

MEMORANDUM

TO: RANCHO PALOS VERDES CITY COUNCIL

FROM: DOUG WILLMORE, CITY MANAGER

DATE: DECEMBER 6, 2017

SUBJECT: ADMINISTRATIVE REPORT NO. 17-48

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CITY MANAGER

2017 Annual RPV Emergency Operations Center (EOC) Staff Position Training and Exercise: This year's annual Staff EOC position training was held during October 2017. EOC position training is provided to teach Staff how to prepare for, and respond to, disasters that can and/or will occur at any time. Subsequently, Staff training is put into practice by holding an annual exercise.

On November 16, 2017, Staff participated in the City's annual EOC exercise. This year's exercise scenario was based on a complex, coordinated terrorist attack affecting RPV and several cities in our South Bay area (a new scenario for City Staff). In addition, a disaster exercise evaluator expert from the California Office of Emergency Services (CalOES) was present to assess Staff's performance during the exercise. Based on an evaluation scale (1 - Very Poor to 10 – Excellent), City Staff received an 8.5 (Excellent) rating. As in past years, Staff rose to the occasion and delivered an excellent performance and plan on maintaining and/or exceeding that record next year.

Public Safety Report and Crime Rate Trends: The Center on Juvenile and Criminal Justice (CJCJ), a nonprofit organization, released a report on December 5, 2017, that analyzed the percent change in reported Part 1 crime rates throughout California between 2010 and 2016, including the Peninsula cities. The study analyzes trends during a time period referred to as the "justice reform era" accounting for Public Safety Realignment, Proposition 47 and Proposition 57. For Rancho Palos Verdes, the CJCJ report shows that overall crime rates decreased however robbery, vehicle theft and theft rates did not decline. For the Peninsula cities, the CJCJ report shows that overall crime rates declined while some rates did not which differed for each city.

It is important to note that the Part 1 crime categories presented in the CJCJ report slightly differ from the Lomita Sheriff's Station's categorization of Part 1 crimes. For example, the Lomita Sheriff's Station breaks down burglaries into residential burglary and structure burglary. The full CJCJ report is available online at:

http://www.cjcj.org/uploads/cjcj/documents/la_county_jurisdictions_show_diverging_trends_during_justice_reform_era.pdf.

Sharon Yarber v. City of Rancho Palos Verdes: The Appellate Court issued an opinion on Monday, December 4, 2017, in the Sharon Yarber v. City of Rancho Palos Verdes class action telephone user tax matter. Ms. Yarber contended that the City's 2006 ordinance, which deleted the reference to the federal excise tax from the City's municipal Code, unlawfully "imposed, extended, or increased a local tax without voter approval" in violation of Propositions 62 and 218. The Appellate Court affirmed the trial court ruling dismissing the action, and the City is awarded its appellate costs. This ruling affirmed that, while the 2006 ordinance made a technical change to the Rancho Palos Verdes Municipal Code, it did not impose, extend or increase the telephone tax. Additionally, although the 2006 ordinance changed the language of section 3.30.040 of the municipal code, it had no effect on the amount of the telephone tax paid by taxpayers – after 2006, as before, taxpayers paid a three percent user tax on all telephone service. While the opinion in the Rancho

Palos Verdes case is “unpublished”, the companion case involving the City of Norwalk was issued as a “published” opinion with the same result.

DTSC Ladera Linda Fields Meeting Follow-Up: On November 16th, the Department of Toxic Substances Control (DTSC) held a public meeting at the Point Vicente Interpretive Center (PVIC) to discuss the findings of the draft Preliminary Endangerment Assessment (PEA) prepared for the school district’s Ladera Linda Fields site. The results presented by DTSC at this meeting (see attached PowerPoint slides) included:

- The site poses no threat to human health or the environment;
- No asbestos fibers were found in the soil, and no friable asbestos-containing materials were found;
- Screening for other chemicals in the soil indicated that they were not present or below human health or hazardous waste levels; and,
- DTSC expects to determine that no further action is required, pending the conclusion of the 30-day comment period.

It was clear from the public comments at the meeting that some attendees remained concerned about the safety of the site and its possible effects upon their neighborhoods. There were also meeting attendees who welcomed the PEA results and suggested that this matter should now be deemed closed. A few attendees also suggested that the 30-day comment period should be extended. DTSC Staff noted that the comment period was not a typical component of the preparation of a PEA, and encouraged attendees to submit their comments by December 8th.

In response to conflicting comments from residents and interested parties regarding whether or not to ask DTSC for an extension of the 30-public comment deadline, Staff prepared an item for the December 5th City Council agenda seeking direction about such a request. However, on November 28th, DTSC informed Staff and a member of the City Council that it would not grant an extension to the 30-day public comment period. Therefore, Staff pulled this matter from the December 5th agenda.

For questions or additional information about the draft PEA, please contact DTSC Public Participation Specialist Zenzi Poindexter at (818) 717-6568 or zenzi.poindexter@dtsc.ca.gov, or DTSC Project Manager Chia Rin Yen at (714) 484-5417 or chiarin.yen@dtsc.ca.gov. You may also visit DTSC’s Envirostor website (https://www.envirostor.dtsc.ca.gov/public/profile_report.asp?global_id=60002419) to review the status of the project, download related documents, and sign up for email notifications from DTSC. Comments on the draft PEA are due to DTSC by Friday, December 8th.

Palos Verdes Peninsula Water Reliability Project MND Released: On November 30th, the City of Rolling Hills Estates (RHE) released the draft Mitigated Negative Declaration (MND) for California Water Service’s (CaWater’s) Palos Verdes Peninsula Water Reliability Project (see attached Notice of Intent). RHE is acting as the lead agency for this project since the majority of the 7-mile pipeline falls within its jurisdiction. The project also includes a new pump station to be constructed in RHE along the west side of Crenshaw Blvd. just

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north of Silver Spur Rd. The portion of the project to be built in Rancho Palos Verdes consists of a 24-inch pipeline within the right-of-way of Crenshaw Blvd. from Crest Rd. to just south of Silver Spur Rd. The complete MND and additional project information are available on the RHE website by clicking [here](#).

The public comment period for the MND ends on Monday, January 8th. Staff has been monitoring this project as a Border Issue for many years, and will submit comments on the project to RHE on or before the January 8th deadline.

Attachments:

Sharon Yarber v. City of Rancho Palos Verdes Appellate Court Opinion B272288 – Page 37

DTSC PowerPoint slides from November 16th meeting – Page 64

Notice of Intent for the Palos Verdes Peninsula Water Reliability Project – Page 79

FINANCE

OpenGov Update: After several months of testing, Finance was able to upload the City's financial information into OpenGov this past week. When the City migrated to its new financial system, Munis, it also developed a new Chart of Accounts (COA), which is used to record all of the City's financial transactions. The conversion from the old to the new COA in a format the OpenGov platform would support, took longer than anticipated. Now that the conversion is complete, there will be two reports available on OpenGov - the annual and monthly report. The reports will illustrate the financial information in various graph types. The reports will be available to view next week and can be accessed on the City's website [here](#).

PUBLIC WORKS

Area 7 Street Resurfacing Project: The City's slurry seal contractor, American Asphalt South, will continue working on the streets by placing the final roadway surfacing commencing December 5th, 2017 through December 15th, 2017. Given any unforeseen circumstances, the major items of work will be completed by December 15th. Additional punch list work, striping, and house number painting, will continue through December 22nd, 2017 with minimal impacts. Residents of affected streets have been or will be notified by the contractor.

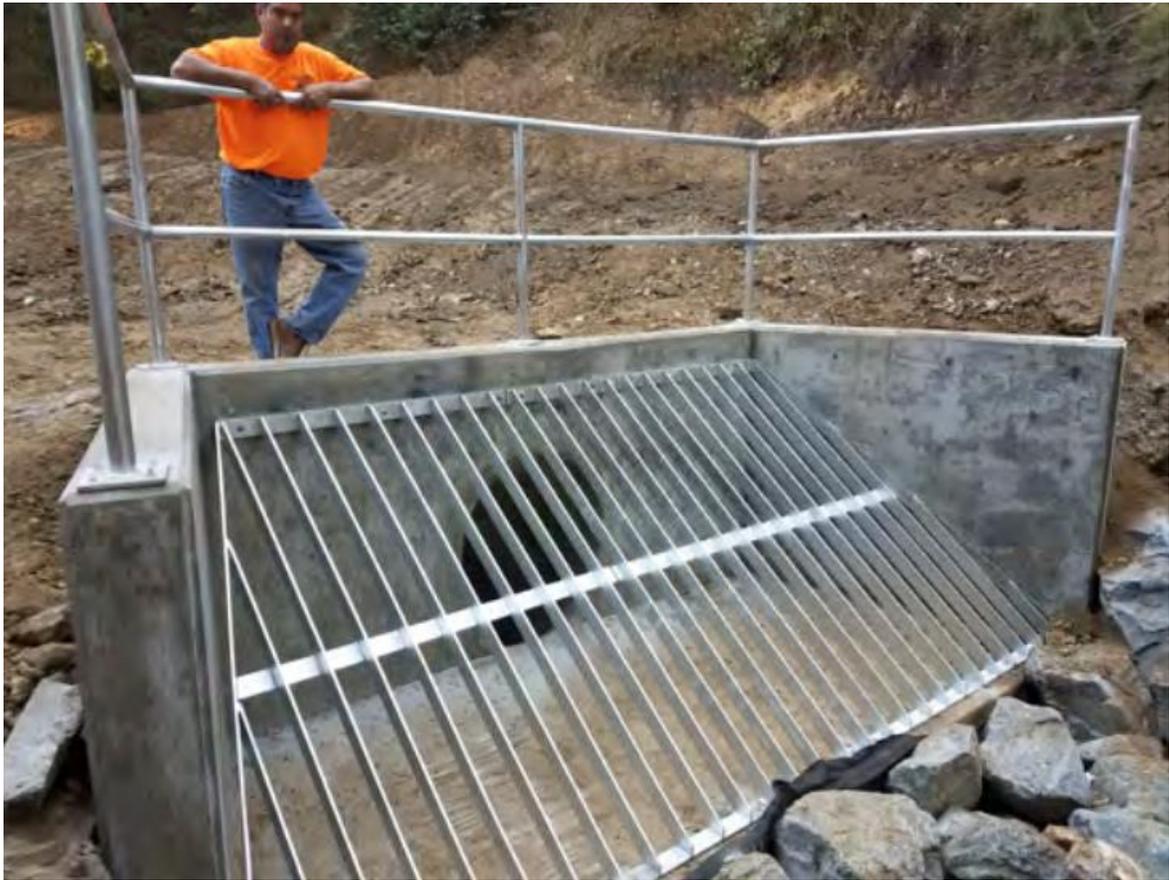
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Storm Drain Point Repair: The handrail and grate cover at Via Colinita, North of Maine Road were fabricated, delivered, and installed late last week (see picture below). This completes 6 of the 7 locations of the project, with the last location currently being reviewed per the resident's requests.



Planned Events for Earth Month: Mark your calendars! Several popular recycling events are planned for Earth Month, April 2018. **They include:** 1) a beginners composting workshop on **Saturday, April 14th** at Hesse Park, 2) the bi-annual EDCO free document/paper shredding event on **Saturday, April 21st** from 8 a.m. to 11 a.m. at the RPV Civic Center, and 3) the annual household hazardous waste/electronic waste roundup on **Saturday, April 28th** from 9 am to 3 pm at RPV Civic Center/City Yard.

Mandatory Commercial Organics Recycling (MORE), AB 1826, Outreach: Staff plans to include a two-sided colored flier about recycling programs with the 2018 business license renewal forms. One-side provides information on the mandatory organics recycling (MORE) requirements for businesses and select multi-family complexes. While the other side promotes commingled recycling for Mandatory Commercial Recycling (MCR), AB 341.

CalRecycle's 2016 Annual Report Review Letter: The City as a member of Los Angeles Regional Agency (LARA) submits annual joint AB 939 reports to CalRecycle. Staff has received a letter from CalRecycle informing LARA that no further information is required in regards to the 2016 annual report. However, Calrecycle stated that additional information regarding compliance with specific recycling programs (i.e. AB 341 and AB 1826) may be requested from LARA cities at a later date.

Special Event Permit: Staff is reviewing the SEP for an annual charity motorcycle event, Ride for the Troops, on Saturday December 9th.

Maintenance: Maintenance Staff/Crewmembers and Maintenance Service Contractors assisting other City Departments with set-up and celebration efforts for special scheduled City Events:

- Dog Park Ribbon Cutting, Thursday Dec. 7th

Maintenance Service Contractors also currently working on Weed Abatement for:

- San Ramon Preserve Area
- Switchback Rights-of-way

COMMUNITY DEVELOPMENT

City Staff Meeting with Wireless Carrier: On Tuesday, December 5th, Staff met with representatives from AT&T, Verizon, Sprint, and T-Mobile to discuss the City's Wireless Telecommunication Facilities ordinance. Specifically, Staff's objective was to remind the carriers that the City's ordinance (and General Plan) discourages the placement of the new poles in the City and locating facilities in residential neighborhoods, as expressed at the November 30th City Council meeting. Staff informed the carriers that the City is looking for the least intrusive design and location when considering an application. In an effort to improve communication between the carriers and the City, as well as allowing City Staff to be more involved in the planning of future facilities, a pre-application process was discussed and was generally supported by all parties. Staff is reviewing the current wireless telecommunication ordinance to see an amendment codifying a pre-application process and clarifying the design guidelines should be considered by the Council in the near future.

2017 Holiday Break Inspection Schedule: The Building and Safety Division will be performing inspections on December 27th and 29th during the City's holiday break. Inspections for Wednesday, December 27th must be requested by 4:00 p.m. on Tuesday, December 26th and inspections for Friday, December 29th must be requested by Thursday, December 28th. The regular inspection schedule will resume on Tuesday, January 2, 2018 when City Hall reopens.

"Let it Snow Festival" at Green Hills: On December 10, 2017, Green Hills Memorial Park will be hosting its annual "Let It Snow Festival" from 2:30 p.m. to 5:30 p.m. Every year, Green Hills invites families and community members from across the South Bay to participate in this free event (see attached flyer).

Climate Action Planning Forum: On December 13, 2017, the South Bay Cities Council of Governments (SBCCOG) will host a half-day workshop to share the latest in climate action planning developments in the South Bay. City officials are invited to attend this workshop which will present session topics related to sustainable neighborhoods and the South Bay's approach to climate action planning. The workshop will be held at the Torrance Cultural Arts Center - George Nakano Theater. To RSVP for the event, please visit the SBCCOG website at <http://www.southbaycities.org/>.

Short Term Rental Task Force Meeting Update: On November 29, 2017, Planning Division Staff attended a Short Term Rental (STR) Task Force meeting at the SBCCOG offices.

During the meeting, City representatives provided status updates regarding regulation of STRs in their respective Cities. In addition, a representative from GPS Policy Group provided a presentation, which outlined some of the common challenges and successes of preparing STR regulations. The next STR Task Force meeting will be held on Wednesday, January 17, 2018.

Filming at Catalina View Gardens: A Film Permit at the Catalina View Gardens located at 6001 Palos Verdes Drive South for a Calvin Klein photo & video shoot has been approved by the City. Filming will be conducted from Wednesday, December 6, 2017 to Friday, December 8, 2017 between the hours of 7:00 a.m. and 7:00 p.m.

Peafowl Trapping Program Update: The City Council-approved Peafowl Trapping and Relocation Program continues to be a success. As reported earlier, for the months of August through October, a total of 30 peafowl and 5 chicks had been trapped in the seven targeted neighborhoods. In November, an additional 26 peafowl were trapped and relocated, bringing the total to 56 peafowl and 5 chicks.

Planning Division Monthly Activity: Attached is the Planning Division's Monthly Activity Report for November 2017. The report contains a brief summary of the Division's activities during this last month regarding: 1) New applications received; 2) Staff, Director, Planning Commission and City Council decisions rendered; and 3) Number of decisions made, including median processing time. As indicated in the report, the division received 57 applications during the month and took action on 53 submitted applications.

View Restoration/Preservation Applications Monthly Activity: Attached is the View Restoration Division's Monthly Activity Report for November 2017. The report contains: 1) A brief summary of the Division's activities during this last month; 2) A summary of pre-application meetings; 3) A summary of cases resolved by mediation; and 4) A summary of the Division's activities year-to-date. The Division received 53 new applications in the month of November 2017.

Right-of-Way Permit Monthly Activity: There were no right of-way permit issued in the month of November 2017.

Code Enforcement Division Monthly Activity: Attached is the Code Enforcement Division's Monthly Activity Report for November 2017. The report contains: 1) A brief summary of the Division's activities during this last month; 2) A summary of sign abatement activity; and 3) Number of cases closed including median processing time. As indicated in the report, the Division conducted 29 field inspections and brought 9 cases to closure.

Building and Safety Division Monthly Activity: Attached is the Building and Safety Division's Monthly Activity Report for November 2017. The report provides information on: 1) The types and number of permits issued; 2) The number of plan checks performed; 3) The number of inspections performed; and 4) The total amount of fees collected. Each of these items is compared to the activities during the same month of the previous year. In addition, a comparison of the activities for this fiscal year to those of the previous year is also

provided. As shown on the report, the Division issued 142 permits during the month of November 2017.

Planning Commission Agenda: See attached draft agenda for the Planning Commission meeting on Tuesday, December 12, 2017.

Applications of Note: See attached table with a summary of the Applications of Note that were submitted to the Department between Wednesday, November 29, 2017 and Tuesday, December 5, 2017.

Attachments:

Green Hills “Let it Snow Flyer” – Page 80

Planning Division Activity Summary for November 2017 – Page 81

View Activity Summary for November 2017 – Page 82

Code Enforcement Activity Summary for November 2017 – Page 83

Building & Safety Division Activity Summary Report for November 2017 – Page 84

Building Activity Monthly Report for November 2017 – Page 85

Draft P.C. Agenda for December 12, 2017 – Page 86

Applications of Note – Page 90

RECREATION & PARKS

Breakfast with Santa: This Saturday is the annual Breakfast with Santa event held at Hesse Park from 9:00 am to 10:30 am. This annual event sold out in October, with 125 guests attending. Highlights of the event include a tasty breakfast buffet, children’s craft activities, carols, a puppet show, and photo opportunities with Santa and his elves. Young violin students with Palos Verdes Strings will be on site to serenade attendees with holiday music as they wait for Santa to arrive on the fire truck.

Volunteer Program: This past weekend, 27 volunteers coordinated with an Eagle Scout to complete two projects at our City Hall Dog Park. They installed a bulletin board for the use of the dog park owners to post items and designed and placed two drainage areas for the dog water area.



Hesse Park: The facilities are rented this week for twelve indoor recreation classes, three non-profit group rentals, three Peninsula Seniors activities, and one private rental. The annual Breakfast with Santa event will be held on Saturday morning from 9am to 10:30am.

Ladera Linda Park: The facilities are rented this week for seven indoor recreation classes and two private rentals. On Friday morning, Flutterby Storytime, a free monthly enrichment program for toddlers and parents, will be held.

Ryan Park: The facilities are rented this week for three indoor recreation class, three outdoor recreation classes, one sports league field rentals, and one private rental.

PVIC and Docents: The Docent training class will meet on Wednesday afternoon at PVIC. The docent holiday party is Wednesday evening. Tai Chi class will be hosted Saturday morning. The Sunset room is rented Saturday evening for an event.

REACH Therapeutic Recreation Program: On Wednesday night, REACH participants traveled to El Pollo Loco for dinner followed by bowling at PV Bowl.

