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Santa Monica Daily Press

FRIDAY, SEPTEMBER 28, 2012

Volume 11 Issue 272



Santa Monica Daily Press

We have you covered

HOUDINI AS THEATRE
SEE PAGE 4

THE PLOT THICKENS ISSUE

Millions in stolen art recovered

BY KEVIN HERRERA
Editor in Chief

PUBLIC SAFETY FACILITY Santa Monica detectives have recovered millions of dollars worth of modern art that was stolen from a home on 12th Street earlier this month and have two men in custody, police said Thursday.

The artwork from the likes of Cy Twombly, Piet Mondrian and Franz Kline belongs to Jeffrey Gundlach, the top dog at investment management firm Doubleline Capital LP. Gundlach had offered a reward of nearly $2 million for the safe return of the art.

Several expensive watches, a gun, 40 bottles of wine worth roughly $100,000 and a Porsche Carrera 4S were also stolen. Those

SEE ART PAGE 13



CADIZ



NIETO



PLUG AND PLAY

Kevin Herrera *kevinh@smdp.com*

Larkin Hill, with CODA Automotive, demonstrates how to plug in and charge the Los Angeles-based company's electric vehicle on Thursday during the Alt-Car Expo media day at the Civic Auditorium. Those who attend the expo Friday and Saturday can test drive the latest alternative-fuel vehicles and learn more from industry experts about the future of transit. For more information, visit www.altcarexpo.com.

Carmageddon II survival guide

Officials recommend staying close to home this weekend

BY ASHLEY ARCHIBALD
Daily Press Staff Writer

CITYWIDE Santa Monica is revving up to stay local this weekend as the Southland prepares for fall's most anticipated sequel — Carmageddon II.

Officials from the Los Angeles Metropolitan Transportation Authority will begin shutting down a 10-mile stretch of Interstate 405 at 7 p.m. on Friday so that workers can complete the demolition of the Mulholland Bridge, a process begun last year.

The closure is scheduled to continue until 5 a.m. Monday morning, and ramps are expected to reopen by 6 a.m.

The demolition is part of the 405-Sepulveda Pass Improvements Project, which includes the creation of a 10-mile carpool lane on the northbound side of the 405 between Interstate 10 and U.S. Highway 101.

The I-405 is the busiest freeway in the nation, with approximately 500,000 drivers using the north-south passage on a given weekend, said Dave Sotero, spokesperson for the MTA.

Despite bleak prognostications of motorists trapped in traffic snarls and civilians stranded without access to emergency responders, worry about the first Carmageddon fizzled with what people say were the lightest traffic loads seen in Los Angeles since the 1984 Olympics.

The project finished up 17 hours ahead of schedule, further alleviating traffic concerns by opening the roadways before Angelenos

SEE 405 PAGE 12

City remains steady in sustainability

BY ASHLEY ARCHIBALD
Daily Press Staff Writer

MAIN LIBRARY Santa Monica's 2012 Sustainability Report Card shows that the city is a B student with a straight-A work ethic when it comes to its efforts to improve sustainability and provide its residents access to housing and other requirements.

The Office of Sustainability and the Environment (OSE) released its sixth report card Thursday morning, and showed a consistent score or incremental improvement in each of eight categories spelled out in City Hall's Sustainable City Plan.

Overall, independent consultant Sally

SEE GRADES PAGE 14

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What's Up Westside

OUT AND ABOUT IN SANTA MONICA

Friday, Sept. 28, 2012

Consider the alternative
Santa Monica Civic Auditorium
1855 Main St., 10 a.m. — 5 p.m.
The AltCar Expo & Conference provides one of the most extensive presentations of alternative technology vehicles and transportation, infrastructure, renewable energies, energy efficiency and urban planning found worldwide. The AltCar Ride & Drive Area offers a rare hands-on experience with all technologies. The expo runs through Saturday. For more information, call (310) 390-2930.

Almost ready for showtime
Annenberg Community Beach House
415 PCH, 6 p.m. — 8:30 p.m.
Sheetal Gandhi completes her 10-week artist residency with a new site-specific dance on the Beach House grounds. This outdoor performance includes an ensemble of community participants and winds around the Beach House in a melancholy and ecstatic exploration of the outdoors, family, togetherness and separation. Friday is the final dress rehearsal. Performances will take place Saturday and Sunday. For more information, visit annenbergbeachhouse.com.

Dig the pier's porch
Santa Monica Pier
6 p.m.
Unwind on the front porch of Santa Monica for music and a free movie. Each Friday night through Oct. 19 the pier will host free flicks and a DJ spinning records. This week's movie is the classic "The Wizard of Oz."
For more information, visit santamonicapier.org/frontporchcinema.

The king and his men
Morgan-Wixson Theatre
2627 Pico Blvd., 8 p.m.
"All the King's Men" is the story of the rise and fall of a political titan in the South during the 1930s. It won the Pulitzer Prize in 1947, and in 1949, the film adaptation became Best Picture. More recently in 2006, it became a hit film starring Jude Law and Sean Penn.
For more information, visit morgan-wixson.org.

Saturday, Sept. 29, 2012

Plenty of peppers
Virginia Avenue Park
2200 Virginia Ave., 9 a.m. — 1 p.m.
Like chilis? Get your fill during this annual chili roast at the Pico Farmers' Market. Buy them by the bundle, they go with almost everything. For more information, call (310) 458-8712.

Want a dog?
Animal Kingdom
300 Pico Blvd., 11 a.m. — 4:30 p.m.
Death Row Dogs Rescue holds adoptions every Saturday in front of the store, weather permitting. For more information, call (818) 232-0775.

Crawling for Carmageddon
Various locations
2 p.m. — 8 p.m.
UMeTime will host the Carmageddon II Pub Crawl featuring local area restaurants and bars with 100 percent of the net proceeds going to Heal the Bay. Pub crawl participants must download the app to receive food and drink specials via real-time blastouts. First 300 people receive a free shirt. For more information, call (323) 330-9559.

Sunday, Sept. 30, 2012

Lessons on the cheap
Green Brooms Music Academy
1445 Sixth St., 10 a.m. — 4 p.m.
Receive a 30-minute music lesson for just $10 to benefit the Boys & Girls Clubs of Santa Monica. Semi-private lessons include piano, voice, guitar, violin, ukulele, bass, standup bass, flute, mandolin, drums and cello. Space is limited. Call (310) 310-2623 for reservations.

Sound of music
Santa Monica High School
601 Pico Blvd., 4 p.m.
The New West Symphony opens its 18th season this weekend with the debut of its new music director, Marcelo Lehninger. There will also be a 30-minute pre-concert talk beginning at 3 p.m. that will be moderated by Lehninger himself. The show takes place in Barnum Hall. For more information, visit www.newwestsymphony.org.

To create your own listing, log on to smdp.com/submitevent

For help, contact Daniel Archuleta at 310-458-7737 or submit to editor@smdp.com

For more information on any of the events listed, log on to smdp.com/communitylistings



COMMUNITY BRIEFS

PUBLIC SAFETY FACILITY

Firefighters go pink

Santa Monica firefighters in October will be trading in their traditional blue uniforms for pink ones in recognition of Breast Cancer Awareness Month.

The SMFD and Santa Monica Firefighters Local 1109 have joined with the Susan G. Komen Passionately Pink for the Cure to raise money for breast cancer research. This will be the second year fire fighters have decided to join the fundraising efforts.

Those who want to donate can do so by visiting www.passionatelypink.org (Susan G. Komen). Choose "Give to a Team" and type in "Judah Mitchell" (Team Captain) and choose "Donate Now." Mitchell is a training chief with the SMFD.

Breast cancer continues to be a devastating disease. About 230,480 women were expected to be diagnosed with invasive breast cancer and nearly 40,000 women will die from this disease this year, according to the American Cancer Society's most recent estimates for breast cancer in the U.S.

Of all women, one in eight will be diagnosed with breast cancer.

Men should be concerned, too. In 2011, 2,100 men were diagnosed with breast cancer. Over 450 of them will die this year from the disease.

To learn more, visit www.breastcancer.org.

– KEVIN HERRERA

MALIBU

From their lips to your ears

If you have children attending local public schools you may want to head to Malibu City Hall Wednesday, Oct. 3 at 6:30 p.m. for a candidates forum featuring the six people running for the Santa Monica-Malibu Unified School District Board of Education.

The forum is sponsored by the League of Women Voters of Santa Monica, the SMMUSD PTA Council and the city of Malibu.

The forum will be moderated by the league and will feature a panel of representatives from the two co-sponsoring organizations. Candidates will respond to a series of questions posed by the moderators, submitted by e-mail, from the press and from the audience, organizers said.

Three Malibu parents who are fighting to create a separate Malibu school district are running against three incumbents from Santa Monica.

Submit questions to inatsugub@aol.com.

– KH





STUMPING

Photo courtesy Livia Wippich

Green Party presidential candidate Jill Stein shared her campaign platform at Santa Monica College on Wednesday.

Gay marriage arguments put U.S. lawyer on defense

LARRY NEUMEISTER
Associated Press

NEW YORK A federal appeals court panel forced a Justice Department lawyer into an awkward position Thursday, making him explain the government's decision to abandon defending the Defense of Marriage Act as judges decide the fate of a law destined for the U.S. Supreme Court.

"In my day, when you won, you didn't appeal," a smiling Chief Judge Dennis Jacobs of the 2nd U.S. Circuit Court of Appeals told Acting Assistant Attorney General Stuart Delery after Delery rose from his seat near lawyers defending the law even as he seemed to speak out against it.

Later, Judge Chester Straub demanded to know why the government quit defending the constitutionality of a 1996 law that defines marriage as involving a man and a woman after having spoken in favor of it for nearly 15 years.

Delery said the switch came in early 2011 at the direction of President Barack Obama and Attorney General Eric Holder after the administration reviewed the law and concluded that it deserved a stricter view of what constituted discrimination than the legal reasoning that had previously been applied.

Months from now, the 2nd Circuit is expected to rule whether Manhattan Judge Barbara Jones was right when she found the law unconstitutional in June, just like several other federal judges and a federal appeals court in Boston have done.

Repeatedly, Delery spoke about discrimination in America against people over their sexual choices.

"Gay and lesbian people have been subjected to a long history of discrimination that continues to this day," he said.

He called the expression of sexual orientation "an integral part of human freedom."

Yet, he added: "It's still the case that the rights of gays and lesbians usually lose when put up for a vote."

He said it was "crystal clear" that passage of the law was "motivated in significant part by disapproval of gay and les-

SEE **MARRIAGE** PAGE 13

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LETTERS TO THE EDITOR

Send comments to editor@smdp.com

Calling for a crosswalk

Editor:

Anyone who tries to drive or walk down Nebraska Street either in the morning or in the after-school hours will find that there is a need for traffic control interventions in the area around New Roads School. The mixture of industrial/commercial uses with 300-plus students is a recipe for traffic tragedy. Why is the city waiting until a student is badly hurt or killed before a crosswalk is installed?

I invite the city traffic engineer to get in the New Roads pickup line at 3 p.m. on a Wednesday to see how dangerous the situation can be. The line is also dangerous at 7:50 a.m. when the city's trash trucks block the street, and students who are trying to avoid being late for class make a run for it.

A crosswalk is an inexpensive way to raise the awareness of drivers, channel student foot traffic, and avoid tragedy. The city of Santa Monica should install crosswalks on Nebraska Street immediately.

Abby Arnold
Santa Monica

Put down the pipe and vote

Editor:

I am a member of the Marijuana Policy Project (MPP).

Myself, as well as many of my friends, who are residents of Santa Monica, agree with the advice of the MPP that the Santa Monica City Council drop the moratorium on medical marijuana dispensaries and instead enact reasonable regulations permitting dispensaries within the city limits ("Council to consider moratorium on pot shops," Sept. 24). I want reasonable and safe access within my city. And so do many of my friends and other citizens of Santa Monica.

I remember Measure Y in 2006, the lowest law enforcement priority policy which was passed by the voters by, if I remember correctly, 65 percent of the vote. Much in part by MPP lobbying in Santa Monica.

It's election time. If our council rejects our advice, that should leave Santa Monica citizens to boot these elected council members out of office.

Please make your voice be heard Tuesday at the City Council meeting. And don't be afraid to vote the incumbents out for new council members to replace the pawns that comprise today's City Council.

Fiona Gonsier
Santa Monica

Who's taking advantage of whom?

Editor:

Have you visited the homepage of Santa Monica High School? The hypocrites are selling everything under the sun. Company reps are allowed on campus to hawk their wares. School rings are pushed, of course mandatory cap and gowns, and a special ad for a restaurant that will donate a buck or two to the school as long as everyone pays a buck or two for a soda that costs them pennies.

The best of all are the "opportunities" for homecoming tickets.

What kind of homecoming would it be without their star player ("Samohi administration relents, allows all-star ceremony," Sept. 24)? The boy risks injury by playing, which could cost him his scholarship and career, yet the school profits.

Quite an example for the communist hypocrites running the high school that refuses to allow ESPN to take advantage of the poor boy.

James Andrews
Santa Monica



Laughing Matters

Jack Neworth — **Send comments to editor@smdp.com**



Photo courtesy Jay Lee

PLAYING THE PART: **Yanna Fabian, Houdini and Albie Selznick in 'Smoke & Mirrors.'**

Not your daddy's magic act

IF YOU'RE INTO CELEBRITIES, SANTA Monica is the place. One day while hiking in the local mountains I saw Daryl Hannah, Michael Keaton and Tom Hanks, and they weren't together. (As he related on the "David Letterman Show," Hanks got a ticket for having his dog off leash, forgot to pay it and months later was taken into custody — for about 10 minutes. Me, I'd still be there.)

Our fair city being a haven for stars goes back over a century, or about 95 years before TMZ. (I've only watched a few minutes of TMZ but something about Harvey Levin sipping a giant soft drink through a straw and fake-schmoozing/giggling with his 20-something staff gives me the creeps.)

To name but a few, mega-celebrities like W.C. Fields, Clark Gable and Will Rogers were drawn to Santa Monica. Rogers built a house on 186 acres overlooking the ocean in the mountains north of Sunset Boulevard. (Donated in 1944 by his estate as a wondrous state park, which as it happens had a recent corruption scandal. I'm hoping the shakeup somehow gives us a beach dog park in Santa Monica.)

Among the most intriguing and mysterious of the myriad of celebrities to spend time here was world-famous magician, escape artist and silent film star Harry Houdini. In 1919 Houdini was featured in "The Grim Game," a Lasky Players movie which involved his being lowered from one airborne plane to the wing of another high over Santa Monica. (Except it was a stunt double.)

Unfortunately, there was a mid-air collision sending the planes spiraling earthbound, all caught by a camera from a third plane. Both planes crashed, but remarkably no one died. Naturally, Lasky claimed Houdini had escaped death once again and even featured a crashed plane in the lobby at the movie's premier. Ah, show biz.

I mention Houdini because a friend and neighbor of mine, Albie Selznick, a gifted illusionist, accomplished actor (featured in a mere 236 commercials, TV series such as "Dexter," "Desperate Housewives," and "Grey's Anatomy" and numerous episodic work) and a compelling storyteller, has been fascinated since boyhood with Harry H. (As are millions worldwide 86 years after his mysterious death.)

In fact, tomorrow begins the run for Albie's unique magic show that he wrote and performs, "Smoke and Mirrors" playing at the Promenade Playhouse through Dec. 16. He describes it as, "The story of a master magician facing his fears." (And from what I gather can scare the audience out of its wits.) Enhancing fascinating and frightening feats, Albie uses an actual séance recording of Houdini's haunting voice.

