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Santa Monica Daily Press
TUESDAY
09.24.19
Volume 18 Issue 267

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ARB to discuss expanding staff authority

MATTHEW HALL
Daily Press Editor

The Architectural Review Board will hold a special meeting this week to potentially expand the ability of staff to approve some projects and in a separate discussion, consider design standards for the Third Street Promenade.

ARB staff have some authority to approve some projects that are then approved by Commissioners on the consent calendar. According to the staff report, expanding staff powers would streamline the process by allowing the Board to focus on larger projects, shorten review times for small projects and increase staff efficiency.

Several areas are identified for staff responsibility including facade remodels, landscape remodels of less than 1,000 square feet, new or additional rear units and signage that complies with existing requirements.

"There may be other types of projects that the Board would feel comfortable considering for staff-level/ administrative review," said the staff report. "Those listed above appear the most eligible based on

SEE **ARB** PAGE 11

Tokyo dining comes to 7th and Arizona

MADELEINE PAUKER
Daily Press Staff Writer

Santa Monica has plenty of izakayas, sushi bars and ramen joints to go around, but it's never had a Japanese restaurant quite like Kappo Osen.

Kappo restaurants are more formal than izakayas and offer seasonal prix-fixe menus of traditional Japanese dishes. At Kappo Osen, those menus are created by chef Damon Min Cho, who honed his skills at Nobu in Hawai'i and Tao in Hollywood before opening Izakaya Osen in Silver Lake two years ago.

The small izakaya buzzes with energy, creating a pubby atmosphere typical of izakayas in Japan, said Kappo Osen manager April Choi, who previously worked at Osen's Silver Lake location.



Madeleine Pauker

OPEN: Kappo Osen opened Monday night at the corner of 7th Street and Arizona Avenue.

Kappo Osen offers a more refined experience and menu without rising to the level of kaiseki, or fine

SEE **DINING** PAGE 10

Fritto Misto will relocate due to new development at 6th & Colorado



Madeleine Pauker

MISTO: The popular pasta restaurant Fritto Misto will move to a new Downtown location when its building is redeveloped.

MADELEINE PAUKER
Daily Press Staff Writer

Plans for an eight-story building at the corner of 6th Street and Colorado Avenue are moving forward.

Last week, the Planning Commission unanimously approved the project, which is located one block from the Downtown Santa Monica Expo Line station and will replace two low-rise buildings. The building at 601 Colorado Ave. will contain 140 market-rate apartments and developer WS Communities will satisfy the project's affordable housing requirements by building 37 deed-restricted apartments in a six-story building at 1238 7th St.

Fritto Misto, an Italian restaurant popular among locals, has occupied its one-story building at 601 Colorado Ave. for about three

SEE **FRITTO MISTO** PAGE 10

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CITY OF SANTA MONICA

NOTICE OF PUBLIC HEARING TO BE HELD BY THE SANTA MONICA ZONING ADMINISTRATOR

DATE/TIME: **10:30 a.m., October 8, 2019**

LOCATION: Council Chambers, Room 213, Santa Monica City Hall, 1685 Main Street, Santa Monica

A Public Hearing will be held by the Zoning Administrator of the City of Santa Monica at the above noted time and place in regard to the following requests:

533 21st Place, FENCE WALL HEDGE MODIFICATION 19ENT-0143. The applicant requests approval of a height modification for a 5'-0" high hedge along the front (west) and interior side (north) parcel line within the front yard setback. The subject property is located in the Single-Unit Residential (R1) zoning district. Pursuant to Santa Monica Municipal Code (SMMC) Section 9.21.050(A)(1)(2), hedges cannot exceed a maximum height of 42" within the required front yard setback as measured from the lowest finished grade adjacent to either side of the fence, wall, or hedge. Pursuant to SMMC Section 9.04.050(D), in the cases of fences, walls, or hedges that are parallel to and within 5 feet of a public sidewalk, grade shall be the elevation of the closest point on the sidewalk. SMMC Section 9.43.080(B) allows an applicant to request a modification to these height limitations in the front, side, and rear setbacks. [Planner: Ivan Lai] **Applicant/ Property Owner: Theodore W. & Giselle F. Chandler.**

133 17th Street, FENCE WALL HEDGE MODIFICATION 19ENT-0246. The applicant requests approval of a height modification for a 10' high hedge along the front (west) parcel line, a 9' high hedge along the north side parcel line, and a 10'-7" high wood fence along the south side parcel line within the front yard setback. The height modification request also includes 18' high hedges located along the side (north and south) and rear (east) parcel lines within the side and rear setbacks. The subject property is located in the Single-Unit Residential (R1) zoning district. Pursuant to Santa Monica Municipal Code (SMMC) Sections 9.21.050(A)(1)(2), hedges cannot exceed a maximum height of 42" within the required front yard setback, and hedges within side and rear setbacks cannot exceed a maximum height of 12' feet as measured from the lowest finished grade adjacent to either side of the hedge. Pursuant to SMMC Section 9.04.050(D), in the cases of fences, walls, or hedges that are parallel to and within 5 feet of a public sidewalk, grade shall be the elevation of the closest point on the sidewalk. SMMC Section 9.43.080(B) allows an applicant to request a modification to these height limitations in the front, side, and rear setbacks. [Planner: Ivan Lai] **Applicant/Property Owner: Jay Bienstock.**

1012-½ Euclid Street, MAJOR MODIFICATION PERMIT 19ENT-00298 & MINOR MODIFICATION 19ENT-0299, The applicant requests Major Modifications to allow for a 20 percent (4') reduction of the required front setback from 20' to 16' and a 20 percent (3') reduction of the required rear setback from 15' to 12'. The applicant also requests Minor Modifications to both the maximum parcel coverage limitation and the north interior side yard setback requirement. The applicant requests a 1.3% increase to the overall ground floor parcel coverage of 45% for a proposed ground floor parcel coverage of 46.3% and to allow a 10 percent (6") reduction of the required north interior side setback located in the rear half of the parcel from 4'-6" to 4'-0". The subject property is located in the Multi-Unit Residential (R2) zoning district. Pursuant to Santa Monica Municipal Code (SMMC) Section 9.43.030(B)(1), the applicant may request a Major Modification of up to 20 percent or 5', whichever is less, of the required front and rear setback standards. Additionally, SMMC Section 9.43.020(B)(3) allows an applicant to request a Minor Modification of up to 5 percent of the maximum allowable parcel coverage, and SMMC Section 9.43.020(B)(1) allows a Minor Modification up to 10 percent of the required side setback. [Planner: Michael Rocque] **Applicant: Corinna Knight Incorporated. Property Owner: Corinna Knight.**

HOW TO COMMENT

The City of Santa Monica encourages public comment. You may comment at the Zoning Administrator public hearing, or by writing a letter. Written information will be given to the Zoning Administrator at the meeting.

