

INCLUDES EXHIBITS

FOR  
CITY CLERK  
PUBLIC SPEAKER  
#6

Fwd: WRITING LETTER TO COASTAL COMMISSION REQUESTING  
APPEAL OF APPLICATION NO:0810-11 BE RE SCHEDULED FROM  
SANATA CLARIA TO LONG BEACH LOCATION

**From:** "commonsense-sayssavthefence@fastmail.fm" <cacrewood8@fastmail.fm>  
**To:** cacrewood8@fastmail.fm  
**Date:** Tue, 14 Apr 2009 3:43 PM

4-14-09  
Public Comment  
Larry Goodhue

Attached IS hard copy of this is the Aptil 13,2009 NOTICECE OF APPEAL  
FROM  
COASTAL COMMISSION;

FIND ALSO:Copies of EXHIBITS that have forwarded to the California  
Attorney  
General referenced in my request to have his office INTERVENE IN THE  
MATTER  
AT THE HEARING GIVEN THE:

PUBLIC SAFETY ISSUES INHERENT IN NOT ONLY THE INSTANT CASE(FARMERS  
MARKET)  
BUT AN EARLIER CASE DEALING WITH MARINE STADIUM SECURITY FENCING ISSUES.

THESE HARD COPIES ARE BEING PROVIIDED TO AND PRESENTED TO THE LONG BEACH  
CLERK  
At APRIL 14,2009 MEETING OF THE LONG BEACH CITY COUNCIL.

fyi as this e-mail is being prepared the Coastal Commision used called  
and notified  
me that the here location was changed to San Francisco.Although that  
hopefully will  
be mooted since the City should want to have the hearing down where  
residents  
can attend.

S. Cacrewood 4/14/09

----- Original message -----

**From:** "commonsense-sayssavthefence@fastmail.fm" <cacrewood8@fastmail.fm>  
**To:** [mayor@longbeach.gov](mailto:mayor@longbeach.gov), [pat\\_west@longbeach.gov](mailto:pat_west@longbeach.gov),  
[craig\\_beck@longbeach.gov](mailto:craig_beck@longbeach.gov), [district3@longbeach.gov](mailto:district3@longbeach.gov),  
[phiphil\\_hester@longbeach.gov](mailto:phiphil_hester@longbeach.gov), [derek\\_burnham@longbeach.gov](mailto:derek_burnham@longbeach.gov),  
[cposner@coastal.ca.gov](mailto:cposner@coastal.ca.gov)

**Date:** Tue, 14 Apr 2009 09:06:06 -0700

**Subject:** WRITING LETTER TO COASTAL COMMISSION REQUESTING APPEAL OF  
APPLICATION NO:0810-11 BE RE SCHEDULED FROM SANATA CLARIA TO LONG BEACH  
LOCATION

*A-5 LOB OK*

The above item FARMERS MARKET has been appealed to the Coastal Commission.  
Appeals must be heard within 49 days of filing unless applicant waves said time window.

Since:the appeal process will not halt the event(until permit is denied by Coastal Commission and to AVOID THE COST OF STAFF-and most important of all to allow the impacted public to testify)...the best interest of all is for your office to request the matter be rescheduled for Long Beach.

The June meeting of the Coastal Commission will be in Los Angeles--though perhaps the Commission could be enticed to site it in Long Beach if someone could sharpen their #2 pencils.Perhaps as a gesture of good will-you might entice Jet Blue to offer a special rate--SINCE YOU HAVE SUCH REPORT WITH JET BLUE!!!

FYI:Because of the specter of another Santa Monica Farmer's Market type SLAUGHTER,and the lack of due diligence on the part of to many,including your planning commission-and staff,I HAVE taken the unusual step of asking the ATTORNEY GENERAL OF CALIFORNIA TO HAVE HIS OFFICE INTERVENE DIRECTLY..to avoid such SLAUGHTER.