But Albie's is not a typical magic act at all. Yes, there are frightening illusions, mystifying sleight of hand displays and even levitation. But these are merely eye and mind appetizers for a touching story, one that has humor and heart and comes from a real-life childhood trauma of Albie's. At 9 Albie's father died, which left young Albie understandably fearful.

In essence, Albie used magic to escape reality. Interestingly enough, he would put all his fears into a box. In the show one of the climaxes is when the "fear box" is opened and all hell breaks loose. How does Albie survive? You'll have to see to believe it. (How's that for a tease?)

Albie, and the cast (Bettina Zacar, Yanna Fabian, Cody Bushee, Leeann St. John, Beck Black and Rob Martinez) take the audience on his journey to heal the loss of his father. In this odyssey he bonds with the larger-than-life Houdini, and leads to his becoming a real life "master illusionist" himself. It's a remarkable and heart-warming tale of a boy overcoming his fears. As such it's inspirational for children from 12 and up and to adults who can still remember childhood fears that may still be with them to this day. As a tagline of Albie's show he playfully challenges the audience, "What are you afraid of?"

Directed by Paul Millet, produced by Michelle Grant and staged-managed by Randall Gray, Albie's show also deals with spirituality, a lifelong quest of Houdini's. In fact, Harry and his wife Bessie made a solemn pact that whoever died first the other would hold a séance every year, for 10 years, on the anniversary of their spouse's death.

Houdini died in 1926 on Halloween night. (How spooky is that?) Bessie held séances religiously for 10 years, after all if anyone could communicate from the other world it would be Houdini. But much to her dismay there was never a sign and so finally she stopped the séances. Bessie, who also had a great sense of humor, famously said: "Ten years is long enough to wait for any man."

For more information about Albie's show go to www.smokeandmirrorsmagic.com or call (310) 450-2849. **JACK** can be reached at jnsmdp@aol.com.

PUBLISHER
Ross Furukawa
ross@smdp.com

EDITOR IN CHIEF
Kevin Herrera
editor@smdp.com

MANAGING EDITOR
Daniel Archuleta
daniela@smdp.com

STAFF WRITER
Ashley Archibald
ashley@smdp.com

CHIEF PHOTOGRAPHER
Brandon Wise
brandonw@smdp.com

STAFF PHOTOGRAPHER
Morgan Genser
news@smdp.com

CONTRIBUTING WRITERS
Bill Bauer, David Pisarra, Meredith Carroll, Jack Neworth, Lloyd Garver, Ron Hooks, Taylor Van Arsdale, Merv Hecht, Cynthia Citron, Tom Viscount, Michael Ryan, JoAnne Barge, Katrina Davy

PHOTOGRAPHY INTERN
Ray Solano
news@smdp.com

VICE PRESIDENT–BUSINESS OPERATIONS
Rob Schwenker
schwenker@smdp.com

JUNIOR ACCOUNT EXECUTIVES
Chelsea Fujitaki
chelsea@smdp.com
Justin Harris
justin@smdp.com

OPERATIONS COORDINATOR
Michele Emch
michele.e@smdp.com

PRODUCTION MANAGER
Darren Ouellette
production@smdp.com

PRODUCTION ASSISTANT
Nathalyd Meza

CIRCULATION
Keith Wyatt
Osvaldo Paganini
ross@smdp.com

Santa Monica Daily Press
We have you covered
1640 5th Street, Suite 218
Santa Monica, CA 90401
OFFICE (310) 458-PRESS (7737)
FAX (310) 576-9913
smdp.com

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Chef found guilty of murder in boiled body case

LINDA DEUTSCH
AP Special Correspondent

LOS ANGELES A chef who told police he boiled his wife's body for four days to hide evidence of her death was convicted Thursday of second-degree murder.

David Viens showed no reaction as the verdict was read, but the sister of his victim burst out sobbing.

In a recorded interrogation presented by prosecutors during the trial, Viens, 49, can be heard saying he cooked the body of his 39-year-old wife, Dawn, in late 2009 until little was left but her skull.

The chef spoke to authorities from a hospital bed in March 2011 after leaping off an 80-foot cliff in Rancho Palos Verdes. Authorities say he jumped after learning he was a suspect in her disappearance.

The trial relied heavily on recorded interviews with authorities in which the chef acknowledged the crime in detail.

"I just slowly cooked it and I ended up cooking her for four days," Viens could be heard saying on the recording.

Viens, who attended his trial in a wheelchair, said in the interview that he stuffed his wife's body in a 55-gallon drum of boiling water and kept it submerged with weights.

He said he mixed what remained after four days with other waste, dumping some of it in a grease pit at his restaurant in Lomita, and putting the rest in the trash.

He said he stashed his wife's skull in his mother's attic in Torrance. But a search of the house turned up nothing, nor did an excavation of the restaurant.

On the recording played in court, Viens was asked what happened on Oct. 18, 2009, the night his wife disappeared.

He said he had noticed money missing from his restaurant and suspected his wife. They got into an argument, he said, and he forced her onto the floor where he wrapped her up and put a piece of duct tape over her mouth before going to bed.

He awoke to find her dead, and he panicked, he said.

Viens was charged with first-degree murder, which means the killing was premeditated, but jurors had the option of convicting him of that or second-degree murder or manslaughter. The six men and six women on the panel deliberated for about five hours before reaching the verdict.

Viens' lawyer, Fred McCurry, declined comment on the way out of the courtroom except to say he planned to appeal.

Viens is scheduled to be sentenced Nov. 27. He could face 15 years to life in prison.

Suspect in killing was 'Sons of Anarchy' actor

ROBERT JABLON
Associated Press

LOS ANGELES Court records show "Sons of Anarchy" actor Johnny Lewis was released from jail a week before being found dead in his driveway after police say he apparently killed his landlady.

Los Angeles police said Thursday that the 28-year-old Lewis is the only suspect in the death of 81-year-old Catherine Davis, who was discovered slain inside the hillside home in Los Feliz.

Authorities say they are investigating Davis' death and that it appears she was beaten. They say the actor died Wednesday after climbing atop the home and either jumping or falling to the ground.

Lewis played Kip "Half-Sack" Epps in the FX show.

Lewis pleaded no contest to assault with a deadly weapon and attempted burglary in separate cases this year, according to records.

He enrolled in a drug, alcohol and psychiatric treatment program over the summer, the records show.

Lewis was released from county jail Sept. 21.

As a condition of his probation in both cases, he was ordered not to use narcotics.

Lewis' attorney Jonathan Mandel said Thursday he was "surprised" and "baffled" by the deaths.

Mandel declined to immediately comment on Lewis's criminal history or possible drug problems pending consideration of client confidentiality requirements.

Before Lewis was discovered Wednesday morning, neighbors reported hearing a woman screaming in the home, said Los Angeles Police Cmdr. Andrew Smith.

Neighbors also told authorities that a man had jumped a fence, assaulted a painter and homeowner next door and jumped back.

It's unclear whether drugs or alcohol were involved, but police are investigating that possibility based on the circumstances of the crime, Smith said.

Lewis had a career spanning more than a decade, mainly in small roles. He played Ricky in the 2007 movie "AVPR: Aliens vs Predator — Requiem" and was Dennis 'Chili' Childress for two seasons on TV's "The O.C."

His role in "Sons of Anarchy" came in 2008 and 2009.

The Q Line

On the rebound

A recent Daily Press article discovered that property values are on the rise in Santa Monica.

So, this week's Q-Line question asks:
Does the news of increasing values give you confidence in the real estate market and why?

Contact **qline@smdp.com** before **Friday at 5 p.m.** and we'll print your answers in the weekend edition of the Daily Press. You can also call **310-573-8354**.





GOP puts up little-known challenger to Feinstein

HANNAH DREIER
ASSOCIATED PRESS

SACRAMENTO, Calif. With members of Congress across the country battling anti-incumbent fever, California's three-term U.S. senator, Dianne Feinstein, would seem to be a natural target in her re-election bid.

Challenger Elizabeth Emken has presented herself as a fresh face with a commitment to reform, but she has been unable to overcome the flagging popularity of the California Republican Party and her own lack of political experience to mount a credible challenge.

The result: In a year in which the Democratic and Republican parties are chasing any seat that could help them win control of the U.S. Senate, both are essentially ignoring California.

Far better known and better financed than her Republican opponent, California's senior senator has pushed her case for a fourth full term by stressing her legislative record, especially on the economy and national security, as well as her years in government.

Emken, an autism activist whose only previous campaign experience consists of finishing last among four Republicans in a 2010 congressional primary, beat 23 other little-known candidates in the June primary for a chance to challenge the popular Democratic senator.

The former IBM middle manager picked up 12.5 percent of the vote— twice as much as her closest competitor— but has since struggled to gain recognition and raise money.

A Field Poll conducted in mid-September showed Feinstein leading Emken 57 percent to 31 percent among likely voters and even picking up support from 18 percent of Republicans.

Bill Carrick, Feinstein's campaign consultant, characterized Emken as "the least qualified candidate" he has seen run against the senator. Feinstein herself said it can be nearly impossible for an unknown to run for statewide office in California because of its size and diversity.

"People think you can just jump into one of these races," she said. "It is very difficult to do; you have to build a base over time."

Emken had raised about $200,000 at the time of the most recent Federal Election Commission filings, while Feinstein had gathered nearly $8 million, despite being one of many Democratic candidates and officeholders victimized in an embezzlement scandal involving a former campaign treasurer.

In 1994, former Republican Rep. Michael Huffington spent a then-record $30 million in his unsuccessful bid to unseat Feinstein.

Emken, who lives in the eastern San Francisco Bay area suburb of Danville, is presenting herself as a modern conservative who combines fiscal responsibility with compassion for people such as her autistic son, who depends on the services government provides.

Her campaign has needled Feinstein for her neglect of social media (the 79 year-old senator has since begun tweeting), and faulted her for the rising national debt and California's ailing economy.

"I believe both parties are sending the wrong kind of people to Washington, D.C.," Emken, 49, said in a telephone interview. "In California, we've had a series of millionaires and billionaires and CEOs and movie stars. We need to take a hard look at how we define legitimate and credible candidates."

Republicans who might have had a higher profile remained on the sidelines this year, not wanting to go up against the grande dame of California politics, who is one of the most popular and most well-known politicians in state history.

Known as a centrist dealmaker, the former San Francisco mayor has promised to reintroduce the federal ban on assault rifles, leverage her seniority to boost the California economy and use her position as chairwoman of the Senate Intelligence Committee to halt leaks about sensitive information.

"I think I have shown that I can work over the party line," Feinstein said.

She has pledged to reintroduce the assault weapons ban and push for tax breaks for innovative businesses.

"I will be introducing more than three dozen bills in the early part of the next session," she said. "I don't stop. There are people that introduce bills and nothing happens. I don't quit."

In a state where Republicans are in danger of dipping below 30 percent of registered voters and Democrats hold every statewide office, the numbers are not in Emken's favor. The September Field Poll found 7 in 10 likely voters have no opinion of her.

Feinstein notched just less than 50 percent of the vote in the primary, giving her an edge of 1.8 million votes. Under California's new primary system, all candidates, regardless of party, appear on the same ballot, with the top two finishers moving on to the general election runoff.

Even some members of her own party characterize Emken's candidacy as a sign of the times for California conservatives.

"What Emken represents is that the Republican Party is incapable of mounting a serious campaign," said Allan Hoffenblum, a former Republican strategist who now publishes the nonpartisan California Target Book.

In other states, political strategists are scrounging for every available vote to put together a majority in the Senate. In California, Feinstein has declined to even debate her opponent.

Emken accuses Feinstein of mistaking the campaign for a "coronation." Her campaign has been issuing "empty chair" debate updates that taunt the incumbent with an allusion to actor Clint Eastwood's routine at the Republican National Convention.

Samuel Popkin, a political scientist at the University of California, San Diego, said he thinks there might be an upside for the underdog candidate.

"Is Emken going to be better known or less known after the race?" he said. "She may be thinking way ahead."



STATE BRIEFS

ROSEMEAD

A fifth of IT manager jobs to be cut at SCE

Southern California Edison says 20 percent of the management jobs in its information technology department will be eliminated. The cuts come nine months after an employee shot and killed two managers and injured two others before killing himself.

The Los Angeles Times (lat.ms/SBJunZ) says Thursday that an audit of the department ordered in the aftermath of the shooting by Andre Turner concluded that bloated management contributed to an unhealthy workplace. The report was issued in May.

The job cuts in the Rosemead office east of Los Angeles were announced in an email sent to employees by the company's president this week and obtained by the Times.

Company spokesman Steve Conroy says despite criticism of the department, there was no way anyone could have anticipated the violent outburst.

ASSOCIATED PRESS

PALO ALTO

Residents to vote on pot clubs

The tony San Francisco Bay area city of Palo Alto, known for its trendy boutiques, high-end restaurants and proximity to Stanford University, will soon decide whether to allow a seemingly incongruous set of new businesses — medical marijuana dispensaries.

An initiative on the Nov. 6 ballot would allow a total of three dispensaries in the city, the San Francisco Chronicle reported Tuesday.

Under the measure, the shops could be located in any commercial or industrial area.

If it passes, Palo Alto would be bucking a trend by other California cities and counties to impose greater restrictions on medical marijuana dispensaries, and in some cases ban the shops.

The Los Angeles City Council recently voted to shutter hundreds of medical marijuana shops. To the south of Palo Alto, San Jose officials have approved zoning regulations designed to limit how and where pot dispensaries can operate. The regulations initially capped the number of dispensaries at 10.

Meanwhile, federal officials are cracking down on medical marijuana shops in the state.

"This does stand out," Allen St. Pierre, executive director of the National Organization for the Reform of Marijuana Laws, said about Palo Alto's proposal.

The organization, known as NORML, is a Washington, D.C.-based group that promotes the legalization of marijuana.

Supporters of Palo Alto's pot proposal say it would provide terminally ill patients with access to medicine.

The dispensaries, which would be subject to a 4 percent tax, would not be allowed near residential areas, schools, parks, libraries or substance abuse treatment centers. Owners would be able to grow marijuana on-site.

Critics counter that pot clubs don't belong in the residential, family-friendly city.

"Personally, I wouldn't want to see a dispensary here," said Russ Cohen, executive director of the downtown business association. "We have a good mix right now: high-end restaurants, boutiques, bars. It doesn't seem like something medicinal would fit."

AP

LOS ANGELES

Actress files second suit in anti-Muslim film case

An actress who appeared in an anti-Muslim film trailer that sparked violence in the Middle East has renewed her legal bid to have the 14-minute clip taken down from YouTube.

Cindy Lee Garcia filed a lawsuit in federal court Wednesday against YouTube, parent company Google Inc., and the filmmaker, citing copyright infringement and seeking unspecified damages. A Los Angeles Superior Court judge last week denied a similar motion sought by Garcia to have the trailer removed from YouTube, saying Garcia was unlikely to prevail on the merits of her case.

Garcia said she was duped by the makers of "Innocence of Muslims," a film that stoked anger in Egypt and Libya this month and an attack on a U.S. consulate in Libya that killed Ambassador Christopher Stevens and three others. Violence related to the film has since spread, killing dozens more.

Garcia's attorney, Cris Armenta, said YouTube and Google would be served with the lawsuit Thursday. An e-mail message left with Google's media relations department was not immediately returned.

AP

LOS ANGELES

Mars rover Curiosity finds signs of ancient stream

Scientists say NASA's newest Mars rover has found signs that a stream once flowed across the surface near the site where it landed.