Any person may comment at the Public Hearing, or by writing a letter to the City Planning Division, Room 212, P.O. Box 2220, Santa Monica, CA 90407-2220. Plans are available for public review at the City Planning Division. For more information, please contact the City Planning Division at (310) 458-8341. Pursuant to California Government Code Section 64009(b), if this matter is subsequently challenged in Court, the challenge may be limited to only those issues raised at the Public Hearing described in this notice, or in written correspondence delivered to the City of Santa Monica at, or prior to, the Public Hearing. The meeting facility is wheelchair accessible. For disability-related accommodations, please contact (310) 458-8341 or (310) 458-8696 TTY at least 72 hours in advance. Every attempt will made to provide the requested accommodation. All written materials are available in alternate format upon request. Santa Monica Big Blue Bus Lines #1, #2, #3, Rapid 3, #7, #8, #9, Rapid #10, and #18 service City Hall and the Civic Center area. The Expo Line terminus is at Colorado Avenue and Fourth Street, a short walk to City Hall. Public parking is available in front of City Hall and in the Civic Center Parking Structure (validation free).

*Esto es un aviso sobre una audiencia publica para revisar applicaciones proponiendo desarrollo en Santa Monica. Esto puede ser de interes para usted. Si desea mas informacion, favor de llamar a Carmen Gutierrez en la Division de Planificacion al numero (310) 458-8341.

What's Up Westside

OUT AND ABOUT IN SANTA MONICA

Tuesday, September 24

Unnamed Press: Journalist to Novelist discussion
Join three Los Angeles-based journalists, David Ulin, Margaret Wappler and Adam Popescu, as they discuss their roads to writing fiction, paths to publication, and the differences between getting a great story and creating one. Annenberg Community Beach House, 6:30 - 8 p.m.
Register online at http://annenberg-beachhouse.com/beachculture

Open Lab
Explore virtual reality, 3D printers, electronics kits, and other emerging technologies during this informal drop-in session. Main Library, 6 - 8 p.m.

City Council Meeting
Regular Meeting of the Santa Monica City Council. 6:30 p.m.

Walk-In Tutoring
Friendly volunteer tutors provide help with basic reading, writing, and computer skills; using the Internet to search for information; opening and using an email account; filling out online forms or applications; learning how to write a resume or cover letter; and more. Main Library, 5 - 7 p.m.

Voter Registration with the League of Women Voters of Santa Monica
In celebration of National Voter Registration Day, the League of Women Voters provides election information and on-site voter registration. Main Library, 3 - 6 p.m.

Walk-In Tutoring
Friendly volunteer tutors provide help with basic reading, writing, and computer skills; using the Internet to search for information; opening and using an email account; filling out online forms or applications; learning how to write a resume or cover letter; and more. Main Library, 1 - 3 p.m.

Write Away
Gain feedback and encouragement in your writing efforts from fellow writers in this supportive writer's meet-up. Fairview Branch Library, 12 - 2:30 p.m.

Wednesday, September 25

Special Meeting Architectural Review Board
The Architectural Review Board established in 1974, acts "to preserve existing areas of natural beauty, cultural importance and assure that buildings, structures, signs or other developments are in good taste, good design, harmonious with surrounding developments, and in general contribute to the preservation of Santa Monica's reputation as a place of beauty, spaciousness and quality." SMI Training Room, 7 p.m.

Ben Westhoff presents Fentanyl, Inc.
In his new book, journalist Ben Westhoff offers a deep-dive investigation into an illicit industry whose synthetic chemicals have accelerated the global opioid epidemic. Join us as Ben dis-cusses the book with guest moderator Ross Gardiner. Local LA organizations focused on fighting addiction will also be present. A book sale and signing follows. Seating is limited and on a first arrival basis. Main Library, 7 - 8:30 p.m.

Open Lab
Explore virtual reality, 3D printers, electronics kits, and other emerging technologies during this informal drop-in session. Main Library, 6 - 8 p.m.

Teen Advisory Group
Looking for opportunities to serve your community? Join our Teen Advisory Group! Earn community service credit by helping with special projects and library programs. Fairview Branch Library, 3:30 - 4:30 p.m.

LEGOS and Games
Get creative with LEGOs, try our fun tabletop games, or some coloring! Ages 4-10. Main Library, 3:30 - 5 p.m.

For help submitting an event, contact us at
310-458-7737 or submit to events@smdp.com

California utilities eye power cuts amid fire danger

OLGA R. RODRIGUEZ
Associated Press

California's two largest utilities were considering cutting power Monday to tens of thousands of customers as fall brings back dangerous weather conditions and the companies try to head off wildfires sparked by electrical equipment.

Pacific Gas & Electric Corp. was expected to decide by Monday evening whether controlled power outages affecting as many as 21,000 customers would be needed to ease the risk of wildfires in Northern California.

Meanwhile, Southern California Edison said it might shut off power to 41,000 customers due to forecasts calling for gusty Santa Ana winds. The utility initially estimated about 10,000 customers could be impacted.

Major increases were focused on San Bernardino and Riverside counties. Power cuts could also occur in Los Angeles and Santa Barbara counties.

Some of the most destructive blazes in the state in the past two years were started by Pacific Gas & Electric power lines.

If approved by San Francisco-based PG&E, outages could occur later in the day and affect portions of Butte, Nevada and Yuba counties in the Sierra foothills. The utility previously warned of possible shut-offs affecting an estimated 124,000 customers.

Strong winds, low humidity and warm temperatures were forecast in the region through Wednesday, and authorities issued an extreme fire danger warning for some areas.

Wind gusts could reach 50 mph in the northern Sierra and foothills, and between 30 to 40 mph in the Sacramento Valley and near the Pacific coast, said Eric Curth, a forecaster with the National Weather Service.

"Humidity levels are dropping, and winds are picking up," Curth said. "The main threat is overnight when the winds pick up in the mountains and foothills."

PG&E first cut off power preemptively last October, affecting some 87,000 customers. The move prompted complaints and demands for reimbursement.

But the utility canceled plans to shut off power ahead of a blaze that killed 86 people and nearly destroyed the town of Paradise.

An investigation by Cal Fire said transmission lines owned and operated by the utility started the Nov. 8 fire that wiped out nearly 15,000 homes.

The investigation identified a second nearby ignition site involving PG&E's electrical distribution lines that had contacted vegetation. The second fire was quickly consumed by the initial fire.

California regulators in May approved allowing utilities to cut off electricity to avoid catastrophic wildfires but said utilities must do a better job ramping up preventive efforts and educating and notifying the public, particularly people with disabilities and others who are vulnerable.

In January, PG&E sought bankruptcy protection, saying it could not afford an estimated $30 billion in potential damages from lawsuits stemming from catastrophic wildfires.

Earlier this month, PG&E agreed to pay $11 billion to insurance companies holding 85% of the claims from fires that include the November 2018 Paradise blaze.

The settlement, confirmed Monday, is subject to bankruptcy court approval.

It's important for PG&E to pull itself from bankruptcy protection because it will be a big part of a wildfire fund set up to help California's major utilities pay future claims as climate change makes wildfires more frequent and severe.

Associated Press writers Juliet Williams in San Francisco and John Antczak in Los Angeles contributed to this report.

SEND YOUR NEWS TO THE EDITOR

Santa Monica Daily Press editor@smdp.com

CITY OF SANTA MONICA
NOTICE OF AVAILABILITY CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT FOR 2018 PROGRAM YEAR

Notice is hereby given that the City of Santa Monica has developed the Consolidated Annual Performance and Evaluation Report (CAPER) for the 2018 Program Year. The CAPER is submitted annually to the U.S. Department of Housing and Urban Development (HUD) and provides a status report on how the City's Community Development Block Grant (CDBG) and HOME grant funded projects and activities are meeting the City's overall housing and community development needs as specified in the 2015-19 Consolidated Plan and the 2018-19 Action Plan adopted by City Council in May 2018 and submitted to HUD. The City is seeking community comments on this report.

