

**November 10, 2020  
City Council Meeting  
Public Comments**

**Public Comments**

**Non-Agenda Item**

## **Pamela Coleman**

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**From:** Jess Barber <jessica.baguley@gmail.com>  
**Sent:** Friday, November 6, 2020 1:46 PM  
**To:** CCpubliccomment  
**Subject:** Public Comment Non-agenda Item 11/10

I would like to comment about the continued spraying of harmful pesticides in the Santiago Hills area.

### **Parks:**

Yellow signs were posted on Wednesday, October 7th that the city would again be spraying Speedzone on Friday, October 9th in the Santiago Hills area. As you know, Speedzone is made up of 2,4-D, which is the same active ingredient in Agent Orange. Shockingly, the landscapers also posted a sign at the entrance of Santiago Hills Park that they would be spraying there too. As you know, this park has been designated pesticide-free for over a year now so I was extremely disappointed to see this. I brought this to city staff's attention and they had the sign removed and confirmed it was placed in error. But why is it my responsibility to supervise the landscaping in Santiago Hills? Had I not contacted city staff, would the landscapers have doused the park in Speedzone?

Everytime I visit Santiago Hills Park with my young son, I am extremely grateful that my local park is pesticide-free and safe, but it breaks my heart that many other children in Orange are being continually poisoned by the negligence of city staff -- all for the sake of killing weeds. I beg you to direct city staff to do the right thing and stop the spraying of Speedzone and RoundUp in all of our city parks immediately.

### **Santiago Hills Landscaping Area:**

On the topic of negligence, on Wednesday, October 21st, signs were posted in multiple areas of Santiago Hills that the city would be spraying RoundUp (in the generic form Ranger Pro) on Friday, October 23rd in the SAME areas that were doused in Speedzone two weeks prior. I can only speculate that they planned to spray RoundUp on the grass areas in order to KILL the grass for their upcoming renovations (RoundUp should not otherwise be sprayed on grass as it kills the grass, along with weeds). I cannot understand why they would re-spray the same areas they had just doused two weeks prior. Additionally, rain was clearly in the forecast for the weekend immediately following this date, as the roofing company at my condo complex had already called off their work for October 23. If these toxic chemicals are sprayed on turf and it doesn't dry properly or worse, if it rains and the chemicals rain run-off, we are at an even greater risk to the effects of these carcinogenic chemicals. Again, I had to bring the weather forecast to city staff's attention and they reluctantly waited until the early hours of October 23rd to call off the spraying. It is not my responsibility to ensure your own RFB 20-21.5 is enforced. How are we to trust these non-elected city staff members and the landscaping company do their jobs properly to ensure the safety of us, our children, and our pets?

As a resident of Santiago Hills, I opt-in to receive sporadic updates from city staff. In an email on October 21, they shared that the recent landscaping bid from Nieves came in under budget. At a community town hall in September 2019, a vocal majority of attendees expressed interest in organic landscaping methods to be tested in our area. Why were no organic pesticides included onto this bid? The Parks Department were not elected by us and they do not even live in Orange, yet they seem to have a lot of power when it comes to managing how our property taxes are spent. As a homeowner, I demand better from my landscaping area, and I know my belief is shared by many neighbors.

I turn to you, our elected representatives, to do better. You have the power to instruct city staff to 1) immediately stop the use of Speedzone and RoundUp in our city and 2) do their jobs to supervise the landscaping in the area.

Thank you,  
Jessica Barber



**From:** Janice Brownfield <janicebrownfield@hotmail.com>  
**Sent:** Sunday, November 8, 2020 5:18 PM  
**To:** CCpubliccomment  
**Subject:** Public Comment Non-Agenda Item

On Monday, November 2nd, the Fullerton City Council voted to pursue Community Choice Energy (CCE) and join the City of Irvine to create a new nonprofit Joint Powers Authority (JPA), tentatively named the Orange County Energy Authority.

On January 9<sup>th</sup> Irvine invited each city in Orange County to meet and discuss options to develop a JPA and launch a CCE program. Fullerton and Irvine are among numerous cities in Orange County exploring CCE as a way to help stabilize electricity rates and accelerate clean energy to all of their residents and businesses. Two feasibility studies pre-COVID and during-COVID found that CCE could save Irvine consumers \$7.7 million a year in energy costs. Irvine could save \$120,000 in municipal electricity costs, and receive \$10.6 million in annual revenue.

Like other CCEs and JPAs in California, they expect to reinvest the excess revenue into their communities, unlike Edison, the for-profit investor-owned utility. To increase its profits, Edison has requested a 14.4% residential rate increase effective in January.

At minimal cost, Orange could input the city's electricity load data into Irvine's feasibility studies to determine the amount of savings over Edison's current and projected rate increases. Orange could also contact Sustain SoCal about its CCE Aggregated Feasibility Study that offers municipal governments the opportunity to assess the potential impact of CCE on their cities at a fraction of the cost of a traditional feasibility study.

Besides pursuing CCE, the Irvine City Council is also discussing the Scope of Work for a Climate Action and Adaptation Plan. While not explicitly required by law, Irvine is thinking ahead with a climate plan to set goals and achieve greenhouse gas emission reductions in preparation for additional regulatory requirements being considered by the State of California.

## Pamela Coleman

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**From:** Bustamante-Pixa, Cecilia <Cecilia.Bustamante-Pixa@stjoe.org>  
**Sent:** Monday, November 9, 2020 2:15 PM  
**To:** CCpubliccomment  
**Cc:** Ross, Barry; janicebrownfield@hotmail.com; mayor@markamurphy.com; councilinfo  
**Subject:** [BULK] Public Comment Non-Agenda Item  
**Attachments:** City of Orange CCE support letter 2020.pdf  
  
**Importance:** Low

Dear Mayor Murphy and Council:

Please see the attached letter from St. Joseph Hospital regarding the Community Choice Energy Program.  
Thank you for your consideration.  
Sincerely,

Cecilia

**Cecilia Bustamante Pixa, MPH, MHCML**  
**Director, Community Health Investment**

St. Joseph Hospital of Orange  
1100 W. Stewart Drive, Orange, CA 92868  
T: (714) 771-8000 Ext. 17535  
[www.sjo.org](http://www.sjo.org)

St. Joseph Health   
St. Joseph Hospital



*I love Love and I let Love, love through me. Father Jean-Pierre Medaille*

November 9, 2020

**RE: Support for Study of Community Choice Energy (CCE)**

Dear Mayor Murphy and Council:

St. Joseph Hospital of Orange encourages the City to take a leading role with a formal study of Community Choice Energy. CCE has the potential to help Orange County businesses have local control over our energy future; help stabilize or reduce our rates; purchase more locally produced energy; including higher renewables; and provide St. Joseph Hospital with additional freedom to choose the source of our electricity.

As Pope Francis reminds us in his 2015 encyclical on climate change, *"The climate is a common good, belonging to all and meant for all. At the global level, it is a complex system linked to many of the essential conditions for human life."*

In this interconnected world, we all need to do our part to protect the health of the planet and everyone on it. The U.S. health care system, in particular, has a major role to play. Collectively, health care in this country generates 10% of all greenhouse gases produced in the United States. That's why Providence St. Joseph Health is committed to operating more sustainably. Our goal is to consume 30% less energy by 2025 and achieve carbon neutrality by 2050. It's part of our vision to promote health for a better world.

Climate has a huge impact on the health of our residents. The Climate Change and Health Profile Report for Orange County published by the Department of Public Health in 2017 provided projections for how Orange County may be affected by climate change.

The average temperature is expected to rise in Orange County by 6.1 degrees if no change occurs in carbon emissions. This will create many more days of heat events that will have a severe impact on the very young and very old. Sea level rise in Orange County is projected to increase 66 inches by the end of the century, resulting in severe flooding. Wildfires will continue to destroy an increasing amount of natural habitat and homes.

We are requesting your support of the Community Choice Energy Program as a way to support us and the entire community in reducing carbon emissions, creating a healthier environment, creating jobs and reducing energy costs.

Sincerely,



Cecilia Bustamante Pixa, MPH, MHCML  
Director, Community Health Investment  
St. Joseph Hospital, Orange

CC: Mark A. Murphy, Mayor [mayor@markamurphy.com](mailto:mayor@markamurphy.com)  
Mike Alvarez, Mayor Pro Tem [councilinfo@cityoforange.org](mailto:councilinfo@cityoforange.org)  
Kim Nichols, Councilmember [councilinfo@cityoforange.org](mailto:councilinfo@cityoforange.org)  
Chip Monaco, Councilmember [councilinfo@cityoforange.org](mailto:councilinfo@cityoforange.org)

## Pamela Coleman

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**From:** Barbara Ryan <barbara\_jerome@yahoo.com>  
**Sent:** Tuesday, November 10, 2020 8:56 AM  
**To:** CCpubliccomment  
**Subject:** Public Comment November 10 2020  
**Attachments:** City council pay.pdf

My name is Jerome Ryan and my address is on file. Thank you for your time tonight.

On November 12, 2011, this City Council adopted Ordinance No. 17-11, which eliminated all compensation received by City Council members elected in or after November, 2012.

I truly believe this policy of no pay for City Council members was brought about in a spirit of sacrifice, service and altruism.

The current No-Pay policy does have a drawback as only people fortunate enough to not require a regular paycheck will be able to serve on this council. I think it is time the policy Ordinance No. 17-11 should be amended or removed to allow City Council members receive at least a small amount, any Council person that is able to forego their pay can donate their unwanted wages to local charities or add it back into the City budget.

I want to thank this City Council for its hard work and ask for the City council tonight to forward a motion to re-instate all pay to City Council members.

Thank you

## Pamela Coleman

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**From:** Kimberly Walker <kimwalkerod@gmail.com>  
**Sent:** Tuesday, November 10, 2020 12:52 PM  
**To:** CCpubliccomment  
**Subject:** public comment non-agenda item

Hello City Council,

I am writing again to express concern about the management of the Santiago Hills landscape management district. After our most recent community meeting regarding the district (November 2019) we were presented with several different plans for landscaping renovation in the area to more drought tolerant plants. The community was able to voice our concerns as well. During the meeting there were many people that expressed concern about the use of herbicides and pesticides some of which are known carcinogens in the state of California (mainly Roundup and Speedzone). We have tests that prove that the children in our neighborhood had Roundup in their small bodies, which is terrifying and wrong! Because of this, the city agreed to make Santiago Hills park "non-toxic", which we applaud and are so proud of. There is even a sign that tells visitors that our park is now maintained without pesticides or herbicides. The sign could be larger, but I am just happy there is a sign at this point.

The community was under the impression that after the meeting there would be follow up from the city and transparency on the decision making regarding how the district would be maintained in the future. We thought we would be brought back into the discussion after comments post-meeting were gathered and involved in the decisions going forward.