Curiosity touched down in a crater near the Martian equator last month. The red planet today is dusty and dry but scientists think it was once warmer and wetter.

Evidence of an ancient stream came from analyzing the size and shapes of pebbles and gravel near Gale Crater. Mission scientists said Thursday it appeared the water was fast-moving and deep.

Images from space have provided hints of a watery past at Curiosity's landing site. The latest discovery on the ground confirms that.

Curiosity is headed toward a spot where three types of terrain meet. Its ultimate destination is a mountain rising from the center of the crater.

AP

LOS ANGELES

Medical building disappears off property tax rolls

The widening Los Angeles County assessor's office investigation shows a Redondo Beach medical building disappeared from tax rolls for three years.

The Los Angeles Times (lat.ms/RjdqTG) says the assessor's office didn't send a tax bill in 2005, 2006 and 2007 to Prospect South Bay Medical Center. The $11 million, 47,000-square-foot building is home to dozens of doctors' offices,

The county discovered the problem in 2008 and sent a bill for $330,000 in unpaid taxes to the building's owner, Prospect South Bay Ltd.

The property was assigned to former appraiser Scott Schenter, who was charged in May with 60 counts of fraud for lowering property values by more than $170 million to secure campaign contributions from wealthy donors for Assessor John Noguez.

Noguez has denied any wrongdoing.

AP

Kate Bransfield



Estates Director
Society of Excellence
Previews Properties Specialist
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The information has been retrieved from the Multiple Listing Service. Some of these properties have been sold or listed with other Real Estate Agents.

The Palette
Exploring Creative Santa Monica

Art Platform — Los Angeles

BARKER HANGAR, 3021 AIRPORT AVE.

Friday-Sunday, 11 a.m. — 6 p.m.

As the premier art fair in Southern California, Art Platform — Los Angeles seeks to capture the very essence of this great city — light, space, innovation, and recreation. The 2012 edition will bring together both local and international artists, dealers, collectors, museums and art enthusiasts, to engage in a vibrant exchange of art and culture. Tickets: one day $20 general admission and $15 senior/student; three day $30 general admission and $25 senior/student. For more information: (213) 763-5890.

'Claude Newman: A Miracle on Death Row'

Miles Memorial Playhouse, 1130 Lincoln Blvd.

FRIDAY & SATURDAY, 8 P.M.; SUNDAY, 3 P.M.

RUNS WEEKENDS THROUGH OCT. 21

Set in Mississippi in 1943, this is the true story of an African-American prisoner and his encounter with a presence so profound he could only describe her as the most beautiful woman he had ever seen. This miraculous encounter helps ignite the spring of living waters within his heart and the hearts of others. G.K. Chesterton Theatre Company brings to families, plays that explore issues of conscience, faith and heroism with a special emphasis on the men and women who stood against the current tide of their time. Tickets: $20. For more information: (310) 462-5141.

Westside Voices: A Broadway Summer

YWCA Santa Monica/Westside, 2019 14th St.

SUNDAY, SEPT. 30, 3 P.M. — 4 P.M.

Join Westside Voices, a one-of-a kind top a-cappella group, as they celebrate classic music from the Great White Way and the sounds of summer. A treat for the entire family. A reception will follow. Westside Voices is comprised of top solo and choral singers from throughout the area. Tickets: $10 pre-event; $12 at the door. For more information: (310) 452-3881.

Courtesy of Santa Monica Cultural Affairs. Sign up to receive The Palette weekly via e-mail at www.smgov.net/arts.







Review: TV Guide app impressive, but could be more

ANICK JESDANUN
AP Technology Writer

NEW YORK I grew up in a TV Guide household. I'd flip through the magazine each week to see what was on. Keeping track of what to watch was pretty simple with only three main networks and a new one called Fox. Cable channels showed mostly reruns and old movies.

There are a gazillion channels these days, including basic and premium cable channels with decent original series. Add to that all the content available through streaming, downloads and DVDs, and it can be challenging not to miss your favorite shows. TV Guide's printed edition doesn't bother with full listings anymore.

That's where the new TV Guide app comes in. Available for free for iPhones, iPads and iPod Touch devices, the app gives you a clean display of what's on TV over the next two weeks. An Android version is coming this fall.

You can view listings by time or channel or search for specific shows. You can create a Watchlist of your favorite shows, movies, actors and sports teams and see what's available on demand now or on television later.

The new app is more comprehensive than the guide on a digital-video recorder because it includes shows available on such services as Hulu, iTunes and Netflix, plus on-demand offerings through Xfinity for Comcast subscribers.

But it could be much more.

You start by creating an account and picking your television provider from a list. The listings are then customized according to what's available on your cable or satellite lineup (there's an "antenna" option on the list, too). You can choose to display all channels, or create a list of favorites containing channels you watch most often.

You then start browsing the listings. If you see that "SpongeBob SquarePants" is on at 5 p.m. on Channel 6, you can set a reminder for the iPad (or iPhone) to notify you five, 10, 30 or 60 minutes before the show starts. You can have the iPad do that for all episodes or just new ones —or just that particular showing. By hitting "I'll Watch," you can make that known on a social network such as Facebook or Twitter.

Or you can add the show to your Watchlist.

The Watchlist is the best part of the new app. I can set it up for quick access to Mets games listings or anything on television starring Natalie Portman.

That's also where you can find out whether any of your favorites are available on DVD through Netflix. It doesn't tell you about online streaming choices on Netflix (that's coming), but it does for Hulu, HBO, Cinemax, the CW, ABC, ABC Family and Sony's online streaming service, Crackle. Others are expected soon. The Watchlist also shows the episodes you can buy and download from Apple's iTunes store.

On my Watchlist, I saw that a handful of "Revenge" episodes were available for free on ABC. Clicking on one took me right to ABC's app for viewing.

Through another tab, called New Tonight, you can see which of your favorites are on television that night. You can see what's popular based on how many users have clicked "I'll Watch." With that feature, I learned of a show about a food truck competition on the Food Network.

Beyond that, the app has news, photos and video on television and celebrities. There were also special features, such as the fall television schedule at a glance and the Emmy nominees in key categories.

Unfortunately, the app was stingy when it came to giving me information on shows. I clicked on "666 Park Avenue," hoping to get a description of the new ABC show. All I got was an option to add it to my Watchlist.

And that show about the food trucks? I had to go to the TV Guide website on a computer to find out more.

As for the main listings, clicking on any program gets you a brief description, the kind you get in newspaper television guides or old printed editions of TV Guide magazine. You can add it to your Watchlist, request an alert or post it on a social network. That's it.

One feature TV Guide might consider adding: The ability to click on a link to get all the other episodes of that show, including those on streaming or DVDs, as well as the other times that particular episode would be repeated on TV. I'd also like to see a list of each show's key actors in the episode description, along with links to find out what other shows they appear in over the next two weeks.

Those features are available on TV Guide's website, but not on the app.

TV Guide plans to add some of these features to its app at some point. To get it ready for the fall TV season, TV Guide says it had to focus on the features most requested, the ones most used on its website and those that might help it sell ads.

The TV Guide app beats checking static listings in a newspaper or the TV Guide Network on television. In many respects, it also beats the TV Guide website, as it doesn't force me to get off my couch to find out what's on. I can have the iPad right there, next to my remote control.

But it needs more to work as a personalized television guide.

The New Tonight section comes closest to offering that, but shows I said "I'll Watch" don't appear there, unless I've added them to my Watchlist as well. Same goes for shows I've requested alerts for. It's also limited to a few hours that night — not during the day, not the next night, not next weekend. There also isn't a way to check off episodes I'd already watched, either on television or through streaming.

The TV Guide app is worth checking out, particularly for the way it brings together all aspects of television — the traditional channels, online streaming and episodes on DVDs. It can certainly help to organize your television life. Just don't expect it to take control quite yet.



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City of Santa Monica

NOTICE OF A PUBLIC HEARING BEFORE THE SANTA MONICA ZONING ADMINISTRATOR

SUBJECT: Variance 12-014
2726 6th Street
PROPERTY OWNER: Ralph Leeb and Patricia Hardmeier
APPLICANT: Robert Thibodeau

A public hearing will be held by the Zoning Administrator to consider the following request:

A variance to allow for one non-required, compact-size (10 feet in width by 15 feet 5 inches in depth) parking space in the 20-foot front setback of the lot. The site contains a single-family dwelling. No parking is currently provided on site.

Pursuant to Santa Monica Municipal Code (SMMC) Section 9.04.20.10.030 (Variance – Applicability), the Zoning Administrator may grant a variance to modify the design standards and location of off-street parking requirements.

SMMC Section 9.04.10.08.60 (Design standards) requires that the minimum dimensions for parking spaces in residential districts comply with the standards approved by the City Parking and Traffic Engineer, which is 8 feet 6 inches (width) by 18 feet (depth) for a single space.

SMMC Section 9.04.10.08.190 (Location of required parking spaces) allows for parking in the front one-half of the lot where the parcel has no alley access, and provided that no part of a required front yard (setback) shall be used for parking spaces.

DATE/TIME: **TUESDAY, OCTOBER 09, 2012, AT 10:30 A.M.**
LOCATION: City Council Chambers, Second Floor, Santa Monica City Hall
1685 Main Street, Santa Monica, California

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 or via email. Written information will be given to the Zoning Administrator at the meeting.

Address your letters to: Russell Bunim, Associate Planner
Re: 12VAR-014
City Planning Division
1685 Main Street, Room 212
Santa Monica, CA 90401
russell.bunim@smgov.net

MORE INFORMATION
If you want more information about this project or wish to review the project file, please contact Russell Bunim at (310) 458-8341, or by e-mail at russell.bunim@smgov.net. The Zoning Ordinance is available at the Planning Counter during business hours and on the City's web site at www.santa-monica.org.

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. All written materials are available in alternate format upon request. Santa Monica Big Blue Bus Lines numbered 1, 2, 3, 5, 7, 8, 9, and 10 serve City Hall.

Pursuant to California Government Code Section 65009(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.

ESPAÑOL
Esto es una noticia de una audiencia pública para revisar applicaciónes proponiendo desarrollo en Santa Monica. Si deseas más información, favor de llamar a Carmen Gutierrez en la División de Planificación al número (310) 458-8341.

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smdp.com Santa Monica Daily Press office **(310) 458-7737**

Lewis an appealing terrorist on 'Homeland'

FRAZIER MOORE
AP Television Writer

NEW YORK It could be, no TV drama has ever given viewers such a damaged pair of protagonists as Brody and Carrie on "Homeland."

Marine Sgt. Nicholas Brody was a prisoner of war in Afghanistan who returned home a national hero — and, covertly, a terrorist turncoat (having been turned by Al-Qaida during his 8-year imprisonment).

Carrie Mathison was a CIA agent whose obsessive inability to prove Brody's betrayal, coupled with her bipolar disorder, led to her dismissal from the agency and a mental breakdown.

During this Showtime series' gripping first season, Carrie and Brody played a cat-and-mouse game of global intrigue, swapping roles as one, then the other, seemed to gain the upper hand. Along the way, they had a brief, tumultuous love affair.

On Sunday at 10 p.m. EDT, "Homeland" begins its second season, boasting a haul of Emmys that includes the best drama award and trophies for best actress and actor for stars Claire Danes and Damian Lewis.

Six months after last season's action, Brody is a newly elected U.S. congressman and a prospective vice presidential candidate still in thrall to al-Qaida. Carrie now works as a teacher and continues her recovery, still reeling from her painful conclusion that Brody was innocent all along.

"The writers have carried off this trick — haven't they? — of creating two engaging anti-heroes," says Lewis during a recent interview.

Speaking as if an audience member, he sums up the show's shrewd symmetry: "Carrie Mathison can save us, and we WANT her to save us. But her illness and her ambition at times creates a self-absorbed monster who will stop at nothing just to achieve her goals.

"Brody, on the other hand, is barely defensible because of his endless lying and the fact that he represents such danger. But there's sympathy for him, because he's a victim as well."

Sympathy! For the man who, only at the last second — stunned by a plaintive telephone call from his daughter — scrapped his plot to assassinate a room full of government bigwigs with his suicide vest bomb. Instead, he returned home to his loving wife and two children, still committed to the cause and beyond redemption, and with no one the wiser.

"He's developed sociopathic tendencies and an ability to compartmentalize his life: He can be one person in one situation, another person in another situation," says Lewis, looking pleased. "For an actor, that kind of ambiguity and complexity is tremendous fun."

Before "Homeland," the London-born Lewis, 41, was known for his role as an American war hero in the HBO miniseries "Band of Brothers" as well as for the remake of "The Forsyte Saga" and the NBC whodunit "Life."

Clad casually this day in knit shirt, jeans and running shoes, Lewis is in New York on a brief break from shooting "Homeland" in North Carolina. He is joined by his wife, actress Helen McCrory, with whom he has a young son and daughter.

Lewis in person is charming, with a gift for mimickry (during the interview, he does a spot-on impersonation of Michael Caine, as well as of his own makeup artist in a rant about how Brody, the liar, is the sort of guy no girl would ever want to date) and possessing a certain prep-school polish (the word "whilst" rolls off his tongue).

And, of course, he is leading-man handsome, with ginger-red hair and penetrating blue eyes he puts to good use as Brody. But beyond his status as a heartthrob, Lewis is rightly hailed for the precision of his acting as, on "Homeland," he juggles Brody's many personalities and moods within a narrowly defined emotional range.

Lewis insists he was surprised to land an Emmy Award for his work.

"There were more reasons not to win than there were for me to win," he says, among them popular rivals in the category such as oft-awarded Bryan Cranston and perenially jilted Jon Hamm. "I'm over the moon."

"I was so thrilled to see him win," said "Homeland" executive producer Alex Ganza from Los Angeles the day after Emmys were bestowed. "Claire's performance gets to be wonderfully operatic, but Damian has to exist in those small margins at the edge of his behavior, and he's so restrained."

That wasn't the case in Lewis' early acting career, when most of what he did was theater.

"I felt then that I might never be a screen actor, because I was big and expressive onstage," says Lewis. "But I made a conscious decision to shrink my performance, make it less expansive, and to internalize everything as deep inside as I possibly could."

That concentrated power has paid off big-time on "Homeland," helping make Brody seem indispensable when, initially, he was living on borrowed time.

The producers at first had seen Brody as a secondary figure who might not last past Season 1.

"But as we fleshed out the middle part of the season, we began to see the magic when Claire and Damian were on-screen together," said Ganza. "It was if the word 'Chemistry' was flashing on the screen. So what we had thought was a series about a CIA officer chasing terrorists was something quite different: It was a dance between these two characters.

"I truly believe it's this dance, this doomed love affair between Brody and Carrie, that has captured people's interest," Ganza said.

"They are hooked into each other," Lewis agrees. "The damage he can do to Carrie is on a personal, emotional level. So even if Brody no longer is a central threat to homeland security, he can possibly survive in the series just being terribly destructive to Carrie — and to himself."

Or maybe not.

"Fundamentally," Lewis goes on, "this is a CIA show that deals with potential threats to American security. So Brody might be only the first of several different threats. But none of us know, and I include Alex and (executive producer) Howard (Gordon)."

Lewis is right about that.

"The possibility of Brody's demise really does exist," said Ganza, even as he pleads ignorant to when it might be. "Whether it happens this season or next season, or the season after, it will happen when the Brody-Carrie story stops feeling compelling. And, by the way, that day will be a very mournful one around here, because the show will fundamentally change at that point."