Palos Verdes Nature Preserve November 2017 Activity Summary

Meetings: Monthly Preserve Management Meeting (Nov. 2nd): PVPLC staff, Recreation & Parks and Public Works staff met to discuss maintenance and operational management projects and priorities.

- PVPLC Board of Directors Meeting (Nov. 15th): Open Space Management Recreation Supervisor Dave Pearce provided an update on activities of Open Space Management in the Preserve, as well as the upcoming Preserve-related City Council calendar, and the City's new trail counter technology. He answered questions for 20 minutes, and then departed so the Board could conduct the remainder of the meeting.
- Volunteer Trail Watch Coordination Meeting (Nov. 29th): Volunteer Trail Watch leaders, City staff and L. A. Co. Sheriff Deputies met to discuss public use and maintenance observations as well as to coordinate efforts.
- Quarterly Public Forum (Nov. 15th): PVPLC staff, L. A. Co. Sheriff Deputies and City staff met with members of the public to share information and solicit input on Preserve maintenance, operations and projects. See attached minutes.

Preserve/Open Space Staff Activities-Information Booth: On November 25th, the Preserve Staff set up an information booth on Burma Road Trail in the Portuguese Bend Reserve. 315 people visited the table. Visitors completed 26 surveys, participated in 22 photo-scavenger contests, and got hiking regulation and safety information, such as what to do if you run by the rattlesnake below who was photographed by OSM on patrol in Three Sisters Reserve!



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Public Contacts: the Preserve Staff encountered many people while conducting trail patrols (Abalone Cove Reserve figures are included for November) --

Public Contacts: **3,388** (hikers – 2,855; dog walkers -- 371; bike users -- 154; equestrians -- 8)

Public Use Issues: **133** (including dogs off leash -- 48; people off trail -- 83)

Public Information: **17** (sharing Preserve/interpretive information – 10; recommending a route -- 7)

Public Safety: **49** (patrons requesting directions – 45; patrons having health problems or needing water – 4)

Maintenance & Operations: The Preserve Staff removed numerous bags of litter picked up while hiking trails. Their activities in November included:

Abalone Cove Shoreline Park & Reserve staff-- On November 26th, 45 volunteers helped prune, rake and clean up Olmsted and Portuguese Point Trails. ABC staff joined OSM and assisted the Preserve Deputies in resetting the upper Sea Dahlia Trail closure after it was vandalized.

Filiorum Reserve -- cleared litter from behind the steel fence at the Rattlesnake Trailhead, picked up scattered debris upslope from the Zote's Cutacross Trailhead, covered tree carvings with Tanglefoot gel at the Kelvin Canyon Trail overlook and over tree carvings along Ford and Eucalyptus Trails, grinded down graffiti carved into the sitting log at the Kelvin Canyon overlook.

Forrestal Reserve – cleared litter from Cool Overlook, picked up trash dumped at the Pirate Trailhead, reset the vandalized Area Closed sign on the spur loop trail off of the western end of Conqueror Trail, reset the stake & rope fence around the Conqueror Trail gabion.

Ocean Trails Reserve – removed the trail closures on Sunset Trail and carted away a 12' length of discarded steel cable, cleared a homeless camp from the beach below Coastal Switchback Trail as well as painted over graffiti on a fence post, shoveled dirt to cover the exposed PVC pipe across the lower portion of Sunrise Trail, cut metallic debris & lumber as well as grind down rock graffiti on the beach below Coastal Switchback Trail, led a Volunteer Day beach clean-up at the base of Coastal Switchback Trail hauling up enough debris to fill two pick-up trucks.

Portuguese Bend Reserve – filled in 4 divots on lower Ishibashi Trail, picked up litter along Burma Rd. across from the Ailor Trailhead, cut & removed two unused posts causing view interference along Burma Rd. near the overlook, moved a large boulder in place across from the Burma Road entry trail counter to focus traffic over the sensor.

Vicente Bluffs Reserve -- cut away an old post on the bluff edge along Seascape Trail, picked up trash from the parking lot on the northern end of Golden Cove Trail and picked up litter at the Pelican Cove parking lot beyond the fence.



Open Space Management regularly checks on closures of the Preserve Trails resulting from storm damage. The following trails are currently closed in the Portuguese Bend Reserve: Sandbox, the eastern segment of Ishibashi Farm and Rim's lower portion. In the Abalone Cove Reserve, the following trails are closed: Sea Dahlia, Cave, Cliffside, Inspiration Point and Sacred Cove View.

Preserve/Open Space Management cooperates closely with the Public Works Department to discover, submit and complete work orders to repair problems and improve conditions in the Preserve. In November, Public Works responded to service requests for repairing a downed fence rail along Seascape Trail, a broken sprinkler head along Golden Cove Trail, a faded restroom sign at the Golden Cove Trail parking lot, two broken landscape light fixtures near the Burma Road gate, the lock mechanism on Burma Road gate, the broken door in the ADA portable toilet on Burma Road, installing chain & locks on the bollards near the Zote's Cutacross Trailhead, removing the large pipes discarded near Sacred Cove View Trail, refilling the Toyon Trail irrigation tank and for resetting the trash can at the base of Sunset Trail.

The City's graffiti contractor responded to 5 incidents of tagging that were reported by Open Space Management. Thank you to the Land Conservancy's volunteers for being our eyes in the Preserve to help report maintenance issues.

Attachment:

Nature Preserve Quarterly Public Forum Meeting Minutes – Page 35



December 2017

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	2 Rolling Hills Estates Parade of Lights @ 6pm
3	4 6:00 pm – City Holiday Party @ PVIC	5 7:00 pm – City Council Meeting @ Hesse Park	6	7 7:00 pm – Finance Advisory Committee Meeting @ City Hall Community Room	8	9 9:00 am—10:30 am – Breakfast with Santa @ Hesse Park
10	11 7:00 pm – Traffic Safety Committee @ City Hall Community Room	12 7:00 pm – Planning Commission Meeting @ Hesse Park	13 7:00 pm – ACLAD Meeting @ City Hall Community Room	14 6:00 pm – IMAC Meeting @ Hesse Park	15	16
17 10:00 am–12:00 pm – Native Plant Garden Volunteer Event @ PVIC	18	19 7:00 pm – City Council Meeting @ Hesse Park	20 12:00 pm – Mayor’s Lunch @ The Depot (RPV Mayor) 1:30 pm – Sanitation District Meeting (RPV Mayor)	21 7:00 pm – Emergency Preparedness Committee @ City Hall Community Room	22 7:30 am—Mayor’s Breakfast @ Trump National Golf Club/Golfer’s Lounge (TBD)	23
24	25	26	27	28	29	30
Winter Holiday Break – City Hall Closed						
31						



January 2018

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1 New Year's Day Winter Holiday Break – City Hall Closed	2 7:00 pm – City Council Meeting @ Hesse Park	3	4	5	6
7	8	9 7:00 pm – Planning Commission Meeting @ Hesse Park	10 7:30 pm – ACLAD Board Meeting @ City Hall Community Room	11 6:00 pm – IMAC Meeting @ Hesse Park	12 7:30 am – Mayor's Breakfast @ Trump National Golf Club/Golfer's Lounge (Mayor/Councilmember)- TBD	13
14	15	16 7:00 pm – City Council Meeting @ Hesse Park	17 12:00 pm – Mayor's Lunch @ The Depot (Mayor) TBD	18 7:00 pm – Emergency Preparedness Committee @ City Hall Community Room	19	20
21	22 7:00 pm – Traffic Safety Committee @ City Hall Community Room	23 7:00 pm – Planning Commission Meeting @ Hesse Park	24	25 6:00 pm – IMAC Meeting @ Hesse Park 6:00 pm – PV Transit Board Meeting @ RHE Council Chambers 6:00pm – Civic Center Advisory Committee @ City Hall Community Room	26	27
28	29	30	31			



February 2018

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
				1	2	3
4	5	6 7:00 pm – City Council Meeting @ Hesse Park)	7 7:30 pm – ACLAD Board Meeting @ City Hall Community Room	8 6:00 pm – IMAC Meeting @ Hesse Park	9	10
11	12	13 7:00 pm – Planning Commission Meeting @ Hesse Park	14 12:00 pm – Mayor’s Lunch @ The Depot (Mayor) TBD	15 7:00 pm – Emergency Preparedness Committee @ City Hall Community Room	16 7:30 am—Mayor’s Breakfast @ Trump National Golf Club/Golfer’s Lounge (Mayor/Councilmember)- TBD	17
18	19 Presidents’ Day – City Hall Closed to Public	20 7:00 pm – City Council Meeting @ Hesse Park	21	22 6:00pm – Civic Center Advisory Committee @ City Hall Community Room	23	24
25	26	27 7:00 pm – Planning Commission Meeting @ Hesse Park	28			

TENTATIVE AGENDAS

Agenda items listed below will be presented to the City Council for their consideration. This list is a tool used by City staff to plan and coordinate Council agendas. As a working document, items on this list are subject to frequent changes. Time estimates include an hour for the first section of the agenda (Mayor's Announcements, Public Comments, etc. through the Consent Calendar) and 15 minutes for the last section (Future Agenda Items through Adjournment).

DEPARTMENT	AGENDA SECTION	AGENDA TITLE	ESTIMATED TIME
December 19, 2017	6:00 PM	CITY COUNCIL REGULAR MEETING - CLOSED SESSION/STUDY SESSION	
	CLOSED SESSION		
	STUDY SESSION	Study Session Discussion	
December 19, 2017	7:00 PM	CITY COUNCIL REGULAR MEETING	3:15
ADMIN	CONSENT CALENDAR	Minutes	
ADMIN	CONSENT CALENDAR	Cancel 1/2/2018 CC meeting	
FINANCE	CONSENT CALENDAR	Warrant Register	
FINANCE	CONSENT CALENDAR	Treasury Report	
PUBLIC WORKS	CONSENT CALENDAR	Award of Hawthorne Blvd. Arterial Walls and Fences Clean-Up Project	
			1:00
	PUBLIC HEARING	NO ITEMS SCHEDULED AT THIS TIME	
FINANCE	REGULAR BUSINESS	ACLAD finance options	0:30
FINANCE	REGULAR BUSINESS	1st Quarter Report for FY 17-18	0:10
FINANCE	REGULAR BUSINESS	Year-end unaudited actuals for FY 16-17	0:10
PUBLIC WORKS	REGULAR BUSINESS	Financing Options for Abalone Cove Sewer Maintenance District	0:30
PUBLIC WORKS	REGULAR BUSINESS	Updated Regional Stormwater Quality project at Torrance Airport to meet MS4 permit requirements	0:10
CDD	REGULAR BUSINESS	Consideration of Emission Reduction Action Plan	0:20
ADMIN	REGULAR BUSINESS	Council outside agency assignments for 2018	0:10
January 2, 2018	6:00 PM	CITY COUNCIL REGULAR MEETING - CLOSED SESSION	
	CLOSED SESSION	NO ITEMS SCHEDULED AT THIS TIME	
January 2, 2018	7:00 PM	CITY COUNCIL REGULAR MEETING	0:00
	AGENCY MEETING	Improvement Authority Meeting	
	AGENCY MEETING	Successor Agency Meeting	
	CONSENT CALENDAR	NO ITEMS SCHEDULED AT THIS TIME	
	PUBLIC HEARING	NO ITEMS SCHEDULED AT THIS TIME	
	REGULAR BUSINESS	NO ITEMS SCHEDULED AT THIS TIME	

TENTATIVE AGENDAS

Agenda items listed below will be presented to the City Council for their consideration. This list is a tool used by City staff to plan and coordinate Council agendas. As a working document, items on this list are subject to frequent changes. Time estimates include an hour for the first section of the agenda (Mayor's Announcements, Public Comments, etc. through the Consent Calendar) and 15 minutes for the last section (Future Agenda Items through Adjournment).

January 16, 2018		6:00 PM	CITY COUNCIL REGULAR MEETING - CLOSED SESSION/STUDY SESSION	
		CLOSED SESSION	NO ITEMS SCHEDULED AT THIS TIME	
		STUDY SESSION	Study Session Discussion	
January 16, 2018		7:00 PM	CITY COUNCIL REGULAR MEETING	4:25
ADMIN		CONSENT CALENDAR	Minutes	1:00
FINANCE		CONSENT CALENDAR	Warrant Register	
FINANCE		CONSENT CALENDAR	Business License Renewal Tax	
		PUBLIC HEARING	NO ITEMS SCHEDULED AT THIS TIME	
ADMIN/CITY ATTORNEY		REGULAR BUSINESS	Update Council Policies/Procedure	0:30
ADMIN		REGULAR BUSINESS	Review of City's Film Ordinance including filming activities and regulations	0:30
ADMIN		REGULAR BUSINESS	Cable Company Enforcement Ordinance	0:15
ADMIN		REGULAR BUSINESS	RPVTV Program Report options to direct programming	0:15
FINANCE		REGULAR BUSINESS	Portuguese Bend Landflow Feasibility Study	1:00
PUBLIC WORKS		REGULAR BUSINESS	Award of Contract for PVDS Bicycle Compatible Lane Improvement Project	0:30
PUBLIC WORKS		REGULAR BUSINESS	Into/1st reading of Ordinance amending RPV Municipal Code Ch. 12.04 - Highway Permits - 1st Reading	0:10
February 6, 2018		6:00 PM	CITY COUNCIL REGULAR MEETING - CLOSED SESSION	
		CLOSED SESSION	NO ITEMS SCHEDULED AT THIS TIME	
February 6, 2018		7:00 PM	CITY COUNCIL REGULAR MEETING	3:15
		AGENCY MEETING	Improvement Authority Meeting	0:05
		AGENCY MEETING	Successor Agency Meeting	0:05
ADMIN		CONSENT CALENDAR	Minutes	1:00
FINANCE		CONSENT CALENDAR	Warrant Register	
FINANCE		CONSENT CALENDAR	Treasury Report	
FINANCE		CONSENT CALENDAR	Budget Calendar	
PUBLIC WORKS		CONSENT CALENDAR	Award of On-Call Professional Services Contract for Federal, State, and Labor Compliance	
PUBLIC WORKS		CONSENT CALENDAR	Consider Approval of HHW/Siting Agreement with Sanitations District	
PUBLIC WORKS		CONSENT CALENDAR	Adoption/2nd reading of Ordinance amending RPV Municipal Code Ch. 12.04 - Highway Permits	
CDD		PUBLIC HEARING	Green Hills Annual Review	1:30
CDD		REGULAR BUSINESS	Overlay district 26919 Western Ave	0:20

TENTATIVE AGENDAS

Agenda items listed below will be presented to the City Council for their consideration. This list is a tool used by City staff to plan and coordinate Council agendas. As a working document, items on this list are subject to frequent changes. Time estimates include an hour for the first section of the agenda (Mayor's Announcements, Public Comments, etc. through the Consent Calendar) and 15 minutes for the last section (Future Agenda Items through Adjournment).

February 20, 2017			
	6:00 PM	CITY COUNCIL REGULAR MEETING - CLOSED SESSION/STUDY SESSION	
	CLOSED SESSION	NO ITEMS SCHEDULED AT THIS TIME	
	STUDY SESSION	Study Session Discussion	
February 20, 2017			
	7:00 PM	CITY COUNCIL REGULAR MEETING	3:50
ADMIN	CONSENT CALENDAR	Minutes	
FINANCE	CONSENT CALENDAR	Warrant Register	
PUBLIC WORKS	CONSENT CALENDAR	Consider Approval of CO to Coastal Bluff Fencing	
PUBLIC WORKS	CONSENT CALENDAR	Use Restriction Running with the Land Against Certain Open Space Properties in the Vicinity of Portuguese Bend that Were Acquired Using Measure A Funds	
			1:00
PUBLIC WORKS	PUBLIC HEARING	Encroachment Permit for installation of a Gate at 3867 Crest Road East	0:15
ADMIN	REGULAR BUSINESS	Health Insurance Options	0:30
ADMIN	REGULAR BUSINESS	Public Safety Strategic Plan	0:30
ADMIN	REGULAR BUSINESS	Employer/Employee Relations (EER) Resolution	0:20
ADMIN	REGULAR BUSINESS	City Council Goals Update	0:30
PUBLIC WORKS	REGULAR BUSINESS	Park Place parking options	0:30
March 6, 2018			
	6:00 PM	CITY COUNCIL REGULAR MEETING - CLOSED SESSION	
	CLOSED SESSION	NO ITEMS SCHEDULED AT THIS TIME	
March 6, 2018			
	7:00 PM	CITY COUNCIL REGULAR MEETING	3:45
	AGENCY MEETING	Improvement Authority Meeting	0:05
	AGENCY MEETING	Successor Agency Meeting	0:05
	CONSENT CALENDAR	NO ITEMS SCHEDULED AT THIS TIME	1:00
REC & PARKS/CDD	PUBLIC HEARING	Adoption of NCCP	2:00
REC & PARKS/PW	REGULAR BUSINESS	Intro/1st reading of Revisions to the Special Event Permit Process Ordinance	0:20
March 20, 2018			
	6:00 PM	CITY COUNCIL REGULAR MEETING - CLOSED SESSION/STUDY SESSION	
	CLOSED SESSION	NO ITEMS SCHEDULED AT THIS TIME	
	STUDY SESSION	Study Session Discussion	

TENTATIVE AGENDAS

Agenda items listed below will be presented to the City Council for their consideration. This list is a tool used by City staff to plan and coordinate Council agendas. As a working document, items on this list are subject to frequent changes. Time estimates include an hour for the first section of the agenda (Mayor's Announcements, Public Comments, etc. through the Consent Calendar) and 15 minutes for the last section (Future Agenda Items through Adjournment).

March 20, 2018		7:00 PM	CITY COUNCIL REGULAR MEETING	8:45
ADMIN	CONSENT CALENDAR	Minutes		1:00
FINANCE	CONSENT CALENDAR	Warrant Register		
REC & PARKS/PW	REGULAR BUSINESS	Adoption/2nd reading of Revisions to the Special Event Permit Process Ordinance		
	PUBLIC HEARING	NO ITEMS SCHEDULED AT THIS TIME		
REC & PARKS	REGULAR BUSINESS	Consideration of Ladera Linda Draft Master Plan		0:45
REC & PARKS	REGULAR BUSINESS	Options for Preserve Access		0:20
REC & PARKS	REGULAR BUSINESS	Options for Conqueror Trail Security		0:45
REC & PARKS	REGULAR BUSINESS	Public Drinking and Smoking Ordinances		0:30
REC & PARKS	REGULAR BUSINESS	Preserve Permitted Uses		0:20
April 3, 2018		6:00 PM	CITY COUNCIL REGULAR MEETING - CLOSED SESSION	
		CLOSED SESSION	NO ITEMS SCHEDULED AT THIS TIME	
April 3, 2018		7:00 PM	CITY COUNCIL REGULAR MEETING	1:25
	AGENCY MEETING	Improvement Authority Meeting		0:05
	AGENCY MEETING	Successor Agency Meeting		0:05
	CONSENT CALENDAR	NO ITEMS SCHEDULED AT THIS TIME		1:00
	PUBLIC HEARING	NO ITEMS SCHEDULED AT THIS TIME		
	REGULAR BUSINESS	NO ITEMS SCHEDULED AT THIS TIME		
April 17, 2018		6:00 PM	CITY COUNCIL REGULAR MEETING - CLOSED SESSION/STUDY SESSION	
		CLOSED SESSION	NO ITEMS SCHEDULED AT THIS TIME	
	STUDY SESSION	Study Session Discussion		
April 17, 2018		7:00 PM	CITY COUNCIL REGULAR MEETING	1:15
ADMIN	CONSENT CALENDAR	Minutes		1:00
FINANCE	CONSENT CALENDAR	Warrant Register		
	PUBLIC HEARING	NO ITEMS SCHEDULED AT THIS TIME		
	REGULAR BUSINESS	NO ITEMS SCHEDULED AT THIS TIME		

TENTATIVE AGENDAS

Agenda items listed below will be presented to the City Council for their consideration. This list is a tool used by City staff to plan and coordinate Council agendas. As a working document, items on this list are subject to frequent changes. Time estimates include an hour for the first section of the agenda (Mayor's Announcements, Public Comments, etc. through the Consent Calendar) and 15 minutes for the last section (Future Agenda Items through Adjournment).