There was very little transparency after the meeting. We received an email which was basically a summary of the meeting and the renovations that would take place but we did not have access to the public comments. We also were not involved when it was time to rebid the contract and choose a winner.

I am very disappointed and angry that a contract was chosen with Nevis landscaping to continue to spray synthetic chemicals around our neighborhood in large quantities. There was no transparency on this decision with the community at all. Were there bids for organic maintenance or simply no use of pesticides or herbicides similar to our park? If so, what was the delta? Nevis seemed to be coming in under budget for this contract, why not use the extra money to take away the use of TOXIC chemicals that many of us who are paying for it DO NOT WANT! I was even more horrified to see large quantities of Roundup being sprayed over turf in order to kill it prior to removal for renovation. When we were choosing a renovation option, nowhere in the information was the mention of massive amounts of Roundup needed to kill the existing plant life. There has to be a better way? The city is basically killing the plants but also killing the soil underneath. Also the removal of very old pepper trees concerns me because these trees thrive in our area and provide much needed shade. They are being replaced with a slow growing strawberry tree that will not provide shade for decades.

This city has shown complete disregard for the desires of the community in this situation. This is our money and there should be more transparency in the decision making. We are demanding that the use of these harmful chemicals stop being used around our homes. If our beautiful park can successfully be maintained without these chemicals, why can't the community of Santiago Hills?

Sincerely  
Kimberly DeLehman,

# Public Comments

## Item 7.4

**Pamela Coleman**

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**From:** Steven Freeman - OPL Trustee <steve@opltrustee.com>  
**Sent:** Tuesday, November 10, 2020 10:58 AM  
**To:** CCpubliccomment  
**Subject:** Public Comment Item #7.4

Honorable Mayor and Councilmembers,

As the Chair of the Library Board of Trustees, I would like to express the Board's gratitude for the Tannas Family's years of support for our Library, and for their generous donation to rehabilitate the Children's Courtyard into a Children's Garden space.

We appreciate the Library Foundation's years of work, along with staff, and look forward to seeing a space at our main library where children and parents can sit together outdoors in a garden environment, reading to each other, or just learning about different plants and works of art on display.

**Steven Freeman**

Trustee, Orange Public Library

E-MAIL: [steve@opltrustee.com](mailto:steve@opltrustee.com)



[www.cityoforange.org/library](http://www.cityoforange.org/library)



# Public Comments

## Item 11.2

## Pamela Coleman

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**From:** Orange City STRs <orangecitystr@gmail.com>  
**Sent:** Saturday, November 7, 2020 8:52 PM  
**To:** CCpubliccomment  
**Subject:** 11/10 Public Comment - Agenda Item 11.2 (support)

Honorable Mayor Murphy and City Council Members,

My name is Susan Tillou and I lead the STR Homeowners group in Orange. Our group would like to thank all of you and the City Staff once again for your openness to work with us on the drafting of this new ordinance amending Title 5 of the Orange Municipal Code to allow short-term rentals.

We are grateful for the great collaboration which has also caught the attention of STR associations around the country, including Huntington Beach, Las Vegas, Portland, Denver, Asheville North Carolina and Annapolis Maryland.

Tonight, our group would like to call your attention to the specific code recommendations we shared in an email of Oct 26th, and which was also included as a reference to this agenda item.

Our recommendations include consideration for reasonable response time and ability to resolve issues without needing to be at the property in-person, COVID-compliant processes like electronic consent for House Rules, and suggestions for tightening up some 'open-ended' language.

We'd like to specifically call-out our recommendations in the section on minor and major offenses. Our alignment on these infraction tiers, fines and a potential appeals process are crucial to laying a foundation that will enable us to succeed as small businesses while at the same time weeding out bad actors - our shared primary goal.

Thanks for your consideration, and we remain available to any of you to discuss further edits as we move toward a final version of the STR ordinance.

Best regards

Susan

**From:** Kathryn Levassiur <levassiurk@gmail.com>  
**Sent:** Sunday, November 8, 2020 1:56 PM  
**To:** CCpubliccomment  
**Subject:** Agenda Item 11.2 - Support

Re: Support of Agenda Item 11.2 – Short term rental businesses

Good evening Mayor Murphy and council members. My name is Kathryn Levassiur. For the past 21 years I have been a resident of Huntington Beach and have lived continuously in Orange County since 1959. I am a short-term rental operator in HB and am the leader of Huntington Beach STR Alliance (HBSTRA). I have no business interests in the City of Orange. My husband and I are seniors who rely on the STR income we receive from our business. That income helps us to stay in our home as we “age in place”, maintain our home and pay our property taxes. We have hosted the same guest from Hawaii several times who always stays in an Orange STR near her alma mater, Chapman University and then stays in our HB STR to be only a few doors away from her daughter and her family. This is just one of hundreds of stories that I could personally share with you about my outstanding STR guests.

Speaking on behalf HBSTRA, we support the City of Orange City Council and the city’s STR stakeholders (who have firsthand knowledge and experience) in implementing a fair and reasonable STR ordinance that requires obtaining permits, collecting and remitting TOT and abiding by common sense rules that promote good neighborliness. We promote allowing guest street parking in front of STR property.

You might say that Huntington Beach is a coastal town and therefore more reliant on tourism revenue than the City of Orange is. The reality is that all Orange County cities are reliant on tourism, due to our shared proximity to Disneyland and other nearby global destinations.

Our city is also working on a STR draft ordinance. HBSTRA wholly applauds the time and efforts by the City of Orange Planning Commission, its City Council and STR stakeholders to create a strong ordinance to tax and regulate vacation rentals in your beautiful city.

Thank you for your time this evening.



Sincerely,

Kathryn Levassiur  
Huntington Beach Short-Term Rental Alliance

Email: [info@hbstra.org](mailto:info@hbstra.org) | Website: <https://www.hbstra.org/>

## Pamela Coleman

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**From:** Betsy Davis <rvtraveler2@roadrunner.com>  
**Sent:** Sunday, November 8, 2020 3:06 PM  
**To:** CCpubliccomment  
**Subject:** Public Comment Item #11.2 = Short Term Rentals

To the Orange City Council members

RE: Ban on short term rentals

When I moved to Orange 7 years ago from my home in Irvine of 36 years, I found the house of my dreams. Cute little one-story house in a little tucked away quiet neighborhood. I'm in my 70's and my husband is in his 80's. I knew at the time that the house next door was a rental. I, too, had rented several houses in my lifetime. No big deal.

Well, the house next door turned into a short term rental. Apparently they can get so much more money as a STR than renting it out. I want to be clear.....you have NO idea what it is like living next door to a STR until it's you! It's just awful!! It turns your life and well being upside down.

There seems to be a "trend" going on where young people get together and rent these STR's and invite their friends over and simply party. And the consequences to the people living around these houses is devastating. I could go on and on and on of the effects but you people have already heard of what they are. It is everything you have heard of and more. Our anxiety level is off the charts! Short of getting on drugs to cope, we're left with the option of moving. Thinking we would have to disclose the house next door as a STR, our chances of getting a fair price is not good. Nobody, knowing the house next door is a short term rental, would want to buy. This is such a sad situation to be in.

I have rented STR houses in Hawaii, Chicago, and Denver. Really nice places. This is different. The people that rent the 4 bedroom house next door to me are loud (13+people drunk and shouting); parties almost every night; loud music; smoking drugs (I can smell it coming in my windows); trash thrown all over my yard, sidewalk and the street; cars parked everywhere in all directions, blocking our driveways; different people coming and going all day and all night; people up on your private property front lawn taking pictures.....etc. The neighbors and myself have called the police multiple times and nothing changes. Like I said previously, you have NO idea what it's like until it's YOU that lives next to one.

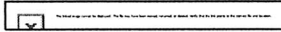
I urge you all to put a **ban on short term rentals** in the residential neighborhoods in the city of Orange.

Something needs to be done and soon. Thank you for your time and for listening.

Respectfully,

Betsy Davis

**From:** noreply@granicusideas.com  
**Sent:** Sunday, November 8, 2020 9:21 PM  
**To:** Pamela Coleman; Jennifer Connally  
**Subject:** New eComment for City Council



## New eComment for City Council

Kasra Jafroodi submitted a new eComment.

Meeting: City Council

Item: 11.2. Public Hearing to consider Introduction and first reading of an Ordinance of the City Council of the City of Orange Amending Title 5 of the Orange Municipal Code by Adding Chapter 5.94 regulating the licensing and establishment of short term rental businesses in the City and amending Title 17 by adding a definition, zoning requirements, and conditions for short term rental use.

eComment: My name is Kasra and I'm a homeowner in the city of Orange. We are in an unprecedented time right now. COVID aside, the world today is drastically different than it was years ago. When Orange was incorporated, it was one of the first towns to be connected by a transcontinental rail line. Can you imagine how many residents complained about the noise and attention a railroad would bring? All the bandits, riding through town on their horses, terrorizing everyone in their path. In the 50s, Orange became the hub of OC with the development of a region-wide freeway system. If you close your eyes and listen carefully, you can hear the many complaints of noise and pollution from disgruntled neighbors. I'm sure many believed the freeways would be the end of the neighborhood as they knew it. But last I checked, neighborhoods are still thriving and Orange is still a desirable place to live. Thanks to the forward looking city planners before us, Orange has become a thriving and booming city. Progress and innovation have changed the world even more drastically in the past 20 years. The world's largest taxi company doesn't own a single vehicle. The world's largest hotel chain doesn't own any real estate. Change is difficult, especially when it happens so quickly. I applaud the city council for not turning their back on change, but embracing it. Through regulations, short term rentals can have minimal impact to neighborhoods, while being a positive force in the City of Orange's economic growth. However, as they existed years ago, sour neighbors still exist today. I urge the city council to consider how this code will promote acts of malice between neighbors rather than compliance. For example, requiring a 30 minute physical response time will only result in sour neighbors texting rental owners at 4AM with a stopwatch in their hands. How will the city handle false neighbor complaints? As currently written, there isn't an appeals process until the rental owner has received numerous complaints and has their permit actually revoked. It is only then, that they can request a hearing with the city manager. Should rental owners be collecting evidence of false complaints leading to that moment? If the city revokes a permit due to fake complaints, is it exposed to any legal risks? This can be solved through simple processes around complaints: requiring affidavits from the party making the complaint and an opportunity

for the rental owner to appeal. While the overall conditions drafted here are great, we should ensure that they accomplish the goals we're looking for without creating new problems. As I said before, I appreciate the city engaging in this issue and am excited to look back in 10 years, as neighbors complain about self-driving cars or whatever new innovations we have then, knowing the city of Orange can make impactful decisions with a focus on the long-term vision.