The CAPER is now available to the public for a 15-day community review period ending on September 25, 2019. Copies are available at City Hall (Room 212) and on the web at www.smgov.net/hsd, or you may contact the Human Services Division, 1685 Main Street, Room 212, Santa Monica, CA 90401, telephone (310) 458-8701; TDD (310) 458-8696. Please send your written comments to Claire Hester at the above address or via email at humanservices@smgov.net by September 25, 2019.

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Your column here

Alanna Shepard
Send comments to editor@smdp.com

Rotary Contributes to water projects

El Salvador is facing chronic water stress and is recognized as one of the most vulnerable countries to climate change due in part to degraded land and water resources. Nationally, more than 50% of water does not meet international standards for drinking.

In 2017 the Rotary Club of Santa Monica (RCSM) partnered with a Rotary club in San Salvador to rehabilitate and upgrade the water system of Santa Catarina, a municipality of 10,500 people. They were facing major water deficits due to failing water infrastructure and poor water management.

A $40,000 grant from RCSM leveraged $215,000 in local loans and additional grants to fund this $255,000 clean water project. The RCSM grant helped to restore the storage tanks and replace mainlines in order to create a modern, sustainable water system. To see what the project means to the people of El Salvador, take a look at the video at: https://vimeo.com/275403964/e06d1acf82

Virtually all families in El Salvador can afford $5/month for water. The challenge is to create a Water Service Provider (WSP) that can operate with the users' monthly payments. Infrastructure provided by a Rotary grant lowers the amount financed to an affordable level. This enables a sustainable system that can pay for and support itself. This year the Rotary Club of Santa Monica is working with three communities with over 2,300 families to improve their water systems. A $50,000 grant from RCSM is being combined with $67,000 in grants from other Rotary clubs and Rotary International. This then facilitates an additional $298,000 in grants and loans from other sources for a $405,000 impact on clean water for El Salvador.

In other clean water news, Rotary District 5280, of which Rotary Club of Santa Monica is a part, along with multiple other US districts, and our Rotary associates in Mexico and South Korea have joined together to address a serious problem in the United States. The lack of access to clean water. There are families in the United States that do not have access to clean water in their homes. This year, through a Global Grant, the Rotary Club of Santa Monica will partner with Dig Deep, a non-profit committed to providing clean, running water and solar panels on the Navajo Reservations in Arizona, New Mexico, and Utah.

Rotary Club of Santa Monica's participation in this project will commence Phase 3 of Dig Deep's efforts and will provide 305 homes (typically occupied by multiple families in a trailer) with a 1,200-gallon clean water tank, a sink, pump, heater, solar panel, three lights, and a carbon monoxide alarm. The cost for each home installation is $4,500.

The Rotary Club of Santa Monica is proud to be a part of bringing clean water to families.

The Rotary Club of Santa Monica is a dynamic group of business and civic leaders who have joined together to share fellowship and to support local and international charities. We are part of Rotary International which has over 1.2 million members in more than 33,000 clubs around the world. We are dedicated to service above self.

Rotary Club of Santa Monica meets Fridays at noon at the DoubleTree Suites. For more information or to attend a meeting, please contact Savi at rotaryclubofsantamonica@verizon.net or 310.917.3313.

Appeals court weighs challenges to Trump abortion rule

GENE JOHNSON
Associated Press

An appeals court is considering whether to block a Trump administration rule that bans taxpayer-funded health clinics from referring patients for an abortion — a rule that has already prompted many providers, including Planned Parenthood, to leave a longstanding federal family planning program.

Eleven judges from the 9th U.S. Circuit Court of Appeals in San Francisco heard arguments Monday in challenges brought by 22 states as well as Planned Parenthood and other organizations.

In June, a three-judge panel from the same court allowed the rule to take effect, undoing decisions by judges in Washington, Oregon and California that had put the administration's action on hold.

That prompted Planned Parenthood and other providers to leave the Title X program, which distributes $260 million in grants to clinics that provide low-income women with subsidized family planning services, including contraception and cancer screening.

Eighteen of the 90 providers around the country that receive Title X money have dropped out of the program, resulting in more than 500 fewer sites that provide Title X services, Ruth Harlow, an ACLU attorney representing the plaintiffs, told the court.

SEE **ABORTION** PAGE 11

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What's the Point?

David Pisarra
Send comments to editor@smdp.com

President Treason? Not So Much.

President Trump's administration continues its wild ride. Heaving from side to side with an almost weekly regularity, changes in leadership and a near constant drum beat against the media for their "fake news" and investigative reporting. This administration is an astonishing window into the psyche of America today. I am simultaneously engulfed with the latest scandal, allegations and braying from the bully pulpit of the Oval Office, while experiencing the schadenfreude of seeing our Republic represented in such a vulgar, crass and brash manner.

It's a testament to our times that a President can be accused of treason, and not only does he admit the action, but his top lawyer, one Rudolph Giuliani, goes on CNN to admit it. I note that while the President admits he made the call, and asked the Ukrainian government to investigate Joe Biden, the momentarily named front-runner for the Democratic party, he'll also say it was perfectly legal because he did AS the President and therefore is covered under Executive Branch Immunity or some such poppycock.

Granted the powers of the Executive Branch are wide and far reaching, but they are not without limits. We have a balance of powers for a reason, so that no one branch can become dominant. Each branch must answer to the other two in some fashion, while they also remain independent in their assigned duties.

The Legislative branch, House and Senate, have the power to write the laws that we all live under. The Judicial branch is supposed to interpret the law, and the Executive branch is supposed to administer or execute them. This distribution of power has worked for over 200 years with a generally agreed level of success. Certainly there have been times when one branch assumed prominence and then is counterbalanced.

Historically we have had little political disruption beyond that of changing tides and times, (Yes that Civil War thing was a bit of a big deal I recognize, but compared to other countries and their rotating leadership, we're quite stable.) The grand scandals of our country are Tea Pot Dome, Watergate, and something about an intern, and a land deal. There are probably a few others, but those are the big ones that come to mind.

What's crucial to know about them is that they were all domestic issues. Mostly about money, a bit of sex (in the pre #METOO days) and winning elections. The current simmering scandal with the Trump Administration is definitely about winning elections, some money and strong arming, along with a maybe too cozy relationship with a foreign government.

The allegation is that Mr. Trump withheld 250 million dollars of foreign military aid from Ukraine, while asking their government – EIGHT TIMES in one phone call – to investigate Mr. Biden. This sounds very Trumpian in negotiation tactics and hence is quite believable, and of course Mr. Trump has acknowledged that he did discuss Mr. Biden with the Ukrainians.

Is this treason? 18 U.S. Code §2381 reads: "Whoever, owing allegiance to the United States, levies war against them or adheres to their enemies, giving them aid and comfort within the United States or elsewhere, is guilty of treason and shall suffer death, or shall be imprisoned not less than five years and fined under this title but not less than $10,000; and shall be incapable of holding any office under the United States."

The question is how would this apply? In my opinion, the only clause that Mr. Trump's actions could fall under would be the "...adheres to their enemies..." so does asking a foreign government to investigate your political opponent rise to the level of "adhering to their enemies" – possibly if Mr. Trump would then be indebted in some way to the Ukrainians. That was much more likely before the news came out. It's like most things, once it's out in the open, the leverage factor of the Ukrainians goes away.