FUTURE AGENDA ITEMS - Identified at Council meetings & pending receipt of memo from Councilmember			
<u>Request Date:</u>	<u>Requested By:</u>	<u>Item:</u>	
6/20/2017	Dyda	Consider study session as work session with discussion on specific topic of interest	
9/19/2017	Dyda	Statement of Intent for Ordinances	
FUTURE AGENDA ITEMS AGENDIZED OR OTHERWISE BEING ADDRESSED			0:15
<u>Request Date:</u>	<u>Requested By:</u>	<u>Item:</u>	<u>Agendized Date:</u>
3/7/2017	Brooks	Public Drinking Ordinance	1/16/2018
3/7/2017	Brooks	Special Events Permit Enforcement Ordinance	3/6/2018
3/7/2017	Brooks	Preserve Permitted Uses	1/16/2018
4/18/2017	Dyda	Update Council Policies/Procedures	1/16/2018
5/16/2017	Dyda	Options for Preserve Access	1/16/2018
6/6/2017	Brooks	Health Insurance- Review other options for staff and City Council	2/20/2018
6/6/2017	Brooks	RPVTV Program Report options to direct programming	2/16/2018
10/3/2017	Brooks	Review of City's Film Ordinance including filming activities and regulations	2/16/2018
12/6/2017	Duhovic	ALPR Status Update	2/6/2018
12/6/2017	Alegria	Public Safety Strategic Plan update	2/20/2018

RPVtv Cox 33 / FIOS 38 Programming Schedule Guide Schedule -12/10/17 - 12/16/17

	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	December 10, 2017	December 11, 2017	December 12, 2017	December 13, 2017	December 14, 2017	December 15, 2017	December 16, 2017
6:00 AM - 6:30 AM	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming
6:30 AM - 7:00 AM	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming
7:30 AM - 8:00 AM	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda
8:00 AM - 8:30 AM	RPV City Talk - Special edition with Captain Beringer of Lomita Station	RPV City Talk - Special edition with Captain Beringer of Lomita Station	RPV City Talk - Special edition with Captain Beringer of Lomita Station	RPV City Talk - Special edition with Captain Beringer of Lomita Station	RPV City Talk - Special edition with Captain Beringer of Lomita Station	RPV City Talk - Special edition with Captain Beringer of Lomita Station	RPV City Talk - Special edition with Captain Beringer of Lomita Station
8:30 AM - 9:00 AM							
09:00 AM - 9:30 AM	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming
9:30 AM - 10:00 AM	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming
10:00 AM - 10:30 AM	Palos Verdes Symphonic Band Concert	Palos Verdes Symphonic Band Concert	Palos Verdes Symphonic Band Concert	Palos Verdes Symphonic Band Concert	Palos Verdes Symphonic Band Concert	Palos Verdes Symphonic Band Concert	Palos Verdes Symphonic Band Concert
11:00 AM - 11:30 AM							
11:30 AM - 12:00PM							
12:00 PM - 12:30PM	Palos Verdes Concours d'Elegance 2017 at Zamperini Field (Cars and Planes)	Palos Verdes Concours d'Elegance 2017 at Zamperini Field (Cars and Planes)	Palos Verdes Concours d'Elegance 2017 at Zamperini Field (Cars and Planes)	Founder's Park -- A Success Story			
12:30 PM - 1:00PM				D. Conforti, G. Pfost, & Scott Yarnall			
1:00 PM - 1:30PM	Peninsula Beat	Peninsula Beat	Peninsula Beat	Peninsula Beat	Peninsula Beat	Peninsula Beat	Peninsula Beat
1:30 PM - 2:00PM	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda
2:00 PM - 2:30PM	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming
2:30 PM - 3:00PM	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming
3:00 PM - 4:00PM	RPV City Talk - Special edition with Captain Beringer of Lomita Station	RPV City Talk - Special edition with Captain Beringer of Lomita Station	RPV City Talk - Special edition with Captain Beringer of Lomita Station	RPV City Talk - Special edition with Captain Beringer of Lomita Station	RPV City Talk - Special edition with Captain Beringer of Lomita Station	RPV City Talk - Special edition with Captain Beringer of Lomita Station	RPV City Talk - Special edition with Captain Beringer of Lomita Station
4:00 PM - 4:30PM	Playing the Field - World Series	Playing the Field - World Series	Playing the Field - World Series	Playing the Field - World Series	Playing the Field - World Series	Playing the Field - World Series	Playing the Field - World Series
5:00 PM - 5:30PM	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming
5:30 PM - 6:00PM	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming	Fitness Programming
6:00 PM - 6:30PM	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda
6:30 PM - 7:00PM							
7:00 PM - 7:30PM	Founder's Park -- A Success Story D. Conforti, G. Pfost, & Scott Yarnall	Founder's Park -- A Success Story D. Conforti, G. Pfost, & Scott Yarnall	The City of Rancho Palos Verdes Planning Commission Meeting Dec. 12th, 2017	History of the Neighborhood Church Dana Graham			
7:30 PM - 8:00PM							
8:00 PM - 8:30PM	Palos Verdes Symphonic Band Concert	Palos Verdes Symphonic Band Concert		Palos Verdes Symphonic Band Concert			
8:30 PM - 9:00PM							
9:00 PM - 9:30PM							
9:30 PM - 10:00PM							
10:00 PM - 10:30PM	Playing the Field - World Series	Peninsula Beat		Peninsula Beat	Peninsula Beat	Peninsula Beat	Peninsula Beat
10:30 PM - 11:00PM	Around the Peninsula - Ken Dyda	Around the Peninsula - Ken Dyda		Around the Peninsula - Ken Dyda			
11:00 PM - 11:30PM	The Vintage Vehicle Show	The Vintage Vehicle Show		The Vintage Vehicle Show			
11:30 PM - 12:00 AM							
12:00 AM - 1:00 AM	Community Announcements	Community Announcements	Community Announcements	Community Announcements	Community Announcements	Community Announcements	
1:00 AM - 6:00 AM	Community Announcements	Community Announcements	Community Announcements	Community Announcements	Community Announcements	Community Announcements	

Comments or questions? Please email us at RPVtv@rpv.com

PVPtv Cox 35 / FIOS 39 Programming Schedule Guide Schedule - 12/10/17 - 12/16/17								
	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	
	December 10, 2017	December 11, 2017	December 12, 2017	December 13, 2017	December 14, 2017	December 15, 2017	December 16, 2017	
6:00 AM - 6:30 AM								
6:30 AM - 7:00 AM								
7:00 AM - 7:30 AM	The City of Rancho Palos Verdes City Council Meeting, Dec 5th, 2017	The City of Rancho Palos Verdes City Council Meeting, Dec 5th, 2017	The City of Rancho Palos Verdes City Council Meeting, Dec 5th, 2017	The City of Rancho Palos Verdes City Council Meeting, Dec 5th, 2017	The City of Rancho Palos Verdes City Council Meeting, Dec 5th, 2017	The City of Rancho Palos Verdes City Council Meeting, Dec 5th, 2017	The City of Rancho Palos Verdes City Council Meeting, Dec 5th, 2017	
7:30 AM - 8:00 AM								
8:00 AM - 8:30 AM								
8:30 AM - 9:00 AM								
9:00 AM - 9:30 AM								
9:30 AM - 10:00 AM								
10:00 AM - 10:30 AM								
10:30 AM - 11:00 AM								
11:00 AM - 11:30 AM	The City of Rancho Palos Verdes Planning Commission Meeting, November 28th, 2017	The City of Rancho Palos Verdes Planning Commission Meeting, November 28th, 2017	The City of Rancho Palos Verdes Planning Commission Meeting, November 28th, 2017	The City of Rancho Palos Verdes Planning Commission Meeting, November 28th, 2017	The City of Rancho Palos Verdes Planning Commission Meeting, December 12, 2017	The City of Rancho Palos Verdes Planning Commission Meeting, December 12, 2017	The City of Rancho Palos Verdes Planning Commission Meeting, December 12, 2017	
11:30 AM - 12:00 PM								
12:00 PM - 12:30 PM								
12:30 PM - 1:00 PM								
1:00 PM - 1:30 PM								
1:30 PM - 2:00 PM								
2:00 PM - 2:30 PM								
2:30 PM - 3:00 PM								
3:00 PM - 3:30 PM	Community Announcements	Community Announcements	Community Announcements	Community Announcements	Community Announcements	Community Announcements	Community Announcements	
3:30 PM - 4:00 PM								
4:00 PM - 4:30 PM								
4:30 PM - 5:00 PM								
5:00 PM - 5:30 PM								
5:30 PM - 6:00 PM								
6:00 PM - 6:30 PM	Palos Verdes Peninsula Coordinating Council	Palos Verdes Peninsula Coordinating Council	The City of Rancho Palos Verdes Planning Commission Meeting Dec. 12th, 2017	Palos Verdes Peninsula Coordinating Council	Palos Verdes Peninsula Coordinating Council	Palos Verdes Peninsula Coordinating Council	Palos Verdes Peninsula Coordinating Council	
6:30 PM - 7:00 PM								
7:00 PM - 7:30 PM		The Palos Verdes Peninsula Unified School District (PVPUSD) Board of Education Meeting						
7:30 PM - 8:00 PM								
8:00 PM - 8:30 PM	The City of Rancho Palos Verdes City Council Meeting, Dec 5th, 2017				The City of Rolling Hills Estates City Council Meeting November 28th, 2017	The City of Rancho Palos Verdes City Council Meeting, Dec 5th, 2017	The City of Rolling Hills Estates City Council Meeting - December 12th, 2017	The City of Rancho Palos Verdes City Council Meeting, Dec 5th, 2017
8:30 PM - 9:00 PM								
9:00 PM - 9:30 PM								
9:30 PM - 10:00 PM								
10:00 PM - 10:30 PM								
10:30 PM - 11:00 PM								
11:00 PM - 11:30 PM	Community Announcements	Community Announcements		Community Announcements	Community Announcements	Community Announcements	Community Announcements	
11:30 PM - 12:00 AM								
12:00 AM - 1:00 AM								
1:00 AM - 6:00 AM								

Comments or questions? Please email us at RPVtv@rpv.com



**LOS ANGELES COUNTY SHERIFF'S DEPARTMENT- LOMITA STATION
REPORTED CRIMES & ARRESTS BETWEEN 11/26/17 - 12/02/17**



LOMITA:

CRIME	FILE #	RD	DATE	TIME	LOCATION	METHOD OF ENTRY	LOSS	ADDITIONAL INFORMATION
GRAND THEFT (AUTO)	17-04516	1712	11/27/2017	1800-2400	25300 BLK WALNUT ST	N/A	2004 WHI FORD F250 P/U TRUCK	SUSPECT(S) UNKNOWN. VEH OUTSTANDING.
GRAND THEFT (AUTO)	17-04525	1713	11/28/2017	1849	CYPRESS ST / PCH	N/A	1997 GRN 4DR FORD F150	SUSPECT(S) UNKNOWN
PETTY THEFT (SHOPLIFTING)	17-04521	1714	11/28/2017	2010	2000 BLK PCH	OPEN FOR BUSINESS	NASAL STRIPS, HUMIDIFIER	S1 FB, 20's, 501, 150, BLK/BRO; S2 FB, 20's, 503, 130, BLK/BRO; S3 MB, 20's, 509, 150, BLK/BRO ENTERED THE LOC AND STOLE ITEMS. SUSPS LEFT IN A NEWER BLK 4DR HONDA ACCORD VEH DRIVEN BY S4 MB.
ATTEMPT ARSON	17-04541	1711	11/30/2017	1840	25100 BLK CYPRESS ST	N/A	N/A	SUSPECT(S) UNKNOWN
PETTY THEFT (BEER RUN)	17-04551	1710	12/1/2017	1829	2000 BLK LOMITA BL	OPEN FOR BUSINESS	PACK OF BEER	SUSP MW ENTERED THE LOC AND STOLE BEER. SUSP LEFT IN A GRN HONDA.
ADW	17-04543	1712	12/1/2017	0355	1700 BLK LOMITA BL	N/A	N/A	S1 MH, 507, 165, WRG A WHI SHIRT, BLU SHORTS

ARRESTS: DOMESTIC VIOLENCE-2, DRUGS-2, GTA-1, RESTRAINING ORDER VIOLATION-1, WARRANTS-4

RANCHO PALOS VERDES:

CRIME	FILE #	RD	DATE	TIME	LOCATION	METHOD OF ENTRY	LOSS	ADDITIONAL INFORMATION
BURGLARY (VEHICLE)	17-04555	1747	12/1/2017-12/2/2017	1915-0645	1900 BLK PENINSULA VERDE DR	DRIVER SIDE DOOR LOCK PULLED OUT	BELT GRINDER, DRILL PRESS, JIGSAW CUTTER	SUSPECT(S) UNKNOWN
GRAND THEFT (AUTO)	17-04574	1745	12/1/2017-12/4/2017	1700-0600	PV DR EAST / PICARDIE RD	N/A	1998 WHI CARSON TRAILER	SUSPECT(S) UNKNOWN. VEH OUTSTANDING.
PETTY THEFT (PACKAGE)	17-04558	1742	12/2/2017	0925	2900 BLK VISTA DEL MAR	FRONT PORCH	BABY FORMULA	S1 FEMALE ADULT WRG DARK CLOTHING; S2 UNK DRIVER OF A WHI FORD ESCAPE.

ARRESTS: WARRANTS-1

ROLLING HILLS:

CRIME	FILE #	RD	DATE	TIME	LOCATION	METHOD OF ENTRY	LOSS	ADDITIONAL INFORMATION
NO CRIMES DURING THIS TIME								
NO ARRESTS DURING THIS TIME								

ROLLING HILLS ESTATES:

CRIME	FILE #	RD	DATE	TIME	LOCATION	METHOD OF ENTRY	LOSS	ADDITIONAL INFORMATION
PETTY THEFT (VENDING MACHINE)	17-04528	1724	11/28/2017- 11/29/2017	2330- 0530	27100 BLK SILVER SPUR RD	PRIED OPEN	U.S. CURRENCY	SUSPECT(S) UNKNOWN
GRAND THEFT (AUTO)	17-04566	1721	12/1/2017- 12/3/2017	1800- 1000	DORADO PL	N/A	2002 WHI 2DR FORD F250	SUSPECT(S) UNKNOWN
NO ARRESTS DURING THIS TIME								

SAN PEDRO:

CRIME	FILE #	RD	DATE	TIME	LOCATION	METHOD OF ENTRY	LOSS	ADDITIONAL INFORMATION
NO CRIMES DURING THIS TIME								
ARRESTS: WARRANTS-1								

PVP:

CRIME	FILE #	RD	DATE	TIME	LOCATION	METHOD OF ENTRY	LOSS	ADDITIONAL INFORMATION
NO CRIMES DURING THIS TIME								
NO ARRESTS DURING THIS TIME								

PUBLIC RECORDS ACT REQUESTS - TRACKING LOG 2017

DATE OF REQUEST	DATE RECEIVED	REQUESTOR	SUBJECT	ACTION TAKEN
12/27/2016	1/3/2017	Smart Procure	PRA for PO Vendor Info	1/3/2017 Accounting Tech Amundson provided info. Completed.
1/7/2017	1/9/2017	Bill West	PRA for attorney contracts and statements	1/16/17 DCC Takaoka sent response to requestor. Awaiting payment.
1/12/2017	1/12/2017	Center for Contract Compliance (Nick Santos)	PRA for certified payroll documents for the Pro Tech Engineering Corporation - Hawthorne Blvd. Signal Synchronization Project	1/23/17 Admin Asst. Zweizig sent email response with responsive documents. 14 day extension letter sent for remaining documents. 2/6/17 Admin Asst. Zweizig responded. Completed.
1/12/2017	1/13/2017	Law Office Lisa Herzog	PRA for Willdan documents	01/16/2017 AAll Cloke sent response re Request No. 1. 01/18/2017 AAll Cloke sent 14 day extension letter. 2/2/2017 AAll Cloke sent letter to requestor with date the documents (request nos. 2 & 3) will be ready for review. 2/6/2017 PWDD Jules notified the City Clerk's office that we have no responsive documents to this request. AAll Cloke sent letter to requester. Completed.
1/13/2017	1/13/2017	Center for Contract Compliance (Nick Santos)	PRA for Portuguese Bend Landslide Dewatering Wells	1/19/17 DCC Takaoka responded- completed.
1/17/2017	1/17/2017	Matt Pearce	PRA for Trump National Golf Course golf tax	1/25/17 DCC Takaoka responded. Completed.
1/23/2017	1/23/2017	Valencia Harkless (CA Department of Industrial Relations)	PRA for copies of any building permits for the residence: 30437 Rhone Drive	2/1/17 DCC Takaoka responded to requestor. Awaiting payment.
1/26/2017	1/26/2017	Center for Contract Compliance (Marisol Hernandez)	PRA for Abalone Cove Sewer System Cleaning and Inspection	1/31/17 Admin Asst. Zweizig responded. Completed.
1/26/2017	1/26/2017	Center for Contract Compliance (Nick Santos)	PRA for Southwest Pipeline and Trenchless Corp and Performance Pipeline Technologies	1/26/17 ACC Takaoka sent PRA to Public Works Dept for their review and action. 2/6/2017 ACE Eder found Southwest (Performance Pipeline) needs additional time. AAll Cloke sent 14-day extension letter. 2/22/2017 AAll Cloke sent second letter extending time to respond. 2/28/2017 AAll Cloke emailed records. Completed.
1/27/2017	1/27/2017	North American Procurement Council	PRA AB Cove Sewer Manhole Rehab Fy 16-17 bid docs	1/27/17 Asst Mitchell responded. Completed.
1/30/2017	1/30/2017	Roberto Ortega (Farmers Insurance)	PRA for Construction Permits from 2003-2004 for AIN 7581004020	2/8/2017 CDD responded. AAll Cloke emailed records to requestor. Completed.
2/3/2017	2/3/2017	Latham & Watkins	PRA for docs from Baron & Budd; Port of Long Beach	2/13/17 DCC Takaoka responded. Completed.