[View and Analyze eComments](#)

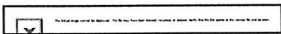
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**Pamela Coleman**

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**From:** noreply@granicusideas.com  
**Sent:** Monday, November 9, 2020 9:57 AM  
**To:** Pamela Coleman; Jennifer Connally  
**Subject:** New eComment for City Council



## New eComment for City Council

PATRICIA BOATRIGHT submitted a new eComment.

Meeting: City Council

Item: 11.2. Public Hearing to consider Introduction and first reading of an Ordinance of the City Council of the City of Orange Amending Title 5 of the Orange Municipal Code by Adding Chapter 5.94 regulating the licensing and establishment of short term rental businesses in the City and amending Title 17 by adding a definition, zoning requirements, and conditions for short term rental use.

eComment: We oppose the establishment of short term rental businesses in Orange. For 4 years, from 2014-2018, a home adjacent to our property was a VRBO rental. The home is a 4 bedroom, 2 bath home, but with the use of a 'pool house' as additional rooming, the owners advertised this home for occupancy up to 22 people. At times, I'm sure they had nearly that many staying there ... traveling soccer teams, large family reunions, etc. ... like having a motel right in the middle of our street. The home owners actually live in the city of Anaheim, so are never affected by the noise, only raking in the dollars (around \$450/night). They communicated with the renters primarily by text if noise or other complaints were made. The noise from pool parties, kids slamming pool noodles in the pool, the trampoline, made it near impossible for us to enjoy our own backyard in the evenings and on weekends. Our neighborhood is generally quiet, so when these owners (who never lived on the property, only purchased it for this VRBO usage) set up business, the quality of our life changed dramatically. Not to mention the additional parked cars and trash that followed. In 2019 they converted the home to a Chapman college 'dorm' with fewer full-time renters, but would no doubt switch back to VRBO use if Orange was to pass this proposed ordinance. We adamantly request that this does not happen. Patty and Bill Boatright

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## Pamela Coleman

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**From:** wmill@waminteriordesign.com  
**Sent:** Monday, November 9, 2020 2:55 PM  
**To:** CCpubliccomment  
**Subject:** [BULK] Public Hearing- Agenda 11.2

**Importance:** Low

Re: Public Hearing- Agenda 11.2

To all City of Orange Officials,

Since my previous email (below), several adjoining cities, have instituted bans on short term rentals. The first city, which is holding firm, is **Yorba Linda**. Additionally, **Irvine** has banned short term rentals. They are completely illegal with heavy fines and penalties. They have also instituted a program where they are monitoring the internet for anyone advertising a property for short term rental anywhere within the city limits. Furthermore, Irvine has cracked down heavily on boarding house situations involving college students, instituting heavy fines and penalties. Other cities who have banned them are **Garden Grove** in any residential zones and they are punishable as a misdemeanor and fines can be imposed up to one thousand dollars per day, per violation, six months in jail or both. **Westminster** has also approved a ban on short term rentals.

It has become abundantly clear, that the only resolution to Short Term Rentals is a complete Ban. Our city is not capable of the vigorous and strict enforcement that would be required for compliance of STR owners, we simply do not have the man power nor the money. It is my feeling that our cities way of life and communal pride is at stake for all the reasons I have listed in the email below which was sent months ago which in itself is an accurate depiction of how long it takes the city of Orange to enact anything. Months and months and months go by, without resolution when everyone knows that our city leaders must do what is right for the community and constituents and not what appears to be cozied up local business relationships.

Please institute the Ban.

Regards,

Wendy Ann Miller

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

Subject: Short Term Rental Problem  
From: <[wmiller@waminteriordesign.com](mailto:wmiller@waminteriordesign.com)>  
Date: Thu, March 05, 2020 4:40 pm  
To: "[mayor@markamurphy.com](mailto:mayor@markamurphy.com)" <[mayor@markamurphy.com](mailto:mayor@markamurphy.com)>, "[councilinfo@cityoforange.org](mailto:councilinfo@cityoforange.org)" <[councilinfo@cityoforange.org](mailto:councilinfo@cityoforange.org)>, "[wkolbow@cityoforange.org](mailto:wkolbow@cityoforange.org)" <[wkolbow@cityoforange.org](mailto:wkolbow@cityoforange.org)>, "[cortlieb@cityoforange.org](mailto:cortlieb@cityoforange.org)" <[cortlieb@cityoforange.org](mailto:cortlieb@cityoforange.org)>, "[rzornado@cityoforange.org](mailto:rzornado@cityoforange.org)" <[rzornado@cityoforange.org](mailto:rzornado@cityoforange.org)>

To all City of Orange Officials,

I'm once again writing regarding the increasing problem of short-term rentals in the City of Orange with no oversight. Our lovely, family-oriented neighborhoods are becoming midnight hook-up rental facilities for people offering no value to our community. The individuals renting these one- or two-night stays in the city, use the City of Orange as a drop off point for their suitcases to head to adjacent cities to the amusement parks, stadiums, corporate events and concerts, spending their dollars enriching the bottom line of those cities and not ours. They are converting our neighborhoods to in essence what is Motel Six with no oversight by the city and no enforcement by other agencies. For the last several weeks, I have read hundreds of articles regarding this problem across the United States and make no mistake, this will be a catastrophe for enforcement agencies. As it stands, the city has been currently unable to get ahold of the student rental situation and the ability to enforce similar situations throughout the city have been weak and ineffective.

I propose the following solutions:

1. Yorba Linda's model- banned any rental under 30 days.
2. Rentals must be for 30 or 31 days, depending on the month.
3. Host must live in and on property.
4. No investor property (absentee owner)
5. No keypads
6. Two people per bedroom and must be a designated bedroom.
7. Code enforcement to inspect all aspects of rentals, due to the fact that they are running a "hospitality business" why should they not have to be compliant with all codes. i.e.) meeting all current plumbing and electrical codes as well as health and safety codes.
8. We need a "three strike" violation ordinance, that on the third strike, the fine would be astronomical and their short-term rental permit would be revoked.
9. No residential neighborhood short term rentals. (R-1)
10. Very high licensing and TOT (Transient Occupancy Tax)
11. Must have all off street parking.
12. Limit the number of rentals city-wide.

Many of our surrounding cities are reevaluating and placing moratoriums on short term rental permits while they review their current ordinances and enforcement tools. Many of these cities are placing much stricter and stringent guidelines, if they are going to allow them at all. Additionally, this is fueling our severe housing shortage. Families looking for homes to rent while they relocate their family or who are unable to afford a home due to the high price of real estate, are unable to find housing for \$2,500- \$3,200 per month in neighborhoods like mine, they now must compete with Airbnb and owners who are making \$6,000- \$8,000 per month as a short term rental.

In closing, I love our city. It has been my home for over 25 years and changing it to a transient, short term occupied visitor is not something any of the residents and constituents of the City of Orange want to see happen. Please stop this in its tracks. Orange must remain a family oriented, quaint, lovely city in the middle of Orange County.

Thanking you in advance for your courtesy, cooperation and attention to this very serious issue facing our city and it's residents.

Wendy Ann Miller  
East Adams Ave.

## Pamela Coleman

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**From:** Sarah Krstich <sarahkrstich@gmail.com>  
**Sent:** Monday, November 9, 2020 7:00 PM  
**To:** CCpubliccomment  
**Subject:** Public Comment Item # 11.2 Short Term Rentals

My husband and I finally purchased our first home and in the city we love, Orange. We carefully searched neighborhoods in several cities because the safety of our children is our number one priority. We were blessed to find a great neighborhood with wonderful neighbors in Orange, where my husband has lived his entire life.

Recently we have been watching the news as these short term rental parties have ended in violence and destruction. In addition to the news, we see the constant posts on Nextdoor and feel for our long term neighbors as they suffer through constant loud parties, limited parking in front of their home and the litter left behind by party-goers. Our biggest fear is that an investor looking to make money will purchase one of the homes currently for sale on our street and list it as a short term rental. I can't imagine what it would be like to have a different neighbor each day, strangers constantly. People on vacation mode while my family is trying to rest for the next days work and school, picking up litter that others left behind, because its not their neighborhood and they don't care. What I do know is that I would never feel safe allowing my children to play outside. There is no way to track sexual offenders visiting short term rentals.

The pandemic - I am a believer in slowing the spread. Renting out homes for parties is the fastest way to spread Covid-19.

Investment - We put our entire savings into our home purchase to live in a neighborhood we chose, having neighbors come and go, we may as well live in a motel. We hope that the city of Orange will have the same investment as we do to keep Orange neighborhoods safe.

Are single family home residential neighborhoods in Orange zoned to allow for short term rentals legally?

Even with rules to prevent the above concerns I have, I just do not see how it could be monitored or managed and would be such a burden on our Police department.

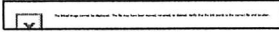
Thank you for reviewing my comments on this topic.

Take care and stay safe!

Best regards,

Greg & Sarah Krstich

**From:** noreply@granicusideas.com  
**Sent:** Monday, November 9, 2020 9:24 PM  
**To:** Pamela Coleman; Jennifer Connally  
**Subject:** New eComment for City Council



## New eComment for City Council

Lirio Sanchez submitted a new eComment.

Meeting: City Council

Item: 11.2. Public Hearing to consider Introduction and first reading of an Ordinance of the City Council of the City of Orange Amending Title 5 of the Orange Municipal Code by Adding Chapter 5.94 regulating the licensing and establishment of short term rental businesses in the City and amending Title 17 by adding a definition, zoning requirements, and conditions for short term rental use.

eComment: Ordinance on STR must be stricter and/or ban such businesses in residential areas. As a homeowner I purchased my home to raise my children amongst Orange residents and NOT around a business two doors down. The In and Out of strangers and their guest brings intimidation for the residents. I have personally stayed up to wait for my daughter to arrive home from work because the STR two doors down had various people partying, drinking and smoking marijuana. For the safety of my daughter I kept the door open. The host NOT once appeared to bring order to his business and please be informed the STR has a camera for the host to view. The proposal of 30 minutes to respond due to guest disturbance is unacceptable. A typical hotel/motel has a staff member on site 24/7, why would STR receive any type of accommodation. The city of San Francisco has regulated its STR where the host lives on the property which the city of Orange should do the same if Ordinance are approved. In my neighborhood I have three STR within 300 feet and it is unacceptable that the city would grandfather these properties when all three properties are investors with multiple properties on STR websites. These host are not Orange residents. Noise ordinance must be more stern. In the summer, children and drunken adults are hollering at 9:00 P.M. and beyond yet guest seem to forget the remainder of the neighborhood have a job to attend early in the morning. The residents are not on vacation. I have personally been awoken with my windows closed by these guest that have zero sense of respecting the neighborhood. I begin a shift at 5:00 AM which I am not the only owner that does. It is imperative the City Council understands that having a STR near your own personal home truly brings much stress and anxiety to residential neighborhoods. I request the City Council brings forth a ban and/or stricter ordinances on STR. In the middle of a pandemic my neighborhood continues to get large groups with the intent to celebrate. The STR's continue to check-in guest on the same day the previous groups check-out. It would be a catastrophic event that due to the lack of attention to this matter the City of Orange becomes known as a COVID spreader.