So who is using this against Mr. Trump? His GOP Primary challenger Governor William Weld is, pardon the usage, trumpeting the treason charge. This is blood in the water for a career politician like Weld who will be pressing this forward I imagine for the next few weeks.

Weld has called for the death penalty for Mr. Trump – which even if there were a conviction to be had, is an extremely unlikely event. I did a bit of internet sleuthing and found on that repository of all semi-verifiable information, Wikipedia, that in the United States there were 14 convictions for treason in the history of our country, of which only three resulted in an actual execution.

So in sum, did he commit treason – hard to shoehorn that one in, if he did will he be convicted, not likely, if he is convicted will he be executed? Not very likely at all.

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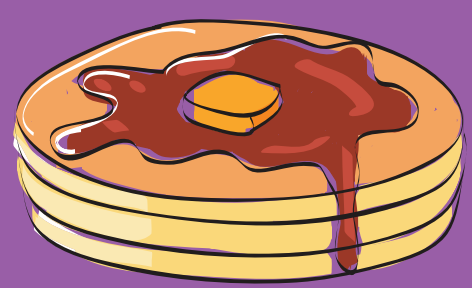
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TODAY'S BIRTHDAY (SEPTEMBER 24)

Your presence is a present to others. When you actively seek out your own interests (instead of exclusively serving your loved ones), you'll find the people who can best appreciate the gift of you. This will be a boost to your confidence, and it opens exciting horizons and allows for you to do remarkable work. Aquarius and Taurus adore you. Your lucky numbers are: 33, 10, 2, 24 and 18.

ARIES (March 21-April 19). The better you know yourself and the more in touch you are with how you're feeling, the greater your control will be over the messages you send to the world. Nonverbal communication will say more than words.

TAURUS (April 20-May 20). In some way, you feel stuck. You long for someone to share an insight with you that will wake you up to the way things really are. Make it a priority to spend time with people who are emotionally intelligent.

GEMINI (May 21-June 21). You'll share what's on your mind. There are those who relate your issue to one of their own and somehow never bring it back to you. Your story fades; theirs takes over... narcissism at its finest. Seek those who know how to listen.

CANCER (June 22-July 22). Treats and indulgences seem like acts of self-care but aren't, really, unless they line up with what you really need. Offer yourself warmth and acceptance first, and go from there.

LEO (July 23-Aug. 22). Stories are powerful. A story can be a weapon, a vehicle, a seduction or an identity. Your own personal stories are worth caring for as you would other cherished things. Repeat stories to find the best way to tell them.

VIRGO (Aug. 23-Sept. 22). Why do you think people come to you instead of doing the millions of other things they could be doing? There's a good reason. To understand that reason is to appreciate your own inherently lovable qualities.

LIBRA (Sept. 23-Oct. 23). Anticipate disruption instead of fearing it or going on like it will never happen. Your path will be littered with obstacles, but you are wide awake and ready to swerve, jump or conquer as necessary.

SCORPIO (Oct. 24-Nov. 21). If you're afraid to say what's on your mind or let your guard down, there had better be a good reason – maybe you're being paid to take on a role. If not, what are you doing with people you can't be yourself around?

SAGITTARIUS (Nov. 22-Dec. 21). Wherever you are, the sign will meet you there – it's the sting of a cat scratch; it's what the wild waves say; it's the parlance of posies. You'll translate sensations, decode experience, and you'll just know.

CAPRICORN (Dec. 22-Jan. 19). Falling in love, like all falling, implies a loss of balance. But real love is different from that disorienting infatuation stage. Real love provides foundation. It strengthens and builds you. You're more solid because of it.

AQUARIUS (Jan. 20-Feb. 18). There's a decision or some knowledge you arrive at inside yourself before the work is done. This is the true takeaway from the work and perhaps its real purpose, though one that's always hidden by the more tangible results.

PISCES (Feb. 19-March 20). It all matters. Not one exchange is meaningless. Still, it's a matter of pacing yourself and finding the glad nexus between the quality of attention you want to bring to a thing and the quality of attention it demands or prefers.

An Obligatory Lunar Warning

Under this Leo moon square to Uranus, if someone seems to prefer you to feel obligated, take it as a warning sign that a manipulator is at work. People of good character don't want you to feel obligated to them. They give their love freely, without strings. They appreciate reciprocity but understand that it can come in many forms.

ASTROLOGICAL INSIGHTS

"Do you think it's unreasonable to ask the teen I hire to babysit my 7-year-old not to use her cellphone while she's working? My other friends don't seem to care. My husband says it's just how things are now. But I can't stand for my daughter to have that kind of example to look up to. I'm an Aquarius!" Your Aquarian ease and love of technology stops right at the point where technology interferes with human interest. Your child deserves to have a distraction-free interaction with the babysitter who is working for you. Your babysitter is also a child, and you are not doing her any favors by teaching her that it's fine to constantly be on her cellphone in a professional setting. As an employer, it's your responsibility to communicate your expectations of her. Here's some verbiage you might try: "We have a no-phone-zone policy for babysitters, except, of course, in the case of an emergency or to talk with your parents or us. Our child looks up to you, and we are counting on you to set an example of being fully attentive to others."

CELEBRITY PROFILES

Pedro Almodovar emerged from an impoverished youth to international renown as a filmmaker. In his latest film, "Dolor y Gloria" ("Pain and Glory" is the title for the upcoming USA release), a film director reflects on past choices and deals with current consequences. The Libran auteur was born when the moon and Venus were in Scorpio, exercising a magnetic pull to the underlying motives of human behavior. **Write Holiday Mathis at HolidayMathis.com.**

WORD UP!

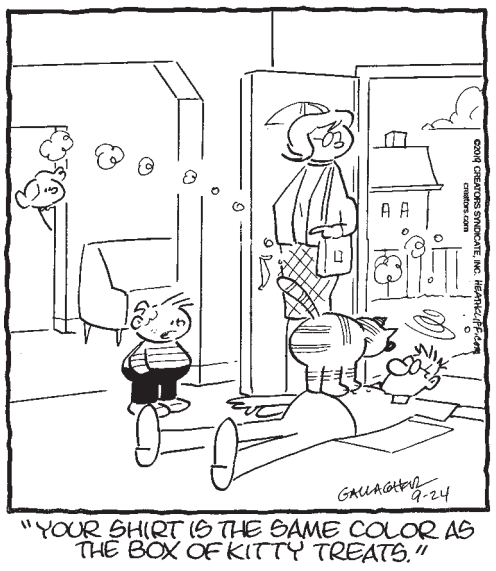
Gossamer

Noun [gos-uh-mer]

A fine, filmy cobweb seen on grass or bushes or floating in the air in calm weather, especially in autumn.