The notion that Brody might go: Chalk it up for "Homeland" fans as yet another of the many threats resonating from the show. More than ever as the second season starts, it's a splendid drama capturing a jittery modern age. It's maybe the most nervous-making series on the air.

CRIME WATCH
BY DAILY PRESS STAFF

Walk a straight line

Crime Watch is a weekly series 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.

SUNDAY, SEPT. 23, AT 12:48 A.M.,
Santa Monica police officers on patrol near Lincoln Boulevard and Cedar Street saw a man stumbling while walking in the street. Officers stopped traffic and detained the man for questioning. The man told officers he did not have any identification on him so he was placed under arrest. During a search, officers said they found methamphetamine in his possession. The suspect was transported to the Santa Monica Jail and booked for drug possession and for walking in the roadway. He was identified as Fernando Miranda, 23, from Los Angeles. No bail was set.

SATURDAY, SEPT. 22, AT 6:37 P.M.,
Officers responded to the 1700 block of 11th Street regarding a woman banging on a door and disturbing the peace. When officers arrived, they made contact with a woman and her adult daughter. Officers learned that the two were arguing over some family business and that the daughter had moved out of the home earlier in the day. As the argument escalated, the daughter allegedly began banging on the door and threatening to assault her mother. Witnesses confirmed the threats. The daughter was placed under arrest and booked for making threats in public. She was identified as Dionna Renee Anderson, 26, of Santa Monica. Her bail was set at $500.

THURSDAY, SEPT. 20, AT 8:04 P.M.,
Officers responded to the 800 block of 12th Street regarding a report of a family disturbance. When officers arrived, they made contact with one of the people involved, but the other, a female, would not come out of the home. Officers went inside to check on her status and said they saw methamphetamine in plain view in a room in which she emerged from. The woman appeared to also be under the influence of drugs, police said. Officers placed her under arrest for possession of meth, being under the influence and a probation violation. She was identified as Jillian Gayle Glover, 23, of Santa Monica. Her bail was set at $10,000.

WEDNESDAY, SEPT. 19, AT 12:33 P.M.,
Officers responded to a parking lot on the 700 block of Santa Monica Boulevard regarding a report of an assault with a deadly weapon that had just occurred. When officers arrived, they detained a suspect without incident. The alleged victim told officers that he was standing in the parking lot when the suspect approached him and tried to start a fight. The suspect appeared to be intoxicated and was holding a pair of scissors in his hand, police said. The alleged victim said the suspect tried to strike him with the scissors several times, but missed. The suspect was positively identified and placed under arrest for assault with a deadly weapon. He was identified as Jose Velazquez, 47, a transient. His bail was set at $30,000.

WEDNESDAY, SEPT. 19, AT 7:35 P.M.,
Officers on patrol along the 2200 block of Santa Monica Boulevard saw a man riding his bike without a headlight during nighttime hours, a violation of the vehicle code. As the cyclist reached the intersection of 20th Street and Santa Monica Boulevard, he allegedly failed to yield to an ambulance. Officers pulled him over at 15th Street and searched the cyclist, who was found to be in possession of multiple capsules of MDMA, better known as ecstasy, police said. He also had some wire cutters on him. He was placed under arrest for possession of a controlled substance and burglary tools. He was identified as Joel David Cotrina, 19, of Los Angeles. His bail was set at $10,000.

TUESDAY, SEPT. 18, AT 3:50 A.M.,
Officers responded to the 2900 block of Neilson Way regarding a report of a suspicious person looking inside vehicles parked at the Sea Colony. When officers arrived, they found someone matching the suspect's description riding a bike along Ocean Avenue. Officers tried to speak with the man, but he allegedly fled down the bike path, eventually ditching his bicycle as he ran toward a lifeguard tower. The suspect eventually stopped running and was detained by police. Officers searched the suspect and said they found wire cutters, pliers and other burglary tools inside a backpack he was carrying. Officers said the suspect tried to break into cars at the Sea Colony. He was placed under arrest for possession of burglary tools, burglary, resisting arrest and a parole violation. He was identified as Nicholas Francisco Bermudez, 35, of Gardena, Calif. No bail was set.

MONDAY, SEPT. 10, AT 3:41 P.M.,
Officers responded to the home of a woman who said that she had been the victim of a forgery. She told officers that she met the suspect on the 1100 block of 20th Street to talk about a storage unit she had rented to him. The suspect, who had paid for the rental with a check, told her that after two weeks he no longer wanted the unit and demanded a refund. The woman said she would pay him some of the money back, as she had incurred costs. They agreed on a $195 check. When the woman got her bank statement, she noticed that the check had been changed to $395. Investigators were able to identify the suspect and the victim identified him in a photo line-up, police said. The suspect allegedly admitted to changing the check and was booked for burglary and making a fictitious check. He was identified as 34, of Santa Monica. His bail was set at $20,000.

news@smdp.com

Editor-in-Chief **KEVIN HERRERA** compiled these reports.

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City of Santa Monica

NOTICE OF A CONTINUED PUBLIC HEARING BEFORE THE SANTA MONICA ZONING ADMINISTRATOR

SUBJECT: Use Permit 11UP-006
ADDRESS: 1602 Ocean Park Boulevard
APPLICANT: AT&T Mobility
PROPERTY OWNER: Santa Monica Moose Club

A continued public hearing will be held by the Zoning Administrator to consider the following request:

The applicant requests the installation of eight (8) 8-foot tall and three (3) 6-foot tall roof-mounted panel antennas with remote radio units (RRU), along with three (3) GPS antennas on an existing single-story building. The 8-foot tall antennas and associated RRUs are located on the northwest corner of the roof and the 6-foot tall antennas and associated RRUs are located on the southwest corner of the roof. The GPS antennas are mounted behind the existing building parapet and an emergency generator plug is proposed on the back of the building. All proposed antennas and RRUs will be located behind new screening that matches the existing building.

As proposed, the project does not comply with the requirements for non-parabolic or parabolic antennas contained in Santa Monica Municipal Code (SMMC) Section 9.04.10.06.110 and 9.04.10.06.160. Pursuant to SMMC Section 9.04.10.06.110(b) and 9.04.10.06.161, the Zoning Administrator may approve modifications to the requirements for non-parabolic or parabolic commercial antennas through the approval of a Use Permit application.

DATE/TIME: **TUESDAY, October 9, 2012 AT 10:30 A.M.**
LOCATION: City Council Chambers, Second Floor, Santa Monica City Hall
1685 Main Street, Santa Monica, California

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 or sending an e-mail. Written information will be given to the Zoning Administrator at the meeting.

Address your letters to: Grace Page, Associate Planner
Re: UP 11-006
City Planning Division
1685 Main Street, Room 212
Santa Monica, CA 90401

MORE INFORMATION
If you want more information about this project, wish to review the project file, or provide comments, please contact planner at (310) 458-8341, or by e-mail at grace.page@smgov.net. The Zoning Ordinance is available at the Planning Counter during business hours and on the City's web site at www.smgov.net.

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 numbered 2, 3, 9 and Rapid 3 serve City Hall.

Pursuant to California Government Code Section 65009(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.

ESPAÑOL
Esto es una noticia de una audiencia pública para revisar applicaciónes proponiendo desarrollo en Santa Monica. Si deseas más información, favor de llamar a Carmen Gutierrez en la División de Planificación al número (310) 458-8341.

YOUR OPINION MATTERS! SEND YOUR LETTERS TO • Santa Monica Daily Press • Attn. Editor: • 1640 5th Street, Suite 218 • Santa Monica, CA 90401 • **editor@smdp.com**

405
FROM PAGE 1

headed to work that Monday.

Now, officials are worried that the first round's success may lead to the second's failure.

"This year there may not be as much fear," Sotero said. "That can work against us if we start to see congestion queues on the freeway and roads."

Caltrans announced Wednesday that if residents decide to ignore the warnings and take to the streets anyway, the result could be multi-mile backups all the way to the Kern County line, Sotero said.

Unlike last year, it's extremely unlikely that drivers will be able to take to the roads early.

Workers demolished the southern side of the Mulholland Bridge last year, which included only one pair of columns. This year, they'll be doing two pairs on the northern side, Sotero said.

Given those factors, officials are renewing their calls for residents to avoid their cars and use the weekend as an opportunity to rediscover their neighborhoods and public transportation, Sotero said.

Whether the weekend brings a violent storm or a tempest in a teapot, Santa Monica officials stand at the ready.

Police, fire and other emergency responders are preparing for the worst case scenario — severe traffic throughout city streets and the Westside as a result of the closure.

If a large number of people get trapped in Santa Monica by heavy traffic, officials worry about people getting frustrated and succumbing to road rage, or the streets being so packed that police can't respond to normal calls for service, said Sgt. Richard Lewis, spokesperson for the Santa Monica Police Department.

In response, Santa Monica is preparing to put additional police on the roads and keep them localized in specific regions of the city to minimize the amount of cross-city travel they'd have to do to respond to an emergency.

City Hall plans to rent a helicopter to scout out conditions on Saturday and potentially Sunday, depending on the severity of the traffic problems. The helicopter will give emergency personnel the ability to have eyes on any issue within a minute, no matter where it occurs in the city, said Lt. Kenneth Semko, manager of the Office of Emergency Management.

All of the resources deployed throughout Santa Monica will be coordinated from the brand new Emergency Operations Center, located in the Public Safety Facility.

"Field personnel are only able to see what's in front of them," Semko said. "This gives them the big picture. We can feed that information to them and get them supplies and personnel they need in the field."

Officials in the EOC will also be able to get information from regional agencies like the Los Angeles police and fire departments and the Department of Transportation.

Unlike the police, local businesses see the possibility of large numbers of people trapped in Santa Monica as an opportunity.

Over 40 businesses involved in the Buy Local Santa Monica campaign will have deals listed at www.smgov.net/405 along with routes for self-guided bike tours centered around themes like vintage clothing and art and other car-free activities, said Jennifer Taylor, chair of the Buy Local Santa Monica committee.

Businesses all over town are putting out steep discounts, like Upper West Restaurant on Pico Boulevard, which is giving a 10 percent discount on the bill to those who mention the special offer seen in this newspaper.

On Main Street, those interested in a little inner peace can stop by the Shiatsu Massage School of California on Sunday between 3:15 p.m. and 4:30 p.m. for a community-based yoga class.

Souliers, a 19-year-old shoe store on Montana Avenue, will be giving a 10 percent discount on its high-end footwear to those who stop by to escape the traffic.

Those looking to walk rather than drive can hit up the Carmageddon II Pub Crawl on Saturday between 2 p.m. and 7 p.m. Drink specials will be delivered through a smartphone app called UMeTime.

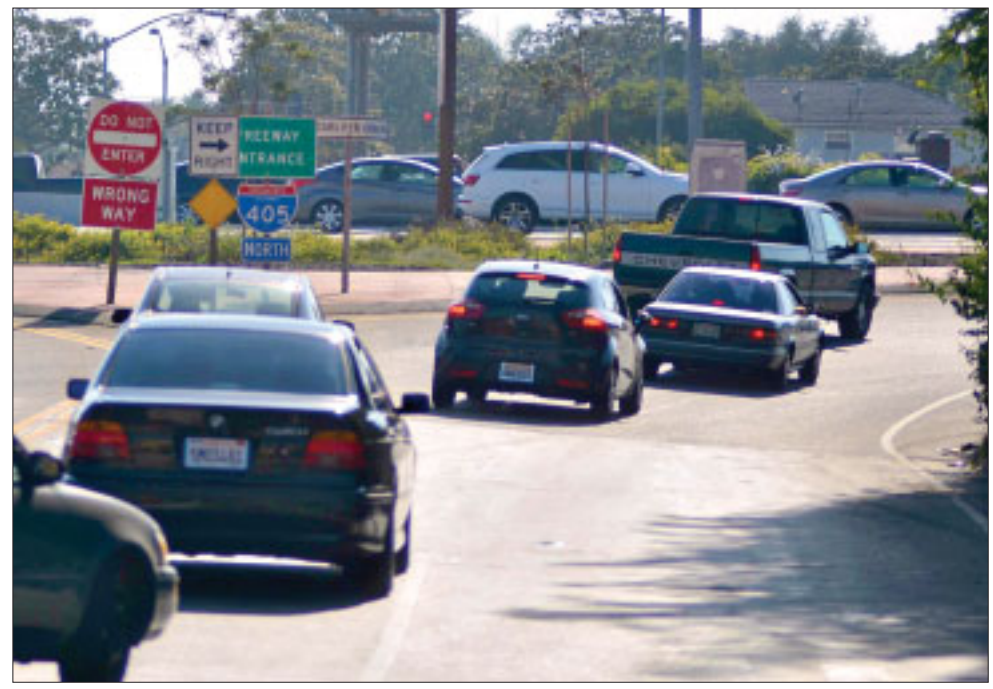
Not everyone will be able to stay off the roads this weekend, but those who can't should be prepared.

The Office of Emergency Management suggests bringing a fully-charged cell phone and phone charger, a flashlight with spare batteries, a first-aid kit and necessary medications, nonperishable food items, water, jumper cables and a blanket.

An extra AM/FM radio to listen to traffic reports and emergency messages also couldn't hurt.

"We're pretty confident that things will be just fine, but if not, we're ready," Semko said.

ashley@smdp.com



Paul Alvarez Jr. *news@smdp.com*

PILING ON: **Cars line up to enter the I-405 Freeway on Thursday.**

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Santa Monica


Hollywood


MARRIAGE
FROM PAGE 3

bian people."

Straub responded with a snap: "Did you tell that to Congress in 1996, what you just now told us?"

Delery said some letters may have been sent to some representatives at the time.

"What is it that changed your view?" Straub demanded before Delery explained the February 2011 switch by Obama and Holder.

Jones ruled that the law intrudes upon the states' regulation of domestic relations. Her decision came after Edith Windsor sued the government in November 2010 because she was told to pay $363,053 in federal estate tax after her partner of 44 years, Thea Spyer, died in 2009. They had married in Canada in 2007.

The law, which denies federal recognition of same-sex marriages and affirms the right of states to refuse to recognize such marriages, was passed by Congress and signed by President Bill Clinton after it appeared in 1993 that Hawaii might legalize gay marriage. Since then, many states have banned gay marriage but several have approved it, including Massachusetts and New York. Justice Ruth Bader Ginsburg said last week she believes the Defense of Marriage Act will reach the Supreme Court within the next year.

Lawyer Paul Clement, speaking on behalf of the Bipartisan Legal Advisory Group of the House of Representatives, which is defending the law, told the appeals court that the Defense of Marriage Act was consistent with the intention of Congress to continue "preserving programs the way they've always been — not opening these programs to others."

He said the desire to save the government money was a rational basis for the law as well, though "you can't go about that rational basis in an irrational way."

As an example, he said the government cannot deny benefits to blue-eyed people.

ART
FROM PAGE 1

items have not yet been recovered, said Sgt. Richard Lewis, spokesman for the Santa Monica Police Department.

"My gratitude goes out to Detective David Haro and the entire Santa Monica Police Department for their skillful, tireless and respectful attention to apprehending the criminals and recovering all of the artwork stolen," Gundlach said in a statement released to the media. "This is a great day for the art world and all those who seek order and justice in our society. I would also like to thank the many well wishers who offered support and whose optimism over the last two weeks proved accurate."

The art pieces from some of the biggest names in the modern art world were lifted off the victim's walls between 3 p.m. Sept. 12 and 8 p.m. Sept. 14, while the victim was away.

Police would not say how the thieves gained access to the home. Lewis said the suspects had no relation to Gundlach.

