

Application For Appeal

An appeal is hereby made to Your Honorable Body from the decision of the

- Site Plan Review Committee
Zoning Administrator
Planning Commission
Cultural Heritage Commission

Which was taken on the 7th day of November, 2019.

Project Address: 231 Windsor Way, Long Beach, CA

I/We, your appellant(s), hereby respectfully request that Your Honorable Body reject the decision and Approve / Deny the application or permit in question.

ALL INFORMATION BELOW IS REQUIRED

Reasons for Appeal: As lead agency for CEQA purposes, the Planning Commission approved a Mitigated Negative Declaration and Site Plan Review for maritime and onshore improvements to the existing Long Beach Cruise Ship Terminal. The Planning Commission approved the MND without input from or consultation with the Long Beach Harbor Department, also known as the Port of Long Beach, on the maritime issues. Thus, the decision was rendered with incomplete and/or insufficient information to contemplate a full environmental impact of the project. We respectfully request a full EIR for this project.

Appellant Name(s): Jerilyn Lopez Mendoza
Organization (if representing) Coalition for Clean Air
Address: 600 S. Figueroa St., Suite 1140
City Los Angeles State CA ZIP 90017 Phone 310-927-3284
Signature(s) Jerilyn Lopez Mendoza Date 11/12/19

- A separate appeal form is required for each appellant party, except for appellants from the same address, or an appellant representing an organization.
Appeals must be filed within 10 days after the decision is made (LBMC 21.21.502).
You must have established aggrieved status by presenting oral or written testimony at the hearing where the decision was rendered; otherwise, you may not appeal the decision.
See reverse of this form for the statutory provisions on the appeal process.

BELOW THIS LINE FOR STAFF USE ONLY

Appeal by Applicant Appeal by Third Party
Received by: [Signature] Case No.: APZ 19-006 Appeal Filing Date: 11/13/19
Fee: \$112.14 Fee Paid Project (receipt) No.: 03428668

LICENSED CONTRACTORS DECLARATION				WORKER'S COMPENSATION DECLARATION			
I hereby affirm that I am licensed under provisions of Chapter 9 (Commencing with Section 7000) of Division 3 of the Business and Professional Code, and my license is License _____ Date _____ Contract _____				I have and will maintain workers' compensation insurance, as required by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued. My workers' compensation insurance carrier and policy number are: Carrier: _____ Policy: _____ (This Section need not be completed if the permit is for one hundred dollars (\$100) or less)			
OWNER-BUILDER DECLARATION I hereby affirm that I am exempt from the Contractors License Law for the following reason (Sec.7031 California Business and Professional Code: Any City which requires a permit to construct, alter, improve, demolish or repair any structure prior to its issuance also requires the applicant for such permit to file a signed statement that he is a licensed contractor pursuant to the provisions of the Contractors License Law (Ch.9) (Commencing with Sec.7000 of Div.3 of the B. & P. C.) or that he is exempt therefrom and the basis for the alleged exemption. Any violation of Sec.7031.5 by any applicant for a permit subjects the applicant to a civil penalty of not more than five hundred dollars (\$500.00). • I as owner of the property, or my employees with wages as their sole compensation, will do the work and the structure is not intended or offered for sale (Sec.7044, B. & P. C. : The Contractors License Law does not apply to an owner of property who builds or improves thereon, and who does such work himself or through his own employees, provided that such improvements are not intended or offered for sale. If, however, the building or improvements is sold within one year of completion, the owner-builder will have burden of proving that he did not build or improve for the • I am exempt under _____, B. & P. C. for this Date _____ Owns _____				I certify that in the performance of the work for which this permit is issued, I shall not employ any person in any manner so as to become subject to the workers' compensation laws of California, and agree that if I should become subject to the workers' compensation provisions of Section 3700 of the Labor Code, I shall Date _____ Applica _____ WARNING: FAILURE TO SECURE WORKERS' COMPENSATION COVERAGE IS UNLAWFUL, AND SHALL SUBJECT AN EMPLOYER TO CRIMINAL PENALTIES AND CIVIL FINES UP TO ONE HUNDRED THOUSAND DOLLARS, IN ADDITION TO THE COST OF COMPENSATION DAMAGES AS PROVIDED FOR IN SECTION I hereby state that there is a construction lending agency for the performance of the work for which this permit is issued (Sec.3907, Civ. C.). Lender's _____ Lender's _____ I certify that I have read this application and state that the above information is correct. I agree to comply with all City and State laws relating to the building construction, and hereby authorize representatives of this city to enter upon the Signature of Owner or Contractor _____ Date _____			
JOB ADDRESS 231 WINDSOR WAY		RECEIPT NO. 03628668	DATE 11/13/19	PROJECT NO. PLNB46905			
JOB DESCRIPTION Appeal of the Planning Commission decision to approve a mitigated negative declarati				AREA 0			
OWNER		OCCUPANCY PLANNING MIXED USES		ASSESSOR NO.			
ADDRESS		ASSESSOR NO.		ZONE PD-21			
CITY	STATE	ZIP CODE	FSB	S	RSB	CENSUS TRACT 575600	
APPLICANT JERILLYN JERILYN LOPEZ MENDOZA				CONTRACTOR			
ADDRESS							
CITY		STATE		ZIP CODE		PHONE NO.	
STATE LICENSE NO.			CITY LICENSE NO.				
ARCHITECT/ENGINEER			LICENSE NO.				
ADDRESS							
CITY		STATE		ZIP CODE		PHONE NO.	
VALUATION 0.00	PRESENT BLDG USE	PROPOSED BLDG USE	BLDG HEIGHT 0		TYPE OF CONSTRUCTION APPTHPTY		
LEGAL DESCRIPTION							