Laurence B Goodhue



[cacrewood8@fastmail.fm](mailto:cacrewood8@fastmail.fm)

--

[cacrewood8@fastmail.fm](mailto:cacrewood8@fastmail.fm)

## CALIFORNIA COASTAL COMMISSION

SOUTH COAST DISTRICT  
PO Box 1450  
200 Oceangate, 10th Floor  
LONG BEACH, CA 90802 4110  
(562) 590-5071 FAX (562) 590-5084  
[www.coastal.ca.gov](http://www.coastal.ca.gov)

**COMMISSION NOTIFICATION OF APPEAL**

DATE: April 13, 2009  
TO: Lynette Ferenczy, Planner  
City of Long Beach, Department of Planning and Building  
333 West Ocean Blvd.  
Long Beach, CA 90802  
FROM: Charles Posner, Coastal Program Analyst  
RE: **Commission Appeal No. A-5-LOB-09-062**

Please be advised that the coastal development permit decision described below has been appealed to the California Coastal Commission pursuant to Public Resources Code Sections 30603 and 30625. Therefore, the decision has been stayed pending Commission action on the appeal pursuant to Public Resources Code Section 30623.

Local Permit #: **0810-11**  
Applicant(s): **City Of Long Beach, Dept. Of Parks & Rec., Attn: Lee Ostendorf**  
Description: **Substantial Issue hearing for an appeal of City of Long Beach Local Coastal Development Permit No. 0810-11, approved with conditions to establish a weekly (each Wednesday) Farmers Market with crafts and ready eat food vendors in the northern portion of the parking lot of Marine Stadium.**  
Location: **5255 Paoli Way (Marine Stadium), Long Beach (Los Angeles County)**  
Local Decision: **Approved**  
Appellant(s): **Mr. Laurence Goodhue**  
Date Appeal Filed: **4/2/2009**

The Commission appeal number assigned to this appeal is A-5-LOB-09-062. The Commission hearing date has been tentatively set for May 6-8, 2009 in Santa Rosa. Within 5 working days of receipt of this Commission Notification of Appeal, copies of all relevant documents and materials used in the City of Long Beach's consideration of this coastal development permit must be delivered to the South Coast District office of the Coastal Commission (California Administrative Code Section 13112). Please include copies of plans, relevant photographs, staff reports and related documents, findings (if not already forwarded), all correspondence, and a list, with addresses, of all who provided verbal testimony.

A Commission staff report and notice of the hearing will be forwarded to you prior to the hearing. If you have any questions, please contact Charles Posner at the South Coast District office.

cc: City Of Long Beach, Dept. Of Parks & Rec., Attn: Lee Ostendorf

*SANDOVAL LIES*

Mark Sandoval/PR/CLB

To "Chuck Posner" <cposner@coastal.ca.gov>

cc "Gary Timm" <gtimm@coastal.ca.gov>, "Teresa Henry" <thenry@coastal.ca.gov>, Phil Hester/PR/CLB@CLB, Julie Maleki/CH/CLB@CLB

12/21/2007 06:10 AM

bcc

Subject RE: MARINE STADIUM FENCE

History: This message has been forwarded.

Chuck:

Attached is the conceptual plan:



stadium fence.overview.ppt

This will enhance access, and we have open beach all over the City, so security is not an issue except to Larry Goodhue. In addition, we did a survey, and the majority of the adjacent homeowners want it down in the area want to take it down.

Let me know what you think.

Mark

"Chuck Posner" <cposner@coastal.ca.gov>



"Chuck Posner"  
<cposner@coastal.ca.gov>

To "Mark Sandoval" <Mark\_Sandoval@longbeach.gov>

cc "Gary Timm" <gtimm@coastal.ca.gov>, "Teresa Henry" <thenry@coastal.ca.gov>

12/20/2007 09:06 AM

Subject RE: MARINE STADIUM FENCE

Mark – The placement and/or the removal of a structure (in this case the fence) is development, so the project needs to be permitted through the coastal development permit process. The fence is also located between the first public road and the sea, so there is definitely a coastal access issue. The permit process will be the proper venue for determining whether Larry Goodhue's issues (the fence being a protected recreational boating facility and public safety) are legitimate Coastal Act concerns. We need to determine whether the fence is in the Commission's or the City's permit jurisdiction, or both. I'd like to see the plans, if possible.