Regina Mundekis

Orange, CA 92867  
November 10, 2020

Mayor Mark Murphy  
City of Orange City Council  
300 E Chapman Ave  
Orange, CA 92866

Re: Regarding November 10, 2020, Meeting Agenda Item 11.2 to Allow Short Term Rentals

Dear Mayor and City Council Members,

I am writing to you to request you oppose allowing Short Term Rentals (referred to as "STRs" herein) in the City. STRs, which are motels based out of homes, are a commercial activity which provides lodging the same as a hotel or motel which is located in a residential area. Once a neighborhood is invaded by STRs and their paying customers, the neighborhood ceases to be a residential neighborhood. Existing STRs have been operating outside allowed zoning and are thus considered a non-conforming use under the City Municipal Code, the City must require STRs currently operating to cease operations under an agreed upon amortization schedule. STRs are an incompatible land use which are inconsistent with the General Plan and Regional Housing Needs Inventory, among other statutes, codes and regulations.

My letter to the City of Orange Planning Commission opposing allowing STRs is attached and incorporated into this letter. A number of additional issues are raised in objection to the proposed STR ordinance:

**Response Time Under Good Neighbor Policy (§5.94.060.G) Must be Kept at 30 Minutes:** Response time needs to be kept at 30 minutes to protect residential neighbors. STR operators need to screen guests to avoid problems and need to promptly deal with the problems. Under Offenses (§5.94.070), failure to respond to a problem within the required response time must remain an infraction. Said proposed change creates an undue burden on residential neighborhoods.

**Inspections Should Not Require the Same Standards as Needed for Criminal Warrants:** The City has recommended that inspections be conducted "as it deems necessary or prudent" and this language needs to stay in the ordinance to protect residential neighborhoods. The STR industry wants to impose a high barrier of "probable cause" to allow inspection of a home based motel which is the same standard used to obtain a search warrant from a judge in a criminal case.

**City Manager Needs to Maintain Authority to Revoke a Permit (§5.94.070.B1.d and 5.94.070.B2.K):** The proposed ordinance allows a other violations deemed minor or major by the City Manager or designee to result in a minor

or major offense. This language needs to remain to protect residential neighborhoods from the occupants of STRs.

**Classification of Major Offenses Needs to Remain Unchanged (§5.94.070.B 2 b, d, e):** Occupancy limit, failure to abide by the Good Neighbor Policy, and more than one complaint of occupant vehicles parked on the street during any one occupancy need to remain as major offenses. Said offenses create undue burdens on residential neighbors.

**Fines Must Be Paid by Property Owners:** Reassignment of fines should not be allowed. The property owner needs to be held responsible for the fine and can collect from the occupant who caused the fine. The operator needs to screen STR occupants to avoid fines.

**All STR Parking Must be Onsite:** All parking for guests of the STRs must to be onsite at the STRs with use of street parking for the STRs not permitted. An STR is business and businesses need to provide adequate parking for their business. Allowing guests of STRs to utilize street parking unduly burdens residential neighbors.

**City Has Authority to Regulate STRs Under Existing Municipal Code:** Claims have been made that the City lacks authority to regulate STRs because the City Municipal Code (Code) does not allow for STRs. Nothing can be further from the truth because Table 17.13.30 “Master Land Use Table – Permitted Uses” in the Code states the permitted, which means allowed, uses of land based upon the approved zoning. STRs are not allowed under current Code and can be required to cease operations under the current Code.

**Number of STRs Permitted is Not Specified:** The number of STRs being permitted is not specified which does not allow impacts from traffic, impacts on neighborhoods, and loss of housing, among other impacts, to be determined. No analysis can be conducted because information is lacking.

**Ordinance is a Bait and Switch:** The City has stated the ordinance is to legalize existing STRs and is not to allow an increase in STRs. There is no language in the proposed ordinance limiting permits to existing operators. The ordinance allows for unlimited expansion of STR operating permits.

**Orange Does Not Have a “Resort Area” Needing STRs:** A claim has been made that Orange is a part of the “resort areas” of Knott's Berry Farm, Disneyland, and other similar areas. Orange does not have a resort area and is not a part of any resort area. There is no need for STRs to serve a non-existent resort area.

**Neighborhoods Will be Permanently Damaged:** This ordinance is an incentive to gut residential use of neighborhoods in favor of revenue and will lead to loss of single family neighborhoods and rental housing. The City Council has not learned from the mistakes made in Old Towne Orange when Chapman University students took over the neighborhoods and caused problems with their conduct and parties. The City was

reluctant to act and only did so after immense pressure. This is the sequel to those problems.

The numerous issues with STRs detailed in this letter and the letter to the Planning Commission are not an exhaustive list of problems which will be created by this decision. The City Council is requested to reject the proposed STR ordinance and to shut down STRs operating within the City.

Sincerely,

A handwritten signature in black ink, appearing to read "Reggie Mundekis". The signature is written in a cursive, flowing style with a large initial "R".

Reggie Mundekis



## Pamela Coleman

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**From:** snoopy33@twc.com  
**Sent:** Tuesday, November 10, 2020 8:40 AM  
**To:** CCpubliccomment  
**Subject:** FW: Public Comment Item # 11.2 short term rentals  
**Attachments:** Letter to Orange Council 11-2020.docx

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**From:** snoopy33@twc.com [mailto:snoopy33@twc.com]  
**Sent:** Tuesday, November 10, 2020 8:36 AM  
**To:** 'mailto:CCpubliccomment@cityoforange.org'  
**Subject:** Public Comment Item # 11.2 short term rentals

Dear Orange City Council Members,

In 2012, what appeared to be a nice family, was buying a short sale home next door to me. They promptly started doing a lot of renovations to the home and the yard. I kept waiting for them to move in, but this never happened. During the next 1.5 years, myself and all the neighbors went thru hell with all the problems from the people they rented to. Everything from large parties to people making all kinds of noise before 7:30 am and well after 10:00 pm. The good neighbors we are, we all thought this would pass. Our tolerance is exactly how these short term rentals exist. We had no way to vent our frustration or anybody to call besides the police, and we didn't want to waste their time. Finally the owner came by, gave us his number to call. He apologized and said it would get better. The only thing that has gotten better is his ability to keep the home rented to new people about every two or three days. My neighbor bought this home in 2012. Since then, because of all the issues, my view of the city, where I was born and my family has been for almost 100 years, is changing. We need to take back our city and put a stop to "the sharing economy". The only sharing is the profit they make next door at my expense and all the other neighbors.

These rentals are basically Hotels with no employee's to manage them on site. The home next door to me advertises it can sleep 22 guests and on many occasions it has. A lot of cities near us have identified this as a problem and have addressed it in various ways. Most cities have banned this practice or severely regulated it to certain areas of their city. Some of the cities that allow short term rentals require the owner to live on site. I agree with this position, it allows room rentals and someone is there to regulate the renters behavior. Other cities have tried to regulate it and have found the owners don't come forward to get a license and now it is costing the city extra to regulate and contain it. I watched the planning commission meeting and all of the recommendations they put forward have been tried next door to me with no success. Most of the new regulations are what airbnb recommends but do not work. Here is just one story of many I have experienced.

" This morning at 4 am, I woke up to yelling from the backyard of the vacation rental next door. They were walking around the backyard with a flashlight yelling at each other. Then at 6 am it sounded like a school bus had just arrived, lots of very loud voices. I went to the fence and saw at least 15 teenagers all dressed in black shirts running all over the backyard. I looked out front in their driveway and saw 2 twelve seater vans. This is obviously a violation of the short term rental license that 525 north handy street house has with the city. It's a boarding house, more than 3 families. This is not the first time, all you have to do is read the homeaway or airbnb reviews for this house and you will see where a



whole baseball team stayed there. The city needs to take action, every other city around here has banned the short term rentals."

I have well documented notes and video available for the councils review. Contact me anytime.

Dean W. Cahill

Orange, Ca 92867

**Pamela Coleman**

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**From:** Sandra <chastainsandra4@gmail.com>  
**Sent:** Tuesday, November 10, 2020 10:36 AM  
**To:** CCpubliccomment  
**Subject:** Item 11.2

We DO NOT WANT any more short term rentals in the city. By allowing these "businesses" to infiltrate the city of Orange neighborhoods you will destroy the charm of Orange.

Please consider the integrity of the city neighborhoods over what the opposition says are "profits" to city coffers from these businesses.

Respectfully,

Al & Sandy Valdez

Sent from Mail for Windows 10



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[www.avast.com](http://www.avast.com)

## Pamela Coleman

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**From:** Richard de Sam Lazaro (ELCA) <rilazaro@expediagroup.com>  
**Sent:** Tuesday, November 10, 2020 12:43 PM  
**To:** CCpubliccomment  
**Cc:** Aaron Schulze  
**Subject:** Comment re: STVR (Item 11.2)  
**Attachments:** 111020 Expedia Group re STR..pdf

Good afternoon,

Please find attached comments on behalf of Expedia Group in support of proposed regulation of short-term vacation rentals (STVRs) in the City of Orange. Thank you for the opportunity to provide comment, and we look forward to working with you to implement a highly effective and sustainable STVR program in Orange.

Richard



**Richard de Sam Lazaro**  
Senior Manager, Government and Community  
T +1 206 660 8227  
Email: [rilazaro@expediagroup.com](mailto:rilazaro@expediagroup.com)  
[expediagroup.com](http://expediagroup.com)  
He/Him/His

# expedia group™

November 10, 2020

Mayor Murphy and Members of the Orange City Council,

On behalf of Expedia Group, a family of travel brands including vacation rental leader Vrbo, I am writing in support of the City of Orange's proposed vacation rental regulations as introduced. The proposed policies effectively address community needs while preserving the economic and revenue opportunity that vacation rentals bring to the city.

Expedia Group has a great deal of experience assisting cities in California and around the world identify balanced regulations that meet their particular needs. Through that work, we have identified three key pillars of strong regulations, all of which are found in the Orange proposal:

Reasonable Regulations. The proposal imposes significant restrictions on vacation rental licenses, including a required distance between licensed properties and a maximum number of licenses that any one person may hold. These limits allow Orange to responsibly manage the number of vacation rentals in the city while ensuring vacation rentals remain an affordable and accessible option for traveling families visiting Orange.