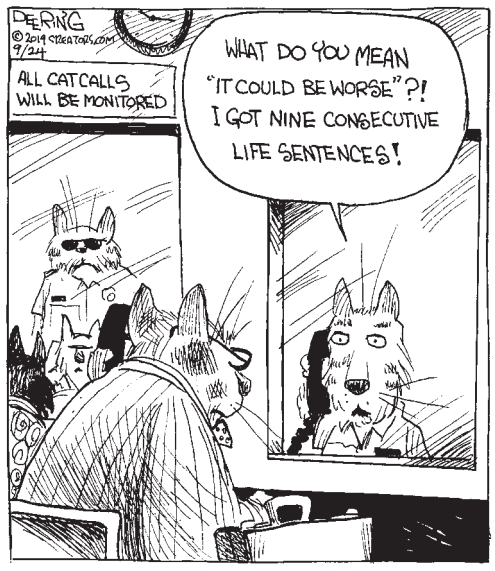
Heathcliff

By PETER GALLAGHER



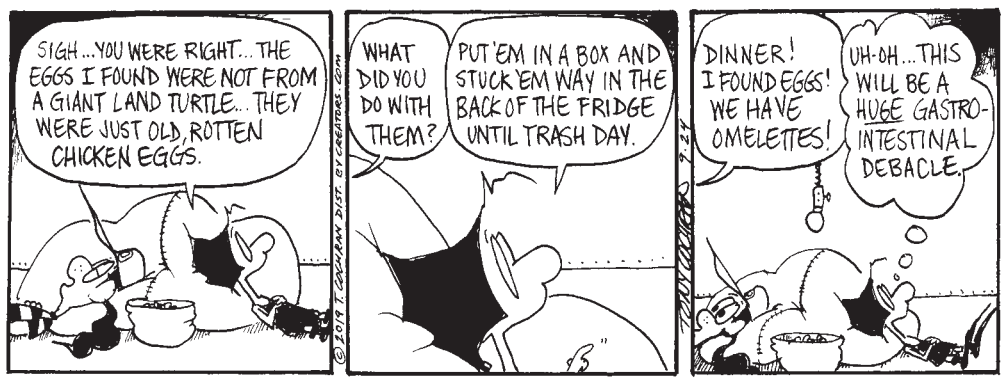
Strange Brew

By JOHN DEERING



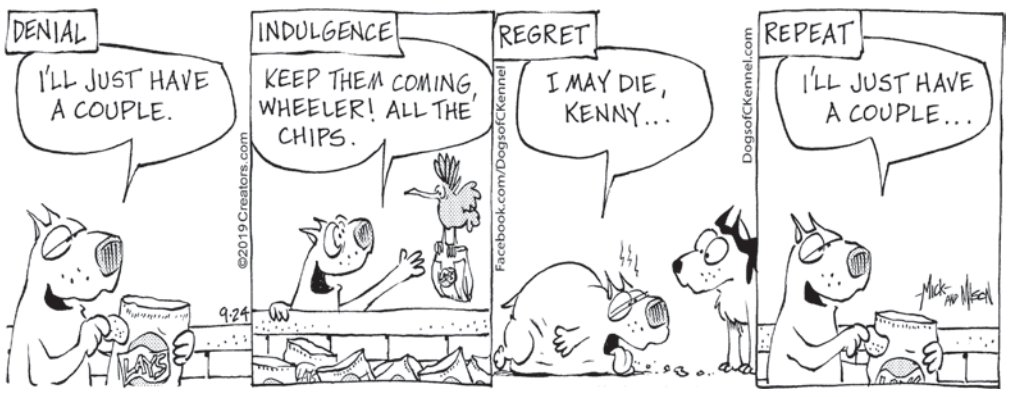
Agnes

By TONY COCHRAN



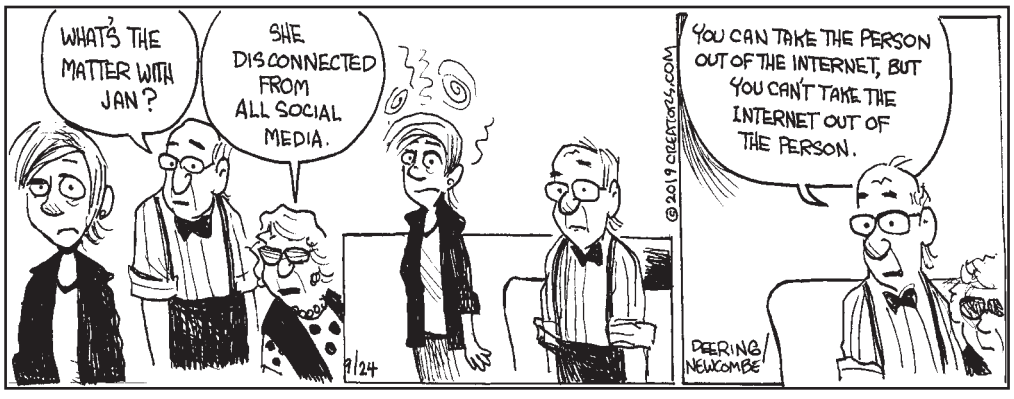
Dogs of C-Kennel

By MICK & MASON MASTROIANNI & JOHNNY HART



Zack Hill

By JOHN DEERING & JOHN NEWCOMBE



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DAILY LOTTERY

POWERBALL
Draw Date:09/21
1 9 22 36 68
Power#: 22
Jackpot: 40 M

MEGA MILLIONS
Draw Date: 09/20
23 24 42 4 853
Mega#: 22
Jackpot: 227 M

SuperLotto PLUS
Draw Date: 09/21
1 31 34 37 39
Mega#: 12
Jackpot: 13 M

Fantasy 5
Draw Date: 09/22
9 13 21 22 31

Daily 3
Draw Date: 09/22
Evening: 2 4 1
Draw Date: 09/22
Midday: 9 2 3

Daily Derby
Draw Date: 09/22
1st: 02 - LUCKY STAR
2nd: 04 - BIG BEN
3rd: 07 - EUREKA
RACE TIME: 1:43.49

Although every effort is made to ensure the accuracy of the winning number information, mistakes can occur. In the event of any discrepancies, California State laws and California Lottery regulations will prevail. Complete game information and prize claiming instructions are available at California Lottery retailers. Visit the California State Lottery web site at http://www.calottery.com



SURF FORECASTS

WATER TEMP: 72.0°

TUESDAY- **FAIR** - SURF: 3-4ft waist to chest high
Long period SW swell continues - more size for best exposures. Small NW swell-mix.

WEDNESDAY- **FAIR** - SURF: 2-3ft+ waist to stomach high occ. 4 ft
Lingering SW/SSW swell - more size for best exposed breaks. Small NW swell-mix. Morning winds favor west facing breaks.

SOLUTIONS TO YESTERDAY'S CROSSWORD

A	N	T	E			U	R	G	E		A	B	C	S
F	A	W	N			S	U	R	E		L	E	A	K
A	M	I	D		P	E	T	E	R		E	A	S	Y
R	E	G	U	L	A	R	H	A	I	R	C	U	T	
			P	A	T			T	E	E				
M	P	G		W	R	A	P			E	P	I	C	
A	L	A	S		O	H	I	O		L	A	N	E	S
R	O	U	T	I	N	E	P	H	Y	S	I	C	A	L
E	D	G	E	D		M	E	N	U		R	U	S	E
	S	E	M	I			R	O	M	P		R	E	D
				O	A	K			Y	E	S			
	C	O	M	M	O	N	C	O	U	R	T	E	S	Y
H	O	P	E		R	E	A	L	M		A	R	E	A
I	D	E	A		T	A	L	E			L	I	N	K
D	E	N	T		A	D	M	S			L	E	T	S

Sudoku

Fill in the blank cells using numbers 1 to 9. Each number can appear only once in each row, column, and 3x3 block. Use logic and process of elimination to solve the puzzle.