PUBLIC RECORDS ACT REQUESTS - TRACKING LOG 2017

DATE OF REQUEST	DATE RECEIVED	REQUESTOR	SUBJECT	ACTION TAKEN
2/8/2017	2/8/2017	Accutrend Data Corporation (Colin Yost)	PRA for List of NewBusiness Licenses Filed in January 2017	2/15/2017 AAll Cloke responded. Completed.
2/13/2017	2/13/2017	Carl Sheriff PE Michael Johnson	PRA for docs and plans as related to 6510 Ocean Crest Drive	2/15/2017 AAll Cloke sent CDD response. Completed. 2/27/17 resent docs using dropbox. Completed.
2/13/2017	2/15/2017	Jeanetta Wright	PRA for residential code enforcement violations written between 1/1/2016 and 2/13/2017.	2/15/2017 AAll Cloke request forwarded to CDD Director Mihranian. 2/27/17 DCC Takaoka responded. Completed.
2/23/2017	2/23/2017	SBA Alyssa Frank	PRA copies of plans for cell site tower	2/23/17 DCC Takaoka responded. Completed.
2/23/2017	2/23/2017	Professional Finders	PRA for Uncashed checks/ bonds etc	3/6/17 DCC Takaoka responded. Completed.
3/6/2017	3/6/2017	Matt Pearce LA Times	PRA for Film permits at Trump National	3/6/17 Senior Admin Analyst Fox responded. Completed.
3/6/2017	3/7/2017	Dennis Romero LA Weekly	PRA for records/contracts for affordable housing Trump National	3/15/17 DCC Takaoka responded. Completed. DCC Takaoka left two messages seeking clarification on latest voicemail- to date no response.
3/8/2017	3/8/2017	California River Watch	PRA for record relating to RPV Sewer Collection	3/13/17 City Atty is responding to the requestor. Completed.
3/10/2017	3/10/2017	Lisa Herzog	PRA for Notices of Completion for Anderson-Penna Partners, Inc.	3/13/17 Admin Asst. Zweizig responded. Completed.
3/13/2017	3/13/2017	Bill Crawford	PRA for a copy of the Traffic Control Plan and the associated Encroachment Permit associated with the Edison work being performed today, March 13, 2017, on Sauna Street/Drive off of Miraleste Drive	3/23/17 Admin Asst. Zweizig responded. Completed.
3/15/2017	3/15/2017	Brian Tseng	PRA for all building permits and records for 3726 Coolheights Drive, RPV.	3/16/2017 CDD provided responsive records. AAll Cloke forwarded to Mr. Tseng via email. Complete.
3/16/2017	3/16/2017	Robert Davis (BuildZoom)	PRA for REPORT of all building permits processed by department to date. Requests REPORT covers last 10 years at a minimum.	3/16/2017 AAll Cloke forwarded request to CDD. SA Fox assisted with data. 6/28/17 Received check from requestor. Data mailed. Completed.
3/16/2017	3/16/2017	Center for Contract Compliance (Marisol Hernandez)	PRA for Palos Verdes Drive East Traffic Safety Guardrails Project	3/21/17 Asst. Engineer Carrasco responded. Complete.
3/17/2017	3/17/2017	Linda Albertoni	PRA for a certified copy of Municipal Code Section 17.76.040	3/17/17 Admin Asst. Zweizig responded. Completed.
3/24/2017	3/24/2017	Accutrend Data Corporation (Colin Yost)	PRA for List of NewBusiness Licenses Filed in January 2017	3/30/2017 Acct Supervisor Ramos provided data. AAll Cloke responded. Completed.

PUBLIC RECORDS ACT REQUESTS - TRACKING LOG 2017

DATE OF REQUEST	DATE RECEIVED	REQUESTOR	SUBJECT	ACTION TAKEN
9/22/2016	3/28/2017	Law Office of Lisa Herzog	PRA for Anderson Penna Partners, Inc (APP) certified payroll documents. (Also requested Contracts, Invoices, and Checks. This portion is complete.)	3/27/2017 Herzog Check (\$13.25) to APP received. 3/28/2017 Herzog Check mailed to APP Attorney Morris Polich & Purdy LLP. 4/24/17 Received APP certified payroll documents. 4/25/2017 Mailed documents to Lisa Herzog. Sent email requesting Herzog provide check for \$7.20 to cover postal fees. Completed.
3/28/2017	3/28/2017	Bill Crawford	PRA for plans, permits, and any and communications associated with Southern California Edison for work performed on March 28, 2017 on Kingsridge Drive.	4/6/2017 Asst. Engineer Carrasco responded. Complete.
3/27/2017	3/29/2017	Alfredo Roman (Dept. of Industrial Relations - Div. of Labor Standards Enforcement)	PRA for Portuguese Bend Landslide Dewatering Wells	4/3/17 Asst Engineer Flannigan responded. Completed.
4/4/2017	3/31/2017	Center for Contract Compliance Marisol Hernandez	PRA for Sewer Manhole Rehabilitation FY 16/17	4/5/17 Asst Engineer Carrasco responded. Completed.
4/4/2017	4/4/2017	SmartProcure	PRA PO Vendor Information	4/12/17 DCC Takoka responded. Completed.
4/4/2017	4/4/2017	Noel Weiss	PRA for indemnity Agreement Green Hills (amounts paid)	4/13/2017 City Attorney's Office responded. Complete.
4/5/2017	4/5/2017	John Cruikshank	List of all City current city contractors for all departments including contact information.	4/13/2017 AA Zweizig responded. Completed.
4/4/2017	4/7/2017	Lisa Herzog	PRA Willdan Engineering On-Call Traffic Engineering	4/13/2017 AAll Cloke sent determination Letter to Herzog with City request of for Willdan Cert Payroll. 4/13/2017 Letter and Email sent to Willdan requesting Payroll. 4/24/2017 AAll Cloke sent final determination letter sent. Completed.
4/7/2017	4/7/2017	Alyssa Frank for SBA Communications	PRA for Site Plans, Permits, Applications to construct brand new Wireless Communication Towers SINCE 2/1/2017.	4/13/2017 AAll Cloke sent determination letter request \$5.98 for disk and postage. AE Edner gathered electronic files. Check received week of 5/15/2017. Disk mailed. Completed.
4/10/2017	4/10/2017	Accutrend Data Corporation (Bela Christensen)	Business licenses filed in March 2017	4/11/2014 DCC responded. Completed.
4/10/2017	4/10/2017	Robert Fellner (records@transparentcalifornia.com)	RPV Employee Compensation Report for 2016	4/20/2017 DCC Takaoka responded. Completed.

PUBLIC RECORDS ACT REQUESTS - TRACKING LOG 2017

DATE OF REQUEST	DATE RECEIVED	REQUESTOR	SUBJECT	ACTION TAKEN
4/10/2017	4/11/2017	Charles F. Peterson, Esq.	Request for documents related to restoration/preservation claims	4/21/2017 DCC Takaoka forwarded on info. Completed.- Follow up- Senior Planner Alvarez reached out to requestor for addtl clarification. To date no response.
4/11/2017	4/13/2017	Lisa Herzog	PRA Vali Cooper NOC FY 12/13 13/14 Residential St Area 1 5B	4/20/17 DCC Takaoka responded. Completed.
4/20/2017	4/20/2017	Hisano Hamada	PRA for Housing Element docs	4/24/17 DCC responded. Completed.
4/21/2017	4/21/2017	Mike Katz-Lacabe	PRA for info purchase of license plate readers etc	5/1/17 DCC Takaoka responded. Completed.
4/27/2017	4/27/2017	Ben Casteel (Fisher & Phillips LLP)	PRA for Public Works On-Call Contracts dated 6/1/16 with Annealta Group and/or Timothy D'Zmura	5/1/17 AA Zweizig responded. Completed.
5/3/2017	5/3/2017	Bill Crawford	PRA requesting documents related to SCE work performed on 5/16/17 on Sunnyside Ridge Road	5/15/2017 AAll Cloke sent 14-day extension letter via email to Mr. Crawford. 5/30/17 AA Zweizig responded. Completed
5/8/2017	5/8/2017	Bela Christensen for Accutrend Data Corporation	Listing of New Businesses that filed in April 2017.	5/8/2017 AAll Cloke notified requestor that requested data is being processed and will be likely be available by June 1, 2017. Requestor was asked to resubmit their request at that time. Completed.
5/10/2017	5/10/2017	Center for Contract Compliance (Nick Santos)	PRA for certified payroll documents for the Pro Tech Engineering Corporation - Hawthorne Blvd. Signal Synchronization Project	5/22/2017 AA Zweizig sent 14-day extension letter via email to Mr. Santos. 6/5/17 CPR's provided to Mr. Santos. 6/15/17 emailed FBS. Completed.
5/11/2017	5/11/2017	Broedlow Lewis LLB (Jeff Lewis)	PRA for Elkmont Canyon Records (records produced for July 17, 2016 request should not be produced a second time).	5/19/2017 14-day extension letter sent via email and us mail. 6/2/2017 Determination letter sent via email and us mail. 6/6/17 requestor paid for production. Completed.
5/11/2017	5/11/2017	Alexus Carpenter	PRA for Current Plan Holder's List - Storm Drain Improvements FY 2016-17	5/11/2017 PW Responded. Complete.
5/12/2017	5/12/2017	Shingler Law (Mark Riepling)	PRA for documents identifying electrical equipment in "Generator Building that was part of former Nike Missile site. Records related to asbestos surveys, assessments, sampling and abatement of site.	5/22/17 Principal Civil Engineer Dragoo responded. Completed.
5/16/2017	5/16/2017	Rachel Vogel American Transparency	PRA for Employee Compensation 2016	5/22/17 DCC Takaoka responded to requestor. Completed.
6/2/2017	6/2/2017	Youngsoo Kwon	All drawings, application, reports for Cell site ASG08 submitted to PW Department and information and report received from attorney and engineer requested by PW regarding cell site ASG 08	6/9/2017 AAll Cloke responded. Completed. 6/23/17 City Atty and C. Eder have addtl info for review. New deadline 6/30/17. 6/27/17 Payment rec'd for disc. Completed.
6/2/2017	6/2/2017	Shilpa Bodiwala	PRA for 28402 Pontevedra Drive surveyor/geologist info	6/12/17 City Atty sent response. Completed.

PUBLIC RECORDS ACT REQUESTS - TRACKING LOG 2017

DATE OF REQUEST	DATE RECEIVED	REQUESTOR	SUBJECT	ACTION TAKEN
6/5/2017	6/5/2017	Gene Paul Steiger	PRA for All referenced applications and documents relating to cell site at 28809 Crestridge Road, RPV. All reports, studies, consultant reviews, city reviews.	6/5/2017 Received by ACE Eder. 6/6/2017 ACE Eder forward link via email to requestor. Completed.
6/6/2017	6/6/2017	Alyssa Frank for SBA Communications	Copy of site plans for the wireless telecom facility located at approx 6410 PVDS	6/6/2017 Forwarded request to ACE Eder. 6/16/17 Completed.
6/7/2017	6/7/2017	Bela Christensen for Accutrend Data Corporation	New Business Licenses filed in May of 2017	6/8/2017 Electronic file supplied by Finance. Emailed to requestor. Completed.
6/5/2017	6/19/2017	David Fahrenthold	PRA for Trump National Gold Club taxes	6/21/17 AA Zweizig responded. Waiting to receive June remittances. 8/16/17 AA Zweizig responded. Completed.
6/21/2017	6/21/2017	Cynthia Washicko	PRA for golf taxes	6/22/17 AA Zweizig responded. Waiting to receive June remittances. 8/16/17 AA Zweizig responded. Completed.
6/22/2017	6/22/2017	Bill Crawford	Request for application, Traffic Control Plan, Traffic Control Permit, and other related documents related to road closure on PVDE on June 28, 2017.	6/29/17 AA Zweizig responded. Completed.
6/23/2017	6/23/2017	Tom Dreisbach	Request for all Campaign Stmtns 2001-2015	6/28/17 Requestor partially reviewed documents. 6/30/17 Requestor is coming in to review remaining documents. 6/30/17 Requestor completd review of documents and paid for copies. Completed.
6/25/2017	6/25/2017	Michael Tracey	Request for Trump National confidential Agmt 2012	7/5/17 AA Zweizig sent 14-day extension letter via email/mail. 7/19/17 DCC Takaoka sent extension letter with production dates via email/mail. 8/9/2018 AAll Cloke documents sent. Completed.
6/29/2017	6/29/2017	David Fahrenthold	Request for copies of film permits at Trump National	6/29/17 Senior Admin Analyst Fox responded. Completed.
6/30/2017	6/30/2017	Tom Dreisbach	Request for golf taxes paid and property taxes paid by Trump National Golf Club from 2002 to present.	7/10/17 Senior Admin Analyst Kaufman responded. Waiting to receive June remittances. 8/16/17 AA Zweizig responded. Completed.
7/4/2017	7/4/2017	David Fahrenthold	Request for # of permits issued to Trump National Golf Club for wedding events at Founders Park.	7/6/17 AA Zweizig responded. 7/13/17 Completed.
7/5/2017	7/5/2017	Nicholas Santos (Center for Contract Compliance)	Request for inspector logs and daily reports for the Hawthorne Blvd. Signal Synchronization project.	7/17/18 AA Zweizig responded. Completed.

PUBLIC RECORDS ACT REQUESTS - TRACKING LOG 2017

DATE OF REQUEST	DATE RECEIVED	REQUESTOR	SUBJECT	ACTION TAKEN
7/5/2017	7/5/2017	Tom Dreisbach	Request for video recording of November 9, 2002 Community Leaders' Breakfast with Donald Trump & video recording of Interview with Donald Trump from 2002 discussing plans for Ocean Trails Golf Club.	7/6/17 AA Zweizig responded. Community Leaders' Breakfast video provided. City to get quote for conversion of interview tapes. 9/7/17 Notified Mr. Driesbach of cost and that the City will send tapes out for conversion. 10/17/17 Notified requestor the interview tapes couldn't be converted. Completed.
7/7/2017	7/7/2017	George Figueroa (Construction Laborers Trust Funds for Southern California)	PRA for certified payroll documents; Labor and material Payment Bonds by Prime Contractor or Subcontractor; and Notice of Completion for the Pro Tech Engineering Corporation - Hawthorne Blvd. Signal Synchronization Project	7/17/18 AA Zweizig responded. Completed.
7/10/2017	7/10/2017	ACQData (Accutrend Data Corp) Bela Christensen	Request list of June 2017 Business License Applicants	7/10/2017 AAll Cloke responded. Notified Requestor that the list would be available July 25, 2017. Provided cost for disk and mailing. 7/17/2017 City Clerk's Office received payment for disk and postage. 7/25/2017 Disk mailed to party. Request completed.
7/10/2017	7/10/2017	Marita Daly	Request for copy of the Wireless Telecommunications Facility Permit Application for the proposed cell site at 26807 Grayslake Road.	7/12/2017 AA Zweizig responded. Notified requestor the disc is ready to be picked up. Completed.
7/13/2017	7/13/2017	Lewis Brisbois Bisgaard & Smith (Jonathan Kepko)	Glenmont Cal-Coast RPV, LLC v. Tricorp Construction, Inc. Case No.: 01-15-0004-2236	7/24/17 14-day determination letter sent. 8/7/2017 Followup Correspondence sent. 8/10/2017 Correspondence Disk mailed to requestor. 8/25/2017 Responsive documents sent. Plans to be reviewed by appointment; requestor to schedule appt. 9/7/2017 Followup email with attorney regarding payment and scheduling for plans review. Review of Plans scheduled for 9/14/2017. 9/14/2017 Review of Plans by third party complete. Awaiting requestor's response. 09/25/2017 Requestor stated in email no copies of plans are needed. Completed.
7/17/2017	7/17/2017	Smart Procure	Open Purchase orders - line item info	7/18/17 DCC Takaoka responded. Completed.
7/17/2017	7/17/2017	Kimberly Porter	Stale dated checks/property tax info	7/26/17 DCC Takoaka responded. Completed.
7/19/2017	7/19/2017	Albert E. Peacock	Engineering/Traffic studies PVDS -Seacove Dr etc	7/27/17 DCC Takaoka responded. Completed.

PUBLIC RECORDS ACT REQUESTS - TRACKING LOG 2017

DATE OF REQUEST	DATE RECEIVED	REQUESTOR	SUBJECT	ACTION TAKEN
7/20/2017	7/20/2017	Tom Dreisbach	Request for video recording of the January 14, 2005 groundbreaking for Trump National Golf Club.	7/22/17 AA Zweizig responded. Completed.
7/26/2017	7/26/2017	Kenny Lam	Fuel contracts	7/26/17 DCC Takaoka responded. Completed.
7/27/2017	7/27/2017	William A Johnson	A full list containing all business licenses for businesses operating within the City including business type (NAICS/SIC/CITY CODES), business location (address and phone), contact name and other public available information.	7/27/2017 AAll Cloke forwarded request to Finance Dept. 8/4/17 AA Zweizig responded. Left voicemail requesting email address. 8/7/17 AA Zweizig responded. Completed.
7/27/2017	7/27/2017	Cindy Spigao (VSS International)	Request for copy of entire bid submitted by American Asphalt South for the Residential Street Rehabilitation Project Phase II Area 7 Pavement Rehabilitation.	7/27/17 Associate Engineer Chan forwarded documents for review. 8/17/17 AA Zweizig followup with Attorney's office. 8/17/17 AA Zweizig responded. Completed.
8/1/2017	8/1/2017	Jeneva Ellis Alianza Recycling and Recovery LLC	Contracts for E-waste recycling collected 2016-present	8/1/17 Senior Admin Analyst Ramezani responded. Completed.
8/2/2017	8/2/2017	Nicholas Santos (Center for Contract Compliance)	Request for documents related to the Pedestrian Safe Bus Stop Linkage on Hawthorne Blvd. Project #018515	8/10/17 AA Zweizig responded. Completed.
8/3/2017	8/3/2017	Justine Desmond (MuckRock)	Accela contract(s)	8/14/17 DCC Takoaka responded. Completed.
8/7/2017	8/7/2017	Ben Elgin (Bloomberg News)	PRA Mayor's email and attachments	8/7/2017 IT Mgr forwarded emails to City Attorney (JT) for review. 8/17/2017 AAll Cloke sent Determination Letter. Requestor responded to email stating would send payment for disk and postage. 8/21/17 Rec'd payment, disc mailed. Completed.
8/8/2017	8/8/2017	Sean Kim (PricewaterhouseCoopers LLP)	PRA Unclaimed, undeliverable, overdue, and/or outstanding funds or obligations	8/8/2017 AAll Cloke forwarded to Finance. 8/17/2017 AAll Cloke emailed response. Completed.
8/9/2017	8/9/2017	Anna Luke-Jones City of MB	PRA for digital copies of refuse contracts and their amendments	8/10/2017 AAll Cloke provided hyperlink to Laserfiche documents and instructions. Completed.
8/10/2017	8/10/2017	Aaron Scott	PRA for Traffic Engineering Survey PVDE (between PVDW and Vista Del Mar)	8/10/2017 AAll Cloke forwarded request to DDPW Jules. 8/18/17 DDPW Jules responded. Completed.
8/10/2017	8/10/2017	Bela Christensen (Accutrend Data Corporation)	Request list of July 2017 Business License Applicants	8/16/17 AA Zweizig responded. Notified Requestor that the list would be available August 25, 2017. 8/17/17 Finance staff provided list to Clerk's Office. 8/18/17 Provided cost for disk and postage. 8/31/17 Check received and Disc was mailed. Completed.