Paid by: COALITION FOR CLEAN AIR CK17982

\$112.14 Check (CK)

Application For Appeal

An appeal is hereby made to Your Honorable Body from the decision of the

- Site Plan Review Committee
- Zoning Administrator
- Planning Commission
- Cultural Heritage Commission

Which was taken on the 7th day of November, 2019.

Project Address: Long Beach Cruise Terminal (231 Windsor Way)

I/We, your appellant(s), hereby respectfully request that Your Honorable Body **reject** the decision and Approve / Deny the application or permit in question.

ALL INFORMATION BELOW IS REQUIRED

Reasons for Appeal: See attachment

Appellant Name(s): Ann Cantrell, Joe Weinstein, Corliss Lee
 Organization (if representing) Citizens About Responsible Planning (CARPP)
 Address: 4006 Linden
 City Long Beach State CA ZIP 90807 Phone 562/596-7288
 Signature(s) Ann Cantrell Date 11/14/19

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BELOW THIS LINE FOR STAFF USE ONLY

Appeal by Applicant Appeal by Third Party

Received by: ML Case No.: APL 14-008 Appeal Filing Date: 11/14/19
 Fee: \$112.14 Fee Paid Project (receipt) No.: PLNB 46937

Reasons for Appeal of the Carnival Cruise Expansion:

Project needs a full Environmental Impact Report to more fully address the inadequately mitigated environmental issues. These include Air Quality, Kelp Forests, Marine Mammals, Birds, Fish Habitat, Noise, Light, Toxic Materials, Disposal of Dredge Materials and adverse Environmental Impacts Carnival Cruise ships have, not only on the Port of Long Beach, but on the entire Ocean.