Good Neighbor Guidelines. Orange's proposed "good neighbor" policies set clear expectations for operators, guests, and neighbors alike. This helps the entire community by creating a pathway to address problem properties while protecting the rights and livelihoods of responsible operators.

Platform Partnership. Expedia Group strongly supports policies that bring platforms like Vrbo into the compliance process, easing the work of enforcement staff and making the underlying regulations more successful and sustainable. In this proposal, Orange would require platforms to include a license number on every listing, ensuring that operators without a license number will be unable to display a listing on any platform.

In all, this proposal is an important example of balanced, thoughtful policymaking that can serve as a model for other cities and towns around California. We are grateful for the City of Orange's considerate approach to this policy and are proud to support its passage. Please feel free to reach out directly with any additional questions to [rilazaro@expediagroup.com](mailto:rilazaro@expediagroup.com).

Thank you,



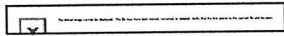
Richard de Sam Lazaro  
Senior Manager, Government and Community Affairs



**Pamela Coleman**

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**From:** noreply@granicusideas.com  
**Sent:** Tuesday, November 10, 2020 5:05 PM  
**To:** Pamela Coleman; Jennifer Connally  
**Subject:** New eComment for City Council



## New eComment for City Council

Misty Cushman submitted a new eComment.

Meeting: City Council

Item: 11.2. Public Hearing to consider Introduction and first reading of an Ordinance of the City Council of the City of Orange Amending Title 5 of the Orange Municipal Code by Adding Chapter 5.94 regulating the licensing and establishment of short term rental businesses in the City and amending Title 17 by adding a definition, zoning requirements, and conditions for short term rental use.

eComment: As an Orange homeowner for 26 years, as well as a landlord of a regular rental property, I DO NOT WANT an STR as my across the street neighbor. No matter HOW MUCH YOU REGULATE, there is trouble as there is no care/discipline of a guest who stays in a STR property. It's a hotel to them. I see many infractions now with each STR guest that effect my neighborhood, children's safety and MY property value. After many nights of interrupted sleep, parties, property damage and pungent smells, STR's are exhausting to have in our NEIGHBORHOOD! PLEASE RECONSIDER REMOVING THEM FROM THE CITY OF ORANGE or adding NO MORE.

[View and Analyze eComments](#)

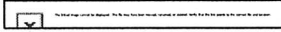
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## Pamela Coleman

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**From:** noreply@granicusideas.com  
**Sent:** Tuesday, November 10, 2020 5:41 PM  
**To:** Pamela Coleman; Jennifer Connally  
**Subject:** New eComment for City Council



# New eComment for City Council

Melodie Bramstedt submitted a new eComment.

Meeting: City Council

Item: 11.2. Public Hearing to consider Introduction and first reading of an Ordinance of the City Council of the City of Orange Amending Title 5 of the Orange Municipal Code by Adding Chapter 5.94 regulating the licensing and establishment of short term rental businesses in the City and amending Title 17 by adding a definition, zoning requirements, and conditions for short term rental use.

eComment: Friends neighbor has several Airbnb. They have short term tenants who are disrespectful, leave trash in the street, party loudly all night. Thais is not appropriate. There needs to be rules. Oppose having scubusinesses if they don't respect the community.

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## Pamela Coleman

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**From:** Pamula Shero <pamshero72@icloud.com>  
**Sent:** Tuesday, November 10, 2020 6:27 PM  
**To:** CCpubliccomment  
**Subject:** Rentals

We are causing our neighborhoods many undue problems by allowing short term rentals. Aka vrbo and air B and B. I have a private road with 3 homes on it. Vrooms customers would have to drive past my home. A road I am responsible for the upkeep. Not right. Parties and problems. We have a huge amount of hotels in the area they have laid off employees at. This also affects them. I think my one neighbor is already do some of this. In Orange you the city already allows about one massage parlor per block. This is also bringing into our city many different types of people who do not really care about the city. How are you collecting their taxes? How would you control that with vrbo? I think that when I purchased my home I did not want to buy next door to a hotel or I would have.

Pamula Shero

Sent from my iPad

# Public Comments

## Item 11.3



**Pamela Coleman**

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**From:** Jeannette McClain <jmccclain@socal.rr.com>  
**Sent:** Sunday, November 8, 2020 4:16 PM  
**To:** CCpubliccomment  
**Subject:** 11/10/20 Agenda Public Item 11.3

Mayor & Councilmembers,

I am disappointed to see that the Council has again agendized this item. The public's ability to engage in the civic process is greatly impacted at this time due to the COVID pandemic. During this time, it seems inappropriate for this 4-member Council to consider changes to the City's municipal code, which will even further separate the public from the decision-making process in regard to future development within the City.

The staff report points out that a number of public comments were received by the Council in regard to this item for the August 8, 2020 meeting. For that hearing, 67 individuals provided comments opposing the changes as proposed. Those letters that were read into the record for that meeting, and placed in the public comment file which is accessible online. Although I also emailed the Council with my opposition, my letter was not read into the record nor placed in the public comment file accessible online, because it was submitted through the "Contact Council" link on the City's website. I apparently was not alone in my error, as 27 other individuals provided comments of opposition in good faith, fully expecting they would be made public. Like mine though, those letters were not read into the record, nor have they been placed into the online public comment file. Following the filing of an official records request, I was further disappointed again to see my comment was still not included. While later acknowledged as a simple error, it certainly leaves great concern for the level of transparency the City is using in regard to this item.

I urge the Council to refrain from limiting the public's access to City Hall and the approvals process by opposing Agenda Item #11.3.

I was pleased that staff requested a continuance for more time at the last hearing, but was then disappointed to see that it is now resurrected (largely unchanged) following the election. Since the initial hearing, the City has received comments from approximately 75 individuals urging the Council to not approve the changes as proposed. The two letters in support of the action were from developers. It should be abundantly clear that the residents of this community which you serve, do not support these changes, as the changes only benefit developers. It appears there may be some urgency that this be approved prior to the new Council members being seated.

Sincerely,  
Jeannette McClain

Orange

## Pamela Coleman

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**From:** J.P. McDermott <jpmcd1001@gmail.com>  
**Sent:** Sunday, November 8, 2020 4:29 PM  
**To:** CCpubliccomment  
**Subject:** Public Comment Item # 11.3

As a citizen and homeowner in the City of Orange, I am opposed to Ordinance 13-20, which severely limits the scope of the Design Review Committee (DRC). I urge the Council to reject these changes or to table them until after our newly-elected Councilmembers have been sworn in. I think it is important that something with this much impact be discussed and debated by the full Council.

Since the 1970s the DRC and its predecessors have served the citizens of Orange, reviewing architectural projects throughout the city. The DRC protects the unique character of all of our neighborhoods while maintaining a vital business community. Their discussions and decisions have been transparent, carried out in public meetings as required by the existing ordinance.

The design of the built environment, including architecture, landscaping, signage, and streetscape is a major contributor to the quality of life in our city. Having significant projects reviewed by a qualified committee of its citizens in open public meetings is surely good governance, and a service to the community. The DRC is motivated to see well-designed projects built. Projects that come to the DRC with designs that are sensitive and compatible with their surroundings are usually approved in one meeting.

While this sweeping change is positioned as a focus on historic districts, a citizen's design review function was established long before anything was designated historic in Orange. The DRC's original and most important work is city-wide. Large scale development in Orange is often right up against a residential neighborhood. These large projects are exactly the sort of thing that should be reviewed by design professionals in a public forum. These projects need more review to ensure thoughtful design and compatibility with the surrounding community, not less. Eliminating the DRC to get these projects approved quickly, quietly, and out of the public eye is not in the best interest of our neighborhoods.

Protecting Old Towne, the Eichler tracts, and other historic resources in Orange is important. However, it is not the only important thing.

Removing a committee of qualified citizen reviewers from the planning process does not serve the best interests of the people of the City of Orange. I urge you to reject these changes or to table them until the full newly-elected Council is in place.

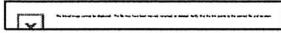
J.P. McDermott

Orange, CA 92866

**Pamela Coleman**

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**From:** noreply@granicusideas.com  
**Sent:** Monday, November 9, 2020 9:39 AM  
**To:** Pamela Coleman; Jennifer Connally  
**Subject:** New eComment for City Council



## New eComment for City Council

Sandy Frankel submitted a new eComment.

Meeting: City Council

Item: 11.3. Continued Public Hearing to consider Introduction and First Reading of an Ordinance amending sections of Title 12 (Streets, Sidewalks and Public Places), Title 16 (Subdivisions) and Title 17 (Zoning) of the Orange Municipal Code related to the Design Review Committee.  
Ordinance No. 13-20. (Continued from 10/13/20)

eComment: Mayor and City Council I am writing to you to clarify my previous correspondence with you regarding Agenda Item #11.3. I am opposed to the proposed changes, as I believe that they do not support our community's widespread interest in preserving our historic properties. I am also opposed, as I believe the public benefit provided by the DRC is invaluable, and should not be done away with to simply please a few developers who choose to ignore our City's requirements. When I initially received OTPA's notification stating that they were in opposition to the proposed changes, I enthusiastically signed on to that letter. Only later, I realized that the letter actually stated support of the proposed ordinance changes, if a few minor changes were to be made. While there is no way of knowing for certain just how many others may feel as misled as I do, I certainly want to make it very clear that I do not support the proposed changes in any way. Keep our historic resources. Keep our City's commitment to high-quality development. Keep the DRC's purview as is. Vote no on this item. Sandy Frankel 384 S Orange St Orange CA 92866

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**Pamela Coleman**

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**From:** David Schaffer <pine261@msn.com>  
**Sent:** Monday, November 9, 2020 9:53 AM  
**To:** CCpubliccomment  
**Subject:** 11-10-2020 City Council Agenda Item 11.3 Ordinance 13-20

To City of Orange Mayor and City Council Members,

I am writing to comment on proposed changes limiting the involvement of the Design Review Committee to only those projects related to the Old Town Historic District. As a 25 year residents of the City of Orange I have seen numerous projects approved and subsequently built throughout the city that without the express involvement of the DRC would have had negative aesthetic and environmental impacts. I believe that allowing project design review/approvals of all projects outside of the Old Town Historic District to be at the sole discretion of the Community Development Director could result in the approval of inferior projects due to the lack of community oversights which is the ultimate function of the DRC. The City's design review process should not be bifurcated to those projects in the Historic District and those elsewhere in the City. Design Review Committee's are a value added component to the development process assuring that projects not only meet the design standards set forth by the City but also enhance the aesthetic and environmental impacts created by such projects. I would further state that the DRC makeup should always consist of qualified professionals from the development community i.e planners, architects, engineers and developers to insure the highest quality projects.