**Charles R. Posner**  
Coastal Program Analyst  
California Coastal Commission  
200 OceanGate, Suite 1000  
Long Beach, CA 90802  
(562) 590-5071  
cposner@coastal.ca.gov

-----Original Message-----

# The importance of a fence

## Residents must decide what to do with a chain-link fence surrounding Marine Stadium

By Joe Segura  
Staff writer

A fence is a fence is a fence. That's not necessarily so at Long Beach Marine Stadium, where recreation officials are looking at changing, removing or retaining a chain-link fence.

Mark Sandoval, manager of the marinas and beaches, has launched a survey of residents near the Marine Stadium — those who live between Paoli and Appian ways.

Among the options the residents can choose:

Keep the fence the way it is; remove the fence; remove the fence only from the launch ramp gate arm to the end; replace the fence with a decorative fence; or replace only one section — yet to be determined — with a decorative fence.

Removing the whole fence could cost \$50,000, and removing the fence just at the launch ramp could cost \$22,000, Sandoval noted in a "Dear Marine Stadium Neighbor" letter dated April 25.

Introducing a new decorative fence would cost about \$300,000, Sandoval said.

Sandoval also said in the letter that he and 3rd District Councilman Gary DeLong, along with the councilman's staffers and Marine Bureau officials, have been discussing the "aged look" of the fence, adding that a resident survey indicates "a desire to remove the fence completely, and not replace it."

In an interview, Sandoval added the project would be prioritized with other shoreline projects, and the funding could come from the Tidelands fund.

"This could be a high priority, depending on what the residents want," Sandoval said, adding

*MARK SANDOVAL*

Community activist Larry Goodhue thinks the chain-link fence is just fine and functional.

"There's nothing wrong with the structural integrity of the fence," he said.

But he also acknowledged there is a blandness to it.

"It's not the sexiest thing in the world," he said.

That's DeLong's theme.

"It's not aesthetically appealing," the councilman said, adding that the fence is not the type of fence most homeowners would want in their back yard.

Goodhue, however, argues that removal of the fence could create several hazards for the residents — some that involve children.

Without the fence, Goodhue sees children wandering into the street.

Worse yet, Goodhue sees the possibility of children wandering into the Marine Stadium water.

"Take down the fence — they'll go into the water," he said.

Other hazards, according to Goodhue, involve security.

He predicts that visitors to the area will park along Appian Way and walk through the passages between the homes to get to the Marine Stadium area.

Some visitors, who now leave debris at the four pedestrian entrances, will do the same on private properties, Goodhue predicts.

"That problem will increase 88 times," he said, referring to the number of homes that would be subjected to pedestrian traffic.

John and Linda Sumpter, who live on Appian Way, have encountered that problem, as stadium visitors trespass on their property often.

"We get too much traffic walking between our houses now," said John Sumpter, emphasizing

Sumpter said he wants a fence in place — either the original or a nicer version — similar to one placed near Colorado Lagoon a few years ago.

Goodhue also warned that some visitors will begin scoping out the homes, which are nuzzled close to the walkways, for possible burglary opportunities.

While there's a petition against removing the fence, not everyone shares Goodhue's views.

John Dunster, for instance, wants a better-looking fence.

"It's an aesthetic thing," he said.

Dunster explained that the view of the Marine Stadium water channel is blocked by the chain-link fence.

"After a while it takes away from the view," he said.

Goodhue's concerns stem, in part, from a love of the Marine Stadium facility — where he rowed twice a day for 14 years, from 1981 to 1995.

He served as president of the Long Beach Rowing Association from 1984 to 1986.