On Wednesday, detectives were contacted by members of the Pasadena Police Department, who received a tip concerning where the stolen art was being held, Lewis said. Based on that information, detectives, with the help of Pasadena police, responded to Al & Ed's Autosound in Pasadena to serve a search warrant. During their search, officers recovered most of the paintings and arrested 45-year-old Jay Jeffrey Nieto of Canyon Country. Nieto, who was working as the manager of the store at the time of his arrest, was booked for possession of stolen property.

As the investigation continued, additional information was developed that led officers to a home in the city of San Gabriel. There the officers made contact with and ultimately arrested 40-year-old Wilmer Bolosan Cadiz for possession of stolen property. He was allegedly in possession of four of the stolen paintings.

The final painting was recovered as investigators learned that it had been transported to a home in Glendale. The person in possession of the painting, who police would not identify, was interviewed and is said to be cooperating with investigators. Lewis would not say if the person purchased the painting from the suspects.

SMPD detectives continue to follow up on leads regarding other possible suspects and the location of the remaining stolen items. Anyone with information is asked to call detectives at (310) 458-8453.

Anyone wishing to remain anonymous can call We-Tip at (800) 78-CRIME or submit the tip online at www.wetip.com. Those who provide tips are eligible for a reward up to $1,000, police said. Tipsters can also contact Crime Stoppers at (800) 222-TIPS or by visiting their website at www.lacrimestoppers.org. Texting tips can also be done by visiting the website.

Lewis said the arrests were possible thanks to help from the Pasadena and Los Angeles police departments, the FBI, the Department of Justice and Interpol.

kevinh@smdp.com





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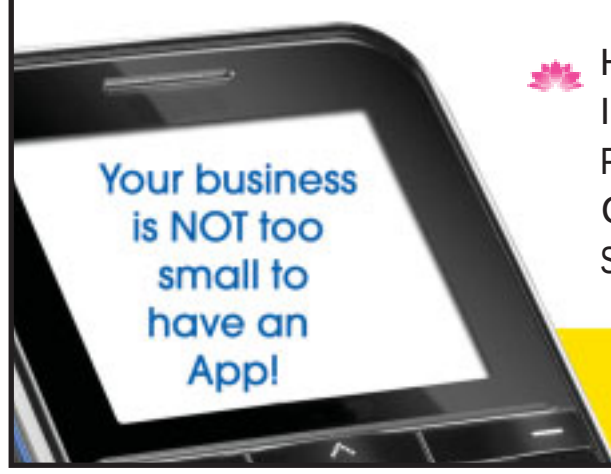
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City of Santa Monica

NOTICE OF A PUBLIC HEARING BEFORE THE SANTA MONICA ZONING ADMINISTRATOR

SUBJECT: **Use Permit 12-UP-010**
ADDRESS: 634 23rd Street
APPLICANT: Daleet and Todd Spector
PROPERTY OWNER: Daleet and Todd Spector

A public hearing will be held by the Zoning Administrator to consider the following request:

The applicant requests approval to construct a two-story accessory building. The first floor of the two-story building would have a garage, exercise room, and outdoor shower. The second story would have a 240 square foot recreation room. The new accessory building would replace the existing structure which is a one-story, two-car garage. The proposed accessory building is a detached structure located on the rear half of a lot. The garage portion of the accessory structure will have access from the alley (22nd Court).

Pursuant to SMMC Section 9.04.08.02.040(s), the applicant may request a Use Permit to allow a two-story accessory building up to 24 feet on parcels located within the North of Montana area of the city, if such buildings conform to the development standards set forth in Section 9.04.13.050.

DATE/TIME: **TUESDAY, OCTOBER 9, 2012 AT 10:30 A.M.**
LOCATION: City Council Chambers, Second Floor, Santa Monica City Hall
1685 Main Street, Santa Monica, California

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.

Address your letters to: Dennis Banks, Associate Planner
Re: UP 12-010
City Planning Division
1685 Main Street, Room 212
Santa Monica, CA 90401

MORE INFORMATION
If you want more information about this project or wish to review the project file, please contact Dennis Banks at (310) 458-8341, or by e-mail at dennis.banks@smgov.net. The Zoning Ordinance is available at the Planning Counter during business hours and on the City's web site at www.smgov.net.

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. All written materials are available in alternate format upon request. Santa Monica Big Blue Bus Lines numbered 1, 2, 3, 5, 7, 8, 9, and 10 serve City Hall.

Pursuant to California Government Code Section 65009(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.

ESPAÑOL
Esto es una noticia de una audiencia pública para revisar applicaciónes proponiendo desarrollo en Santa Monica. Si deseas más información, favor de llamar a Carmen Gutierrez en la División de Planificación al número (310) 458-8341.



File photo

WAY GREEN: **A man disposes of a Christmas tree during a recent city-sponsored initiative to collect the discarded trees and turn them into mulch that is distributed to residents.**

GRADES
FROM PAGE 1

Livingston gave the city a 3.0 grade point average on its actual performance in the categories of resource conservation (B), environmental and public health (C+), transportation (B-), economic development (B), open space and land use (A-), housing (C), civic participation (A-) and human dignity (B+).

The report card also includes a second grade for effort, which, when combined with the performance scores, brings the total GPA up to a respectable 3.4.

The City Council recently added a ninth category — arts and culture — but staff are still working out the benchmarks by which they can measure success or failure, said Shannon Parry, assistant director of OSE.

If the GPA seems low — Santa Monica is often noted as one of the most sustainable cities in the country, recently winning the national Siemens Sustainable Community Award — it's because the standards are so high, said Dean Kubani, director of the OSE.

"Beyond simply reporting grades, the report card is an opportunity to share some of the remarkable achievements made in the last year," Kubani said.

City Hall improved its scores in three of the eight categories: Resource conservation, transportation and human dignity.

Resource conservation jumped up from B- to a B because of reduced water use, improved waste diversion rates, increases in community renewable energy use and the increased access to local water supply.

A newly-expanded food waste composting program kept more than 4 million pounds of food waste out of the landfill, and water demand has decreased by 14 gallons per person per day as a result of more than 700 water-saving devices installed in homes and businesses throughout the city, according to the report.

An increase in the amount of carpoolers, residents taking the Big Blue Buses and improved bicycle facilities led to an improvement from a C+ in 2011 to a B- in the realm of transportation, and the more ephemeral concept of "human dignity" rose from a B to a B+ in part because of the success of homeless programs in Santa Monica.

"I think this is a real sign of a caring community," Parry said.

Civic participation and open space held steady from the previous year with the highest scores awarded, an A-.

Civic participation, paired with community education, was almost a "gimmee" category for Santa Monica. That score is based on the participation in major community events and civic affairs.

Voter turnout in November 2010, an off year, came in at 65 percent, exceeding City Hall's 50 percent target.

Tens of thousands flock to local festivals and alternative vehicle and building shows, and 600,000 were drawn in by Bergamot Station, according to the report.

Land use and open space stayed strong as well thanks to a new program that's resulted in 1,384 new trees added to Santa Monica's urban forest and the fact that 90 percent of residents live within a half mile of open space.

City Hall isn't done, however — they want that to be cut down to a quarter mile, Parry said.

Economic development held onto its B grade. Strong performance in terms of job creation and diversification of industries was hampered by the rising cost of living and unbalanced ratio of jobs to housing, which makes it hard for people to live near where they work.

City Hall had a "needs improvement" in two categories — environmental and public health and housing, both of which got a C+.

Although water quality improved in the oceans and thousands of pounds of hazardous waste and materials were collected, there are still ongoing issues with environmental health that brought the low grade.

The problems with housing focused mainly on affordability, particularly given the fact that over 60 percent of rent-controlled housing in the city has had its rents raised to market rate.

The loss of Santa Monica's Redevelopment Agency, the leading funder of affordable housing production in the city, didn't help.

The last two categories illustrate one of Parry's last points in her presentation. Although Santa Monica has work to do, many of its remaining challenges stem from causes outside of the city limits.

"The reality is we're never going to become a sustainable island," Kubani said. "Even if we did and the rest of the area goes down in flames, we'll end up going down in flames too. Part of our goal of getting to sustainability involves encouraging others … to help work and move in that direction."

ashley@smdp.com

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Older voters look beyond Medicare, Social Security

JOSH LEDERMAN
Associated Press

WASHINGTON Get in line, Medicare and Social Security. Seniors, like just about everyone else, have money on their minds.

Who wins the trust of seniors, a group that votes at a higher rate than any other, will be a deciding factor in the presidential election. That should be good news for Mitt Romney, because those 65 and older have backed the Republican candidate in both of the last two presidential elections.

But President Barack Obama has been pounding Romney and his running mate, Rep. Paul Ryan, on their plan for Medicare. Those attacks are starting to bear fruit for Obama, who is gaining ground among seniors in two key battlegrounds: Florida and Ohio.

Still, Romney has the edge nationally among seniors — in no small part thanks to seniors' concerns about Obama's handling of the economy.

Nowhere will the senior vote be as powerful or as prominent as in Florida, where Romney and Obama are competing fiercely.

"It's not just the cookie cutter that every senior here is totally dependent on Social Security and Medicare," said Susan MacManus, a political scientist at the University of South Florida. "As the FDR generation has passed and generational replacement has occurred, you get a more divided senior electorate."

More seniors say the economy is extremely important to their vote than Medicare, says a poll released Thursday by the nonpartisan Kaiser Family Foundation. A recent Associated Press-GfK poll shows 7 in 10 seniors say taxes and the federal deficit are important to them.

Even for those well into retirement, a feeble economy affects older Americans in ways you might not realize. Many have had to bail out adult children who have lost their jobs and turned to their aging parents for help. And those who lived through the Great Depression as children relate intimately to the perils of an over-indebted nation.

Just ask Dominic Santoro, an 81-year-old retiree from Sunny Isles Beach, Fla., who said it's different for seniors than it is for younger Americans, who have years to make up what was lost during the recession.

"That's very nice, but what about the poor senior citizen that's no longer working and can't replace that money?" said Santoro, who plans to vote for Romney.

But if seniors' concerns extend beyond entitlements, those seeking the White House don't seem to have caught on.

Obama and Ryan both hewed closely to themes of Medicare and Social Security in their speeches last week to an AARP summit in New Orleans. Ryan, who was loudly booed for vowing to repeal "Obamacare," offered assurances that he and Romney wouldn't alter Medicare for those in or near retirement.

"Medicare is a promise, and we will honor it," Ryan said. "A Romney-Ryan administration will protect and strengthen Medicare — for my mom's generation and for my kids and yours."

Not so, said Obama, warning seniors that Ryan and Romney want to replace Medicare with vouchers that wouldn't keep up with health care costs. It's an admonition echoed in a television ad Obama's campaign started airing Friday in Florida, Colorado and Iowa.

Both Ryan and Romney invoked their late grandmothers in working to convince AARP members that they understand what seniors go through.

"She was a great citizen who lived up to her responsibilities," Obama said. "And after a lifetime of hard work, what she hoped for in return was to be able to live out her golden years with dignity and security, and to see her grandchildren and her great grandchildren have a better life."

Although far from a monolithic bloc, seniors by and large have sided with Romney throughout this year's election and favored the former Massachusetts governor 52-41 in a national AP-GfK poll in September. While Romney has lost his edge among overall voters on handling of the economy, seniors are the holdout, preferring Romney by 10 points over Obama on that issue.

But in competitive states that could determine the election's outcome, seniors' attitudes are on the move. Over the past month, Obama has climbed 9 points in Florida and 4 points in Ohio, giving him an edge over Romney in both states, according to a new Quinnipiac University/CBS News/New York Times poll. It's the opposite in Pennsylvania, where Obama has lost his edge among seniors and now trails Romney 45-50.

Older voters will make up a dramatically larger part of the population in the coming decades, according to a report released Tuesday by the National Academy of Sciences. Americans are living longer, working longer and waiting until later in life to have children.

In the near term, that shift may work in Republicans' favor, offsetting some of the boost that Democrats are expected to enjoy from the growing minority population.

Those who witnessed a post-Depression resurgence tend to fondly recall FDR's New Deal and may be more likely to vote Democratic, said William Frey, a demographer at the Brookings Institution, a Washington think tank. But as time marches on, they'll be replaced by their younger counterparts.

"The ones who came up since then, the so-called 'Silent Generation, has moved more conservative on fiscal issues," said Frey. They came into their own in the 1950s and 1960s, saved their money and want to know those savings will still be there when it's time to draw them out.

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City of Santa Monica

NOTICE OF PUBLIC HEARING
BEFORE THE CITY OF SANTA MONICA
LANDMARKS COMMISSION

SUBJECT: Public hearings will be held by the Landmarks Commission on the following:

2612 Main Street, LC-12CA-010, Zoning: CM-2 (Main Street Commercial) District. The Landmarks Commission will be conducting a public hearing to consider approval of a Certificate of Appropriateness for the installation of banners in conjunction with the California Heritage Museum and the approval of sign adjustments for their size and placement on the Landmark building. Applicant: California Heritage Museum. Owner: City of Santa Monica. ***(Continued from September 10, 2012 meeting.)***

1613 Lincoln Boulevard, 12LM-006, Zoning: C4 (Highway Commercial) and M1 (Industrial Conservation) Districts. The Landmarks Commission will be conducting a public hearing to consider Landmark Designation Application 12LM-006, at 1613 Lincoln Boulevard to determine whether the commercial building, in whole or in part, should be designated as a City Landmark. The Landmarks Commission will make a decision regarding designation based on whether the application, research and public testimony presented show that the structures meet one or more of the required criteria for Landmark designation. Applicant: City of Santa Monica Landmarks Commission. Owner: Wertz Realty Investment. ***(Continued from September 10, 2012 meeting.)***

1657 Ocean Avenue, 12LM-007, Zoning: CC (Civic Center) District. The City Landmarks Commission will be conducting a public hearing to consider Landmark Designation Application 12LM-007, at 1657 Ocean Avenue to determine whether the commercial structure, in whole or in part, should be designated as City Landmarks. The Landmarks Commission will make a decision regarding designation based on whether the application, research and public testimony presented show that the structures meet one or more of the required criteria for Landmark designation. Applicant: City of Santa Monica Landmarks Commission. Owner: City of Santa Monica.

When: **Monday, October 8, 2012 at 7:00 pm**
Where: City Council Chambers, City Hall, Room 213
1685 Main Street, Santa Monica

Questions/Comments
The City of Santa Monica encourages public comment on this and other projects. You or your representative, or any other persons may comment on the application at the Public Hearing, or by writing a letter addressed to Scott Albright, AICP, Senior Planner, City Planning Division, 1685 Main Street, Room 212, Santa Monica, California, 90401-3295. Or, you may contact Mr. Albright by phone at (310) 458-8341 or by email at scott.albright@smgov.net.

More Information
The meeting facility is wheelchair accessible. If you have any disability-related accommodation requests, please contact (310) 458-8341 or TTY (310) 458-8696 at least three days prior to the event. All written materials are available in alternate format upon request. Santa Monica Bus Lines 1, 2, 3 and 7 serve City Hall. Pursuant to California Government Code Section 65009(b), if this matter is subsequently challenged in Court, the Challenge may be limited only to 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.

Espanol
Este es un aviso de una audiencia publica para considerar la designación de una propiedad en la ciudad como un monumento histórico. Para mas información, favor de llamar a Carmen Gutierrez en la División de Planificación al número (310) 458-8341.