Regards,

Dave & Sabrina Schaffer

Orange, CA 92866

**Pamela Coleman**

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**From:** Glos, Christopher D. <Christopher.Glos@KutakRock.com>  
**Sent:** Monday, November 9, 2020 9:34 AM  
**To:** CCpubliccomment  
**Subject:** 11/10/20 Agenda Public Item 11.3

Mayor and City Council,

I urge you to please vote against the proposed changes to the DRC (Agenda Item #11.3).

I am very disappointed in that it appears that some at City Hall may not understand or appreciate the value that the Design Review Committee provides our community. It's of no surprise that developers whose projects do not align with our zoning requirements promote eliminating the DRC process to advance their agendas at the potential expense of the community. The very reason we have a Design Review Committee is as a check and balance on developer/property owner interests so that projects align with the interests of the community. I do not agree that the Community Development Director nor planning staff, can or should be responsible for the DRC's role and responsibilities. The qualifications to sit on the DRC are also much more specific than those to serve on our Planning Commission.

It is important that the City retain this independent review body which is not influenced by work supervisors or political influences. Let's keep politics out of development and let the DRC continue to serve the valuable role that they have for the past 40-some years.

Thank you,  
Chris Glos

Orange CA 92866

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## Pamela Coleman

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**From:** Diana Zdenek <84dianaz@gmail.com>  
**Sent:** Monday, November 9, 2020 10:36 AM  
**To:** CCpubliccomment  
**Subject:** 11/10/20 Agenda Public Item 11.3

Honorable Mayor and Council Members,

Please vote NO on Agenda Item 11.3/Proposed changes to the DRC.

While the staff report provides comparisons with other cities in Orange County, the relevance of those comparisons is somewhat unclear.

The report states that 19 of OC's cities have no separate design review group, which leaves 15 cities that do. It also states that 9 cities delegate design review to their planning commission: which would mean 25 of them do not.

The report makes note that the cities of Anaheim, Tustin and Fullerton have no DRC's while having "a significant number of properties included in the National Register of Historic Places": Yet the combined total of 89 NRHP properties in these cities represents less than 10% of the 1,200-plus NRHP properties in the city of Orange.

The report makes mention of the city of Tustin, but does not state that the City is currently wrapping up a city-wide survey of its potentially historic resources: The City of Orange is currently utilizing a 15-year old survey that was primarily focused only on Old Towne and the Eichler homes.

The report recognizes that the City of Santa Ana has a Historic Resource Commission – yet it does not mention that the HRC purview was recently expanded to review proposed projects which include existing development that are more than 50-years old.

The staff report indicates that the "streamlining" of the process is in response to a consultant's findings from 2010: Yet the proposed changes do not appear to reinforce any of the Historic Preservation goals outlined in the City's General Plan of that same year.

Please deny Agenda Item 11.3/Proposed changes to the DRC.

Diana & Gary Zdenek

Orange, CA 92866

## Pamela Coleman

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**From:** michael.macisaac@sbcglobal.net  
**Sent:** Monday, November 9, 2020 10:54 AM  
**To:** CCpubliccomment  
**Subject:** Public comment

Honorable Mayor Murphy and City Council Members,

I am a member of the Short Term Rental community in the City of Orange. I would like to thank the council for their even handed approach in creating regulations to manage Orange's STR's. I have read the proposed ordinance would like to draw your attention to a few ways in which it might be improved.

One issue of concern is the required response time. The ordinance mandates that ownership is by an individual and therefore it is impractical for single STR's (such as myself) to hire a property manager. Instead, I like many STR owners manage them ourselves. I am highly responsive to guests requests and to any communications from my neighbors. This is certainly in less time than the 30 minutes mentioned in 5.94.060 (F). But if we need to be physically present we simply ask for more time.

On the Occupancy Tax, we would encourage the use of the STR host platform collecting the tax and forwarding that to the City. We believe Airbnb has indicated that they have the capability to do this. This would be more expeditious and would assure the taxes are paid in a timely and accurate fashion. Also, if bookings were secured prior to the ordinance's acceptance we would ask that they be grandfathered as it is not good policy to ask for additional fees from guests that have already booked and paid what they believed was the final price.

Thank you for your time and attention,

Michael MacIsaac



## Pamela Coleman

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**From:** Dot Ronan <dotronan@gmail.com>  
**Sent:** Monday, November 9, 2020 1:28 PM  
**To:** CCpubliccomment  
**Cc:** councilinfo  
**Subject:** [BULK] ORANGE CITY COUNCIL AGENDA ITEM# 11.3  
  
**Importance:** Low

TO: Mayor Mark Murphy and Orange City Council Members  
2020

DATE: 11-10-

FROM: Concerned City of Orange Residents

RE: AGENDA ITEM# 11.3 OPPOSE - Amendments to Ordinance 13-20

This letter/ecomment is sent on behalf of many concerned citizens in the City of Orange. The proposed changes to City Ordinance 13-20 will legally change many duties and responsibilities of the Design Review Committee (DRC) and **stifle the publics voice** by eliminating their ability to actively engage early in the review process before approvals are possible at the Planning Commission level.

Pitched as an effort to increase the effectiveness of the DRC; no correlating data or associated workload statistics to support this goal was provided in the Planning Commissions report/recommendation on this matter. Instead, the changes appear to “streamline” the process for developers and removes the public’s right to convey their opinions and concerns in person, and the ability to have their views become a publicly documented part of the record.

This proposal also completely ignores any possible burden(s) city staff and the city budget could shoulder as a result of these changes. No data or projections appear to have been provided or considered regarding possible financial costs and employee workload increases the City of Orange could assume. Despite their qualifications, shifting a significant volume of DRC responsibility to existing city employees who already carry a full workload does not appear to be reasonable or prudent on a number of levels.

And finally, **pushing forward with these significant changes related to the future development of Orange during a time where public input is already dramatically impacted and limited by Covid19 restrictions and guidelines only seems to further silence the publics voice.**

These changes do not appear to be in the best interests of the city, city staff or the public and we strongly oppose pursuing this course of action.

SIGNED:

Dot Ronan	632 S. Woodland Street, Orange, CA 92869
Paula Butler	533 S. Woodland Street, Orange, CA 92869
Kimberly Pensenstadler	631 S. Woodland Street, Orange, CA 92869
John Butler	533 S. Woodland Street, Orange, CA 92869
Thuy Turner	3810 E. Fernwood Ave., Orange, CA 92869
Adrian Turner	3810 E. Fernwood Ave., Orange, CA 92869
William Edward Neal	3840 E. Casselle, Orange, CA 92869
Leah Zawadzki	577 S. Woodland Street, Orange, CA 92869
Ron Zawadzki	577 S. Woodland Street, Orange, CA 92869
Tara Eaton	3731 E. Casselle, Orange, CA 92869
Carl Eaton	3731 E. Casselle, Orange, CA 92869
Kyle Eaton	3731 E. Casselle, Orange, CA 92869
Stewart Hall	3812 E. Casselle, Orange, CA 92869
Gary Helton	3812 E. Casselle, Orange, CA 92869
Dana Danet	3809 E. Larkstone, Orange, CA 92869
Adrienne Danet	3809 E. Larkstone, Orange, CA 92869
Lorna Cordrey	619 S. Woodland Street, Orange, CA 92869
Susie Cabrera	265 N. Waverly Street, Orange, CA 92866
April Chase-Cabrera	265 N. Waverly Street, Orange, CA 92866
Marshall Toplansky	816 S. Woodland Street, Orange, CA 92869
Harriett Toplansky	816 S. Woodland Street, Orange, CA 92869

Abby Maharaj	641 S. Woodland Street, Orange, CA
Maya Maharaj	641 S. Woodland Street, Orange, CA
Marian Stewart	536 S. Woodland Street, Orange, CA 92869
Glenn Kashima	536 S. Woodland Street, Orange, CA 92869
Holly Perez	1067 N. Meads Ave, Orange, CA 92869
Carolyn Nelson	1067 N. Meads Ave, Orange, CA 92869
David Pearson	766 S. Woodland St., Orange, CA 92869
Dana Moburg	658 S. Woodland St., Orange, CA 92869
Carla Jacobs	775 S. Oakwood St., Orange, CA 92869
James Cross	766 S. Woodland St., Orange, CA 92869
Amanda Clark	3801 Fernwood Ave., Orange, CA 92869
Joyce Proteau	542 S. Woodland St., Orange, CA 92869
John Clark	3801 Fernwood Ave., Orange, CA 92869
Richard Proteau	542 S. Woodland St., Orange, CA 92869

## Pamela Coleman

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**From:** philmenard6@gmail.com  
**Sent:** Monday, November 9, 2020 1:38 PM  
**To:** CCpubliccomment  
**Subject:** Agenda item 11.3

Mayor & Councilmembers,

I strongly urge the Council to vote no Agenda Item 11.3.

The staff report suggests that the proposed actions are supported by a "thorough review of the development process" conducted earlier this year, yet it provides no data to justify this action. A "thorough" review of last year's DRC business reveals that 70% of applications were approved upon their first review. This percentage appears reasonable, considering some of the projects were agendized only for *preliminary* review and not seeking approval. The staff report also claims that the length and number of meetings has increased significantly over time. However, one third of the DRC's scheduled meetings in the past were cancelled due to a lack of business. The proposed changes appear to be nothing more than a solution in search of a problem.

With further review of the DRC minutes, the majority of projects that were continued were done so either because the project applications/drawings contained errors or inconsistencies, or because the projects did not meet the City's zoning requirements. It seems suitable in those cases that the DRC would continue those items, giving the applicants time to revise the project and/or application. The obvious takeaway would be that if applicants hope to receive approval upon first review, they should be encouraged to meet the developmental standards and provide complete and accurate

submittals. Any effort to "streamline" the process might include more stringent verification by planning staff that projects meet the developmental standards and that applications are appropriately complete, prior to placing them on the agenda. Doing otherwise doesn't seem "business friendly," nor an efficient use of valuable staff time and tax dollars.

With the exception of two letters from developers, the over community input on this item so far has been in opposition. The DRC role in this City should remain for public benefit of all, not be diminished for the benefit of a few developers. Please do the right thing and vote in support of the community that elected you, not for the occasional developers who choose not to comply with our City's standards.

Phil Menard

Orange

Sent from my iPhone

## Pamela Coleman

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**From:** m.a. skorpanich <skorpanich@icloud.com>  
**Sent:** Monday, November 9, 2020 2:44 PM  
**To:** CCpubliccomment  
**Subject:** Public comment item # 11.3

Please reject the current draft ordinance changing DRC functions.