PUBLIC RECORDS ACT REQUESTS - TRACKING LOG 2017

DATE OF REQUEST	DATE RECEIVED	REQUESTOR	SUBJECT	ACTION TAKEN
8/15/2017	8/15/2017	Aaron Snyder (Crown Castle)	Crown Castle NG West LLC Apps and Telecom Law Firm PC	9/8/17 DCC Takaoka responded- awaiting payment from requestor. P9/20/17 Payment rec'd - docs sent. Completed.
7/27/2017	8/3/2017	PBLA Engineering Inc (Heather Bateman)	PRA for Underground Facilities As Builts	8/17/2017 AAll Cloke notified requestor responsive records would be available via a link on 8/21/2017. 8/18/17 AA Zwezig responded. Completed.
8/21/2017	8/21/2017	Jeffrey Lewis	Correspondence 4/29/17 to present for Grandview Park - undeveloped property Montemalaga Drive (Via Panorama-Grayslake)	8/31/17 DCC Takaoka responded - completed.
8/25/2017	8/25/2017	Andrew Lehren (NY Times)	Request for Trump National Golf Club from 2005 to present: Golf taxes paid, property taxes, filming permits, wedding permits at nearby public park.	8/25/2017 AAll Cloke notified requestor property tax records available through LA County. 9/5/2017 Provided 2012-2017 records. 14-day extension notice provided for the remaining records. 9/8/2017 2010 and 2011 Film Permits provided. 9/18/2017 Final documents ready. Awaiting payment.
8/21/2017	Request was revised 9/11/17	David J Myers	2950 Crownview Lane aka 29664 Grandpoint Lane	9/11/17 - the requestor revised the initial request. 9/15/17 AA Zwezig emailed determination letter. 9/28/17 Requestor came to CDD reviewed documents with Associate Planner Seeraty- Completed.
9/1/2017	9/1/2017	John Koo (ENCON Solutions Inc)	Building records for 27774 Hawthorne Blvd	9/6/17 Staff Asst Bailiff responded - waiting for requestor to set appointment to view documents. 9/7/17 requestor viewed files. Completed.
9/9/2017	9/11/2017	Jeff Calvagna	List of a Wireless Telecommunication Facility Administrative Permits	9/12/2017 Responsive record provided. Completed.
9/12/2017	9/12/2017	David Fahrenthold	Request for film permits issued for filming at Trump National Golf Club since 5/1/17 and number of permits issued for weddings at Founders Park for clients of Trump National Golf Club since 5/1/17.	9/12/17 AA Zwezig responded. Completed.
9/19/2017	9/19/2017	Wage Justice Center (Zachary Genduso)	Certified Copy of Agenda Report dated Nov. 4, 2014 Authorize an Amendment to the Agreement Between the City and Great Cleaning Services Inc.	9/20/2017 AAll Cloke responded. Completed.

PUBLIC RECORDS ACT REQUESTS - TRACKING LOG 2017

DATE OF REQUEST	DATE RECEIVED	REQUESTOR	SUBJECT	ACTION TAKEN
9/19/2017	9/19/2017	Jeff Lewis	1) Email communication between dwillmore@rpvca.gov and anyone dated between July 15, 2017 and Sept. 18, 2017. 2) All Communications between the City and PVPLC within last year. 3) Information furnished by PVPLC to the City within the last two years as evidence of their expenditures.	9/20/2017 AAll Cloke acknowledged receipt of request. 9/29/2017 AA Zweizig emailed determination letter.
9/25/2017	9/25/2017	Bill Meagher	Request for golf taxes paid from Trump National Golf Club from 2014 to present	9/25/17 AA Zweizig responded. Completed.
9/27/2017	9/27/2017	Sharon Loveys	Amount of money the City of RPV spent against Vista Verde HOA	10//23/17 CC Colborn sent determination letter. 10/31/17 CA Aleshire responded. Completed.
10/9/2017	10/9/2017	Sharon Yarber	Elkmont Canyon writings	10/14/17 Requestor paid for and was mailed disc with initial 1st batch of responsive documents for Elkmont Canyon as provided in Jeff Lewis' PRA dated 5/11/17. 2nd batch of documents burned to disc. 11/8/17 requestor paid for and received documents. Completed.
10/10/2017	10/10/2017	David Fahrenthold Washington Post	Trump National Golf taxes	10/10/2017 AAll Cloke responded. 10/19/2017 AAll Cloke responded. Completed.
10/12/2017	10/12/2017	Andrea Vona PVPLC	copy of files as noted in Jeff Lewis PRA above	10/16/17 first part of documents as included in Mr. Lewis' determination letter sent. 10/18/17 emailed requestor with tentative due date on 1st batch of responsive emails.
10/17/2017	10/17/2017	SmartProcure	PO/Vendor Information	10/24/17 DCC Takaoka responded. Completed.
10/16/2017	10/16/2017	Krista Johnson	Copies of Campaign stmts 2013, 2015, and 2017 elections	10/16/2017 AA Zweizig responded. Requestor paid for and picked up copies. Completed.
10/19/2017	10/19/2017	David Fahrenthold	Request for film permits issued for filming at Trump National Golf Club since 9/12/17 and number of permits issued for weddings at Founders Park for clients of Trump National Golf Club since 9/12/17.	10/19/17 AA Zweizig responded. Completed.
10/19/2017	10/19/2017	Nicholas Santos (Center for Contract Compliance)	Request for certified payrolls and fringe benefit statement for the California Landscape & Design Inc. Pedestrian Sade Bus Stop Linkage on Hawthorne Blvd Project.	10/25/17 AA Zweizig responded. Completed.

PUBLIC RECORDS ACT REQUESTS - TRACKING LOG 2017

DATE OF REQUEST	DATE RECEIVED	REQUESTOR	SUBJECT	ACTION TAKEN
10/20/2017	10/20/2017	April Steiger	Request for all emails sent to and received from Taylor Morrison (T.M.) including, but not limited to, the City's initial communication / request to T.M. (Per CDD Director Mihranian beginning September 13, 2017).	10/20/2017 DCC Takaoka contacted CA Office re: PRA for emails. CA's office to review emails. 10/30/17 DCC Takaoka sent determination letter. Awaiting payment from requestor.
10/20/2017	10/20/2017	Jonah Breslau	Request for emailed copies of film and special event permits, from January 1, 2014 to present, requested and / or granted pertaining to the Terranea Resort, 100 Terranea Way, Rancho Palos Verdes, CA 90275.	10/23/17 AA Zweizig requested date range to narrow request.AA Zweizig responded. Completed.
10/23/2017	10/23/2017	David Fahrenthold	Trump National Golf taxes from 2006-2013	10/23/17 AA Zweizig responded. Completed.
10/23/2017	10/23/2017	Andres Amaro (K&B Engineering)	Request for As-builts (Sewer, Storm Drain, Street Imps, Water, Street Light and Traffic Signals) along Crenshaw Blvd between Crest Road and Valley View Road.	10/23/2017 AAll Cloke forwarded request to PW. 10/27/17 Asst Engineer Flannigan responded. Completed.
10/25/2017	10/25/2017	Bela Christensen (Accutrend Data Corporation)	Request for list of September 2017 Business License Applicants	10/25/17 AA Zweizig responded. Completed.
10/30/2017	10/30/2017	Zachary Genduso	Request for ongoing janitorial contracts with the City.	10/30/17 AA Zweizig responded. Completed.
11/3/2017	11/6/2017	Gregory Svorinich (Svorinich Government Affairs)	Request for current towing, taxi, and waste removal contracts.	11/6/2017 AAll Cloke sent requestor a detailed email with a link to the City's Current Contracts and instructions on how to find the desired documents. Completed.
11/6/2017	11/6/2017	Marisol Hernandez (Center for Contract Compliance)	PRA for documents related to Eastview Park Improvements and Dog Park Construction	11/9/17 AA Zweizig responded. Completed.
11/6/2017	11/6/2017	Stan Miner (DataArc)	Request for Document Conversion and Scanning RFP documents to include electronic copy of full ranking documentation and complete proposals of top three ranked companies.	11/6/2017 AAll Cloke sent requestor electronic copy of Matrix Imaging (winning proposal) contract. 11/15/2017 Remaining responsive documents sent. Completed.
11/14/2017	11/14/2017	George Bandarian (AMI)	Request for Document Conversion and Scanning RFP documents to include electronic copy of full ranking documentation and complete proposals of top three ranked companies.	11/15/2017 AAll Cloke responded. Responsive documents sent. Completed.
11/20/2017	11/20/2017	David Fahrenthold (Washington Post)	PRA for Trump National Gold Club golf taxes for September and October 2017	11/30/17 AA Zweizig responded there are no responsive documents. Completed.
11/22/2017	11/22/2017	Zachary Genduso	Request for past or ongoing janitorial contracts with the City.	11/27/17 AA Zweizig responded. Completed.
11/27/2017	11/27/2017	Bela Christensen (Accutrend Data Corporation)	Request for list of October 2017 Business License Applicants	11/28/17 AA Zweizig responded. Awaiting payment.
11/29/2017	11/29/2017	April Sandell	PRA for 28402 Pontevedra Drive surveyor/geologist info	11/29/2017 AAll Cloke provided request to Engineer Dragoo.

PUBLIC RECORDS ACT REQUESTS - TRACKING LOG 2017

DATE OF REQUEST	DATE RECEIVED	REQUESTOR	SUBJECT	ACTION TAKEN
11/29/2017	11/30/2017	Lauren Teukolsky (Teukolsky Law, APC)	Teukolsky Law, APC requests records re: Terranea Resort	11/30/2017 AAll Cloke sent requestor notice their online PRA Submittal was received. PRA forwarded to appropriate staff.
11/30/2017	11/30/2017	David Fahrenthold (Washington Post)	PRA for Trump National Gold Club golf taxes for September and October 2017	11/30/2017 AAll Cloke sent requestor notice their online PRA Submittal was received.
11/4/2017	11/5/2018	Greenberg Traurig, LLP (Ellen Berkowitz)	Communication records regarding Green Hills Memorial Park	12/5/2017 AAll Cloke sent requestor notice their PRA submittal was received.

NOT TO BE PUBLISHED IN THE OFFICIAL REPORTS

California Rules of Court, rule 8.1115(a), prohibits courts and parties from citing or relying on opinions not certified for publication or ordered published, except as specified by rule 8.1115(b). This opinion has not been certified for publication or ordered published for purposes of rule 8.1115.

IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT
DIVISION THREE

COURT OF APPEAL - SECOND DIST.

FILED

DEC 04 2017

SHARON YARBER,

Plaintiff and Appellant,

v.

CITY OF RANCHO PALOS VERDES,

Defendant and Respondent.

B272288

JOSEPH A. LANE Clerk

(Los Angeles County Deputy Clerk
Super. Ct. No. BC558417)

APPEAL from a judgment of the Superior Court of Los Angeles County, John Shepard Wiley, Jr., Judge. Affirmed.

Girardi & Keese, Thomas V. Girardi, Howard B. Miller, Robert Finnerty, and Alexandra T. Steele; Law Offices of Martin N. Buchanan and Martin N. Buchanan; Slovak, Baron, Empey, Murphy & Pinkey, Thomas S. Slovak and Stephen J. Schultz for Plaintiff and Appellant.

Daley & Heft, Scott Noya and Lee H. Roistacher, for Defendant and Respondent.

In 1996, the voters of the City of Rancho Palos Verdes (City or Palos Verdes) approved a three percent user tax on all municipal utilities, including telephone service. As adopted, the telephone user tax applied to most telephone service, but expressly excluded services “exempt from or . . . not subject to . . . the tax imposed under Section 4251 of Title 26 of the United States Code.” (Rancho Palos Verdes Municipal Code, § 3.30.040, subd. (C).)

When the voters approved the telephone user tax in 1996, Internal Revenue Code section 4251 exempted some very limited categories of telephone users (such as servicemen in combat zones and certain nonprofit organizations), but otherwise applied to all telephone service. (26 U.S.C. § 4253.) By 2006, however, the federal courts and the Internal Revenue Service had interpreted section 4251 to exclude most cell phone plans from the federal tax. Accordingly, in 2006, the Palos Verdes City Council (City Council) adopted Ordinance No. 443 (the 2006 ordinance), which deleted the reference to Internal Revenue Code section 4251 from the Rancho Palos Verdes Municipal Code in order “to impose the utility user tax on telephone communication services in a manner that is consistent with how it has been historically imposed.”

Plaintiff Sharon Yarber (plaintiff) is a resident of the defendant City who pays the telephone user tax through her cellular telephone provider. In 2014, plaintiff filed a complaint asserting that the 2006 ordinance violated Propositions 62 and 218, which prohibit local governments from imposing, extending, or increasing taxes without voter approval. Plaintiff urged that when Palos Verdes voters approved a utility user tax in 1996, they “specifically voted *not* to tax services that were exempt from taxation under” Internal Revenue Code section 4251. Thus,

plaintiff suggested, eliminating the reference to the Internal Revenue Code had the effect of imposing, extending, or increasing taxes within the meaning of Propositions 62 and 218.

The City demurred, asserting that the 2006 ordinance did not violate Propositions 62 or 218 as a matter of law. The trial court sustained the demurrer without leave to amend and subsequently entered a judgment of dismissal.

We affirm. While the 2006 ordinance made a technical change to the Rancho Palos Verdes Municipal Code, it did not impose, extend or increase the telephone tax. Accordingly, as a matter of law, the 2006 ordinance did not violate Propositions 62 or 218.

BACKGROUND

I.

The 1986 and 1993 Utility User Tax

In 1986, and again in 1993, the City Council enacted a user tax on various utilities, including telephone service (utility user tax). As adopted in 1993, section 3.30.040 of the Rancho Palos Verdes Municipal Code provided in pertinent part:

“A. There is hereby imposed a tax upon the amounts paid for intrastate, interstate, . . . or international telephone communication services, including cellular telephone services and other telephone services that gain access to the public switched network by means of various technologies, by every person using such services in the City. The tax imposed by this section shall be at the rate of three percent (3%) of the charges made for such services and shall be paid by the person paying for such telephone services. Said tax shall apply to all such charges billed to a telephone account having a situs in the City. [¶] . . . [¶]

“C. Notwithstanding the provisions of subsection (A), the tax imposed under this section shall not be imposed upon any person for using intrastate, interstate, or international telephone communications services to the extent that the amounts paid for such services are exempt from or are not subject to the tax imposed under Section 4251 of Title 26 of the United States Code.”

II.

In 1996, the Palos Verdes Voters Adopt a Utility User Tax

In November 1996, the Palos Verdes voters were asked to vote on the following question: “Shall Ordinance CC be adopted to validate and continue the collection of the existing 3% utility users tax?”

In relevant part, Ordinance CC stated: “The adoption of Chapter 3.30 of Title 3 of the Rancho Palos Verdes Municipal Code, which imposes a tax of three percent (3%) on utility users in the City is hereby validated and approved to the full extent permitted by law. The provisions of Chapter 3.30 are attached as Exhibit ‘1’ to this Ordinance and are incorporated herein by this reference. This Section . . . is intended to authorize the continued collection of the tax, to validate the prior adoption of the tax, and to validate taxes previously collected pursuant to Chapter 3.30 of the Rancho Palos Verdes Municipal Code.”

The “City Attorney’s Impartial Analysis of Proposition CC” told the voters as follows:

“The ballot proposition submitted to the voters seeks to validate and reenact the City’s existing utility user tax that was adopted by the City Council on September 21, 1993.

“The utility user tax is a tax on the use of telephone, electricity, cogenerated electricity, natural gas, and water in the City. The tax is paid by the consumer as part of the consumer’s utility bill.

“The ballot proposition limits the amount of the tax to a maximum of 3%, which is the current rate. The City Council can repeal, reduce or adjust the rate of the tax from time to time, but can never increase the tax above the 3% cap without additional voter approval. [¶] . . . [¶]

“The City’s utility user tax is a general tax, and the revenues from the tax are placed in the City’s general fund. General taxes are taxes that are not limited to a specific purpose and are used for general city functions, such as law enforcement, street maintenance, and parks and recreation services.

“The ballot proposition is proposed in response to a recent California Supreme Court decision. When the City Council adopted the utility user tax in 1993, courts had ruled that general taxes could be adopted by a city council without additional voter approval. The California Supreme Court recently overturned those earlier decisions, holding that general taxes require voter approval.

“The City Council has proposed this ballot proposition to allow the voters the opportunity to validate and approve the City’s existing utility user tax. The tax currently generates revenues of approximately \$1,500,000 per year for the City. The proposition requires approval by a majority of the voters voting at the election.

“A ‘yes’ vote on the proposition ratifies the past collection of the utility user tax and authorizes the continued collection of the tax. A ‘no’ vote will result in the tax no longer being collected and

possible liability to the City to refund sums previously collected under the existing utility user tax.”

The ballot materials did not include the text of the proposed municipal code, but advised voters that, “If you desire a complete copy of Chapter 3.30 of the Rancho Palos Verdes Municipal Code, which is entitled ‘Utility User Tax’ and is referred to as Exhibit ‘1’ in the Ordinance being proposed by [City Council], please call the City Clerk’s office . . . and a copy will be mailed at no cost to you.”

The voters approved Ordinance CC on November 5, 1996.

III.

Internal Revenue Code Sections 4251 and 4252

When the City adopted Ordinance CC in 1996, section 4251 of the Internal Revenue Code (IRC) imposed a tax (sometimes referred to as a “federal excise tax”) on, among other things, “local telephone service” and “toll telephone service.” (26 U.S.C. § 4251(b)(1)(A)–(B).) Section 4252(b) of the IRC defined “[t]oll telephone service” as:

“(1) a telephonic quality communication for which (A) there is a toll charge *which varies in amount with the distance and elapsed transmission time of each individual communication* and (B) the charge is paid within the United States, and

“(2) a service which entitles the subscriber, upon payment of a periodic charge (determined as a flat amount or upon the basis of total elapsed transmission time), to the privilege of an unlimited number of telephonic communications to or from all or a substantial portion of the persons having telephone or radio telephone stations in a specified area which is outside the local

telephone system area in which the station provided with this service is located.” (26 U.S.C. § 4252(b), italics added.)¹

¹ When sections 4251 and 4252 of the IRC were adopted in 1965, only AT&T provided long distance telephone service. (*National Railroad Passenger Corp. v. U.S.* (D.C. Cir. 2005) 431 F.3d 374, 375 (*NRPC*)). AT&T offered two billing plans: “The first, Message Toll Service (MTS), charged each individual call based on duration, distance traveled, and time of day. Under the second plan, Wide Area Telephone Service (WATS), customers purchased blocks of usage time for a flat fee. WATS customers paid either a flat monthly rate for an unlimited number of calls and minutes or a lower rate for up to fifteen hours of calling plus a further charge for each additional hour.” (*Id.* at p. 375.) Congress designed IRC section 4252(b)(1) to cover MTS, and section 4252(b)(2) to cover WATS, such that “section 4252(b) covered *all* long-distance services existing in 1965.” (*NRPC, supra*, at p. 375, italics added.)

By 1979, some long distance telephone service was billed based on only the length of telephone calls made by the user, without regard to distance. In a 1979 ruling, the Internal Revenue Service concluded that a long distance telephone call for which the charge varied with elapsed transmission time but not with distance constituted “toll telephone service” within the meaning of IRC section 4252(b)(1). The Internal Revenue Service ruling explained: “The toll charges described in [IRC] section 4252(b)(1), that vary in amount with both distance and elapsed transmission time of the individual communication, reflect Congress’ understanding of how the charges for long distance calls were computed at the time the section was enacted. The intent of the statute would be frustrated if a new type of service otherwise within such intent were held to be nontaxable merely because charges for it are determined in a manner which is not within the literal language of the statute.” (Rev. Rul. 79-404, 1979-2 C.B. 382.)

Until 2006, the Internal Revenue Service (IRS) interpreted sections 4251 and 4252 of the IRC to apply to *all* telephone service, with the limited exception of those services specifically exempt pursuant to IRC section 4253.² (Notice 2005-79, 2005-46 I.R.B. 952–953.) In 2005 and 2006, however, telephone service providers and customers challenged the application of IRC sections 4251 and 4252 to long distance telephone plans whose fees did not vary according to *both* “the distance and elapsed transmission time of each individual communication”—e.g., to cell phone plans that charged customers according to the length of calls, without regard to the distance of the transmission. Five federal circuit courts agreed with the challengers, holding that IRC sections 4251 and 4252 did not apply to such plans. (*Reese Bros., Inc. v. United States* (3d Cir. 2006) 447 F.3d 229; *Fortis, Inc. v. United States* (2d Cir. 2006) 447 F.3d 190; *NRPC, supra*, 431 F.3d 374; *OfficeMax, Inc. v. United States* (6th Cir. 2005) 428 F.3d 583; *American Bankers Ins. Group v. United States* (11th Cir. 2005) 408 F.3d 1328.)

