We Are MdR Nancy Marino, Speaker Matthew Anderson, Cunningham Group Keith Gurnee, RRM Design Group Ann Baker, RRM Design Group Donald Sibbett, RRM Design Group Dorothy Franklin, We Are MdR Tim Riley, MdR Lessees Association Bev Moore, MdR Visitors Bureau Matt Simon, Caruso Affiliated Yousouf Jeerooburkham, MdR Marriott

1. **Call to Order, Action on Absences and Pledge of Allegiance**
Ms. Cloke called the meeting to order at 5:35 p.m. and Mr. Phinney led the Pledge of Allegiance

2. **Approval of Minutes**
Administrative matters such as Minutes are not considered during special meetings

3. **Design Control Board Reviews**

A. **Parcel 77 - W.A.T.E.R. Program Storage - DCB #05-006-E**
Approval of the record of the DCB May 15, 2008 action for approval of temporary unit exteriors and signage for the W.A.T.E.R. Program

Mr. Phinney (Pastucha) moved to approve DCB #05-006-E as submitted {Unanimous consent}

4. **Old Business**

A. **Parcel 27 – Jamaica Bay Inn – DCB #005-020-B**
Post-entitlement review of renovation and expansion of Jamaica Bay Inn

Mr. Phinney commented the Applicant is returning for post-entitlement review with different building configurations that were not previously considered by the Board

Ms. Pakshong discussed the tropical landscape theme using Mediterranean and drought-tolerant plants

Mr. Watts noted the addition of dormers as design embellishments. He added the design of the porte cochere had to be changed because of limited vehicular space created by the columns

Mr. Henry noted the attachment of the porte cochere to the main building was a critical element in the design

Public Comments
Mr. Barish noted Local Coastal Program requirements and Coastal Commission concerns regarding public views from and to the water

Mr. Tripp said the project was approved in August 2007 by the Regional Planning Commission

Mr. Faughnan clarified that the Coastal Commission did not make a finding regarding public views. He added that the project was an existing hotel and height was consistent with LCP requirements

Ms. Cloke recommended that staff take a look at a possible view disturbance

Ms. Marino asked for a discussion on LCP policies and change processes

Mr. Kreimann stated that staff would consult with County Counsel, Regional Planning and the Coastal Commission

Board Comments
Mr. Pastucha asked about proposed lighting configuration detail

Ms. Buttyan explained there would be 35-watt lighting for the canopies, at the building edges, and on the palm trees and African tulip trees at the pedestrian level. She added that landscape lighting would be timed to go on at sunset and off around midnight

Ms. Cloke asked if pedestrian access could be created on the west side of the parking lot as well as the east-side pathway from Palawan Way. She also requested a defined lighting package with hours of illumination until 11pm. She added that building/safety and landscape lighting should be on different timers

Mr. Phinney discussed the dormer dimensions, railing detail and façade design. He requested more information and improved embellishments. He also spoke of the roof modifications for the two-story portion of the hotel

Mr. Henry noted that changing the structure and reframing the roof was feasible for the porte cochere but changing the roof of the two-story portion of the hotel might be prohibitive

Mr. Kreimann recommended the item be continued to July to discuss access issues with the Applicant

Ms. Cloke (Phinney) moved to continue DCB #05-0020-B to the July meeting

B. Chace Park Proposed Expansion

Mr. Gumee gave a brief overview of the project

Mr. Sibbett made the presentation of the proposed park design concept

Ms. Baker made the presentation on the proposed park landscaping

Public Comments
Ms. Franklin expressed her appreciation for incorporating the storage area, meeting rooms and green building

Mr. Riley stated he would like to see how this project will relate to the Marina Beach project

Ms. Moore noted her appreciation for the array of activities that would be available and added the building design had been improved

Board Comments
Ms. Cloke stated the design had been drastically improved and that suggestions from the previous meetings had been incorporated. She asked for improved concept renderings

Mr. Pastucha commented on the bio-swales and pedestrian paths in relation to Admiralty Way. He added that green roofs and maintenance program implementation had to be studied further

Mr. Phinney noted the Board's position against structures over the seawall and discussed waterfront walk and gateway concerns

5. New Business

A. Parcel 50 – Waterside Marina del Rey – DCB #08-006
Consideration of sign program and after-the-fact signage

Mr. Simon presented the sign program objectives

Ms. Phinney noted the window-mounted business identification made of vinyl adhesive graphics has historically been denied as secondary signage

Mr. Tripp stated the Applicant will seek a variance from Regional Planning to deviate from the sign regulations, which permit only one business identification sign per façade per tenant

Mr. Kreimann stated the Department will support an additional signage request only if it compliments the overall building design and does not exceed 25% window coverage

Mr. Tripp added that freestanding signs were not allowed and that it was disclosed to the Applicant

Public Comments
Mr. Riley stated that the hours of illumination within the Marina should be flexible enough to allow business to prosper while ensuring a safe environment at night

Board Comments
Ms. Cloke recommended an alternative to freestanding signs be pursued for event notifications within the center

Mr. Faughnan stated that signs of a temporary nature may be allowed only during planning or construction, but not for advertising purposes