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City of Santa Monica

NOTICE OF A PUBLIC HEARING BEFORE THE SANTA MONICA ZONING ADMINISTRATOR

SUBJECT: **Variance, VAR 12-010**
1645 21st Street
APPLICANT: Howard Lichtman
PROPERTY OWNER: Howard Lichtman

A public hearing will be held by the Zoning Administrator to consider the following request:

The applicant requests a Variance to permit a single-story 998 square foot storage building to be constructed in the 20 foot front yard setback and be located four feet from the property line. The subject parcel is an irregular, triangular shaped lot that is currently developed with an existing single-story 1,000 square foot storage building and some surface parking.

SMMC Section 9.04.20.10.030(d)(2) permits the modification of yard setbacks on non-rectilinear parcels. The subject property is a triangular shaped lot that has public access from 21st Street and Olympic Boulevard.

DATE/TIME: **TUESDAY, OCTOBER 9, 2012 AT 10:30 A.M.**
LOCATION: City Council Chambers, Second Floor, Santa Monica City Hall
1685 Main Street, Santa Monica, California

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.

Address your letters to: Dennis Banks, Associate Planner
Re: VAR 12-010
City Planning Division
1685 Main Street, Room 212
Santa Monica, CA 90401

MORE INFORMATION
If you want more information about this project or wish to review the project file, please contact Dennis Banks at (310) 458-8341, or by e-mail at: dennis.banks@smgov.net. The Zoning Ordinance is available at the Planning Counter during business hours and on the City's web site at: www.smgov.net.

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. All written materials are available in alternate format upon request. Santa Monica "Big Blue" Bus Lines #1, #2, #3, Rapid 3, and #9 service the City Hall.

Pursuant to California Government Code Section 65009(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.

ESPAÑOL Esto es una noticia de una audiencia pública para revisar applicaciónes proponiendo desarrollo en Santa Monica. Si deseas más información, favor de llamar a Carmen Gutierrez en la División de Planificación al número (310) 458-8341.

$42.6 million FEMA trailer settlements approved

MICHAEL KUNZELMAN
Associated Press

NEW ORLEANS A federal judge gave his final approval Thursday to a $42.6 million class-action settlement between companies that made and installed government-issued trailers after hurricanes in 2005 and Gulf Coast storm victims who claim they were exposed to hazardous fumes while living in the shelters.

U.S. District Judge Kurt Engelhardt ruled from the bench after hearing from attorneys who brokered a deal resolving nearly all remaining court claims over elevated levels of formaldehyde in trailers provided by the Federal Emergency Management Agency following hurricanes Katrina and Rita.

Roughly 55,000 residents of Louisiana, Mississippi, Alabama and Texas will be eligible for shares of $37.5 million paid by more than two dozen manufacturers. They also can get shares of a separate $5.1 million settlement with FEMA contractors that installed and maintained the units.

Gerald Meunier, a lead plaintiffs' attorney, said the deal provides residents with "somewhat modest" compensation but allows both sides to avoid the expense and risks of protracted litigation.

"Dollar amounts alone do not determine whether a settlement is fair and reasonable," he said.

Jim Percy, a lawyer for the trailer makers, said Engelhardt would have had to try cases individually or transfer suits to other jurisdictions if the settlement wasn't reached.

"It was not going to end quickly, and it was going to be even more monumental for all the parties concerned," he said.

Formaldehyde, a chemical commonly found in building materials, can cause breathing problems and is classified as a carcinogen. Government tests on hundreds of trailers in Louisiana and Mississippi found formaldehyde levels that were, on average, about five times what people are exposed to in most modern homes.

FEMA isn't a party to the settlements and had downplayed formaldehyde risks for months before those test results were announced in February 2008. As early as 2006, trailer occupants began reporting headaches, nosebleeds and difficulty breathing.

Only three plaintiffs have opted out of the settlement with the trailer makers. Engelhardt opened the floor to objections during Thursday's hearing, but nobody spoke up. The judge said he didn't receive any formal, written objections, either.

But that doesn't mean the deal isn't a disappointment for many residents who blame their illnesses on the cramped trailers they occupied for months on end.

"We were told not to look for much," said Anthony Dixon, a New Orleans resident who says he developed asthma while living in a FEMA trailer for two years.

Dixon, 58, attended the hearing with his wife and mother to learn more about the deal.

"We're glad to get it over with," he added.

Engelhardt noted he received a letter from a woman whose 66-year-old mother, Agnes Mauldin, of Mississippi, died of leukemia in 2008 after living in a FEMA trailer. Mauldin's daughter, Lydia Greenlees, said the settlement offers "very little" for what her family considers to be a wrongful death case.

"I am saddened about the settlement in that I feel like it makes a mockery of my mother's life," Greenlees wrote. "I don't want anyone to think for one second that I view this settlement as a fair trade for my mother's life. I do not."

Dan Balhoff, a court-appointed special master, will determine the plaintiffs' awards. Up to 48 percent of the total settlement money will be deducted for attorneys' fees and costs. Payments are expected to go out late this year or early next year.

Engelhardt presided over three trials for claims against FEMA trailer manufacturers and installers after he was picked in 2007 to oversee hundreds of consolidated lawsuits. The juries in all three trials sided with the companies and didn't award any damages.

Plaintiffs' lawyers have accused the trailer makers of using shoddy building materials and methods in a rush to meet FEMA's unprecedented demand for temporary housing.

Meunier, however, said it was difficult for plaintiffs' attorneys to prove a link between formaldehyde exposure and residents' health problems because many trailers couldn't be tested until months or even years after the fact. Many residents never sought treatment for their symptoms, he added.

"It was both challenging in the legal and factual sense," he said.

A group of companies that includes Gulf Stream Coach Inc., Forest River Inc., Vanguard LLC and Monaco Coach Corp. will pay $20 million of the $37.5 million settlement with the trailer makers.



Largest Ferris wheel coming to New York City

JENNIFER PELTZ
Associated Press

NEW YORK The Big Apple is getting another "biggest": The world's biggest Ferris wheel is to be built on Staten Island, in an ambitious attempt to draw tourists to what's sometimes known as the city's "forgotten borough," officials announced Thursday

The $230 million attraction, to be called the New York Wheel, is to grace a spot overlooking the Statue of Liberty, New York Harbor and the downtown Manhattan skyline — a singular view that officials hope will add to the appeal what they say would be the world's tallest Ferris wheel. The 625-foot-tall structure would swing higher than the Singapore Flyer, the London Eye, and a "High Roller" wheel planned in Las Vegas.

"The New York Wheel will be an attraction unlike any other in New York City — even unlike any other on the planet," Mayor Michael Bloomberg said in a release.

Construction is expected to begin in early 2014 on the privately financed project, which also includes a 100-shop outlet mall and a 200-room hotel. The grand opening could come by the end of 2015.

While riding the Staten Island Ferry is a staple of many visitors' agendas, the city has long sought to entice tourists off the boat and into Staten Island, the least populous and most remote borough — one once known for hosting the world's largest landfill.

Australian tourists Leah Field and Adam Lica, for example, were riding the ferry Thursday for its views of the Statue of Liberty. They thought they might have lunch on the Staten Island side but weren't planning to explore further.

"We weren't sure what there is to do there," explained Lica, 32, of Melbourne.

Were there a giant Ferris wheel, would the couple stay to ride it? Probably, he said.

Staten Island has its attractions, including a minor league ballpark and the zoo that hosts Staten Island Chuck, New York's answer to the famous prognosticating groundhog of Punxsutawney, Pa. Chuck bears the dubious distinction of having once bitten Bloomberg.

But Staten Island, the only one of the city's five boroughs not accessible by subway, tends to get overshadowed by its municipal neighbors, so much so that some have at times suggested it secede from the city.

To Staten Island resident Miatta Bryant, the wheel might bring the borough more respect.

"I think it'll be a really good idea," the 26-year-old certified nursing assistant said. "People always say Staten Island is so boring."

The project is expected to bring $500 million in private investment to the borough's St. George waterfront, and the developers will pay the city $2.5 million a year in rent for the land.

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City of Santa Monica

NOTICE OF A PUBLIC HEARING BEFORE THE SANTA MONICA ZONING ADMINISTRATOR

SUBJECT: Variance 12-012
2707 6th Street
PROPERTY OWNER: Marc Streitenfeld
APPLICANT: Robert Thibodeau

A public hearing will be held by the Zoning Administrator to consider the following request:

A variance to allow for a 105 square-foot addition to an existing 182 square-foot garagein the 20-foot front setback of the lot. The site contains a single-family dwelling.

Pursuant to Santa Monica Municipal Code (SMMC) Section 9.04.20.10.030 (Variance – Applicability), the Zoning Administrator may grant a variance to modify the design standards and location of off-street parking requirements.

SMMC Section 9.04.10.08.190 (Location of required parking spaces) allows for parking in the front one-half of the lot where the parcel has no alley access, and provided that no part of a required front yard (setback) shall be used for parking spaces.

DATE/TIME: **TUESDAY, OCTOBER 09, 2012, AT 10:30 A.M.**

LOCATION: City Council Chambers, Second Floor, Santa Monica City Hall
1685 Main Street, Santa Monica, California

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 or via email. Written information will be given to the Zoning Administrator at the meeting.

Address your letters to: Russell Bunim, Associate Planner
Re: 12VAR-012
City Planning Division
1685 Main Street, Room 212
Santa Monica, CA 90401
russell.bunim@smgov.net

MORE INFORMATION
If you want more information about this project or wish to review the project file, please contact Russell Bunim at (310) 458-8341, or by e-mail at russell.bunim@smgov.net. The Zoning Ordinance is available at the Planning Counter during business hours and on the City's web site at www.santa-monica.org.

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. All written materials are available in alternate format upon request. Santa Monica Big Blue Bus Lines numbered 1, 2, 3, 5, 7, 8, 9, and 10 serve City Hall.

Pursuant to California Government Code Section 65009(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.

ESPAÑOL
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NOTICE OF PUBLIC HEARING
SANTA MONICA ARCHITECTURAL REVIEW BOARD

DATE/TIME: October 1, 2012, 7:00 p.m.
LOCATION: Council Chambers, (wheelchair accessible)
Santa Monica City Hall, 1685 Main Street

PROPERTIES:
ARB 12-339, 3401 Exposition Boulevard: Creative Office/Studio
ARB 12-340, 850 Palisades Beach Road: Beach Club
ARB 12-350, 418 Wilshire Boulevard: Restaurant
ARB 12-364, 604 Arizona Avenue: Office

More information is available on-line at http://santa-monica.org/planning/planning-comm/arbagendas.htm or at 310/458-8341 en espanol tambien). Plans may be reviewed at City Hall during business hours. Comments are invited at the hearing or in writing (FAX 310-458-3380, e-mail laura.beck@smgov.net, or mail Santa Monica Planning Division, 1685 Main St., Rm. 212, Santa Monica, CA 90401). The meeting facility is wheelchair accessible. For disability-related accommodations, please contact 310-458-8701 or TTY 310-450-8696 a minimum of 72 hours in advance. All written materials are available in alternate format upon request. Big Blue Bus lines, 2, 3, Rapid #3, 7, & 9 serve the Santa Monica Civic Center and City Hall.

NOTICE OF A PUBLIC HEARING BEFORE THE SANTA MONICA ZONING ADMINISTRATOR

SUBJECT: Variance 12-009
26 Seaside Terrace
PROPERTY OWNER: Kusum Chawla
APPLICANT: Michelle Cardiel

A public hearing will be held by the Zoning Administrator to consider the following:

The applicant requests variance approvals in conjunction with a new single-family residence to allow the modification of the front yard setback of 10-feet and side yard setbacks of 6-feet, without the additional two-foot average setback at each story (SMMC Section 9.04.08.06.070(b)). The request also involves increased parcel coverage for the project. The following table depicts the allowable and requested square footage:

Parcel Coverage	Allowable by Zoning Code	Requested
First Story	1,379.5 square feet	1,422 square feet
Second Story	1,172.5 square feet	1,408 square feet
Third Story	827.7 square feet	1,296 square feet

Pursuant to Santa Monica Municipal Code (SMMC) Section 9.04.20.10.030(d)(1)&(3), the Zoning Administrator may grant a variance to allow the modification to yard setbacks and parcel coverage on parcels having a depth of ninety-feet or less or a width of thirty-nine feet or less. The subject parcel is 75-feet in depth and 37-feet in width.

DATE/TIME: **TUESDAY, OCTOBER 9, 2012, AT 10:30 A.M.**
LOCATION: City Council Chambers, Second Floor, Santa Monica City Hall
1685 Main Street, Santa Monica, California

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 or via email. Written information will be given to the Zoning Administrator at the meeting.

Address your letters to: Grace Page, Associate Planner
Re: 12VAR-009
City Planning Division
1685 Main Street, Room 212
Santa Monica, CA 90401
grace.page@smgov.net

MORE INFORMATION
If you want more information about this project or wish to review the project file, please contact Grace Page at (310) 458-8341, or by e-mail at grace.page@smgov.net. The Zoning Ordinance is available at the Planning Counter during business hours and on the City's web site at www.santa-monica.org.

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. All written materials are available in alternate format upon request. Santa Monica "Big Blue" Bus Lines #2, #3, Rapid #3, #7, #9 service City Hall.

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ESPAÑOL
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Stocks snap a losing streak

ASSOCIATED PRESS

NEW YORK Stocks notched their first gain of the week Thursday after Spain announced severe budget cuts intended to convince the world that it can meet deficit-reduction targets.

It was the best day for the U.S. market since Sept. 13, when Federal Reserve Chairman Ben Bernanke announced further steps by the central bank to speed the economic recovery.

Stocks were also helped by speculation that the central bank of China will act soon to help the world's No. 2 economy.

The Dow Jones industrial average climbed 72.46 points, or 0.5 percent, to close at 13,485.97. It was the Dow's first gain in five trading sessions. The average was up as much as 109 points after the Spain announcement.

The Standard & Poor's 500 index, after five days of declines, closed up 13.83 points, or just shy of 1 percent, at 1,447.15. The Nasdaq composite index rose 42.90 points to 3,136.60.

The Nasdaq and S&P were helped by a jump in Apple stock, reversing three days of declines. Apple gained $16.14, or 2.4 percent, to $681.32 despite an analyst's report reducing estimates for shipments of iPhones later this year.

As fear grew that Spain will need an international bailout, the finance minister said a draft budget for 2013 cuts overall spending by 40 billion, or about $51 billion. He said cuts for ministries would average almost 9 percent.

The cuts are meant to show world investors and other countries that Spain can meet fiscal targets. The budget unveiling, shortly before noon EDT, lifted the U.S. stock market from what had been only modest gains.

"That's the only major thing that's happened," said Dan Greenhaus, chief global strategist for the brokerage BTIG. "It's an excuse to rally the stock market."

Technology stocks and energy companies made the biggest gains. Utility stocks, which tend to do well when investors are fearful, were the only industry group in the S&P to fall.

The market gains started earlier, in Asia, helped by expectations that the People's Bank of China will act soon. China's biggest steelmaker said Thursday it has shut down a mill in Shanghai, a sign of weakening growth.

Stocks rose 0.5 percent in Japan and 1.1 percent in Hong Kong.