² A limited statutory exemption from the tax imposed by IRC section 4251 was provided in IRC section 4253 for public pay phone operators, news services, communications companies, service members in combat zones, international organizations, state and local governments, and certain nonprofit organizations. (26 U.S.C. § 4253.)

Neither party has suggested that the exemptions set out in IRC section 4253 are relevant to any of the issues before us. Thus, for ease of discussion, we will refer to the federal excise tax, as it was enforced by the IRS until mid-2006, as having taxed “all” telephone service.

In June 2006, the IRS issued Notice 2006-50, which stated that in light of the holdings of the five federal circuit court cases, it would no longer collect federal excise taxes on any “long distance” or “bundled” service. “Long distance service” was defined as “telephonic quality communication with persons whose telephones are outside the local telephone system of the caller.” “Bundled service” was defined as “local and long distance service provided under a plan that does not separately state the charge for the local telephone service.” (Notice 2006-50, 2006-25 I.R.B. 1141-1144.) In January 2007, the IRS issued Notice 2007-11, which clarified and modified Notice 2006-50. (Notice 2007-11, 2007-5 I.R.B. 405–406.)

IV.

City Council Ordinance 443

In September 2006, the City Council adopted the 2006 ordinance. The recitals to the 2006 ordinance state that “for ease of administration and the convenience of the telephone communication service providers,” the Rancho Palos Verdes Municipal Code had defined telephone communications services by referring to federal excise tax law. Until May 25, 2006, the IRS had administered the federal excise tax “in a manner consistent with both Revenue Ruling 79-404³ and the manner in which the City intended to administer and apply its tax on telephone communication services, including applying the Federal Excise Tax to long-distance charges which varied in amount with either distance or elapsed transmission time of the involved communication.” However, the IRS’s revised interpretation of the federal excise tax, as expressed in IRS Notice 2006-50, announced that after July 31, 2006, the IRS

³ See footnote 1, *ante*.

would no longer apply the federal excise tax to long distance charges and bundled long distance service.

The recitals further state that “it has always been and continues to be the City’s intent that its tax on telephone communication services be applied to: (1) long-distance charges which vary in amount either by elapsed transmission time or with distance, or both, and (2) to bundled long-distance and local charges provided under a single plan that does not separately state the charges for local telephone services.” Further, “the interpretation of the Federal Excise Tax embodied in IRS Notice 2006-50 is inconsistent with both the original legislative intent of the City’s telephone user tax and the manner in which the City has historically imposed its telephone user tax [¶] . . . [and] the City Council wishes to continue to impose the utility user tax on telephone communication services in a manner that is consistent with how it has been historically imposed.” Therefore, the ordinance “clarifies and restates the type of telephone service that is subject to the tax without reference to the Federal Excise Tax and does not increase the tax or change or expand the type of telephone services that are subject to the tax.”

The 2006 ordinance omitted section 3.30.040, subsection (C) of the Rancho Palos Verdes Municipal Code, which had exempted from the utility user tax services that are “exempt from or are not subject to the tax imposed under Section 4251 of Title 26 of the United States Code.” The ordinance also added a new section 3.30.040, subsection (B), which provided that the utility user tax would not apply to specifically exempted services, such as telephone service originating within a combat zone by a member of the armed services, paid for by a nonprofit hospital, a nonprofit

educational organization, or an international organization, or used in the collection of news for the public press.

The ordinance further stated: “Because the provisions of the Rancho Palos Verdes Municipal Code, as amended by this ordinance, do not alter the amount of the City’s telephone user tax, do not expand the application of the tax, and are substantially the same as the previous provisions of the Code as they read immediately prior to the adoption of the ordinance, the amendments made by this ordinance shall be construed as continuations of the earlier provisions and not as new enactments.”

The City suspended collection of the telephone user tax in August 2014, and repealed it in May 2015.

V.

The Present Litigation

A. Complaint and First Amended Complaint

Plaintiff filed the present action on September 22, 2014, and filed a first amended complaint on February 20, 2015. The City demurred to the first amended complaint, and the trial court sustained the demurrer with leave to amend.

B. Second Amended Complaint

Plaintiff filed the operative second amended complaint on June 29, 2015. It alleged as follows: Prior to 2006, the Rancho Palos Verdes Municipal Code excluded from its utility user tax services “exempt from or not subject to the tax imposed under sections 4251, 4252, and 4253 of Title 26 of the United States Code (‘Federal Excise Tax’). Thus, any services not taxable under the Federal Excise Tax [could not] be lawfully taxed by the City,” and telephone service billed at rates “that do not vary with both distance and transmission time, therefore, . . . fall outside of the

Federal Excise Tax, and hence, the [utility user tax].” In 2006, without voter approval, the City amended the utility user tax by striking the reference to the federal excise tax. The 2006 ordinance violated Propositions 62 and 218, which provide that no local government may impose a general tax unless such tax is approved by the voters.

The second amended complaint asserted that the City’s actions gave rise to six causes of action: (1) declaratory relief, (2) money had and received, (3) unjust enrichment, (4) writ of mandamus, (5) violation of Government Code section 53723 (Proposition 62), and (6) violation of the California Constitution, Article XIII, section C (Proposition 218). Plaintiff sought a declaration that the utility user tax had been illegally applied and collected, an accounting of the funds “illegally collected under the guise of the [utility user tax],” a writ of mandate requiring the City to provide a constitutionally adequate legal remedy to taxpayers, an order that the City account for and return the taxes illegally collected, prejudgment interest, and attorney fees.

C. City’s Demurrer to Second Amended Complaint

The City demurred to the second amended complaint. On April 6, 2016, the court heard joint argument on the demurrers in the present case and in a related case, *Gonzalez v. City of Norwalk*, case No. BC553119, in which the plaintiffs challenged a change to the telephone user tax passed by the Norwalk City Council.

The court sustained the demurrers in both actions without leave to amend. With respect to *Gonzalez v. City of Norwalk*, the court explained as follows:

“[Plaintiffs’] . . . argument is this: [Proposition 62] provides that cities cannot ‘impose’ a general tax unless they submit that

tax to the city's electorate, which Norwalk did not do in 2007. [Plaintiffs] therefore would conclude the Norwalk tax is invalid.

"[Plaintiffs'] logic is incorrect. Norwalk voters approved [the] 5.5% phone tax in 2003. The City Council's 2007 deletion of the federal reference changed an invisible legal detail in an old and voter-approved tax. The deletion did not impose a new tax. [Plaintiffs do] not allege the 2007 deletion had the effect of costing taxpayers more tax dollars. Before and after the 2007 deletion, as [plaintiffs] conceded in oral argument, the 5.5% tax on monthly cell phone bills remained the same. As far as taxpayers were concerned, then, the deletion had no practical or discernible effect. The Norwalk City Council thus did not 'impose' a phone tax in 2007. This claim fails.

"[Plaintiffs'] constitutional argument likewise fails. [Their] constitutional argument is as follows: Section 2(b) of Article [XIII C] of the California Constitution specifies that no local government may 'impose, extend, or increase' any general tax unless voters approved the tax. [Plaintiffs say] Norwalk indeed did 'impose,' 'extend,' and 'increase' this tax in 2007. But Norwalk did not 'impose' this tax in 2007, as the previous paragraph established. Nor did it 'increase' the tax, because the level and the size of the tax remained exactly the same.

"That leaves us with the third constitutional verb: 'extend.' Did the 2007 City Council action 'extend' the phone tax? The answer is no.

"To construe the word 'extend,' it is proper to consult the Proposition 218 Omnibus Implementation Act, which the Legislature passed in response to Prop 218. Our Supreme Court mentioned this statute when interpreting California's Constitution. (See *Greene v. Marin County Flood Control &*

Water Conservation Dist. (2010) 49 Cal.4th 277, 290–291 (ultimate constitutional interpretation authority belongs to the judiciary, which may consult a contemporaneous construction of the constitutional provision made by the Legislature, including the Proposition 218 Omnibus Implementation Act.)

“This statutory interpretive aid states that ‘extended’ means a decision by local government ‘to extend the stated effective PERIOD for the tax or fee or charge, including, but not limited to, amendment or removal of a sunset provision or expiration date.’ (Government Code 53750, subd. (e) (emphasis added).)

“The City Council did not extend the stated effective period of the Norwalk cell phone tax in 2007. This tax was a permanently ongoing tax when the voters approved it in 2003. So it remained in 2007. The 2007 action did not extend the period of the tax. Nor did the 2007 action extend the tax to more taxpayers or to more tax bills. As far as taxpayers paying tax bills could see in 2007, nothing changed.

“[Plaintiffs’] claims have no legal validity. . . . The demurrer is sustained without leave to amend because [plaintiffs have] made no attempt to suggest [they] can amend [their] pleading to greater effect.”

The court then made the same ruling with respect to the City’s demurrer in the present case: “The same analysis invalidates Sharon Yarber’s case against the City of Rancho Palos Verdes. The briefs in the two case[s] are, for the most part, word-for-word identical. There are some factual differences between the two cities, of course, but they are immaterial to the legal analysis.”

A judgment of dismissal was entered on April 20, 2016, and notice of entry of judgment was served on April 25, 2016. Plaintiffs timely appealed.

CONTENTIONS

Plaintiff contends that when the City Council adopted the 2006 ordinance, which deleted the reference to the federal excise tax from the Rancho Palos Verdes Municipal Code, it unlawfully “imposed, extended, or increased a local tax without voter approval” in violation of Propositions 62 and 218.

The City contends the voters approved a three percent utility user tax, and the 2006 ordinance merely made a minor change to the utility user tax provisions to ensure that the tax approved by the voters in 1996 remained the same. Accordingly, the City Council’s adoption of the 2006 ordinance did not impose, extend, or increase a tax without voter approval in violation of Propositions 62 and 218.

STANDARD OF REVIEW

“On appeal from an order of dismissal after an order sustaining a demurrer, the standard of review is de novo: we exercise our independent judgment about whether the complaint states a cause of action as a matter of law.” (*Stearn v. County of San Bernardino* (2009) 170 Cal.App.4th 434, 439.) Our review of the trial court’s interpretation of a statute or constitutional provision is also de novo. (*California Cannabis Coalition v. City of Upland* (2017) 3 Cal.5th 924, 933–934 (*California Cannabis Coalition*).

DISCUSSION

I.

The Legal Framework: Propositions 62 and 218

In 1986, California voters passed Proposition 62, which, as subsequently codified in Government Code section 53723, requires local governments to seek voter approval of all new general taxes. It provides: “No local government, or district, whether or not authorized to levy a property tax, may *impose any general tax* unless and until such general tax is submitted to the electorate of the local government, or district and approved by a majority vote of the voters voting in an election on the issue.” (Gov. Code, § 53723, italics added.)

In 1996, voters passed Proposition 218, which added to the California Constitution the requirement that local governments seek voter approval of new general and special taxes. Proposition 218 provides: “No local government may *impose, extend, or increase any general tax* unless and until that tax is submitted to the electorate and approved by a majority vote. A general tax shall not be deemed to have been increased if it is imposed at a rate not higher than the maximum rate so approved. . . .” (Cal. Const., art. XIII C, § 2, subd. (b), added by initiative measure (Prop. 218, § 3, approved Nov. 5, 1996), italics added.)

“A ‘general tax’ is one ‘imposed for general governmental purposes’ ([Cal. Const., art. VIII C], § 1, subd. (a)), which courts have interpreted to mean a tax whose revenues are placed in the taxing jurisdiction’s general fund, thus making them available for any and all governmental purposes. (*Weisblat v. City of San Diego* (2009) 176 Cal.App.4th 1022, 1039; *Howard Jarvis Taxpayers Assn. v. City of Roseville* (2003) 106 Cal.App.4th 1178,

1185.)” (*Chiatello v. City and County of San Francisco* (2010) 189 Cal.App.4th 472, 479.) A “local government” is “any county, city, city and county, including a charter city or county, any special district, or any other local or regional governmental entity.” (Cal. Const., art. XIII C, § 1, subd. (b).)

II.

What Is And Is Not in Dispute

There are several issues on which the parties agree. It is undisputed that the utility user tax is a “general tax” and the City is a “local government” within the meaning of Propositions 62 and 218. It also is undisputed that the 2006 ordinance was adopted by the City Council without voter approval. And, it is undisputed that the 2006 ordinance eliminated the exemption for telephone service not subject to the federal excise tax (26 U.S.C. § 4251 et seq.).

The crux of the parties’ dispute is the effect of the 2006 ordinance—specifically, whether the elimination of the reference to IRC section 4251 had the effect of “impos[ing]” a tax within the meaning of Proposition 62, or of “impos[ing],” “extend[ing],” or “increas[ing]” a tax within the meaning of Proposition 218.

Plaintiff urges that the 2006 ordinance significantly expanded the kinds of telephone service subject to the utility user tax. She contends that when the voters approved Ordinance CC in 1996, they “specifically voted *not* to tax services that were exempt from taxation under the Federal Excise Tax.” Telephone service was taxable under the federal excise tax only if it “varie[d] in amount with the distance *and* elapsed transmission time;” (italics added) and thus plaintiff urges that as adopted, the utility user tax did not apply to cellular telephone service that “provide[d] local and long distance service for either a flat

monthly fee or a charge that varie[d] with the elapsed transmission time for which the service [was] used.” The 2006 ordinance applied the utility user tax to *all* telephone service, and thus it significantly expanded the tax’s reach.

The City contends that the 2006 ordinance did not make any substantive change to the municipal utility user tax. It asserts that in 1996 the voters approved a three percent tax on all telephone service billed to City residents, and “the services taxed under the [telephone utility tax], and the amount paid in taxes remained the same before and after” 2006. Accordingly, the City urges that while the 2006 ordinance made technical changes to the utility user tax, it did not extend the tax to any telephone service not already subject to it.

Before we turn to a consideration of the effect of the 2006 ordinance on the City’s utility user tax, we briefly address an issue to which the parties devote significant portions of their appellate briefs—the distinctions between the terms “*impose*,” “*extend*,” and “*increase*,” as used in Proposition 218. Although these terms are not synonymous, the differences between them need not detain us here. The key issue before us is whether the 2006 ordinance subjected Palos Verdes residents to a tax to which they were not already subject under the initiative approved by the voters in 1996. If it did, we need not determine whether such tax was effectuated through an imposition, extension, or increase in order to decide that the 2006 ordinance violated Propositions 62 and 218—and if it did not, the distinctions between the terms are similarly immaterial.

We therefore now turn to the significant question before us: whether the 2006 ordinance established a *new* tax—i.e., whether it subjected telephone users or plans to a tax to which they

previously had not been subject—or instead continued an *existing* tax already approved by the voters.

III.

As Enacted by the Voters in 1996, Measure CC Imposed a User Tax on *All* Telephone Service

A. *Legal Standards*

“When interpreting a [statute or a] provision of our state Constitution, our aim is “to determine and effectuate the intent of those who enacted the [statute or] constitutional provision at issue.” [Citation.] When, as here, the voters enacted the provision, their intent governs. [Citation.] . . .’” (*Paland v. Brooktrails Township Community Services Dist. Bd. of Directors* (2009) 179 Cal.App.4th 1358, 1368–1369.)

To determine the voters’ intent, “we first analyze provisions’ text in their relevant context, which is typically the best and most reliable indicator of purpose. (*Larkin v. Workers’ Comp. Appeals Bd.* (2015) 62 Cal.4th 152, 157; *Kwikset Corp. v. Superior Court* (2011) 51 Cal.4th 310, 321 [when interpreting voter initiatives, “we begin with the text”].) We start by ascribing to words their ordinary meaning, while taking account of related provisions and the structure of the relevant statutory and constitutional scheme. (*Los Angeles County Bd. of Supervisors v. Superior Court* (2016) 2 Cal.5th 282, 293; *Bighorn-Desert View Water Agency v. Verjil* (2006) 39 Cal.4th 205, 212 (*Bighorn*).) If the provisions’ intended purpose nonetheless remains opaque, we may consider extrinsic sources, such as an initiative’s ballot materials. (*Larkin*, at p. 158.) Moreover, when construing initiatives, we generally presume electors are aware of existing law. (*In re Lance W.* (1985) 37 Cal.3d 873, 890, fn. 11

(*Lance W.*.)” (*California Cannabis Coalition, supra*, 3 Cal.5th at pp. 933–934.)

B. *When Palos Verdes Voters Passed Ordinance CC in 1996, They Expressed a Clear Intent to Impose a Three Percent Tax on All Telephone Service*

Prior to 1996, the City taxed telephone, electric, and gas utility services at the rate of three percent. In 1996, the City Council agreed to allow the voters to ratify the City’s continued collection of the utility user tax. That the voters intended by passing Ordinance CC to impose a three percent tax on *all* telephone service is supported by all of the following:

(1) Between 1986 and 1996, Palos Verdes residents had been paying a user tax on all telephone service, including long distance and bundled service. The 1996 sample ballot told voters that if passed, Ordinance CC would “validate and *continue the collection of the existing 3% utility users tax.*” Further, “The adoption of Chapter 3.30 of Title 3 of the Rancho Palos Verdes Municipal Code, *which imposes a tax of three percent (3%) on utility users in the City is hereby validated and approved* to the full extent permitted by law. . . . This Section . . . is intended to authorize *the continued collection of the tax*, to validate the prior adoption of the tax, and to validate taxes previously collected pursuant to Chapter 3.30 of the Rancho Palos Verdes Municipal Code.” (Italics added.) Because Palos Verdes residents had been paying a user tax on all telephone service since 1986, they reasonably could have understood the language of the sample ballot in only one way: That the effect of the initiative was to allow the City to continue to collect a three percent tax on *all* telephone service.

(2) The “City Attorney’s Impartial Analysis of Proposition CC” told the voters that the utility user tax “is a tax on the use of telephone, electricity, cogenerated electricity, natural gas, and water in the City. . . . [¶] . . . [¶] The City Council has proposed this ballot proposition to allow the voters the opportunity to validate and approve the City’s existing utility user tax. . . . [¶] A ‘yes’ vote on the proposition ratifies the past collection of the utility user tax and authorizes the continued collection of the tax.” Palos Verdes residents necessarily would have understood the City Attorney’s analysis to mean that the effect of passing Ordinance CC was that the City would continue to enforce the utility user tax as it then was doing—i.e., by collecting a three percent tax on all telephone service.

(3) As enacted in 1996, paragraph (C) of section 3.30.040 of the Rancho Palos Verdes Municipal Code exempted telephone charges “exempt from or not subject to the tax imposed under . . . Section 4251 of Title 26 of the United States Code.” “The adopting body is presumed to be aware of existing laws and judicial construction thereof.” (*In re Lance W.*, *supra*, 37 Cal.3d at p. 890, fn. 11.) Thus, we are required to presume that in 1996, the voters were aware that the IRS then interpreted IRC section 4251 to apply to nearly all telephone service (with limited exemptions described above and not relevant to this discussion—see footnote 2, *ante*), and that the voters intended the utility user tax to have the same reach.