Mr. Pastucha stated that a fixed location on the storefront for the temporary Waterside Marina del Rey signs and Coming Soon signs should have fixed dimensions and location for future proposals

Ms. Cloke stated that all permanent window-mounted signage should have a fixed dimension and location in smaller scale per door, per tenant

Item 5A DCB #08-006 was continued until a fixed window-mounted sign area and location per door per tenant is proposed

C. **Parcel 141 – Marina Beach Marriott – DCB #08-007**
Consideration of after-the-fact landscape modifications

Mr. Jeerooburkham stated that only grass had replaced the coral trees

Mr. Kreimann said that no policy exists which regulate tree replacement, but added that a landscape modification fell under the Board's purview

Mr. Tripp noted there is no requirement for off-site landscape replacement as mitigation for loss of trees

Public Comments
None

Board Comments
Ms. Cloke suggested the Board approve the tree removal with the condition that the applicant return with a report from an arborist, and the existing landscape plan be compared to the original approved landscape plan

Ms. Cloke moved to continue DCB #08-007 to the September meeting

6. **Staff Reports**
All reports were received and filed

Public Comments
None

Ms. Cloke (Phinney) moved to adjourn the DCB meeting {Unanimous consent}

Adjournment
Meeting adjourned at 10 p.m.

Respectfully Submitted by:

Teresa Young
Secretary for the Design Control Board

MINUTES
OF
MARINA DEL REY
DESIGN CONTROL BOARD

July 17, 2008, 2:00 p.m.

Department of Beaches and Harbors
Burton Chace Park
Community Building – 13650 Mindanao Way
Marina del Rey, CA 90292

Members Present:	Susan Cloke, Chair, First District Peter Phinney, A.I.A., Vice-Chair, Fourth District David Abelar, Second District Simon Pastucha, Third District Tony Wong, P.E., Fifth District
Department Staff Present:	Santos H. Kreimann, Acting Director Charlotte Miyamoto, Planning Division Chief Ismael Lopez, Planner Teresa Young, Secretary
County Staff Present:	Tom Faughnan, Principal Deputy County Counsel Michael Tripp, Department of Regional Planning
Guests Testifying:	Thomas Henry, Pacifica Hotel Investors Matthew Anderson, Cunningham Group Andy Bessette, Marina BOA Towers Association Robert Green, Houston Tyler Architects Victoria Pakshong, Place Landscape Anne Battyan, Place Landscape David Barish, We Are MdR Hans Etter, MdR Resident Ina Barish, We Are MdR Jon Nahhas, Lamariner Company Helen Coyne-Hoerle, MdR Resident Matt Simon, Caruso Affiliated Peter Gutierrez, Latham & Watkins Mark Wiesenthal, NF Marina David Nagel, NF Marina Gustaf Soderbergh, VTBS Randy Mason, URS/Cash & Associate Liz Navarro, LA Group Tim Riley, Marina del Rey Lessees Association

1. **Call to Order, Action on Absences and Pledge of Allegiance**
Ms. Cloke called the meeting to order at 2:05 p.m. and Mr. Pastucha led the Pledge of Allegiance

2. **Approval of Minutes**
Approval of the minutes for April 24, May 15, & June 26, 2008 with the following changes:

Minutes shall include the meeting time to be inserted after the meeting date at the top of the page

May 15, 2008 on page *2 of 3*, second paragraph now reads "Revised awning design color to match the Fish eye in sign above **the door**"

June 26, 2008 – changes are shown **bold, underlined**

- On page *4 of 5*, fourth paragraph from the bottom now reads "Mr. Tripp added that **portable** freestanding signs are not permitted and that it was disclosed to the applicant."
- The second paragraph of page *4 of 5* now reads "Ms. Cloke stated the design **was greatly improved and she appreciated the incorporation of the Board's suggestion for enlarging the park, including sustainability in the design and creating a different feel to the park**. She asked for improved concept renderings."
- Page *5 of 5, 5C*, in the last paragraph now reads "Ms. Cloke suggested the Board approve the tree removal with the condition the applicant return with a report from an arborist **describing the condition of all the trees on the property**, and the existing landscape plan be compared to the original approved landscape plan."

3. **Design Control Board Reviews**
None

4. **Consent Agenda (Agenda Item 5.B. was taken out of agenda order)**

Parcel 125H- The Marina del Rey Ritz-Carlton Hotel – DCB #08-009
Consideration of a new double-door access way

Public Comments
None

Board Comments
None

Ms. Cloke (Phinney) moved to approve DCB #08-009 as submitted {Unanimous consent}

5. Old Business

A. Parcel 27 - Jamaica Bay Inn - DCB #05-020-B

Post-entitlement review of renovation and expansion of Jamaica Bay Inn

Mr. Henry and Mr. Anderson gave a brief overview of the project

Public Comments

Mr. Barish expressed concerns about the project's inconsistencies with Coastal Commission's remarks about view disturbances

Mr. Kreimann stated the Coastal Commission staff had not yet finalized the findings and he understands the document is to be completed in October 2008