Citizens About Responsible Planning
11/14/19

LICENSED CONTRACTORS DECLARATION				WORKER'S COMPENSATION DECLARATION			
I hereby affirm that I am licensed under provisions of Chapter 9 (Commencing with Section 7000) of Division 3 of the Business and Professional Code, and my license is License _____ License _____ Dat _____ Contract _____				I have and will maintain workers' compensation insurance, as required by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued. My workers' compensation insurance carrier and policy number are: Carrier: _____ Policy _____ (This Section need not be completed if the permit is for one hundred dollars (\$100) or less)			
OWNER-BUILDER DECLARATION I hereby affirm that I am exempt from the Contractors License Law for the following reason (Sec.7031 California Business and Professional Code: Any City which requires a permit to construct, alter, improve, demolish or repair any structure prior to its issuance also requires the applicant for such permit to file a signed statement that he is a licensed contractor pursuant to the provisions of the Contractors License Law (Ch.9) (Commencing with Sec.7000 of Div.3 of the B. & P. C.) or that he is exempt therefrom and the basis for the alleged exemption. Any violation of Sec.7031.5 by any applicant for a permit subjects the applicant to a civil penalty of not more than five hundred dollars (\$500.00):				I certify that in the performance of the work for which this permit is issued, I shall not employ any person in any manner so as to become subject to the workers' compensation laws of California, and agree that if I should become subject to the workers' compensation provisions of Section 3700 of the Labor Code, I shall Dat _____ Applica _____			
<ul style="list-style-type: none"> I as owner of the property, or my employees with wages as their sole compensation, will do the work and the structure is not intended or offered for sale (Sec.7044, B. & P. C. : The Contractors License Law does not apply to an owner of property who builds or improves thereon, and who does such work himself or through his own employees, provided that such improvements are not intended or offered for sale. If, however, the building or improvements is sold within one year of completion, the owner-builder will have burden of proving that he did not build or improve for the 				WARNING: FAILURE TO SECURE WORKERS' COMPENSATION COVERAGE IS UNLAWFUL, AND SHALL SUBJECT AN EMPLOYER TO CRIMINAL PENALTIES AND CIVIL FINES UP TO ONE HUNDRED THOUSAND DOLLARS, IN ADDITION TO THE COST OF COMPENSATION DAMAGES AS PROVIDED FOR IN SECTION I hereby state that there is a construction lending agency for the performance of the work for which this permit is issued (Sec.3907, Civ. C.). Lender's _____ Lender's _____			
<ul style="list-style-type: none"> I am exempt under _____, B. & P. C. for this _____ Dat _____ Owne _____ 				I certify that I have read this application and state that the above information is correct. I agree to comply with all City and State laws relating to the building construction, and hereby authorize representatives of this city to enter upon the _____ Signature of Owner or Contractor _____ Date _____			
- IMPORANT -							
Application is hereby made to the Superintendent of Building and Safety for a permit subject to the conditions and restrictions set forth on the front faces of this application							
1. Each person upon whose behalf this application is made and each person at whose benefit work is performed under or pursuant to any permit issued as a result of this application agrees to and shall indemnify and hold harmless the City of Long Beach its officers, agents, and employees from any liability arising out of the issuance of any permit from this application.							
2. Any permit issued as a result of this application becomes null and void if work is							
JOB ADDRESS		RECEIPT NO.		DATE		PROJECT NO.	
4000 LINDEN AVE		03629848		11/14/19		PLNB46937	
JOB DESCRIPTION						AREA	
Appeal for Long Beach Cruise Terminal						0	
OWNER				OCCUPANCY		PLANNING	
ADELA WEINSTEIN						SINGLE FAMILY	
ADDRESS				ASSESSOR NO.		ZONE	
4000 LINDEN AVE						R-1-N	
CITY		STATE		ZIP CODE		CENSUS TRACT	
LONG BEACH CA				90807-2717		571800	
APPLICANT							
ANN CANTRELL							
CONTRACTOR							
ADDRESS							
CITY		STATE		ZIP CODE		PHONE NO.	
STATE LICENSE NO.				CITY LICENSE NO.			
ARCHITECT/ENGINEER				LICENSE NO.			
ADDRESS							
CITY		STATE		ZIP CODE		PHONE NO.	
VALUATION		PRESENT BLDG USE		PROPOSED BLDG USE		BLDG HEIGHT	
0.00						0	
TYPE OF CONSTRUCTION							
APPAPPL							
LEGAL DESCRIPTION							

Paid by: CITIZENS ABOUT RESPONSIBLE PLAN

\$112.14 Check (CK)



Application For Appeal

An appeal is hereby made to Your Honorable Body from the decision of the

- Site Plan Review Committee
- Zoning Administrator
- Planning Commission
- Cultural Heritage Commission

Which was taken on the 7th day of November, 20 19.