It was only 40-odd years ago that the Orange City Council was prepared to usher in widescale demolition and redevelopment of Old Towne after declaring it blighted. Fortunately, enough constituents recognized the value of our historic resources to avert that. And it was only 30-odd years ago that any property owner could demolish historic resources without much ado. Public sentiment again prevailed with an expanding appreciation all across Orange that historic preservation was important and now is widely supported with great vigor and codified into law. Look how far we've come.

Now, however, the City Council had a draft ordinance before it that would not only undo key provisions that codified historic preservation we're known for but also apply that same short-sighted 1970s vision to historic resources citywide. This ordinance would roll back historic preservation for essentially everything that has not already been formed into a district. Furthermore, it would remove from public review projects outside of districts that have a potential to negatively impact historic resources and the extremely limited number of properties that have already been surveyed. Even the surveys for City Hall and the Becket Building, two buildings in a historic district, don't acknowledge that they were designed by master architect Welton Becket and should be preserved. Look how far we've come indeed.

In the 1970s the majority in Orange did not place great importance on preserving buildings from the late 19th and early 20th century – fast forward to today and it is unthinkable that we do anything but. Post-war architecture is our legacy and represents a significant period of history for Orange. Witness the change in how the Eichler homes have gained wild popularity and are now historic districts. Another ten, 20 or 30 years from now the level of appreciation of historic resources from this era will gain wider appreciation. Let's not allow a 1970s mindset to destroy these resources. Let's not be in a position ten, 20 or 30 years from now when we look back with regret at what we allowed to be destroyed from our own short-sightedness.

We can't rest on our laurels for the historic preservation measures we have already accomplished and claim we respect history and preservation. Please rethink this ordinance before adopting it on November 10.

Mary Anne Skorpanich  
Chair, Design Review Committee

## Pamela Coleman

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**From:** Peggy Calvert <plcorange@sbcglobal.net>  
**Sent:** Monday, November 9, 2020 3:34 PM  
**To:** CCpubliccomment  
**Subject:** Design Review Process Changes

Mayor and City Council,

Please vote against the proposed changes to the DRC (Agenda Item #11.3). I am very disappointed in that it appears at least some of the Council members may not understand or appreciate the value that the DRC provides our community. It's of no surprise that developers whose projects do not align with our zoning requirements, have expressed disappointment and opposition to the process. It would seem that this is the very reason we have a Design Review Committee. I do not agree that the Community Development Director nor planning staff, can or should be responsible for the DRC's current job. The qualifications to sit on the DRC are also much more specific than those to serve on our Planning Commission. It is important that the City retain this independent review body which is not influenced by work supervisors or political influences. Let's keep politics out of development and let the DRC continue to serve the valuable role that they have for the past 40-some years.

Sincerely,

Peggy L Calvert

Orange, CA 92867

Sent from my iPhone

## Pamela Coleman

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**From:** Gail Sevilla <gssevilla@gmail.com>  
**Sent:** Monday, November 9, 2020 8:29 PM  
**To:** CCpubliccomment  
**Subject:** Design Review Committee

I understand there are plans to alter the Design Review Committee without receiving discussion from the public. The DRC has been so important to leading the way for Orange to be the beautiful city that it is. It has kept much of the historic district homes intact and made the downtown a real draw for our county and our state. It is so important to have this review committee as part of the future of Orange. If there are concerns, please let the community know and be willing to listen to their needs.

Please defer any efforts to change The very effective Design Review Committee. It is vital for our community to preserve its beauty and thrive. Thank you,

Gail and Roland Sevilla

**Pamela Coleman**

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**From:** glory johnson <megloryjohnson@gmail.com>  
**Sent:** Tuesday, November 10, 2020 8:32 AM  
**To:** CCpubliccomment  
**Subject:** DRC

Dear Mayor and Council Members,

I ask that you vote in opposition to Item 11.3 of the current agenda. I have a number of reservations about the proposed changes in that they appear to be a step backward in preserving and upholding the standards and character of our city. I am very opposed to the removal of the DRC's professional qualifications being removed from our city ordinance. My understanding is that it is the only committee/commission at City Hall with such a high bar for eligibility to serve.

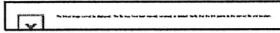
While it is my understanding that the qualifications are addressed elsewhere by a council resolution, I also understand that it is a simpler procedure to bend or modify resolutions, as opposed to changing law, ordinance. I don't personally want this matter to be one that is easier to change, as I believe these high qualifications give our DRC the integrity required to do the job for which they are charged. I must ask, if it is a simpler process to modify a resolution, then why not change the resolution and leave the ordinance as it stands. I have personally experienced a few DRC meetings in the past, and was impressed by the professional knowledge and leadership demonstrated by the DRC members. I believe that an approval of these changes by the council is a step in the wrong direction. Please oppose this item.

Thank you for your consideration.  
Glory Johnson

Orange, CA 92867



**From:** noreply@granicusideas.com  
**Sent:** Tuesday, November 10, 2020 8:58 AM  
**To:** Pamela Coleman; Jennifer Connally  
**Subject:** New eComment for City Council



## New eComment for City Council

Jeff Frankel submitted a new eComment.

Meeting: City Council

Item: 11.3. Continued Public Hearing to consider Introduction and First Reading of an Ordinance amending sections of Title 12 (Streets, Sidewalks and Public Places), Title 16 (Subdivisions) and Title 17 (Zoning) of the Orange Municipal Code related to the Design Review Committee.  
Ordinance No. 13-20. (Continued from 10/13/20)

eComment: Honorable Mayor and City Council Members, Re: Agenda Item # 11.3 I stand by my previous comments of October 13th and September 8th 2020 regarding this proposal. I see no additional changes in this amendment that deem it acceptable. I have been involved with the DRC process for many years and again will say the current design review process has been very effective, ensuring quality projects, not only in Old Towne but citywide. After reviewing all of past comments submitted for this proposal I notice that a vast majority, except for a misguided letter writing campaign, has been in opposition of this amendment. Developers and contractors who, again, would be the only ones to benefit from this amendment submitted the only two letters in support. In addition, the comparison to the other cities in Orange County is irrelevant. Orange has the largest historic district in California and numerous outlying historic resources, so there is really no comparison. The residents of Orange have spoken and this council needs to listen to the majority, not a few disgruntled developers. Consider the optics here. The least that this council can do is to continue this proposal until the new council members are seated and let the new city council take this up at that point. As I have stated, I am adamantly opposed to this amendment as it is not in the best interest of our city, its residents and our historic resources. Why change something that has worked so well for the City of Orange? Thank you, Jeff Frankel  
384 S. Orange Street Orange

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## Pamela Coleman

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**From:** noreply@granicusideas.com  
**Sent:** Tuesday, November 10, 2020 9:27 AM  
**To:** Pamela Coleman; Jennifer Connally  
**Subject:** New eComment for City Council



## New eComment for City Council

Ron Brown submitted a new eComment.

Meeting: City Council

Item: 11.3. Continued Public Hearing to consider Introduction and First Reading of an Ordinance amending sections of Title 12 (Streets, Sidewalks and Public Places), Title 16 (Subdivisions) and Title 17 (Zoning) of the Orange Municipal Code related to the Design Review Committee.  
Ordinance No. 13-20. (Continued from 10/13/20)

eComment: My name is Ron Brown and I am a resident of the city of Orange. I have the following comments on Agenda Item 11.3: 1. The City of Orange has a reputation of being one of the most beautiful cities in Orange County. This includes the historic districts, but also extends to the entire city. The DRC currently provides the citizens of Orange a public venue to ensure that development maintains the city's beautiful reputation. I recommend that the city council NOT proceed with the proposed ordinance, because this ordinance will remove public participation in the Design Review of projects outside of the historic districts. 2. I recommend that the City Council NOT remove landscaping from the DRC purview. Landscaping is very important in enhancing the beauty of our city. 3. I recommend that the City Council NOT remove the qualifications requirements for serving on the DRC. The current qualifications ensure subject matter expertise, and a vested interest in our city. Thank you for your time.

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## Pamela Coleman

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**From:** Robert Imboden <robert@janusconsultants.com>  
**Sent:** Tuesday, November 10, 2020 10:14 AM  
**To:** CCpubliccomment  
**Subject:** Council Agenda Item 11.3

Honorable Mayor & Members of the Council,

As a member of the Design Review Committee, I am writing to ask that you vote in opposition to Agenda Item 11.3, or at least continue the item until adequate measures can be implemented to protect our city's historic resources.

The city's last historic resources survey was conducted over 15 years ago, and was largely limited to the Old Towne area and the Eichler tracts. The City has never conducted a city-wide survey to identify potential historic resources, and as such, the possible negative effects of this ordinance change are unmeasured. The proposed ordinance changes also remove compliance with the Secretary of the Interior's Standards and Guidelines from the DRC's required findings. Instead, the proposed ordinance states that the reviewing body shall only "consider the design standards and guidelines (where applicable)," but do not require that findings of compliance be made.

There are known resources throughout the city by master architects with numerous buildings listed in the National Register of Historic Properties. The proposed ordinance changes would remove those properties from the DRC's purview and provide no applicable design standards to address the historic significance of those properties. Although the proposed changes do afford the Director the discretion to refer matters to the DRC, without an appropriate survey, the revised ordinance appears to provide no justification to do so. Even if such projects were to be reviewed by the DRC, no applicable design standards exist for those properties, and any determinations made by the DRC would only be advisory in nature.

Again, I wish to respectfully request that the Council defer taking any action on this item until a more comprehensive path toward the accounting and treatment of the city's historic resources can be addressed.

Robert Imboden

### **JANUS**

robert imboden, assoc. aia

1120 north granada drive  
orange, california 92869

[www.janusconsultants.com](http://www.janusconsultants.com)

**Pamela Coleman**

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**From:** Krista Nicholds <knicholds@preserveoc.org>  
**Sent:** Tuesday, November 10, 2020 10:36 AM  
**To:** CCpubliccomment  
**Cc:** Alan Hess  
**Subject:** public comment item # 11.3  
**Attachments:** 11.3\_POC\_11102020.pdf

Dear Members of Orange City Council:

On October 12, 2020, we submitted a letter to City Manager Rick Otto regarding proposed changes to the City's Design Review Committee. Given that Ordinance No. 13-20 remains essentially unchanged, we are re-submitting the letter addressed to you, for your consideration.

Sincerely,

Krista Nicholds  
President, Board of Directors

Preserve Orange County  
206 W Fourth Street  
Santa Ana, California  
92701

Preserve Orange County  
206 W Fourth Street  
Santa Ana, California 92701



City Council  
City of Orange  
By email: [CCpubliccomment@cityoforange.org](mailto:CCpubliccomment@cityoforange.org)

November 10, 2020

*Re. Agenda item 11.3-- Changes to the Design Review Committee  
-- Ordinance No. 13-20*

Dear Mayor Murphy and Council Members Alvarez, Nichols, and Monaco,

In the absence of a historic preservation ordinance and committee that deals exclusively with historic resources in Orange, the Design Review Committee is the city's *defacto* public gatekeeper of properties of historic significance to local residents. For this reason, and because the continuance – which was intended to be a period of further study- appears to have yielded no essential changes to the ordinance, we remain concerned that the proposed changes to the roles and responsibilities of the Design Review Committee (DRC) will diminish protections for historic resources in the city.