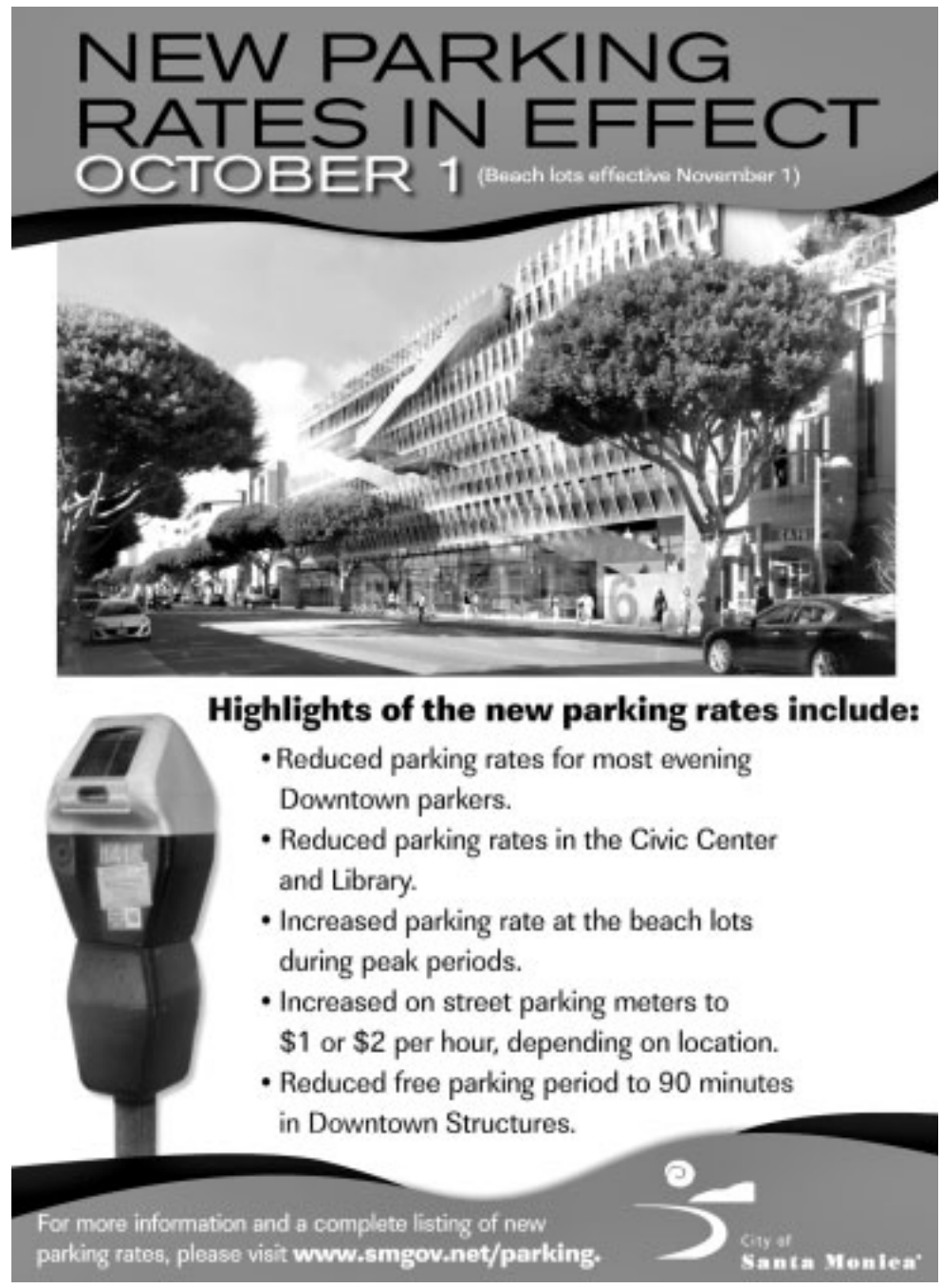
In the United States, investors grappled Thursday with mixed economic data:

— The economy grew at an annual rate of 1.3 percent from April through June, the government said, slower than the previous estimate of 1.7 percent and not nearly fast enough to reduce unemployment.

— Demand for long-lasting manufactured goods plunged in August by the most since January 2009. That was mostly because of a huge drop in commercial aircraft orders, which are volatile. Orders that reflect business investment rose solidly.

— The number of Americans seeking unemployment benefits fell 26,000 last week

SEE **STOCKS** PAGE 19



STOCKS
FROM PAGE 18

to 359,000, the lowest figure in nine weeks. A figure consistently below 375,000 is generally enough to lower the unemployment rate.

— The number of Americans who signed contracts to buy previously occupied homes fell in August from a two-year high in July. The National Association of Realtors' sales index is still 10 percent higher than it was a year ago.

In Europe, stocks came back from one of their worst days in months. The benchmark stock index finished 0.7 percent higher in France and 0.2 percent higher in Germany and Britain.

Borrowing costs for financially troubled Spain and Italy also edged down, a positive sign.

In the U.S., demand for government bonds fell, generally an indication that investors are more willing to embrace risk. The yield on the 10-year note, which moves opposite the price, rose 0.03 percentage point to 1.65 percent.

The price of crude oil rose $1.87 per barrel to $91.85 as concerns mounted about a potential military confrontation over Iran's nuclear program. Oil had dropped $9 a barrel in two weeks.

Israeli Prime Minister Benjamin Netanyahu warned at the United Nations that Iran will have enough enriched uranium to make a nuclear bomb by next summer and urged the world to draw a "red line" to stop it.

The dollar fell against the euro and pound but rose against the yen.

Among other U.S. companies making moves:

— Tempur-Pedic International, the mattress company, climbed $3.86, or 14.4 percent, to $30.64 after announcing it would buy a rival, Sealy, for about $229 million in cash.

— Discover Financial Services rose $2.69, or 7.3 percent, to $39.71. It reported a slight earnings decline in its latest quarter but beat Wall Street expectations. It also said credit card use increased and more customers paid off cards on time.

— GE hit a four-year high after the company told analysts it expects industrial revenue to rise about 10 percent this year. GE gained 63 cents, or 2.9 percent, to $22.73 in afternoon trading. They rose as high as $22.86.

City of Santa Monica

NOTICE OF A PUBLIC HEARING BEFORE THE SANTA MONICA ZONING ADMINISTRATOR

SUBJECT: Fence Wall Hedge Height Modification 12FWHM-0005
426 Ashland Avenue

APPLICANT: Matthew Lombard
PROPERTY OWNER: Matthew Lombard

A public hearing will be held by the Zoning Administrator to consider the following request:

The applicant is requesting approval of a fence height modification to construct a 72-inch high fence within the required front yard area. The fence is comprised of solid steel supported by steel posts. Pursuant to Santa Monica Municipal Code (SMMC) Section 9.04.10.02.080, fences, walls, or hedges cannot exceed the maximum height of 42-inches within the required front yard, measured from the lowest grade. SMMC Section 9.04.10.02.080(e) permits a height modification to the height limitations in the front yard area, subject to approval by the Zoning Administrator.

DATE/TIME: **TUESDAY, October 9, 2012 AT 10:30 A.M.**

LOCATION: City Council Chambers, Second Floor, Santa Monica City Hall
1685 Main Street, Santa Monica, California

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.

Address your letters to: Lily Yegazu, Associate Planner
Re: 12FWHM-0005
City Planning Division
1685 Main Street, Room 212
Santa Monica, CA 90401

MORE INFORMATION
If you want more information about this project or wish to review the project file, please contact Lily Yegazu at (310) 458-8341, or by e-mail at lily.yegazu@smgov.net. The Zoning Ordinance is available at the Planning Counter during business hours and on the City's web site at www.smgov.net.

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. All written materials are available in alternate format upon request. Santa Monica Big Blue Bus Lines numbered 1, 2, 3, 5, 7, 8, 9, and 10 serve City Hall.

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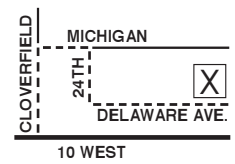


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City of Santa Monica

NOTICE OF A PUBLIC HEARING BEFORE THE SANTA MONICA ZONING ADMINISTRATOR

SUBJECT: **VARIANCE 12-017**
2654 Highland Avenue
APPLICANT: Paul and Barbara Corrigan
PROPERTY OWNER: Paul and Barbara Corrigan

A public hearing will be held by the Zoning Administrator to consider the following request:

The applicant requests approval of variance requests in association with a first and second floor addition as well as a second-car garage addition in a tandem layout to an existing single-family dwelling located in the Ocean Park (OP2) Multi-Family District. The variance request includes the following:

- To allow the proposed garage to encroach 2-feet, 6-inches for a length of 20-feet, 6-inches into the required 4-foot south side setback area;
- To allow the proposed first and second floor addition to encroach 7-inches for a length of 6-feet, 11-inches into the required 4-feet north side setback.
- To allow for a modification of the previously-approved single car garage (12VAR-005) to include a second tandem parking space and a roof deck with integrated planter boxes.
- To allow an additional story for a below-grade garage extension, which would otherwise not be permitted, in a portion of the building where the existing finished first floor exceeds 3-feet above theoretical grade.

Pursuant to SMMC Section 9.04.20.10.030(b), the applicant may request a variance to allow the modification off-street parking requirements. The applicant may also request a variance to allow the modification of yard setback pursuant to SMMC Section 9.04.20.10.030(d)(2), for nonrectiliniear parcels or rectangular parcels on which parallel property lines differ in length a minimum of five feet. The subject property is a nonrectilinear parcel. Furthermore, the applicant may request a variance to allow an additional story which would otherwise not be permitted, consistent with the criteria pursuant to SMMC Section 9.04.20.10.030(k).

DATE/TIME: **TUESDAY, OCTOBER 9, 2012 AT 10:30 A.M.**
LOCATION: City Council Chambers, Second Floor, Santa Monica City Hall
1685 Main Street, Santa Monica, California

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.

Address your letters to: Lily Yegazu, Associate Planner
Re: 12VAR-017
City Planning Division
1685 Main Street, Room 212
Santa Monica, CA 90401

MORE INFORMATION
If you want more information about this project or wish to review the project file, please contact Ms. Yegazu at (310) 458-8341, or by e-mail at lily.yegazu@smgov.net. The Zoning Ordinance is available at the Planning Counter during business hours and on the City's web site at www.santa-monica.org.

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SURF REPORT



RIPCURL LIVE THE SEARCH
1451 THIRD STREET PROMENADE • SANTA MONICA, CA • 310-656-2875

Surf Conditions **Water Temp:** 67.5°

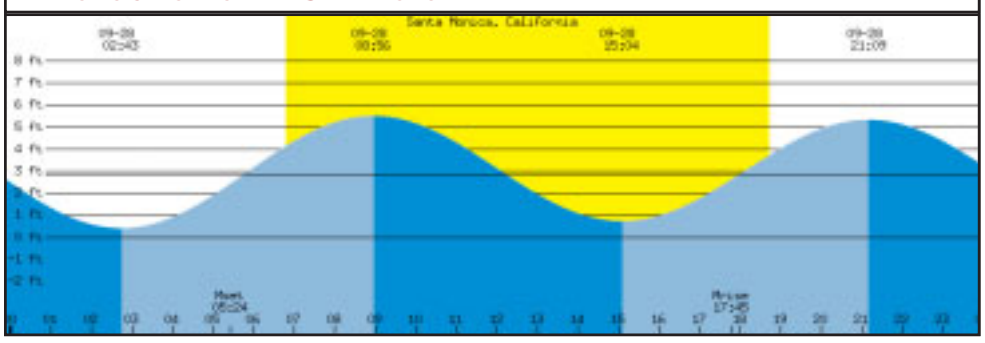
Swell Forecast

Chest high sets at south facing breaks. West facing breaks are looking at waist to chest high surf.

Long Range Synopsis

Chest max south swell in the AM, then head high southern hemi ground swell by the evening. West facing breaks are looking at waist to chest high waves.

Tide Forecast for Today in Santa Monica



BEACH REPORT CARD

NORTH LOS ANGELES COUNTY

Grades for this report are based on monitoring data from the previous 30 days up to the ending date of **September 19, 2012**

HEAL THE BAY • 1444 9th Street, Santa Monica, CA 90401 • www.healthebay.org • brc@healthebay.org • 800 HEAL BAY

QUICK STATS (for the last 30 days)

- Number of sewage spills -- 0
- Number of beach closures due to a sewage spill -- 0
- Number of wet days -- 8
- Number of A grades for dry/wet weather -- 29 / ns
- Number of (C,D,F) grades for dry/wet weather -- 0 / ns

The Beach Report Card is made possible by: The Diller – von Furstenberg Family Foundation, Goodbrook Family Foundation, simplehuman, LaceGUY, SMM

Heal the Bay reminds you not to swim or surf within 100 yards of any flowing storm drain or for 3 days after a rainstorm. After a rain, indicator bacteria counts at beaches throughout California usually far exceed health criteria in the state's Beach Closure and Health Warning Protocol.

LOCATION	DRY	WET
Leo Carrillo Beach, at Arroyo Sequit Creek mouth.	A+	ns
Nicholas Beach at San Nicholas Canyon Creek mouth.	A+	ns
El Pescador State Beach, between Lechusa and Los Alisos creeks.	ns	ns
Encinal Canyon at El Matador State Beach.	A+	ns
Broad Beach at Trancas Creek mouth.	A+	ns
Zuma Beach at Zuma Creek mouth.	A+	ns
Walnut Creek, projection of Wildlife Rd. (private).	F	ns
Paradise Cove Pier at Ramirez Canyon Creek mouth.	A+	ns
Escondido Creek, just east of Escondido State Beach.	B	ns
Latigo Canyon Creek mouth.	A+	ns
Solstice Canyon at Don Blocker County Beach.	A	ns
Puerco State Beach at creek mouth.	A	ns
Marie Canyon storm drain at Puerco Beach, at 21672 Malibu Rd.	A	ns
Surfrider Beach at Malibu Colony fences.	B	ns
Surfrider Beach (beach location) - daily.	A	ns
Malibu Pier - 50 yards east.	F	ns
Carbon Beach at Sweetwater Canyon.	A+	ns
Las Flores State Beach at Las Flores Creek (point zero).	A+	ns
Big Rock Beach at 19648 PCH stairs.	A	ns
Pena Creek at Las Tunas County Beach.	A+	ns
Tuna Canyon.	ns	ns
Topanga State Beach at creek mouth.	A	ns
Castlerock Storm Drain at Castle Rock Beach.	C	ns
Santa Ynez Storm Drain at Castle Rock Beach.	A+	ns
Will Rogers State Beach at 17300 PCH (1/4 mile east of Sunset drain).	A	ns
Will Rogers State Beach at Bel Air Bay Club drain near fence.	A+	ns
Will Rogers State Beach at Pulga Canyon storm drain.	A+	ns
Will Rogers State Beach at Temescal Canyon drain.	A+	ns
Will Rogers State Beach at Santa Monica Canyon drain (Chautauqua).	A+	ns
Santa Monica Beach at Montana Ave. drain.	A+	ns
Santa Monica Beach at Wilshire Blvd. drain.	A	ns
Santa Monica Municipal Pier.	A	ns
Santa Monica Beach at Pico/Kenter storm drain.	A+	ns
Santa Monica Beach at Strand St. (in front of the restrooms).	A+	ns
Ocean Park Beach at Ashland Ave. drain.	A+	ns
Venice City Beach, at the Rose Ave. storm drain.	A+	ns
Venice Beach at Brooks Ave. drain.	A+	ns
Venice Beach at Windward Ave. drain.	A+	ns
Venice Fishing Pier - 50 yards south.	A+	ns
Venice Beach- projection of Topsail St.	A+	ns
Marina del Rey, Mothers' Beach- lifeguard tower.	B	ns
Dockweiler State Beach at Ballona Creek mouth.	A	ns
Dockweiler State Beach at Culver Blvd. drain.	A+	ns
North Westchester Storm Drain at Dockweiler State Beach.	A	ns
Dockweiler State Beach at World Way (south of CIWW jetty).	A+	ns
Dockweiler State Beach at Imperial Hwy drain.	A+	ns
Dockweiler Beach- opposite Hyperion Treatment Plant.	A+	ns
Dockweiler State Beach at Grand Ave. drain.	A+	ns

LEGEND

DRY -- each location is graded on an A – F scale based on bacterial pollution levels present in the surf zone

WET -- grades for days of recorded rainfall and the following 3 days

ns -- no sample taken

Heal the Bay's Beach Report Card™ is based on weekly water quality monitoring data provided by the City of Los Angeles' Environmental Monitoring Division and the Los Angeles County Department of Health Services. Data is analyzed as soon as it is made available to us by the public agencies. Beaches are graded on an A-F scale based on the risk of ocean users becoming ill. Samples are analyzed for bacteria—enterococcus, total and fecal coliforms—that indicate biological pollution. A fact sheet detailing the exact methodology used in determining grades for each location is available from the office or on our web site. The report is not designed to measure the amount of trash or toxins found at local beaches.