SOLUTIONS TO YESTERDAY'S SUDOKU

4	2	6	3	9	5	8	1	7
8	3	1	2	4	7	5	9	6
9	7	5	6	1	8	2	4	3
7	6	3	4	5	9	1	2	8
1	4	2	8	7	6	9	3	5
5	9	8	1	3	2	6	7	4
3	8	9	5	2	4	7	6	1
2	5	4	7	6	1	3	8	9
6	1	7	9	8	3	4	5	2

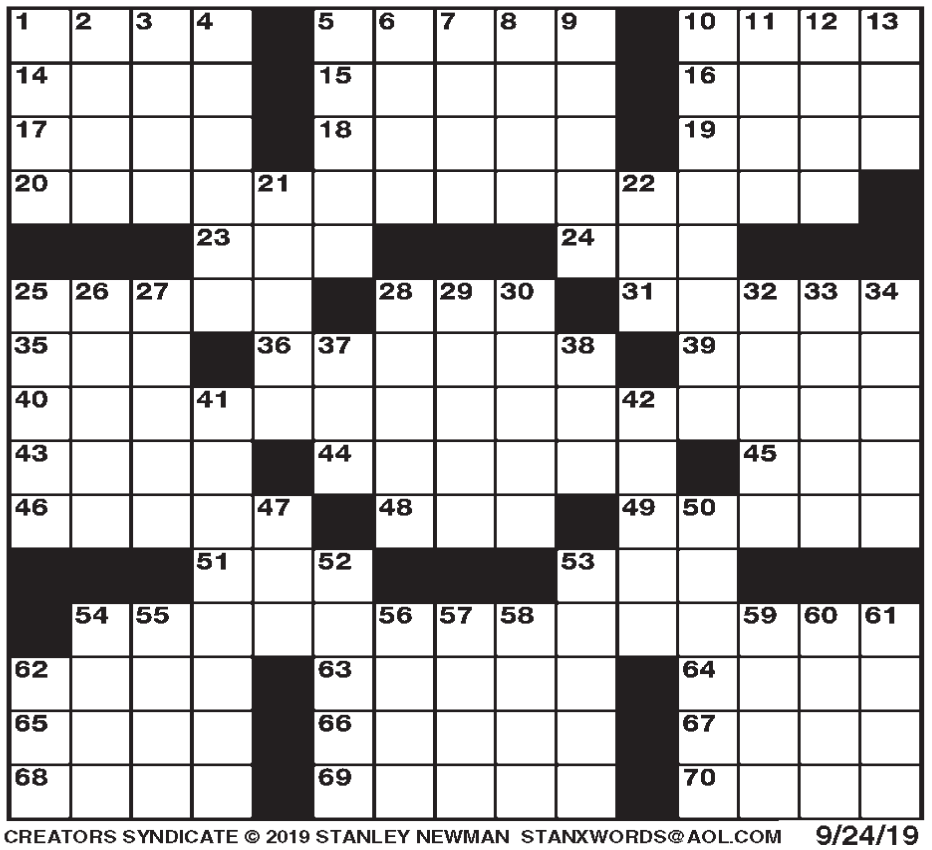
4		3	9					1
			3	2			9	
	1		4			7	2	
	7					1		
9			8		5			2
		2					4	
	3	5			4		1	
	6			1	8			
1					2	6		5

Newsday Crossword

IT'S FALL by Billie Truitt
Edited by Stanley Newman
www.stanxwords.com

ACROSS
1 Sailor's shout
5 Tennis or soccer
10 Political alliance
14 Volcanic rock
15 Forbidden
16 Natural bum soother
17 Genesis paradise
18 Scent
19 HELLO MY __ IS (tag phrase)
20 Fall very rapidly
23 Cob of corn
24 Driveway coating
25 Rescues
28 Take a chair
31 Idea's foundation
35 __ Baba (40 thieves' adversary)
36 Get dressed for the game
39 Underground coal source
40 Fall, as a tightrope walker
43 Stumbling block
44 Mexican lizard
45 Bubble-making chew
46 Source of ancient fables
48 Snaky shape
49 "In what place?"
51 School kids' ride
53 Unhappy spectator's shout
54 Fall, as a fork from a table
62 Half a sextet
63 Mistake
64 Act boldly
65 Has a meal
66 Brief halt
67 Hawaiian instruments, for short
68 Assist in wrongdoing
69 Icy rain
70 Whisper for attention

DOWN
1 British brews
2 "__ only known!"
3 Appliance for baking
4 Big Apple baseballer
5 Walkway between floors
6 Yellowstone National __
7 Woodwind instrument
8 Italy's capital, to natives
9 "Here's to you!," for example
10 Wide scenic view
11 Actor Alda
12 __ in handy (be useful)
13 Shirt worn with jeans
21 Rancher's rope
22 Bar bill
25 Tex-Mex chip dip
26 All by oneself
27 Passport stamps
28 Prolonged attack
29 "Here we are!"
30 Big marching-band instruments
32 Burn slightly
33 Bring upon oneself
34 Brief summons from a boss
37 "Single" prefix for cycle
38 Skillet or wok
41 Lift to one's self-esteem
42 Defy the __ gravity
47 Baby dog
50 Cause a delay for
52 Ladder rungs
53 French cap
54 Dull in color
55 Ceremonial act
56 Word-of-mouth
57 Fully accurate
58 Hydrant attachment
59 They grow from acorns
60 Metallic rocks
61 Take a timeout
62 Chinese restaurant beverage



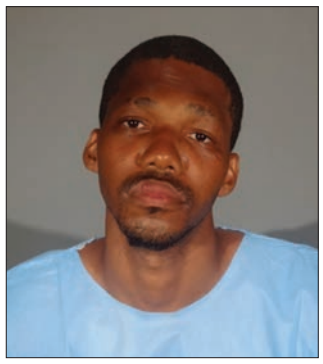
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CRIME WATCH BY DAILY PRESS STAFF

Crime Watch is culled from reports provided by the Santa Monica Police Department. These are arrests only. All parties are innocent until proven guilty in a court of law.

ON SEPTEMBER 20, AT 12:22 A.M.

Officers were dispatched to the 400 block of Broadway for a Fight/ADW. Eyewitnesses had observed the suspect punching and kicking the victim multiple times in the head/face area. Another witness observed the suspect use a shovel to strike the victim. When officers arrived on scene, the victim was unconscious with severe facial and head trauma. The victim was transported to the local hospital, where he is expected to survive. Detectives were called out to the scene and able to get an identification on the suspect. The suspect was found on September 21, in the early morning hours and taken into custody without incident. Jamil Lanier Warren, 28, homeless, was booked for attempted murder and has a bail of $1,000,000.



File photo

JAMIL LANIER WARREN

FRITTO MISTO

FROM PAGE 1

decades. Other tenants in the two buildings include sushi restaurant Ninjin and dance instructor Maestro Studio.

Fritto Misto will move into the restaurant space at the corner of Santa Monica Boulevard and 7th Street that Native vacated in March, according to public records. The new location is more modern and central in the downtown area.

WS Communities, an offshoot of controversial developer NMS Properties, first filed plans for the 601 Colorado Ave. project in 2013 and put it on hold while the city of Santa Monica created the Downtown Community Plan (DCP), which sets development standards for the downtown area.