Mr. Faughnan stated Coastal Commission reviews the LCP every five years to provide recommendation to local agencies regarding their coastal plan implementation. The Department will have one year to respond to any recommendations

Mr. Etter commented on the lack of views from the site

Mrs. Barish stated that mountain views from Parcel 22 would be eliminated through the four-story addition to Jamaica Bay Inn

Mr. Nahhas commented on the project's impact on the wind

Mr. Tripp stated the project was approved by the Regional Planning Commission in November 2007 with a Mitigated Negative Declaration

Board Comments

Ms. Cloke asked for the word *daytime* from the "daytime public access" wording on the plans be ***removed*** to read only "public access"

Mr. Phinney (Pastucha) moved to approve the Architectural plans DCB #05-020-B as submitted. {Unanimous consent}

Board Comments

Ms. Cloke asked for the **Spathodea Capanulata** African trees to be replaced by sycamore trees along Admiralty Way and stated that a new planting plan reflecting the total plantings would be needed

Mr. Phinney commented on the Red Leaf Banana plant and his preference for placing them in pots by the door way

Ms. Cloke (Phinney) moved to approve Landscaping plans DCB #05-020-B with the following two conditions: {Unanimous consent}

1. **New landscape plans depicting all plantings on one sheet; and**
2. **Red Leaf Banana plants placed in large pots by entryways**

5. New Business

A. **Parcel 50 - California Pizza Kitchen - DCB # 08-008**
After-the-fact consideration of four planters

Ms. Miyamoto gave a brief project overview

Public Comments
None

Board Comments
None

Mr. Abelar (Wong) moved to approve DCB #08-008 as submitted. {Unanimous consent}

B. **Parcel 125H – DCB #08-009 - See Consent Agenda above**

C. **Parcel 8 – Bay Club Apartments & Marina – DCB #08-010**
Consideration of apartment complex and anchorage renovations

Mr. Nagel gave a brief overview of the project

Public Comments
Mr. Etter discouraged the loss of boat slips

Mr. Barrish discussed boat slip loss, increase in slip rents, and pump outs

Ms. Barrish applauded that Decron Properties is renovating rather than redeveloping the site and increasing density

Mr. Bessette commented on prior problem with flood lights at Bay Club and the Coastal Commission's determination on reduction of boat slips

Mr. Riley noted that the loss in boat slips was relatively minor

Board Comments

Mr. Abelar was concerned about the reduction of smaller slips, 30 ft. and under and wanted those put back in the plans. He feels the smaller boats are the ones that go out all the time

Mr. Mason said there was no conscious effort to select a particular class. The slip losses were due to Department of Boating and Waterways (DBAW) and American with Disabilities Act (ADA) requirements. 19 slips were lost because of DBAW guidelines and four slips due to ADA

Mr. Phinney stated that ADA compliant slips be followed as required by the guidelines and noted the Board will be ensuring they are applied consistently. He commended the applicant on the slip design but encouraged the applicant to seek an alternative with ADA compliant slips at the center of the dock, rather than the west-end.

Ms. Cloke asked Mr. Kreimann to elaborate a little bit on matter

Mr. Kreimann stated the original slip plan was based on market demands, which was for larger boats. The monthly slip vacancy reports show the majority of the vacancies in the Marina are for the 25-30-foot slips

Mr. Abelar concluded he would like to see the Department prepare a study before allowing slip increases of certain size boats, of whether or not the boats are active.

Mr. Kreimann replied generally, the boaters are boaters and the people that live in apartments do not rent boat slips. Lessees set the slip rents for their marinas. Beaches and Harbors prepare a survey of slip rents that includes the Marina and marinas within a 60-mile radius. The Small Craft Harbors Commission is responsible for evaluating slip mixes in the context of an economical package

Mr. Wong wanted noted on the record that after approval there are CEQA requirements

Mr. Tripp replied an initial study will be prepared by Regional Planning Department

Ms. Cloke summarized the direction the Board wanted the developer to consider for this project particularly sustainability wherever possible:

1) **A consistent language of architecture**
2) **Look at the Clubhouse for the preferred architectural language**
3) **The length of the building needs to be taken into consideration**
4) **Rethink the façade of the building, the materials and colors**
5) **Gangways**
6) **Be consistent in your color pallet**
7) **Resurface the parking lot**
8) **Reconsider the amount of balcony space to be lost**

Ms. Cloke (Wong) moved for a continuance and asked the applicant to return on DCB #08-010 with a substantial new body of work for review. {Unanimous consent}

(Design Control Board member David Abelar left the meeting at 4:00 p.m.)

7. **Staff Reports**

Ms. Cloke requested that Mr. Tripp make contact with Ms. Natoli about establishing a "Special Meeting" relative to Local Coastal Plan Periodic Review to be held at Chace Park for sometime in August

Ms. Miyamoto replied she spoke with Ms. Natoli who felt that Chace Park would not be large enough to accommodate the expected attendees and is therefore looking for a larger venue within the Marina

All other reports were received and filed

8. **Public Comments**

No public comments

9. **Adjournment**

Meeting adjourned at 6:13 p.m.

Respectfully submitted

Teresa Young
Secretary for the Design Control Board