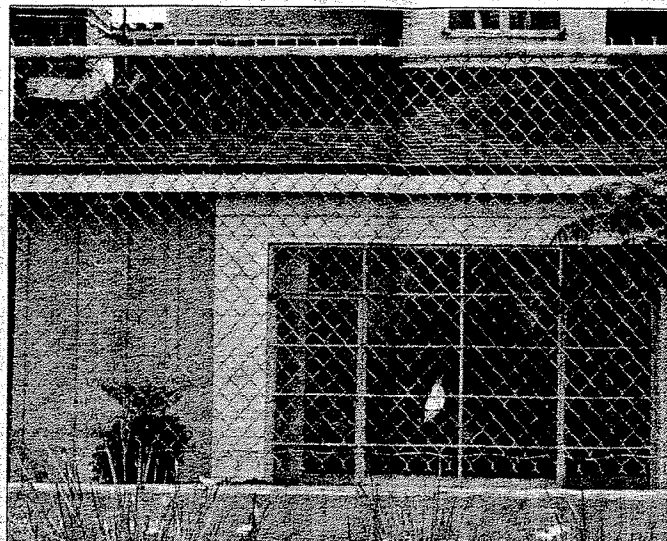
And for just under a decade, from 1986 to 1995, he was involved in the process of getting the stadium designated — by the city and state — as a historic resource.

The fence was installed in 1933.

The city erected the fence on the advice of an organizing committee, enclosing the entire rowing course with the chain-link fence and trees.

The project made it the only stadium in the world designed for only rowing and boating, according to city officials at the time. The rowing course is a mile and a quarter long.

Marine Stadium was built for the 1932 Summer Olympics. The adjacent Alamitos Bay, which is part of the stadium waters, was used for practice by Olympic rowing contestants.



Photos by Kevin Chang / Staff

The majority of the chain-link fence around Marine Stadium is intact and stands above. A pedestrian walkway facing Appian Way, below, is one of 22 walkways that impact 88 homes in the area. Only four walkways are currently open to pedestrians. Some community members fear that if the chain-link fence is removed it will create a host of security and safety issues and increase pedestrian traffic in the area.

*50 Does Goodhue*



ON THE COVER: Larry Goodhue, a community activist, holds out a portion of the 6-foot-tall, 74-year-old chain-link fence that surrounds

*GOODHUE HAS ALLOWED HIS PROPERTY TO BE USED FOR THE PROJECT*



OFFICE OF THE CITY ATTORNEY  
Long Beach, California

*SANDOVAL (re)*

ROBERT E. SHANNON  
City Attorney

HEATHER A. MAHOOD  
Chief Assistant City Attorney

MICHAEL J. MAIS  
Assistant City Attorney

PRINCIPAL DEPUTY

Dominic Holzhaus  
Anne C. Lattime  
Monte H. Machii  
J. Charles Parkin

C. Geoffrey Alfred  
Gary J. Anderson  
Richard E. Anthony  
Amy R. Burton  
Christina L. Cheed  
Randall C. Fudge  
Charles M. Gale  
Barbara J. McTigue  
Barry M. Meyers  
Cristyl Meyers  
Howard D. Russell  
Tiffani L. Shin  
Linda Trang  
Theodore B. Zinger

February 19, 2009

Laurence B. Goodhue  
P.O. Box 14464  
Long Beach, CA 90803

Re: Your Records Request Dated February 10, 2009  
Our File No.: A09-00471

Dear Mr. Goodhue:

In response to your request for records dated February 10, 2009, Mr. Sandoval does not have any responsive records. We interpreted your request broadly to include any public records that the City may have that relate to your request, and copies are attached to this response. As you may know, the City is currently preparing an environmental impact report that will address historical resource issues. Additional documents and other information may be generated in this process.

Very truly yours,

ROBERT E. SHANNON, City Attorney

By: *Dominic Holzhaus*  
Dominic Holzhaus, Principal Deputy

Attachments

cc: Arturo Macias-Pedroza  
DTH: rjr #A09-00471  
L:\Apps\CtyLaw32\WPDocs\D019\P009\00157911.DOC

# Alert on Long Beach's waterfront



**DOUG  
KRIKORIAN**

Boaters — is going to be narrowed up to 90 feet if the city of Long Beach has its way.