The new building will be comprised of four white towers connected by intermittent bridges. The ground floor will contain three businesses, two plazas and a cafe.

Dave Rand, an attorney representing WS Communities, said architect Michael Folonis divided the building into four parts to allow more light and air to reach the apartments.

"It creates a far more livable and habitable project for this important location," he said.

The Planning Commission approved the project because it complies with the DCP, but commissioners said they were concerned that the apartments' small kitchens and bedroom configurations would make them undesirable for families.

Rand said the project isn't necessarily designed for families.

"The demand isn't there for family units," he said. "Families are not renting the three-bedroom units we have downtown. It may be an inconvenient truth, but it's the truth."

Commissioner Richard McKinnon also said he was worried that WS Communities would not satisfy its affordable housing requirements, but Rand told the commission that the city would not permit WS Communities to open its market-rate building until it completes its affordable project.

"Our strong intention and desire is to build that affordable housing," he said.

The building will join several other planned multi-story developments in the blocks east of the downtown Expo Line station, including another WS project across the street at 525 Colorado Ave.

601 Colorado Ave. will now move to the Architectural Review Board for design review.

madeleine@smdp.com

DINING

FROM PAGE 1

dining. The restaurant opened Monday at the corner of 7th Street and Arizona Avenue in Downtown Santa Monica.

Many of Santa Monica's most notable new restaurants explore different facets of Japanese cuisine, from the world-renowned Ippudo Ramen to Supertoro to Silverlake Ramen, which also moved from Silver Lake.

Restaurateurs clearly see a demand for Japanese food on the Westside, and Choi said she thinks Santa Monica has room for a more traditional and chef-driven restaurant.

"When diners walk in here and see how the food is made and how the restaurant is laid out, I think we immediately stand out," she said.

Kappo Osen will serve traditional yet distinctive Japanese dishes and offer a large selection of sake, beer and wine, Choi said. The chefs are all Japanese and have years of experience in kappo dining, she added.

Although the menu will change regularly, diners can expect sushi and sashimi, including some less common types of fish, such as grunt fish, giant clam and Hokkaido uni. Cooked items include meat and vegetable skewers, grilled squid and curry hot pot. (If guests are unfamiliar with any items, servers will be more than happy to provide some context, Choi said.)

Choi said the ryokan-like design of the restaurant will support the kappo experience with intimate tatami-style booths, handmade plates Cho picked up in Japan and open hot and cold food bars. The space also includes a patio and a private dining room.

"We're not going for the typical Japanese-American fusion that you get in many restaurants in LA," Choi said. "What we want to do is give the diners a little escape when they come here, to try to get the feel of what it's like to actually dine in Japan."

madeleine@smdp.com

DAILY POLICE LOG

SMDP STAFF CHOSE THE FOLLOWING FROM 368 CALLS ON SEPTEMBER 22

Assault 21st St / Ocean Park Blvd 12:56 a.m.
Fight 400blk Santa Monica Pier 1:03 a.m.
Party complaint 1700blk 9th St 1:45 a.m.
Living in a vehicle 200blk Ocean Ave 2:03 a.m.
Fight 3100blk Main St 2:15 a.m.
Attempt armed robbery 300blk Santa Monica Pier 2:55 a.m.
Indecent exposure 1400blk 2nd St 6:29 a.m.
Vandalism 3100blk Broadway 7:05 a.m.
Vandalism 1600blk Ocean Front Walk 7:29 a.m.
Burglary 1400blk Ocean Ave 7:53 a.m.
72 hour psychiatric hold 1300blk 3rd Street Prom 8:21 a.m.
Identity theft 1300blk 10th St 8:46 a.m.
Vandalism 2600blk Main St 9:01 a.m.
Grand theft 1700blk Sunset Ave 9:02 a.m.
Burglary 100blk Strand St 9:21 a.m.
Vehicle parked in alley 2400blk Oak St 9:26 a.m.
Burglary 100blk Strand St 10:13 a.m.
72 hour psychiatric hold 2000blk Pico Blvd 10:39 a.m.
Threats 2700blk Main St 10:42 a.m.
Hit and run 11th St / Broadway 10:44 a.m.
Petty theft 200blk Pier Ave 10:57 a.m.
Mark & tag abandoned vehicle 1100blk 21st St 11:02 a.m.
Vehicle parked on sidewalk 1100blk 6th St 11:04 a.m.
Traffic collision with injuries Main St / Bay St 11:07 a.m.
Petty theft 1700blk the beach 12:29 p.m.
Petty theft 2700blk Main St 12:51 p.m.
Urinating/defecating in public 200blk Bicknell Ave 1:02 p.m.
Vandalism 600blk Wilshire Blvd 1:06 p.m.
Assault 800blk Palisades Park 1:29 p.m.
Burglary 900blk 5th St 1:58 p.m.
Bike theft 2500blk Ocean Front Walk 2:06 p.m.
Battery 800blk Palisades Beach Rd 2:29 p.m.
Battery 1600blk the beach 2:39 p.m.
Petty theft 1300blk Wilshire Blvd 2:42 p.m.
Traffic collision with injuries Ocean Ave / Olympic Dr 2:50 p.m.
Speeding Ocean Ave / Hollister Ave 2:54 p.m.
Petty theft 3100blk Neilson Way 2:57 p.m.
Burglary 400blk Broadway 3:05 p.m.
Battery 800blk the beach 3:15 p.m.
Vandalism 900blk 3rd St 3:25 p.m.
Auto burglary 2400blk Main St 4:04 p.m.
Battery 1600blk the beach 4:10 p.m.
Suspicious person 2200blk Virginia Ave 4:15 p.m.
Burglary 1500blk Euclid St 4:15 p.m.
Vehicle burglar alarm 2300blk 4th St 4:18 p.m.
Petty theft 400blk Broadway 4:18 p.m.
Battery 300blk Santa Monica Pier 4:42 p.m.
Drunk driving 2nd St / Arizona Ave 4:56 p.m.
Battery 1600blk Ocean Front Walk 5:29 p.m.
Grand theft auto 100blk Wilshire Blvd 6:36 p.m.
Vehicle parked in alley 2000blk Olympic Blvd 6:47 p.m.
Fight 2nd St / Colorado Ave 7:29 p.m.
Vehicle parked in alley 3200blk Colorado Ave 7:30 p.m.
Battery 1400blk Ocean Ave 7:45 p.m.
Hit and run Cloverfield Blvd / Interstate 10 7:55 p.m.
Auto burglary 3200blk Ocean Park Blvd 7:56 p.m.
Traffic collision with injuries 2800blk Lincoln Blvd 7:57 p.m.
Auto burglary 2500blk Neilson Way 8:27 p.m.
Resisting arrest 1700blk Ocean Ave 8:53 p.m.
Panhandling 1300blk Lincoln Blvd 9:25 p.m.
Encampment 1400blk Palisades Beach Rd 10:04 p.m.
Burglary 1400blk 23rd St 10:13 p.m.
Burglary 1400blk 23rd St 11:07 p.m.
Hit and run Lincoln Blvd / Pico Blvd 11:26 p.m.