Taken together, the language of the ballot initiative, the “City Attorney’s Impartial Analysis of Proposition CC,” and the language of Rancho Palos Verdes Municipal Code section 3.30.040 all compel the same conclusion—that the voters who

enacted Ordinance CC intended to impose a three percent tax on *all* telephone service billed to Palos Verdes residents.

IV.

The 2006 Change in Federal Law Did Not Retroactively Change the Meaning of Rancho Palos Verdes Municipal Code Section 3.30.040

Plaintiff does not disagree that the voters who passed Ordinance CC in 1996 would have understood that it imposed a three percent tax on all telephone service billed to Palos Verdes residents. She nonetheless urges that Palos Verdes' tax of long distance and bundled (i.e., combined local and long distance) telephone services, both *before* and *after* 2006 was unlawful. We understand plaintiff's theory to be as follows: (1) When Palos Verdes voters approved a municipal telephone tax in 1996, they exempted from taxation any telephone services not taxable under section 4251 of the IRC. (2) In 2005 and 2006, five federal courts held that IRC sections 4251 and 4252 did not permit the IRS to collect federal taxes on some long distance telephone service, and the IRS revised its tax collection practices accordingly. (3) The interpretation of federal tax law announced by federal courts in 2005 and 2006 meant that the City's municipal telephone tax, passed by the voters in 1996, had *never* permitted the collection of municipal taxes on all telephone service. (4) Therefore, when the City Council deleted the reference to federal tax law in 2006, it changed City law because it *for the first time* authorized the collection of municipal taxes on all telephone service.

Plaintiff's unstated premise is that the change in the interpretation of federal law *retroactively* changed the meaning of the Rancho Palos Verdes Municipal Code. In other words, plaintiff asserts that when the federal courts in 2005 and 2006

limited the ability of the IRS to collect federal excise taxes under IRC sections 4251 and 4252, they altered the meaning of the Rancho Palos Verdes Municipal Code—and did so not only prospectively, but retrospectively as well. This appears to be the basis for plaintiff’s assertion that even prior to 2006, the City had been “unlawfully collecting a telephone users tax” on all telephone service “without voter approval or legal authorization.”

Although this contention is the linchpin of plaintiff’s analysis, plaintiff does not cite any legal authority to support it. We therefore may deem the contention waived. (E.g., *Orange County Water District v. Sabic Innovative Plastics US, LLC* (2017) 14 Cal.App.5th 343, 383 [“ ‘Appellate briefs must provide argument and legal authority for the positions taken. ‘When an appellant fails to raise a point, or asserts it but fails to support it with reasoned argument and citations to authority, we treat the point as waived.’ ” [Citation.] “We are not bound to develop appellants’ argument for them. [Citation.] The absence of cogent legal argument or citation to authority allows this court to treat the contention as waived.” ’ [Citations.]”].)

Even if plaintiff had not waived this argument, we would find it unpersuasive. “ ‘It is a well established principle of statutory law that, where a statute adopts by specific reference the provisions of another statute, regulation, or ordinance, such provisions are incorporated in the form in which they exist *at the time of the reference and not as subsequently modified*, and that the repeal of the provisions referred to does not affect the adopting statute, in the absence of a clearly expressed intention to the contrary.’ ” (*Palermo v. Stockton Theatres* (1948) 32 Cal.2d 53, 58–59, italics added.) Thus, because the Rancho Palos Verdes Municipal Code specifically referenced IRC section 4251, it

incorporated that section's exemptions as they existed when the voters passed Measure A in 2003.

Further, as we have said, when interpreting a ballot initiative, our primary purpose is to ascertain and effectuate the voters' intent. (*People v. Park* (2013) 56 Cal.4th 782, 796; *People v. Briceno* (2004) 34 Cal.4th 451, 459; *Robert L. v. Superior Court* (2003) 30 Cal.4th 894, 901.) Lacking clairvoyant powers, the Palos Verdes voters cannot have intended to incorporate an interpretation of a federal statute that *had not yet been promulgated*.

As discussed above, the central purpose of Ordinance CC was to effectuate the continued collection of the utility user tax to “adequately maintain roads, preserve police services and protect property values.” We decline to conclude that the Palos Verdes voters intended in 1996 to incorporate federal law into Ordinance CC in a manner that would have undermined its central purpose.

Accordingly, we conclude that the 2006 change in the interpretation of federal law did not mean, as plaintiff suggests, that Palos Verdes “had unlawfully been collecting a telephone users tax on services exempt from taxation under . . . the 1996 tax ordinance passed by the City's voters.” In 1996, and 2006, and every year in between, Rancho Palos Verdes Municipal Code section 3.30.040 meant precisely what the voters understood and intended it to mean—that the three percent utility user tax applied to *all* telephone service.

V.

The 2006 Ordinance Therefore Did Not Impose a New Tax on Telephone Service

Having concluded that the change in federal law did not retroactively change the meaning of Rancho Palos Verdes

Municipal Code section 3.30.040, we now reach the final question raised by this appeal: Whether the 2006 ordinance imposed, extended, or increased the utility user tax without voter approval. It did not. As we have discussed, *before* 2006, section 3.30.040, as approved by the voters in 1996, applied a three percent utility user tax to all telephone service. *After* the City Council adopted the 2006 ordinance, section 3.30.040 continued to apply a three percent utility user tax to all telephone service. Accordingly, the 2006 ordinance did not “impose,” “extend,” or “increase” a general tax within the meaning of Propositions 62 or 218.

VI.

Our Conclusion Is Consistent with *AB Cellular LA, LLC v. City of Los Angeles*

Plaintiff urges that *AB Cellular LA, LLC v. City of Los Angeles* (2007) 150 Cal.App.4th 747 (*AB Cellular*) compels the conclusion that the 2006 ordinance constituted an unlawful increase in local taxes. We disagree.

In *AB Cellular*, the Los Angeles City Council adopted an ordinance that, as applied, including through instructions issued by the city’s tax and permit division, taxed fixed monthly cell phone fees, but not “airtime” fees—i.e., fees charged for the number of minutes during the billing period that customers used their cellular service to make phone calls. (*AB Cellular, supra*, 150 Cal.App.4th at p. 757.) Subsequently, after the passage of Proposition 218, the city issued new instructions directing cell phone providers to collect a tax on both fixed monthly fees and airtime charges. (*Ibid.*) The city projected that the revised instructions would increase 2003 tax revenues by \$1 million and 2004 tax revenues by \$4 million. (*Ibid.*)

Cell phone carriers filed a petition for writ of mandate, seeking a declaratory judgment that the revised instructions violated Proposition 218. (*AB Cellular, supra*, 150 Cal.App.4th at p. 757.) Both the trial court and the Court of Appeal agreed that the revised instructions were not permitted by Proposition 218. (*Id.* at p. 758.) The Court of Appeal explained that Proposition 218 required voter approval of all tax “increases,” which included revisions in the methodology by which a tax is calculated if the revision results in an increased tax being levied on any person. “The word ‘calculated’ denotes the math behind a tax. The dictionary definition of ‘revision’ is ‘alteration.’ In practical terms, a tax is increased if the math behind it is altered so that either a larger tax rate or a larger tax base is part of the calculation.” (*Id.* at p. 763, fn. omitted.) Accordingly, because the revised instructions changed the taxing methodology in a manner that increased city revenue without voter approval, the instruction violated Proposition 218. (*Id.* at p. 767.)

Applying *AB Cellular*’s analysis to the present case compels the conclusion that the adoption of the 2007 ordinance did not violate Proposition 218. Under *AB Cellular*, a revision to the methodology by which a tax is calculated constitutes a tax “increase” only if it increases the amount levied on taxpayers. The *AB Cellular* approach is a practical one: It asks not simply whether a taxing agency has revised the methodology by which a tax is calculated, but also whether that revised methodology has resulted in a greater tax burden for taxpayers. In the present case, although the 2006 ordinance changed the language of section 3.30.040, it had no effect on the *amount* of the telephone tax paid by taxpayers—after 2006, as before, taxpayers paid a three percent user tax on all telephone service. Thus, under the

practical approach articulated in *AB Cellular*, the 2006 ordinance was not a tax increase.

DISPOSITION

The judgment is affirmed. The City is awarded its appellate costs.

NOT TO BE PUBLISHED IN THE OFFICIAL REPORTS

EDMON, P. J.

We concur:

LAVIN, J.

BACHNER, J.*

* Judge of the Los Angeles Superior Court, assigned by the Chief Justice pursuant to article VI, section 6 of the California Constitution.

Ladera Linda Site Investigation

November 16, 2017
Community Meeting

at

Point Vicente Interpretive Center
31501 Palos Verdes Drive West
Rancho Palos Verdes, California

Peter Garcia, Branch Chief
Brownfields and Environmental Restoration Program



Department of Toxic Substances Control



Cal/EPA

Meeting Agenda

- DTSC Presentation on Ladera Linda Site
 - Location and Use of the Site
 - Issue of Concern
 - Prior Site Investigations
 - DTSC Involvement
 - Results of Investigation Required by DTSC
- Public Comments

Site Location



Site History

- Prior Use
 - 1945 – 1956: Part of the Livingstone Quarry operation
- Current Use
 - Undeveloped
 - Contains excess soil from Ocean Field grading
 - Contains imported soil from demolition of a residential property (Torrance Soil)



Issue of Concern

- Potential presence of friable asbestos in the soil imported from a location in Torrance to this Site
- As a result, Palos Verdes Peninsula Unified School District (PVPUSD) and Palos Verdes American Youth Soccer Organization (PV AYSO) had the soil tested at two different times by two different contractors
- DTSC required the area to be fenced off and additional site investigation be performed (PEA)
- Results of PEA showed the site poses no threat to human health or the environment

What is Friable ASBESTOS?

Asbestos containing materials that can be crushed into a powder which can be suspended in the air causing risk to human health



Torrance Soil Bill-of Lading

NON-NEGOTIABLE BILL-OF-LADING AND TRANSPORTATION AGREEMENT PRINCIPAL CARRIER: TTM CONSTRUCTION DATE: 4-8-15 BILL NO.: A-64859	
ADDRESS: CITY/STATE/ZIP: UNDERLYING CARRIER: TTM TRUCK #: 76 TRAILER #: D-10 PH: 310-418-1773 SHIPPER: KLM ADDRESS: CITY/STATE/ZIP:	RECEIVER: KLM ADDRESS: CITY/STATE/ZIP:
POINT OF ORIGIN: POINT OF DESTINATION:	POINT OF ORIGIN: LA POINT OF DESTINATION: LA
CARRIER TYPE: <input checked="" type="checkbox"/> SUPER-TAG <input type="checkbox"/> TRANSFER <input type="checkbox"/> DBL BOTTOMS <input type="checkbox"/> SUPER-10 <input type="checkbox"/> STRONG-ARM <input type="checkbox"/> SEMI-BOTTOM	EQUIPMENT: <input type="checkbox"/> ROLL-ON <input type="checkbox"/> SDO DUMP <input type="checkbox"/> TRUCK & PUP <input type="checkbox"/> WATER TRUCK
TAG NO.: 116 WEIGHT: 1160 COMMODITY: DIT	UNLOADING: ASSWE ASSEWE: DEPART UNLOADING: ASSWE ASSEWE: DEPART
RATE @ \$: HOURLY: <input type="checkbox"/> TONNAGE: <input type="checkbox"/> PER LBS:	STANDBY: <input type="checkbox"/> REASON FOR DELAY:

Torrance Property

- Asbestos survey was conducted before the building demolition
- Two of 14 building material samples tested positive for asbestos
 - 15 linear feet of Transite pipe in attic
 - 15 square feet of penetration mastic in roofing material
- Asbestos-containing materials were removed by Hi-Tech Environmental

Transite Pipe and Roofing Mastic



History of Site Investigations

- November 2015 – Alta Environmental (per PVPUSD's request)
 - Collected 7 soil samples
 - No asbestos found in soil
 - Tested for petroleum hydrocarbons, volatile organic compounds, pesticides, herbicides, PCBs, metals
 - Test Results: Not detected or below health protective levels (screening levels)
 - Collected 15 pieces of Construction & Demolition (C & D) debris
 - One piece (yellow sheet vinyl) was identified as friable (asbestos) – not identified in Torrance property
 - Two pieces (floor tile, and roofing material with mastic) contained non-friable asbestos

History of Site Investigations

- December 2015 – Leymaster Environmental Consulting (at PVAYSO's request)
 - Collected 5 soil samples
 - Tested for petroleum hydrocarbons, semi volatile- and volatile organic compounds, pesticides, herbicides, PCBs, metals
 - Test Results: Not detected or below health protective levels (screening levels)

History of Site Investigations

- July 2016 - Health Sciences Associates (per PVPUSD's request)
 - Collected 9 pieces of C&D debris
 - Collected 7 air samples
- No asbestos fibers found



History of Site Investigations

- September 2016 – Avocet Environmental
- Location: Upper Ladera Field
- 9 soil samples
 - Tested for metals and pesticides
 - Results: No detections above health protective levels (screening levels)
 - No asbestos was detected

History of Site Soil Investigations



- 12 soil samples collected at the Site
- 9 soil samples collected at Upper Ladera Field

History of Site Investigations - Summary

- Soil samples analyzed for petroleum hydrocarbons, volatile organic compounds, pesticides, herbicides, PCBs, and metals were not detected above health protective screening levels
- 24 pieces of C&D debris collected
 - One piece contained friable asbestos
 - Two pieces contained non-friable asbestos
 - All three pieces were removed from the Site

DTSC Involvement

- Order to Fence and Post issued on 8/1/2016 by DTSC
 - Fence around the imported soil
 - Cover the imported soil with heavy-weight plastic sheeting
- Consent Agreement – signed between PVPUSD/PVAYSO and DTSC
 - Purpose was to conduct a PEA to evaluate the Site
- DTSC had oversight of field investigation and reports

Goals of Site Investigation Required by DTSC

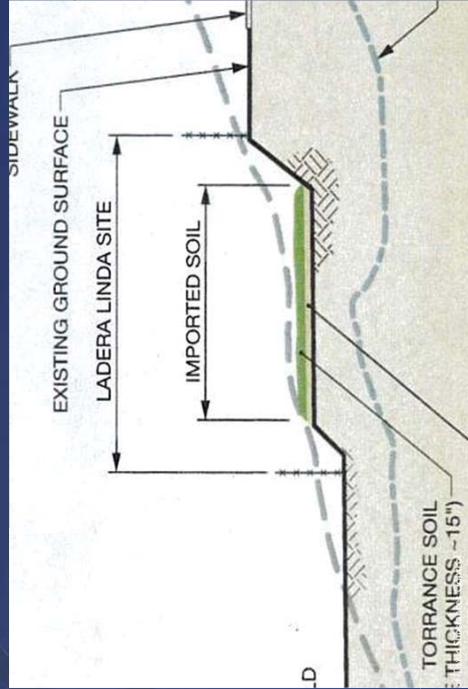
DTSC required a Preliminary Endangerment Assessment (PEA) to be conducted to:

- Determine whether friable asbestos-containing materials and asbestos fibers are present in Torrance soil
- If asbestos is present
 - Characterize the lateral and vertical extent
 - Determine whether response action is required

PEA – Trench Excavation



Cross Section of Site



11/27/2017



PEA – Air Monitoring



11/27/2017 08:55



11/27/2017

PEA – Soil Sampling



PEA Laboratory Results

- 47 Soil Samples – No detections of asbestos
- Six (6) pieces of C&D debris were identified:
 - Asbestos was not detected in four (4) of the pieces
 - Non-friable asbestos was detected in two (2) pieces
 - No health risk, and not a regulated hazardous waste

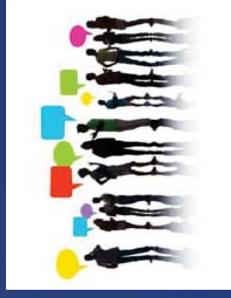


Results of Ladera Linda Site Investigation and DTSC Determination

- The site poses no threat to human health or the environment
- No asbestos fibers were found in soil, and no friable asbestos containing materials were found
- Screening for other chemicals in soil indicated that they were not present or below human health or hazardous waste levels
- Based on the result of the PEA, DTSC expects to determine that no further action is required
- DTSC is providing a 30-day public comment period for the PEA, ending on December 8th

Community Engagement Activities

- Designed to ensure effective two-way communication between the public and DTSC
- Public Notices & Community Updates
- Community Meetings and Briefings
- Public Comment Periods
- Information Repository



Where Can I Get Information

Library

Palos Verdes Library District
Peninsula Center Public Library Branch
701 Silver Spur Road
Rolling Hills Estates, CA 90274
(310) 377-9584

Mon – Thur: 9:00AM – 8:00PM
Fri: 9:00AM – 6:00PM
Sat: 10:00AM – 5:00PM
Sun: 1:00PM – 5:00PM

DTSC Cypress

(Administrative Record)
5796 Corporate Avenue
Cypress, CA 90630
(714) 484-5336
Call For An Appointment



www.envirostor.dtsc.ca.gov

Department of Toxic Substances Control



How to Contact DTSC

Chia Rin Yen, Project Manager

5796 Corporate Avenue
Cypress, CA 90274
(714) 484-5417
chiarin.yen@dtsc.ca.gov

Zenzi Poindexter, Community
Engagement
9211 Oakdale Avenue
Chatsworth, CA 91311
(818) 717-6568
zenzi.poindexter@dtsc.ca.gov



Department of Toxic Substances Control

1/27/2017

Questions & Answers





RECEIVED

DEC 01 2017

CITY OF ROLLING HILLS ESTATES
NOTICE OF INTENT TO ADOPT A
MITIGATED NEGATIVE DECLARATION

Project Title:
PV PENINSULA WATER RELIABILITY PROJECT (PA-29-16)

Date: November 30, 2017

Project Location: The Project site consists of various public street rights-of-way, utility easements, bridle trails, and other public and private property along an approximately 7-mile alignment on the Palos Verdes Peninsula, which includes portions of the Cities of Rolling Hills Estates and Rancho Palos Verdes, as well as unincorporated portions of the County of Los Angeles.

Project Description: The California Water Service (Cal Water), the water service provider for the project area, proposes the PV Peninsula Water Reliability Project (the Project) on the Palos Verdes Peninsula in order to replace existing facilities that have reached their service life. The Project will consist of approximately 7 miles of 24-inch and 30-inch buried potable water pipeline and a new pump station.

Environmental Determination: The Initial Study/Environmental Checklist that has been prepared for the project recommends that the lead agency adopt a Mitigated Negative Declaration for the project.

Public Review Period: November 30, 2017 to January 8, 2018

Date, Time, and Location of Public Meeting: The City of Rolling Hills Estates Planning Commission will hold a Public Hearing for the Project at a future date in early 2018 at the Rolling Hills Estates City Council Chambers, 4045 Palos Verdes Drive North, Rolling Hills Estates, CA 90274. The Project will also require a Public Hearing before the City of Rolling Hills Estates City Council at the conclusion of the Planning Commission Public Hearing at a date to be determined. The City Council hearing date will be posted on the City's webpage once it is scheduled: <http://www.ci.rolling-hills-estates.ca.us/index.aspx?page=129>.