Indeed, Joan Van Blom, a

three-time Olympic rower who at the 1976 Montreal Games became the first American female to medal in the sport when she earned a silver in the single scull, is normally a soft-spoken, mild-mannered person of exemplary composure.

But when she called to voice her complaints about the Marine Bureau's proposed expansion of boat slips and docks in the basins three and

four sections of Alamitos Bay, I couldn't believe this was the same sweet, gentle, even-tempered lady I'd interviewed on occasions across the years.

Well, actually, she was, but this version of Joan Van Blom, albeit still maintaining



**Van Blom**

a dignified demeanor, was steadfast in her objections, firm in her complaints and resolute in her outrage.

"Long Beach designates itself as the 'Aquatic Capital of the World,' and yet it would like to take away two acres of waterway that would cause horrible crowding and even be quite dangerous," says Van Blom, who resides with her husband, four-time Olympic rowing competitor

John Van Blom, in Belmont Heights.

"This definitely will take away needed racing and practice lanes, and will have a negative effect on the four rowing entities that use them on a regular basis — the Long Beach Rowing Association, the Long Beach Junior Crew, the Long Beach State men and women rowing teams

**DOUG/B6**

back to you," he promised.

"From our perspective, we're designing the marina to cover up space that isn't in use at this time," says Mark Sandoval, manager of Long Beach's marinas and beaches who's overseeing the proposed project. "It's not something they (the rowers) have access to anyway."

Joan Van Blom disagrees.

"We feel violated and ignored," says Van Blom. "I understand it's being done to raise more money for the city. But aren't there other ways they can raise money?"

Well, for sure, one way is for those sophisticated economists at City Hall who invested \$25.8 million with Lehman Brothers a week before it filed for bankruptcy to be slightly more careful in their next brilliant foray — eh, folly — into the esoteric world of high finance.

Joan Van Blom also wonders about the legality of Sandoval's plan, considering Marine Stadium long ago was designated an historic landmark because of it having been the rowing venue for the 1932 Olympics in Los Angeles.

"We've had a firm look into that, and we've been told that the historic designation doesn't extend beyond the Davies Bridge," says Sandoval.

To which Joan Van Blom counters, "In 1993, Marine Stadium was designated by the city as a Long Beach historic site in the same form that it was at that time. And that includes the Alamitos

objections.

"Before we do anything we must have approval from the Planning and Coastal Commissions," says Sandoval.

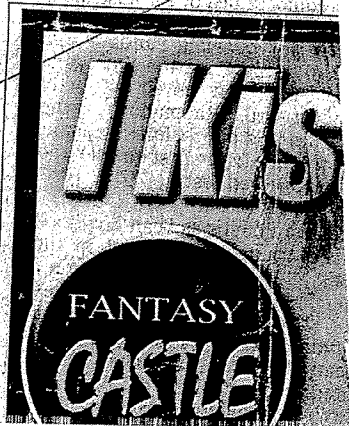
And Joan Van Blom promises that she and a lot of other people will bombard members of those august agencies with their opinions.

"You would think that Long Beach would be doing everything within its power to make sure there continues to be enough room for those who use the Alamitos Bay waterway," says Van Blom, who still competes in masters rowing events and is a lifetime member of the Long Beach Rowing Association because of her Olympic involvement.

"I'm really disheartened that we're facing the prospect of losing so much space. It's just not right. It really angers me ..."

No kidding.

doug.krikorian@presstelegram.com



*See ATTACHED letter FROM CITY HALL*

Jenny Ernest  
5281 E. 4<sup>th</sup> St.  
Long Beach, CA 90814

December 8, 2008

City of Long Beach  
Department of Development Services  
333 W. Ocean Blvd.  
Long Beach, CA 90802

RE: Application to Establish a Weekly Farmers' Market in Marine Stadium Parking Lot

Dear Planning Officer:

I am writing to express my view regarding the above referenced application. I have lived in Alamitos Heights for 15 years and have served on the Alamitos Heights Improvement Association (AHIA) Board for eight of those years.