Project Address: Long Beach Cruise Terminal (231 Windsor Way)

I/We, your appellant(s), hereby respectfully request that Your Honorable Body **reject** the decision and Approve / Deny the application or permit in question.

ALL INFORMATION BELOW IS REQUIRED

Reasons for Appeal: See attachment

Appellant Name(s): Ann Cantrell, Anna Christensen
 Organization (if representing) Sierra Club Los Cerritos Wetlands Task Force
 Address: 3106 Claremore Ave.
 City Long Beach State CA ZIP 90888 Phone 562/596-7288
 Signature(s) Ann Cantrell Date 11/14/19

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BELOW THIS LINE FOR STAFF USE ONLY

Appeal by Applicant Appeal by Third Party

Received by: ML Case No.: APL19-007 Appeal Filing Date: 11/14/19
 Fee: \$ 12.14 Fee Paid Project (receipt) No.: PLNB46938

Reasons for Appeal of the Carnival Cruise Expansion:

Project needs a full Environmental Impact Report to more fully address the inadequately mitigated environmental issues. These include Air Quality, Kelp Forests, Marine Mammals, Birds, Fish Habitat, Noise, Light, Toxic Materials, Disposal of Dredge Materials and adverse Environmental Impacts Carnival Cruise ships have, not only on the Port of Long Beach, but on the entire Ocean.

**Sierra Club Los Cerritos Wetlands Task Force
11/14/19**

LICENSED CONTRACTORS DECLARATION				WORKER'S COMPENSATION DECLARATION			
I hereby affirm that I am licensed under provisions of Chapter 9 (Commencing with Section 7000) of Division 3 of the Business and Professional Code, and my license is License _____ License _____ Dat _____ Contract _____				I have and will maintain workers' compensation insurance, as required by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued. My workers' compensation insurance carrier and policy number are: Carrier: _____ Policy _____ (This Section need not be completed if the permit is for one hundred dollars (\$100) or less)			
OWNER-BUILDER DECLARATION I hereby affirm that I am exempt from the Contractors License Law for the following reason (Sec.7031 California Business and Professional Code: Any City which requires a permit to construct, alter, improve, demolish or repair any structure prior to its issuance also requires the applicant for such permit to file a signed statement that he is a licensed contractor pursuant to the provisions of the Contractors License Law (Ch.9) (Commencing with Sec.7000 of Div.3 of the B. & P. C.) or that he is exempt therefrom and the basis for the alleged exemption. Any violation of Sec.7031.5 by any applicant for a permit subjects the applicant to a civil penalty of not more than five hundred dollars (\$500.00). • I as owner of the property, or my employees with wages as their sole compensation, will do the work and the structure is not intended or offered for sale (Sec.7044, B. & P. C. : The Contractors License Law does not apply to an owner of property who builds or improves thereon, and who does such work himself or through his own employees, provided that such improvements are not intended or offered for sale. If, however, the building or improvements is sold within one year of completion, the owner-builder will have burden of proving that he did not build or improve for the • I am exempt under _____, B. & P. C. for this Dat _____ Owne _____				I certify that in the performance of the work for which this permit is issued, I shall not employ any person in any manner so as to become subject to the workers' compensation laws of California, and agree that if I should become subject to the workers' compensation provisions of Section 3700 of the Labor Code, I shall Dat _____ Applica _____ WARNING: FAILURE TO SECURE WORKERS' COMPENSATION COVERAGE IS UNLAWFUL, AND SHALL SUBJECT AN EMPLOYER TO CRIMINAL PENALTIES AND CIVIL FINES UP TO ONE HUNDRED THOUSAND DOLLARS, IN ADDITION TO THE COST OF COMPENSATION DAMAGES AS PROVIDED FOR IN SECTION I hereby state that there is a construction lending agency for the performance of the work for which this permit is issued (Sec.3907, Civ. C.). Lender's _____ Lender's _____ I certify that I have read this application and state that the above information is correct. I agree to comply with all City and State laws relating to the building construction, and hereby authorize representatives of this city to enter upon the _____ Signature of Owner or Contractor _____ Date _____			
JOB ADDRESS		RECEIPT NO.		DATE		PROJECT NO.	
3106 CLAREMORE AVE		03629850		11/14/19		PLNB46938	
JOB DESCRIPTION						AREA	
Appeal from 3rd Part						0	
OWNER				OCCUPANCY		PLANNING	
ANN M CANTRELL						SINGLE FAMILY	
ADDRESS				ASSESSOR NO.		ZONE	
3106 CLAREMORE AVE						R-1-N	
CITY STATE		ZIP CODE		FSB S		RSB CENSUS TRACT	
LONG BEACH CA		90808-4420				573902	
APPLICANT							
ANN M CANTRELL							
CONTRACTOR							
ADDRESS							
CITY STATE				ZIP CODE		PHONE NO.	
STATE LICENSE NO.				CITY LICENSE NO.			
ARCHITECT/ENGINEER				LICENSE NO.			
ADDRESS							
CITY STATE				ZIP CODE		PHONE NO.	
VALUATION		PRESENT BLDG USE		PROPOSED BLDG USE		BLDG HEIGHT	
0.00						0	
TYPE OF CONSTRUCTION							
APPTHPT							
LEGAL DESCRIPTION							