Address/location where the Initial Study and Proposed Mitigated Negative Declaration are available for review:

City of Rolling Hills Estates City Hall

4045 Palos Verdes Drive North, Rolling Hills Estates, CA 90274
Hours: Monday–Thursday 7:30 AM to 5:30 PM; Friday 7:30 AM to 4:30 PM

Peninsula Center Library

701 Silver Spur Road, Rolling Hills Estates, CA 90274
Hours: Monday–Thursday 10:00 AM to 9:00 PM; Friday 10:00 AM to 6:00 PM; Saturday 10:00 AM to 5:00 PM; and Sunday 1:00 PM to 5:00 PM

City of Rolling Hills Estates Website, Project Updates Page

<http://ci.rolling-hills-estates.ca.us/government/planning/project-updates> (City of Rolling Hills Estates Website; Departments tab; Planning tab; Project Updates tab; PV Peninsula Water Reliability Project tab)

Please send written comments to: Jeannie Naughton, AICP, City of Rolling Hills Estates, 4045 Palos Verdes Drive North, Rolling Hills Estates, CA 90274 | tel. 310.377.1577 ext.115 | fax 310.377.4468 | e: jeannien@rollinghillsestatesca.gov. Comments must be received by **5:00 PM on January 8, 2018**.

Douglas R. Prichard, City Manager

Date

Let it Snow Holiday Festival

Memorial Tree Lighting

SUNDAY, DECEMBER 10, 2017

2:30 PM - 5:30 PM • FREE ADMISSION



- Santa Photos
- Snow Sledding
- Sleigh Rides
- Arts and Crafts
- Holiday Music


GREEN HILLS

27501 S. Western Ave. • Rancho Palos Verdes • CA 90275
Event Line: (310) 521-4460

80



City of Rancho Palos Verdes

Monthly Planning Activity Summary

For the Month of November 2017

New Cases Received	Staff Approvals	Staff Denials	Director Approvals	Director Denials	Planning Commission Approvals	Planning Commission Denials	City Council Approvals	City Council Denials	Appeals Heard
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57	47	0	5	0	1	0	0	0	1
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New ZON* Applications by Type

Application Type	Number
Site Plan Review	40
Foliage Analysis	7
Neighborhood Compatibility Analysis	1
Height Variation	2
Grading Approval	7
Sign Permit	5
Minor Exception Permit	1
Landslide Moratorium Exception	1
Special Use Permit	1
Special Construction Permit	2
Appeal	1
Code Amendment	1
Number of Unique Applications:	69
Number of New ZON Cases:	57

New SUB* Applications by Type

Application Type	Number
Number of Unique Applications:	
Number of New SUB Cases:	

Closed Case Summary

Staff Decisions

Number of Cases Closed: 47
Median Processing Time: 0 days

Director Decisions

Number of Cases Closed: 5
Median Processing Time: 38 days

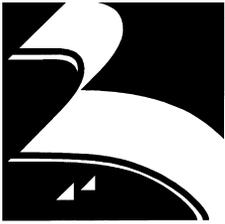
PC/CC Decisions

Number of Cases Closed: 1
Median Processing Time: 199 days

All Planning Cases

Number of Cases Closed: 53
Median Processing Time: 13 days

* ZON = Zoning, SUB = Subdivision



City of Rancho Palos Verdes

Monthly View Activity Summary

For the Month of November 2017

New Cases Received	Director Approvals	Director Denials	Planning Commission Approvals	Planning Commission Denials	City Council Approvals	City Council Denials	Appeals Heard
5	0	0	0	0	0	0	0

New View Cases (MTD)	
Application Type	Number
View Restoration Permit	4
View Preservation Permit	1
Number of New Cases:	5

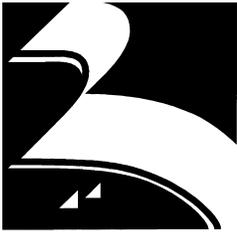
Pre-Application Meetings (MTD)	
Application Type	Number
Number of Pre-Application Meetings:	

Resolved By Mediation (MTD)	
Application Type	Number
View Restoration Permit	2
Number of Cases:	2

New View Cases (YTD)	
Application Type	Number
View Restoration Permit	24
View Preservation Permit	12
City Tree Review Permit	32
View Maintenance	18
Number of New Cases:	86

Pre-Application Meetings (YTD)	
Application Type	Number
View Restoration Permit	15
Number of Pre-Application Meetings:	15

Resolved By Mediation (YTD)	
Application Type	Number
View Restoration Permit	8
Number of Cases:	8



City of Rancho Palos Verdes

Monthly Code Enforcement Activity Summary

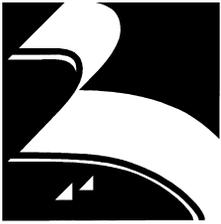
For the Month of November 2017

Complaints Received	Field Inspections	First Notices Issued	Second Notices Issued	Final Notices Issued	Administrative Hearings Conducted	Referral to City Attorney	Other Referrals	Case Closed	Complaint Unfounded
14	29	15	5	2	0	0	0	9	0

New Complaints by Violation Category	
Non-Permitted Construction	3
Other Violation	2
Property Maintenance	8
Swale Maintenance	1
Total:	14

Closed Case Summary
Municipal Code Violations
Number of Cases Closed: 7
Median Processing Time: 14 days
Zoning Code Violations
Number of Cases Closed: 4
Median Processing Time: 332 days

Illegal Sign Abatement Summary	
Street Name	Signs Removed
CREST RD	1
HAWTHORNE BLVD	2
PALOS VERDES DR E	10
WESTERN AVE	1
Total Signs Removed:	14



City of Rancho Palos Verdes

Monthly Building & Safety Activity Summary

For the Month of November 2017

New Cases Received	Permits Issued	Permit Fees (\$)	Plan Check Fees (\$)	Other Fees* (\$)	Total Valuation (\$)	New Plan Checks	New SFRs	Total Inspections	Average Daily Inspections
144	142	89,370	25,159	9,724	492,200	15	1	620	31

New BLD** Applications by Type	
Application Type	No.
Addition	2
Alteration	13
Addition & Remodel	5
Demolition	1
New Construction	7
Repair	7
Reroof	21
Remodel	16
Solar Panels	12
Pool/Spa	2
New BLD Cases:	86

New ELE** Applications by Type	
Application Type	No.
Changeout	1
Service Upgrade	8
New ELE Cases:	9

New MEC** Applications by Type	
Application Type	No.
Changeout	17
New Construction	8
New MEC Cases:	25

New PLM** Applications by Type	
Application Type	No.
Changeout	7
New Construction	1
Repair	5
Repipe	10
New PLM Cases:	23

Issued Permit Summary
Over-the-Counter Permits
No. of Permits Issued: 116
Median Processing Time: 0 days
Plan Checked Permits
No. of Permits Issued: 26
Median Processing Time: 42 days

* Other fees include SMIP, data processing, historic data input and geology review fees

** BLD = Building, ELE = Electrical, MEC = Mechanical, PLM = Plumbing

Building Activity Report for Rancho Palos Verdes November 2017

Fiscal Year 2016-2017	Total # of Permits	Total Permit Fees	Total Fees	Total Valuation for Permits	Total # of New Plan Checks	Total Plan Check Fees	# of SFRs	Total # of Inspections	Average # of Inspections per Day	Fiscal Year 2016-2017
July	145	\$ 70,569.00	\$ 85,651.00	\$ 700,600.00	24	\$ 27,388.00	0	721	36	July
August	158	\$ 168,018.00	\$ 194,628.00	\$ 1,174,600.00	16	\$ 23,838.00	1	788	34	August
September	167	\$ 125,243.00	\$ 176,815.00	\$ 788,200.00	29	\$ 33,091.00	3	694	33	September
October	135	\$ 97,971.00	\$ 122,289.00	\$ 553,700.00	15	\$ 19,473.00	1	737	34	October
November	133	\$ 63,803.00	\$ 83,267.00	\$ 1,465,300.00	25	\$ 19,464.00	0	720	36	November
December	98	\$ 94,420.00	\$ 135,582.00	\$ 469,600.00	18	\$ 22,586.00	4	630	33	December
January 2017	127	\$ 73,528.00	\$ 86,193.00	\$ 678,500.00	18	\$ 19,399.00	1	467	22	January
February	94	\$ 54,452.00	\$ 72,940.00	\$ 297,000.00	10	\$ 20,990.00	0	513	26	February
March	166	\$ 80,494.00	\$ 97,111.00	\$ 701,300.00	26	\$ 31,826.00	0	760	33	March
April	142	\$ 78,213.00	\$ 90,312.00	\$ 598,100.00	19	\$ 38,440.00	0	645	32	April
May	146	\$ 105,600.00	\$ 130,971.00	\$ 1,393,600.00	26	\$ 28,623.00	3	746	34	May
June	154	\$ 87,029.00	\$ 108,243.00	\$ 998,600.00	37	\$ 63,150.00	0	731	33	June
YTD	1665	\$ 1,099,340.00	\$ 1,384,002.00	\$ 9,819,100.00	263	\$ 348,268.00	13	8152	386	YTD

Fiscal Year 2017-2018	Total # of Permits	Total Permit Fees	Total Fees	Total Valuation for Permits	Total # of New Plan Checks	Total Plan Check Fees	# of SFRs	Total # of Inspections	Inspections per Day	Fiscal Year 2017-2018
July	166	\$ 103,811.00	\$ 146,867.00	\$ 729,700.00	36	\$ 34,665.00	2	657	36	July
August	190	\$ 110,372.00	\$ 121,181.00	\$ 1,327,400.00	26	\$ 19,482.00	2	702	31	August
September	151	\$ 146,720.00	\$ 159,256.00	\$ 628,400.00	31	\$ 34,686.00	0	751	38	September
October	130	\$ 93,994.00	\$ 112,137.00	\$ 522,200.00	25	\$ 30,577.00	0	729	33	October
November	144	\$ 89,370.00	\$ 99,094.00	\$ 492,200.00	15	\$ 25,159.00	1	620	31	November
December										December
January 2018										January
February										February
March										March
April										April
May										May
June										June
YTD	781	\$ 544,267.00	\$ 638,535.00	\$ 3,699,900.00	133	\$ 144,569.00	5	3459	169	YTD

Previous YR	738	\$525,604.00	\$662,650.00	\$4,682,400.00	109	\$123,254.00	5	3660	173	Previous YR
% Change/YTD	6%	4%	-4%	-21%	22%	17%	-20%	-5%	-2%	% Change YTD

DRAFT AGENDA

**RANCHO PALOS VERDES PLANNING COMMISSION
TUESDAY, DECEMBER 12, 2017
FRED HESSE COMMUNITY PARK, 29301 HAWTHORNE BOULEVARD
ADJOURNED REGULAR MEETING
7:00 P.M.**

SCHEDULING NOTES

REQUESTS TO SPEAK ON AN ITEM MUST BE SUBMITTED TO THE COMMUNITY DEVELOPMENT DIRECTOR PRIOR TO THE COMPLETION OF THE REMARKS OF THE FIRST SPEAKER ON THE ITEM. NO REQUEST FORMS WILL BE ACCEPTED AFTER THAT TIME.

PURSUANT TO ADOPTED PLANNING COMMISSION PROCEDURE, UNLESS THE PLANNING COMMISSION AGREES TO SUSPEND ITS RULES, NO NEW BUSINESS WILL BE HEARD AFTER 11:00 P.M. AND NO ITEM WILL BE HEARD PAST MIDNIGHT. ANY ITEMS NOT HEARD BECAUSE OF THE TIME LIMITS WILL BE AUTOMATICALLY CONTINUED TO THE NEXT COMMISSION AGENDA.

NEXT P.C. RESOLUTION NO. 2017-45

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

APPROVAL OF AGENDA:

COMMUNICATIONS:

City Council Items:

Staff:

Commission:

COMMENTS FROM THE AUDIENCE (regarding non-agenda items):

CONSENT CALENDAR:

1. APPROVAL OF THE NOVEMBER 14, 2017 MINUTES
2. MAJOR WIRELESS TELECOMMUNICATIONS FACILITY PERMIT ASG NO. 25:
27659 Longhill Drive / Crown Castle (AB)

Request: Install two 21.4" panel antennas to a 26' tall replacement street light pole to accommodate a wireless telecommunication facility with related mechanical equipment.

Action Deadline: January 31, 2018

Recommendation: Adopt P.C. Resolution No. 2017-__ denying, without prejudice, Major Wireless Telecommunication Facilities Permit ASG No. 25.

CONTINUED PUBLIC HEARINGS:

3. MAJOR WIRELESS TELECOMMUNICATIONS FACILITY PERMIT ASG NO. 08:
Across from 30505 Calle de Suenos (AB)

Request: Install two 21.4" panel antennas to a 23' tall replacement streetlight pole to accommodate a wireless telecommunication facility with associated mechanical equipment.

Action Deadline: March 30, 2018

Recommendation: Continue the public hearing to a date uncertain for Major Wireless Telecommunications Facility Permit ASG No. 08 to allow the Applicant to explore alternative locations, including whether the facility is still needed, and to issue a new public notice.

4. MAJOR WIRELESS TELECOMMUNICATIONS FACILITY PERMIT ASG NO. 34:
Between 6954 and 6960 Verde Ridge Road (AB)

Request: Install two 21.4" panel antennas to a 26' tall replacement street light pole to accommodate a wireless telecommunication facility with related mechanical equipment.

Action Deadline: March 30, 2018

Recommendation: Take public comments on this item and continue the public hearing to a date uncertain for Major Wireless Telecommunications Facility Permit

ASG No. 34 to allow the Applicant to explore alternative locations, including whether the facility is still needed, and to issue a new public notice.

5. CONDITIONAL USE PERMIT NO. 172 REVISION "C", GRADING PERMIT, AND ENVIRONMENTAL ASSESSMENT/MITIGATED NEGATIVE DECLARATION: (CASE NO. ZON2015-00230): Cal Water, 5837 Crest Road (AS)

Request: Revise Conditional Use Permit (CUP) No. 172 to allow the installation of a 1,000 gallon above-ground diesel fuel tank and consider memorializing the related facilities and operations on the site.

Action Deadline: May 15, 2018

Recommendation: 1) Review and provide direction on the Applicant's request to allow the installation of a 1,000 gallon above-ground diesel fuel tank to fuel California Water Service (CWS) vehicles and to memorialize the on-site facilities and operations; 2) Review and provide direction on the draft Conditions of Approval; and, 3) Continue the public hearing to January 9, 2018.

6. AFTER THE FACT GRADING PERMIT AND COASTAL DEVELOPMENT PERMIT: (CASE NO. ZON2017-00115): 5500 Palos Verdes Drive South (SK)

Request: Conduct 6,670yd³ of grading (3,335yd³ of cut and 3,335yd³ of fill) with no import or export to regrade the contours where unpermitted grading occurred over the Applicant's property and the City-owned Abalone Cove Reserve property.

Action Deadline: February 2, 2018

Recommendation: 1) Adopt P.C. Resolution No. 2017-___, certifying a Mitigated Negative Declaration for the proposed project; and, 2) Adopt P.C. Resolution No. 2017-___, approving 6,414yd³ of after-the-fact grading with 794yd³ of export to regrade the contours where unpermitted grading occurred over the 5500 Palos Verdes Drive South property and the City-owned Abalone Cove Reserve property, subject to the Conditions of Approval contained in the attached Exhibit "A".

CONTINUED BUSINESS:

NONE

NEW PUBLIC HEARINGS:

7. SITE PLAN REVIEW, GRADING PERMIT, AND ENVIRONMENTAL ASSESSMENT/MITIGATED NEGATIVE DECLARATION: (CASE NO. ZON2016-00401): 48 Cinnamon (SK)

Request: Construct a 1,917ft² manufactured single-family residence and a 600ft² detached garage, install a water storage tank, and conduct 50yd³ of grading to accommodate the proposed improvements.

Action Deadline: May 18, 2018

Recommendation: 1) Adopt P.C. Resolution No. 2017-___, certifying a Mitigated Negative Declaration for the proposed project; and 2) Adopt P.C. Resolution No. 2017-___, approving a Site Plan Review and Minor Grading Permit for the placement of a new manufactured residence, detached garage, water storage tank, and 50yd³ of grading to accommodate the proposed improvements.

NEW BUSINESS:

NONE

ITEMS TO BE PLACED ON FUTURE AGENDAS:

8. PRE-AGENDA FOR THE MEETING ON JANUARY 9, 2018

ADJOURNMENT: TO THE JANUARY 9, 2018 PLANNING COMMISSION MEETING.

Americans with Disabilities Act: *In compliance with the Americans with Disabilities Act of 1990, if you require a disability-related modification or accommodation to attend or participate in this meeting, including auxiliary aids or services, please call the Community Development Director at 310 544-5228 at least 48 hours prior to the meeting.*

Notes:

1. Staff reports are available for inspection at City Hall, 30940 Hawthorne Boulevard during regular business hours, 7:30 A.M. to 5:30 P.M. Monday – Thursday and 7:30 A.M. to 4:30 P.M. on Friday. The agenda and staff reports can also be viewed at Fred Hesse Community Park, 29301 Hawthorne Boulevard during the Planning Commission meeting.

2. Materials related to an item on this Agenda submitted to the Planning Commission after distribution of the agenda packet are available for public inspection at the front counter of the Planning Division lobby at City Hall, which is located at 30940 Hawthorne Boulevard, Rancho Palos Verdes during normal business hours as stated in the paragraph above.

3. You can also view the agenda and staff reports at the City's website www.rpvca.gov.

4. Written materials, including emails, submitted to the City are public records and may be posted on the City's website. In addition, City meetings may be televised and may be accessed through the City's website. Accordingly, you may wish to omit personal information from your oral presentation or written materials as they may become part of the public record regarding an agenda item.



Applications of Note as of December 6, 2017

Case No.	Owner	Street Address	Project Description	Submitted
VRP2017-00089	RITA SWANN TRUST	2066 DORADO DR	View Restoration Permit request regarding foliage located at 2060 Dorado Drive (Tangeman)	11/30/2017
<i>View Restoration Permit</i>				
ZON2017-00562	ISHIKAWA, DEREK & JAYNE	26836 GRAYSLAKE RD	An addition of 249.79 sq. ft., 499.43 sq. ft. patio cover, and 4'-6" max height, 109.5' long retaining wall, with 54 cubic yards of cut proposed over an extreme slope.	11/30/2017
<i>Grading Approval Site Plan Review Foliage Analysis</i>				
ZON2017-00564	ANTHONY OGUNDIPE	30717 RUE LANGLOIS	Minor Mod	12/4/2017
<i>Site Plan Review</i>				
ZON2017-00565	TODERO, RICHARD & LINDA	30151 VIA VICTORIA	Proposal to construct a new 440SF deck/balcony accessible from the the existing family; new 266SF storage are below the family room; new concrete path along the front facade; ancillary improvements.	12/4/2017
<i>Site Plan Review Neighborhood Compatibility Analysis Foliage Analysis</i>				

Case No.	Owner	Street Address	Project Description	Submitted
ZON2017-00569	IAN CHUNG	5832 OCEAN TERRACE DR	Applicant is requesting a 564 sq. ft. addition to existing two-story residence. Addition consists of new construction along the 1st floor at the front of the residence and along the south side elevation. Project also includes reconfiguration of existing pool (reduction in size), new trellis over existing courtyard and interior remodel of existing residence.	12/5/2017
<i>Site Plan Review</i>				
<i>Foliage Analysis</i>				
ZON2017-00570	PARAMASIVUM, RAJAN & MEARAH	27902 LONGHILL DR	1149 square foot addition, 273 sf conversion of garage inside existing garage, 79.7 square foot balcony addition. Two trellis overhanging along the front façade of the residence with no posts.	12/5/2017
<i>Site Plan Review</i>				
<i>Foliage Analysis</i>				
ZON2017-00572	SAUSAN KHOMUSI	5011 BROWNDDEER LN	450 square foot addition, 725 square foot remodel, and construction of a 6 foot tall wall along a transition slope.	12/5/2017
<i>Site Plan Review</i>				
<i>Foliage Analysis</i>				
<i>Grading Approval</i>				

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