DAILY FIRE LOG

SMDP STAFF CHOSE THE FOLLOWING FROM 40 CALLS ON SEPTEMBER 22

Traffic collision with injury Cloverfield Blvd / Interstate 10 12:28 a.m.
Emergency Medical Service 1700blk main St 1:20 a.m.
EMS 400blk Broadway 1:40 a.m.
EMS 2400blk Wilshire Blvd 1:45 a.m.
EMS 2400blk Wilshire Blvd 2:07 a.m.
Automatic alarm 1300blk 3rd Street Prom 2:35 a.m.
EMS 900blk 3rd St 5:31 a.m.
Automatic alarm 1700blk Cloverfield Blvd 7:42 a.m.
EMS 200blk Broadway 8:29 a.m.
EMS 100blk Montana Ave 10:12 a.m.
EMS 1700blk 16th St 10:20 a.m.
EMS 1400blk Ocean Ave 10:49 a.m.
EMS 1400blk 18th St 11:19 a.m.
EMS 1800blk Ocean Park Blvd 12:09 p.m.
Traffic collision with injury Lincoln Blvd / Interstate 10 12:27 p.m.
EMS 1600blk Wilshire Blvd 1:33 p.m.
EMS 1300blk Wilshire Blvd 1:59 p.m.
EMS 2500blk Euclid St 2:01 p.m.
EMS 3100blk Santa Monica Blvd 2:04 p.m.
EMS 1400blk Lincoln Blvd 2:17 p.m.
EMS 800blk Palisades Beach Rd 2:31 p.m.
EMS 1000blk Pearl St 2:45 p.m.
EMS Ocean Ave / Olympic Dr 2:50 p.m.
EMS 400blk Expo Line 3:20 p.m.
Automatic alarm 1300blk 4th St 4:09 p.m.
Automatic alarm 2400blk Washington Ave 4:33 p.m.
EMS 1100blk 7th St 4:35 p.m.
EMS 1400blk 6th St 4:53 p.m.
EMS 800blk Broadway 5:37 p.m.
EMS 400blk Broadway 6:14 p.m.
EMS 1900blk Pico Blvd 7:48 p.m.
Traffic collision with injury 2800blk Lincoln Blvd 7:57 p.m.
EMS 1300blk 9th St 8:11 p.m.
EMS 300blk Santa Monica Pier 8:29 p.m.
Automatic alarm 900blk Lincoln Blvd 8:59 p.m.
EMS 2200blk California Ave 9:05 p.m.
EMS 800blk 7th St 9:06 p.m.
EMS 800blk Pacific Coast Hwy 9:15 p.m.
EMS 1500blk 5th St 10:43 p.m.
EMS 2300blk 26th St 10:56 p.m.

ARB

FROM PAGE 1

recent Board reviews and would make the process more efficient without increasing staff workload. As is already stated in the staff approval resolutions, staff will always have discretion to require Board review if the project appears too substantial or is otherwise not appropriate for administrative review."

The Board will also discuss ways to preserve the identity of the Promenade as new buildings are constructed or existing structures are remodeled.

"As project designs are reviewed by the Board, there has been discussion around maintaining the unique identity of the Third Street Promenade while allowing flexibility for architects, designers, and business owners to propose innovative designs," said the staff report. "In particular, there has been concern regarding facade remodels of older buildings, and remodels of storefronts within buildings on the Historic Resources Inventory (HRI)."

The report said even when remodels do not damage the buildings, allowed designs can obscure historic elements.

"Often storefront designs do not incorporate character-defining features, but rather cover features with removable elements," said the report. "For example, the signage proposal for Skechers (1322 3rd Street Promenade) covered a character-defining feature on the Woolworth Building, identified on the HRI as a potential Structure of Merit. The element was removable and did not damage the existing building. While this approach meets the Secretary of the Interior's Standards, there was a concern raised that covering over these features degrades the authenticity of these buildings and the Promenade overall."

The Board will discuss how new buildings can fit with the existing structures.

"While there are very few new buildings proposed on the Promenade, there has been discussion about how proposals for new buildings could relate to the unique sensibility of the Promenade while providing for innovative design," said the report. "For example, the Apple store, shown be-low, generated much discussion about how a new building of a very modern sensibility is appropriate for and enhances the character and experience of this unique place."

The special meeting will be held in the Santa Monica Institute (SMI) Training Room, 2nd Floor, 330 Olympic Drive, on Sept. 25 at 7 p.m.

ABORTION

FROM PAGE 4

Some of those providers are keeping the doors open by charging fees for appointments that used to be free, dipping into their savings or doing additional fundraising.

The rule adopted by U.S. Health and Human Services allows taxpayer-funded clinics to discuss abortion with their patients but bans them from making abortion referrals unless the woman's life is in danger. It also requires providers to refer patients for prenatal counseling, and it prohibits clinics that receive federal money from sharing office space with abortion providers — a requirement that would force some of the clinics to undergo expensive remodels, hire additional staff and install separate record-keeping systems.

The states and health organizations have raised several issues. They say the ban on abortion referrals violates requirements that federally funded pregnancy counseling be "nondirective" — that it provide neutral facts about pregnancy options. Further, they say that Health and Human Services offered no real rationale for its decision, and thus violated the law about decision-making by federal agencies.

Abortion opponents have long criticized Title X, saying it subsidizes abortion providers even if the federal money does not go directly to abortion providers, and they've celebrated the new requirements.

"The fact that the Final Rule would make it more costly for Title X-funded programs to provide abortion services only proves that the Rule is warranted and well-justified," the Susan B. Anthony List, an anti-abortion group, argued in a court brief.

But the clinics argue that there is no evidence that federal money is subsidizing abortion providers. There are strict requirements for spending and record-keeping to ensure that, they say.

The administration argues that the rule is supported by Supreme Court precedent and is in keeping with the language of the 1970 Title X law, which bars the money from being used in clinics where "abortion is a method of family planning." It also points to similar rules that were adopted in 1988 and subsequently upheld by the Supreme Court. Under the Clinton administration, those rules were abandoned in favor of a requirement that the clinics provide neutral abortion counseling and referrals upon request.

Some of the judges, including Milan Smith Jr. and Kim Wardlaw, questioned how they could rule against the government when the Supreme Court had previously upheld similar rules.

"I realize the regulation is a little bit different, but the concept is very clear: The Supreme Court says this is OK," Smith said.

Harlow responded that the legal landscape and the agency's rationale were different in the earlier case, 1991's Rust v. Sullivan decision; just because the Supreme Court accepted that rationale earlier doesn't mean it would now, she suggested.

Deputy Assistant Attorney General Hashim Mooppan argued that the ban on abortion referrals did not violate any requirement that pregnancy counseling be neutral. He suggested that a "referral" isn't necessarily part of "counseling," and even if it were, requiring a health care provider to be silent when it comes to making abortion referrals isn't the same as encouraging a patient to keep the baby.

That drew some derision from the judges.

"Common sense suggests that when you go to a doctor and the doctor gives you advice, one part of that is going to be recommendations or a suggestion you see somebody," Judge Ricardo Paez told him. "They give you a referral."

"They are legally different concepts," Mooppan said. "Referrals can occur during counseling but that doesn't mean they are one and the same."

It wasn't clear how soon the court might rule. If the court blocks the administration's policy, Planned Parenthood and other organizations that have dropped out of Title X might once again apply for grants.

In the meantime, the government is planning to redistribute to other Title X providers the grants those organizations have abandoned.

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