Paid by: ANN M CANTRELL CK3717

\$112.14 Check (CK)

Application For Appeal

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- Zoning Administrator
- Planning Commission
- Cultural Heritage Commission

Which was taken on the 7th day of November, 20 19.

Project Address: 231 Windsor Way, Long Beach, CA

I/We, your appellant(s), hereby respectfully request that Your Honorable Body **reject** the decision and **Approve** / **Deny** the application or permit in question.

ALL INFORMATION BELOW IS REQUIRED

Reasons for Appeal: Please see attachment

Appellant Name(s): Jesse N. Marquez

Organization (if representing) Coalition For A Safe Environment (CFASE)

Address: 1601 N. Wilmington Blvd., Ste. B

City Wilmington State CA ZIP 90744 Phone 310-590-0177

Signature(s) Jesse N. Marquez Date 11-15-19

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BELOW THIS LINE FOR STAFF USE ONLY

Appeal by Applicant Appeal by Third Party

Received by: CJ Case No.: 1911-15 (APL 19-011) Appeal Filing Date: 11/15/19

Fee: 112.14 Fee Paid Project (receipt) No.: PLNB 46950

Jesse N. Marquez
Coalition For A Safe Environment

Application for Appeal Attachment
11-15-2019

Reasons for Appeal

1. The city is in violation of CEQA by segmenting and piecemealing the LB Cruise Terminal Project into a separate City of Long Beach and Port of Long Beach CEQA projects.
2. All the proposed air quality mitigation measures fail to achieve a no-net-increase in project emissions and cumulative causing the SCAB to remain in federal non-attainment of NAAQS in 4 categories of criteria pollutants. Jeopardizing California's eligibility for \$ 100's of millions of dollars in federal transportation funds.
3. AQ-1 Fails to require the use of currently available Zero Emissions Off-Road Vehicles, CHE and Equipment for construction and terminal operations.
4. AQ-1 Fails to require the use of currently available Zero Emissions On-Road Vehicles for construction and terminal operations.
5. AQ-1 Fails to mandate the Carnival Panorama use of Electric Shore Power or the currently available AMECS Ship Emissions Capture and Treatment Technology.
6. AQ-1 Fails to require the use of currently available Tier 4 Tugboats.
7. City of Long Beach and Carnival have already stated that an Electric Dredging Equipment may not be available.
8. We object to Mitigation Measure AQ-2 Applicant being allowed to purchase or lease unencumbered Emission Reduction Credits in lieu of using currently available Zero Emissions Vehicles, CHE, Equipment and Ship Emissions Capture & Treatment Technologies for the project.
9. The project fails to mitigate project public health, environmental and biological negative impacts from unmitigated emissions and water contamination.
10. The IS/MND No impact Conclusion under construction for public exposure and children exposure at public schools to emissions and hazardous chemicals is wrong. The project will increase emissions and sensitive receptors may have severe and life threatening reactions to slight increases.
11. The project fails to provide mitigation measures for potential ship whale strikes which have already occurred at the Port of Long Beach.
12. The project fails to provide mitigation measures on energy use and does not require solar energy, other alternative renewable energy sources and hydrogen fuel cell energy storage to support the projects 100% energy needs.
13. The project fails to require the cruise ship terminal to be built to a minimum 7.0 earthquake standard. The recently reported active Wilmington Blind Thrust Fault is located under the Port of Long Beach. Reference Port MOTEMS requirements.
14. Your reference to the SCAQMD threshold is irrelevant, AB 32 requires GHG emission reductions and we are requesting the maximum GHG emission reductions using currently available Zero Emissions Vehicles, CHE, Equipment and Ship Emissions Capture & Treatment Technologies for the project.
15. The IS/MND fails to state what sanctions and actions shall be taken if Mitigation Measures are not met and what requirements and measures will be taken to bring project back into compliance within all schedules.
16. The reference to the CAAP standards and measures does not bring into CEQA compliance the LB Cruise Terminal Project.
17. The IS/MND LB Cruise Terminal Project emission inventories are underestimated.
18. The IS/MND fails to meet the requirements of CEQA and we request a full CEQA EIR.