The new role envisioned for the DRC restricts its review to those projects involving historic resources- *but not all historic resources*- only those in historic districts and those listed in the survey update of 2005. This may have been a good faith effort to capture all historic resources in Orange, however, in the event of a project, potentially hundreds of historic buildings, structures, objects and landscapes may be left out of a qualified public review.

Beginning with landscapes, not only are they removed from the ordinance but landscapes within historic districts or associated with surveyed buildings and structures are also removed. This raises two problems. It not only neglects historic landscapes such as gardens, parks and cemeteries, it also does not recognize that landscapes- whether they are themselves historic or not- are integral to the built environment and should be part of any design review project.

The treatment of signage in the ordinance is similarly problematic. “Creative” signage and murals that are in a historic district or associated with a surveyed historic resource will continue to be reviewed by the DRC but what about historic signs? Are creative signs *historic* signs? And what about non-historic or non-creative signage that nonetheless impacts a historic resource or historic district? Wouldn't the City want the DRC to consider all elements that impact the aesthetic character and historic significance of a resource as a package instead of permitting a piecemeal review that will create piecemeal results?

While omissions in the amended ordinance could make historic landscapes and signage vulnerable, buildings and structures outside of historic districts or omitted from the 2005 survey may also be vulnerable. The 2005 survey was an update to earlier surveys of Old Towne, and includes the three Eichler neighborhoods and a few extant buildings in the El Modena neighborhood. Outside of the Eichler residences which were built between 1961 and 1964, the survey does not include any resources built in the post-war period when the growth of Orange was most pronounced.

Not only does the survey not include whole sections of the city, it is also now out of date. Since 2005, more buildings have reached the 50 year threshold so that today, there may be buildings in Orange constructed up to 1970 that would be considered eligible historic resources according to the California Environmental Quality Act. For example, the building referred to as City Plaza constructed in 1970, is not located within a district and has never been surveyed, yet it was designed by Minoru Yamasaki, a master architect whose work includes the Century Plaza Hotel in Los Angeles and the World Trade Center in New York City.

Also outside the revised purview of the DRC would be the Chase Bank on N. Tustin Street, designed as a Homes Savings bank for Howard Ahmanson by Millard Sheets. Wouldn't the City and its residents expect that projects that could impact the architectural or historic integrity of these two buildings receive scrutiny by qualified residents in a public review process?

The City of Orange has an excellent team of preservation planners but addressing the identification of potential resources cannot rely exclusively on city staff. Staffing changes and staff resources fluctuate. Moreover, the amended ordinance doesn't show what process and tools staff would use to identify resources and impacts on resources, or how the public may participate in that process. There are ways to flag potential resources while empowering staff and providing transparency such as investing in a citywide survey or - as in Santa Ana and Whittier- requiring design and/or historical commission review for any project impacting a building that is at least 50 years old.

We sincerely appreciate the opportunity to provide comment, and are confident the City will find a 'made-in-Orange' solution to the challenges of rationalizing the role of the Design Review Committee while maintaining protections for all historic resources in Orange.

Sincerely,



Krista Nichols, President, Board of Directors

**Pamela Coleman**

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**From:** Teri Lepe <tlepe@octa.net>  
**Sent:** Tuesday, November 10, 2020 10:39 AM  
**To:** CCpubliccomment  
**Subject:** Public Comment Item No. 11.3  
**Attachments:** Letter to the City Council RE Ordinance No. 13-20 11-10-2020.pdf

Good Morning –

Attached is my public comment regarding Item No. 11.3 on tonight's City Council meeting agenda.

Thank you,

Teri Lepe

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November 10, 2020

The Honorable Mayor Mark A. Murphy and  
Members of the City Council  
City of Orange  
300 E. Chapman Avenue  
Orange, CA 92866

**SUBJECT:** Ordinance No. 13-20

This communication is in OPPOSITION to an ordinance of the City Council of the City of Orange amending Title 12, Title 16, and Title 17 of the Orange Municipal Code to update duties and responsibilities of the Design Review Committee (DRC).

I believe approval of this ordinance will undermine the integrity of the DRC. The DRC has been entrusted to uphold design standards that preserve not only our community's historic properties, but the City of Orange as a whole. To diminish the purview of the DRC would be detrimental to the quality of our city environment and our quality of life.

As such, I urge that the Members of the City Council vote in OPPOSITION of Ordinance No. 13-20.

Respectfully,



Teri Lepe  
Fourth Generation Old Towne Resident



## Pamela Coleman

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**From:** Adam Feliz <feliz.adam@icloud.com>  
**Sent:** Tuesday, November 10, 2020 10:43 AM  
**To:** CCpubliccomment  
**Cc:** Adam Duberstien; Tony Trubucco  
**Subject:** Design Review Committee (DRC) Ordinance 13-20: Amending Title 12, Title 16 and Title 17 of the O.M.C.  
**Attachments:** OTPA\_DRC\_Comments\_11102020.pdf

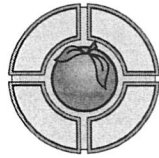
To whom it may concern,

Old Towne Preservation Association would like to submit the following letter in reference to the above mention subject.

Should there be any questions please feel free to contact us.

Adam Feliz

E: [feliz.adam@icloud.com](mailto:feliz.adam@icloud.com)  
CSLB#1016937



# OLD TOWNE PRESERVATION ASSOCIATION

P.O. Box 828 Orange, CA 92856 • OTPA.org

To: City of Orange Staff, Mayor, and City Council  
Mayor Mark Murphy, Mayor Pro Tem Mike Alvarez  
Council Member Kimberlee Nichols, Council Member Chip Monaco  
Mr Rick Otto, City Manager  
Mr. Gary Sheatz, City Attorney  
Mr. Bill Crouch, Director of Community Development

11/10/20

Address: 300 East Chapman Avenue Orange, CA 92866

From: Old Towne Preservation Association (OTPA)

Adam Feliz, Co-Chair Preservation and Membership  
Adam Duberstein Co-Chair Preservation and Membership  
Board of Directors: President Sandy Quinn, Vice President Tony Trabucco,  
Treasurer Ted Albert, Members-at-Large Tita Smith, Dan Slater, Mignon Whitaker,  
Carol Craig, Joe Peters, Guy Hinrichs, Victoria Laughlin

Re: Design Review Committee (DRC) Ordinance 13-20: Amending Title 12, Title 16 and Title 17 of the O.M.C.

The Old Towne Preservation Association (OTPA) would like to thank the Mayor and City Council and City Staff for their effort to collaborate on the proposed changes to the above-mentioned Ordinance.

Though most of our original concerns have been addressed, there are a few areas of concern for OTPA. The DRC Body has been an integral part of our joint mission to preserve, protect and enhance Old Towne Orange (OTO) and Historic Resources listed and un-listed in and outside OTO boundaries.

The Proposed Ordinance doesn't protect un-listed resources appropriately. Un-listed resources that were built during the period of significance should be routed to the DRC not the Community Development Director.

Furthermore, the Ordinance should reference the Old Towne Design Standards and Secretary of the Interior Standards in section 17.10.70 D.

We respectfully request that the First Ordinance Read be continued until these items can be addressed and until after the appointment of the newly elected Council Members. The Members District Boundaries fall within the proposed changes. The new Members should have a voice on the proposed changes as it will affect their District.

Thank you for considering the request of Old Towne Preservation Association.

Please contact Adam Feliz via email (Feliz.adam@icloud.com) / phone (714) 917-9781 or Adam Duberstein via email (aduberstein@gmail.com) / phone (949) 933-0089 for follow up questions, comments or related contact concerning this subject matter.

Sincerely,

Old Towne Preservation Association Board of Directors



## Pamela Coleman

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**From:** dgsimpson1@cox.net  
**Sent:** Tuesday, November 10, 2020 11:20 AM  
**To:** CCpubliccomment  
**Subject:** 11.1 Public Comment

Honorable Mayor and Councilmembers:

I wanted to reiterate support on this item. I support the refined process for use of DRC on projects within historic districts and, importantly, their involvement with projects throughout Orange as requested by staff and many applicants.

While serving on the Planning Commission, I have had many applicants explain that delays on project approvals are not only inefficient but are very costly. A delay of 2-3 months may not seem that impactful but, as an example, if there are mortgages of \$20k per month those costs are extremely impactful. There are also costs for plan refinement and other fees that must be absorbed by the applicant.

It is important for the council to know that the proposed changes are driven by the need to be business friendly and efficient while at the same time maintaining the high standards Orange residents and businesses expect. Orange has highly qualified staff who are experts in the areas which DRC advises the city on and they are entrusted to utilize those skills and identify issues of concern and seek remedy.

Please be aware some applicants may be reluctant to share comments supporting the proposed ordinance as they have projects in the pipeline.

I see no reason to delay action on this suggested path.

Thank you for your service to Orange.

Dave Simpson

Orange,

## Pamela Coleman

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**From:** Arianna Barrios <Arianna@Communicationslab.com>  
**Sent:** Tuesday, November 10, 2020 12:21 PM  
**To:** CCpubliccomment  
**Cc:** Rick Otto  
**Subject:** Public Comment - Orange CC Agenda Item 11.3

Good Morning Honorable Mayor Murphy and members of the Orange City Council.

I am writing to you concerning City Council Agenda Item 11.3 concerning proposed changes to the City's Design Review Committee (DRC):

***Continued Public Hearing to consider Introduction and First Reading of an Ordinance amending sections of Title 12 (Streets, Sidewalks and Public Places), Title 16 (Subdivisions) and Title 17 (Zoning) of the Orange Municipal Code related to the Design Review Committee. Ordinance No. 13-20. (Continued from 10/13/20)***

I would respectfully ask that this item be tabled until the new Council can be seated next month (December 2020). I believe it to be vitally important that, at the very least, District 1 have direct representation when this item is discussed by the Council and would be deeply grateful if my future colleagues honor this request and postpone this item until that time.

With Respect,  
Arianna Barrios



Arianna Barrios  
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November 10, 2020, City Council Meeting Public Comments  
Via Telephone

Item 11.2

In opposition:

Janet Stapleton

Jacqueline Slauter

Dean Cahill (also emailed comment)

In support:

Norbert Koeller

Item 11.3

In opposition:

Bonnie Robinson