I was quite surprised when I received a Notice of Public Hearing and saw the applicant was named as AHIA, c/o Lee Ostendorf, with the listed address as Ms. Ostendorf's private residence. I called the home of the AHIA president, Bill Thomas, and spoke with Shirley Thomas, Bill's wife and also an officer of AHIA. I asked if the AHIA Board was aware of this action. Shirley expressed surprise and said the only recollection she had was back in the summer Lee made an announcement that she intended to operate a farmers' market and would donate some of her profits to AHIA, a non-profit 501(c)(4) public benefit corporation.

Through my research, I have learned that the Department of Agriculture ("the Department") oversees the operation of farmers' markets. The Department requires that farmers' markets must be sponsored by either: (1) a municipality, (2) a certified farmer, or (3) a non-profit entity.

I found that non-profits have traditionally been involved in this endeavor to promote local farmers and to bring fresh food to communities that may not have access to fresh food sources within a reasonable distance. Their involvement is typically community oriented rather than profit driven.

When non-profits make the determination they wish to sponsor a farmers' market, they establish an advisory board to oversee all activities of the business, set a salary for a market manager and other personnel as needed (e.g. bookkeeper, web master etc.). The market manager is responsible for presenting monthly financial reports to the advisory board. In the case we are discussing today, the non-profit did not decide to enter into the business of operating a farmers' market and hiring a market manager. Ms. Ostendorf, chose the non-profit.

FARMERS  
MARKET  
UNCLEAR  
HANDS



I want to be very clear about the fact that I am not opposed to the farmers' market. I frequent the market often and enjoy the fact it is within walking distance of my home. I think it is a great addition to the surrounding neighborhoods. What I do object to is Ms. Ostendorf filing the application for her private business in the name of AHIA rather than filing in her own name. I was told she is a certified farmer and thus eligible under the Department of Agriculture rules to run the business in her own name.

A recent email I received from Mr. Thomas, indicated Ms. Ostendorf intends to make an annual donation of her net profits to AHIA, after expenses including her fees are paid. Ms. Ostendorf wishes to make a donation to AHIA, she is welcomed to do so, but please do not involve the AHIA in this business.

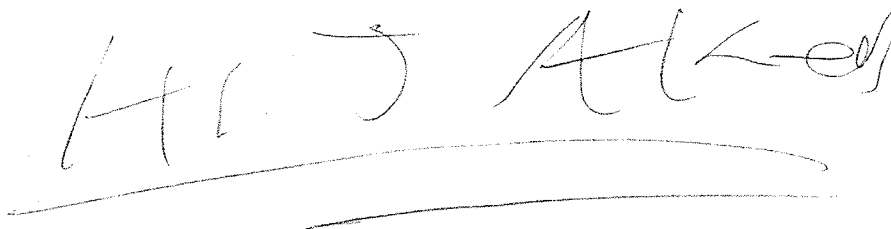
I have spoken to five former AHIA board members about this situation. Among them were a past president and a former city official from a surrounding city. All expressed concerns and felt Ms. Ostendorf's actions were inappropriate and troubling. I also spoke with a neighbor who is a contract attorney, and she too expressed an opinion that this action was not right. I contacted two local non-profits who operate farmers' markets. I spoke with a farmers' market manager all in an effort to gather information to validate my intuition that Ms. Ostendorf's actions were inappropriate.

In summary, I support the farmers' market and I want it to continue. I am requesting the application be amended to reflect Ms. Ostendorf as the applicant rather than the Alamogordo Heights Improvement Association.

Thank you for giving me the opportunity to share my concerns with you today.

Sincerely,

  
Jenny Ernest

  
H. J. Alford