Application For Appeal

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- Zoning Administrator
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- Cultural Heritage Commission

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Project Address: 231 Windsor Way, Long Beach, CA

I/We, your appellant(s), hereby respectfully request that Your Honorable Body **reject** the decision and Approve / Deny the application or permit in question.

ALL INFORMATION BELOW IS REQUIRED

Reasons for Appeal: As lead agency for CEQA purposes, the Planning Commission approved an MND for maritime and onshore improvements to the existing LB cruise terminal. The MND used a faulty baseline to claim that air pollution would be reduced when the largest cruise ship in the world home berths there. MND mitigation measures for air pollution are lax. MND claims metal contaminant levels in sediment are okay for ocean disposal, but lower levels in 2009 were deemed too high for ocean dumping. MND calls for Tier 3 engine tugs but admits no availability. A full EIR is needed to evaluate impacts

Appellant Name(s): Andrea Hricko, Prof. Emerita, USC Keck School of Med

Organization (if representing) Concerned Faculty of USC and UCLA

Address: 2506 21st Street

City Santa Monica **State** CA **ZIP** 90405 **Phone** 310-871-2815

Signature(s) Andrea Hricko **Date** 11-15-19

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Appeal by Applicant Appeal by Third Party

Received by: MC Case No.: 1911-15 (APL 19-011) Appeal Filing Date: 11/15/19

Fee: \$112.14 Fee Paid Project (receipt) No.: PLNB46948

LICENSED CONTRACTORS DECLARATION				WORKER'S COMPENSATION DECLARATION			
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JOB ADDRESS		RECEIPT NO.	DATE	PROJECT NO.			
231 WINDSOR WAY		03630746	11/15/19	PLNB46948			
JOB DESCRIPTION						AREA	
Appeal of PC decision on 1909-08 (SPR 19-026) and the MND						0	
OWNER		OCCUPANCY		PLANNING			
				MIXED USES			
ADDRESS		ASSESSOR NO.		ZONE			
				PD-21			
CITY	STATE	ZIP CODE	FSB	S	RSB	CENSUS TRACT	
						575600	
APPLICANT							
ANDREA HRICKO							
CONTRACTOR							
ADDRESS							
CITY		STATE	ZIP CODE	PHONE NO.			
STATE LICENSE NO.			CITY LICENSE NO.				
ARCHITECT/ENGINEER			LICENSE NO.				
ADDRESS							
CITY		STATE	ZIP CODE	PHONE NO.			
VALUATION	PRESENT BLDG USE	PROPOSED BLDG USE	BLDG HEIGHT	TYPE OF CONSTRUCTION			
0.00			0	APPTHPTY			
LEGAL DESCRIPTION							

Paid by: ANDREA M HRICKO / JOHN R. FROINE!

\$112.14 Check (CK)