Heal the Bay is a non-profit environmental organization dedicated to making Santa Monica Bay and Southern California coastal waters safe and healthy for people and marine life.

Heal the Bay

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The Beach Report Card is an indication of past water quality and is not a warranty of the current safety of those areas surveyed. Our lawyers are happy.

NBA

Lakers Hill pleads no contest in assault

CHRIS DUNCAN
Associated Press Writer

HOUSTON Los Angeles Lakers forward Jordan Hill was sentenced to one year of probation Thursday after pleading no contest to assaulting his former girlfriend in February.

Hill, 25, will also have to pay a $500 fine, undergo domestic-violence counseling, make a $100 donation to the Harris County Violence Fund and avoid any contact with the alleged victim, Darlene Luna. The assault charge was reduced from a felony to a misdemeanor before 339th District Criminal Judge Maria Jackson.

Hill is charged with assaulting Luna on Feb. 29 at his apartment in Houston while the former first-round draft pick was playing for the Rockets.

Flanked by attorney Gloria Allred, Luna sobbed on the witness stand and said Hill hit her legs with his fists, then pulled her off a couch and put her in a chokehold from behind. The two had been dating for about a year and a half, Luna said, and the assault came as a shock because Hill had never previously abused her.

By pleading no contest, Luna said Hill was avoiding taking responsibility for what he did. She said she delayed reporting the incident to police to protect Hill's professional career. Hill was formally charged in March.

The 6-foot-10 Hill wore a white shirt, gray slacks and a purple and green striped tie to court on Thursday. He's represented by high-profile attorney Rusty Hardin, who successfully defended Roger Clemens in his recent perjury trial.

Hardin said Luna's statement distorted the facts and was nothing more than grandstanding by Allred, well known for representing Nicole Brown Simpson's family during the O.J. Simpson murder trial.

"I've got to tell you, anybody experience in the criminal justice system would've been disgusted with what happened today," Hardin said. "You have this deal where the publicity-seeking lawyer is hovering about her on the stand, and hugging her and giving her Kleenexes. Give me a break."

Hill played for Houston from February 2010 until March, when he was traded to Los Angeles. He was the eighth overall pick in the 2009 draft by New York but never panned out for the Knicks or Rockets. He played in only 32 games for Houston in the 2011-12 season, averaging five points and 4.8 rebounds and 14.7 minutes per game.

Hill averaged 4.7 points and 4.4 rebounds in seven games for the Lakers last season, and he signed a two-year, $8 million contract in July. NBA teams begin their preseason practices next week.

After Luna spoke, Allred handed Hardin a letter stating her intention to file a civil lawsuit. Hardin read the letter and shook his head.

"Jordan simply wanted to put this behind him to play basketball," Hardin said. "The alternative is to have this be pending until the season is over and have a trial sometime next year."

Allred called Hill's no-contest plea a "first step."

"We hope that Mr. Hill will learn that an assault on a woman is always wrong and can result in criminal prosecution of him and serious consequences for his victim," she said. "We think that the time is long overdue for him to be fully accountable for his misconduct and we are glad that he has taken the first step by entering a plea today."

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MOVIE TIMES

Aero Theatre
1328 Montana Ave.
(310) 260-1528

Los Angeles Irish Film Festival
Citadel (NR) 1hr 25min
Charlie Casanova (NR) 1hr 34min
Discussion between films with director Ciaran Foy.
7:30pm

AMC Loews Broadway 4
1441 Third Street Promenade
(888) 262-4386

ParaNorman (PG) 1hr 33min
11:45am, 4:45pm

Campaign (R) 1hr 37min
11:55am, 5:10pm, 9:55pm

Dark Knight Rises (PG-13) 2hrs 44min
12:45pm, 4:30pm, 8:15pm

Lawless (R) 1hr 55min
9:45pm

Robot & Frank () 1hr 30min
11:50am, 2:25pm, 5:20pm, 7:45pm, 10:05pm

Words (PG-13) 1hr 36min
2:35pm, 7:30pm

ParaNorman 3D (PG) 1hr 33min
2:15pm, 7:15pm

AMC 7 Santa Monica
1310 Third St.
(310) 451-9440

Hotel Transylvania 3D (PG) 1hr 31min
12:10pm, 2:40pm, 5:20pm, 7:50pm, 10:15pm

Finding Nemo 3D (G) 1hr 40min
11:20am, 2:00pm, 4:50pm, 7:35pm, 10:25pm

Perks of Being a Wallflower (PG-13) 1hr 42min
11:15am, 1:45pm, 2:20pm, 4:15pm, 4:50pm, 6:45pm, 7:25pm, 9:30pm, 10:20pm

Trouble with the Curve (PG-13) 1hr 51min
11:15am, 11:45am, 1:55pm, 4:35pm, 7:15pm, 10:00pm

End of Watch (R) 1hr 49min
11:35am, 2:25pm, 5:10pm, 8:00pm, 10:40pm

Hotel Transylvania (PG) 1hr 31min
11:25am, 1:45pm, 4:20pm, 7:00pm, 9:15pm

Laemmle's Monica Fourplex
1332 Second St.
(310) 478-3836

Arbitrage (R) 1hr 40min
1:50pm, 4:20pm, 7:00pm, 9:40pm

Master (R) 2hrs 30min
1:00pm, 4:05pm, 7:10pm, 10:15pm

Waiting Room (NR) 1hr 21min
1:10pm, 3:20pm, 5:30pm, 7:40pm, 9:55pm

186 Dollars to Freedom (NR)
1:40pm, 4:30pm, 7:20pm, 10:00pm

AMC Criterion 6
1313 Third St.
(310) 395-1599

House at the End of the Street (PG-13) 1hr 41min
11:35am, 2:05pm, 4:45pm, 7:45pm, 10:25pm

Looper (R) 1hr 58min
11:25am, 12:35pm, 2:15pm, 3:40pm, 5:10pm, 6:45pm, 8:00pm, 9:45pm, 10:45pm

Dredd (R) 1hr 36min
11:55am, 4:55pm, 9:40pm

Dredd 3D (R) 1hr 36min
2:25pm, 7:15pm

Won't Back Down (PG) 2hrs 01min
11:45am, 1:50pm, 4:35pm, 7:25pm, 10:15pm

Resident Evil: Retribution (R) 1hr 35min
11:30am, 5:00pm, 10:05pm

Resident Evil: Retribution 3D (R) 1hr 35min
2:35pm, 7:35pm

For more information, e-mail news@smdp.com

Not to be found tonight, Aries

ARIES (March 21-April 19)
★★★★ You might look scattered to an observer, but you are moving quickly in order to get a lot done. You also have many incoming calls and could feel somewhat overwhelmed. You know how to funnel your energy, and you do this effectively. Accept a last-minute invitation. Tonight: Not to be found.

TAURUS (April 20-May 20)
★★★★ You have a lot invested in a project or goal. You might have to jump a small hurdle in order to succeed, but you will do so with ease. A last-minute offer could encourage you to look the other way. Tonight: Curb excess spending.

GEMINI (May 21-June 20)
★★★★ You certainly are a force to be admired. You know your limits and which direction you are going. You might want to change the tone of your days and take advantage of the upcoming weekend. Make an effort to complete a project. Tonight: In the limelight.

CANCER (June 21-July 22)
★★★★ Try to detach, especially if you become triggered. You will remain anchored and positive as a result, and your instincts will guide you. Verify what you feel before acting. You want to make a solid choice. Tonight: Be open to a new adventure.

LEO (July 23-Aug. 22)
★★★★★ You work well with others. You might want to emphasize your goals. If you want to move in a new direction, you will have others' support. Your high energy and optimism draw a key person into your life. Tonight: Enjoy a loved one.

VIRGO (Aug. 23-Sept. 22)
★★★★ You have your hands full just with being responsive to others, not to mention what you feel you must accomplish. Be as direct as possible in dealing with others. Tonight: Share with fun people.

LIBRA (Sept. 23-Oct. 22)
★★★★ Pace yourself and stay ahead of the moment. Listen to news, yet also use your observational skills to figure out what is going on around you. Use care with your spending. Once you get going, it is hard to stop. Honor your natural limitations. Tonight: Out with a cohort.

SCORPIO (Oct. 23-Nov. 21)
★★★★★ Your libido defines the next 24 hours. When flirting, you naturally become seductive. As your primal energy emerges, others notice. When working on finding a solution to a problem, you naturally will choose to explore more than one path. Tonight: Expect some fun moments.

SAGITTARIUS (Nov. 22-Dec. 21)
★★★★ You could be much clearer than you realize, yet others might pretend not to "get it." You know how to evoke responses better than many, so go to work. Let your inner voice guide you. You will achieve your desired results. Tonight: Close to home.

CAPRICORN (Dec. 22-Jan. 19)
★★★★★ Continue returning calls, even if it is to your archenemy. You might want to resolve a problem and eliminate some tension for you and those around you. Tonight: Get into the moment.

AQUARIUS (Jan. 20-Feb. 18)
★★★ Curb a new pattern of spending. You will feel much better if you get this somewhat destructive habit under control. You might want to approach a friend in a positive, fun and humorous manner. Let go of heaviness here. Tonight: Make sure you are in good company.

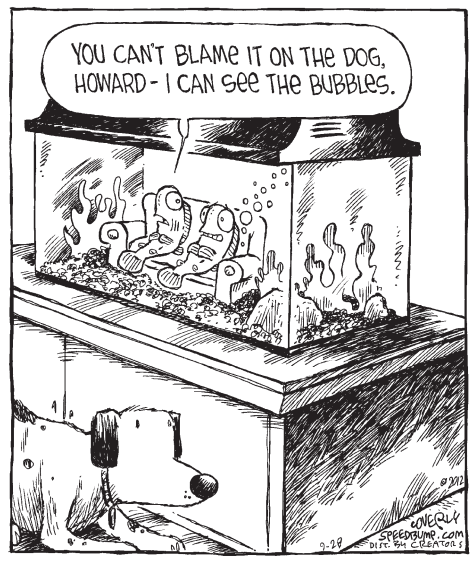
PISCES (Feb. 19-March 20)
★★★★ Your smile draws others in. Use this moment to accomplish what you want most. Consider what you would do if you knew you would get a positive response. Tonight: Be with your favorite person.

Happy birthday

JACQUELINE BIGAR'S STARS
The stars show the kind of day you'll have:
★★★★★Dynamic ★★ So-So
★★★★ Positive ★ Difficult
★★★ Average

This year you feel luckier than you have in many years, as you often find yourself in the right place at the right time. Learn to detach from certain issues before a problem arises. If you are single, be open to the person who seems very different and unusual. You will grow enormously because of the tie you form with this person, even if you later decide that you'd like to relate to someone different. If you are attached, the two of you need to plan a trip together. Make sure to do it this year, and you will become much closer. PISCES reveals emotions that can be a bit much for you to handle.

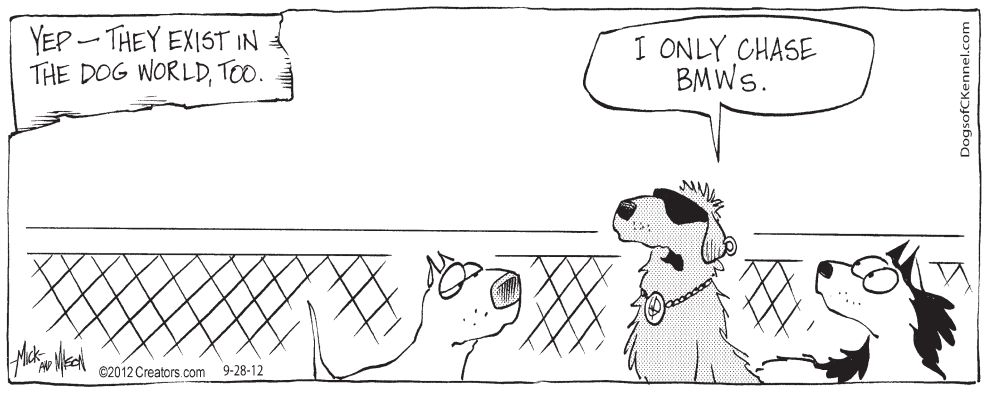
Speed Bump
By Dave Coverly



Strange Brew
By John Deering



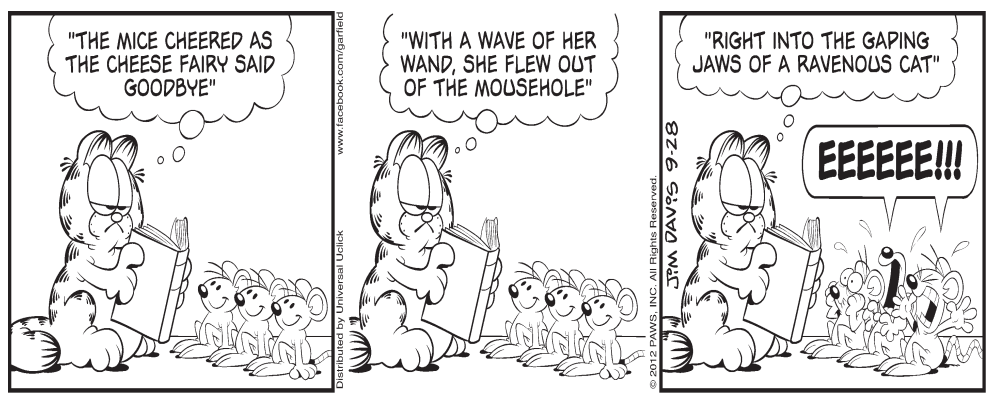
Dogs of C-Kennel
By Mick and Mason Mastroianni



Edge City
By Terry & Patty LaBan



Garfield
By Jim Davis



The Meaning of Lila
By John Forgetta & L.A. Rose



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. The difficulty level ranges from ★ (easiest) to ★★★★★ (hardest).

Difficulty Level ★★★★

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

King Features Syndicate

GETTING STARTED

There are many strategies to solving Sudoku. One way to begin is to examine each 3x3 grid and figure out which numbers are missing. Then, based on the other numbers in the row and column of each blank cell, find which of the missing numbers will work. Eliminating numbers will eventually lead you to the answer.

SOLUTIONS TO YESTERDAY'S PUZZLE

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

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MYSTERY PHOTO

Daniel Archuleta *daniela@smdp.com*

The first person who can correctly identify where this image was captured wins a prize from the Santa Monica Daily Press. Send answers to *editor@smdp.com*. Send your mystery photos to *editor@smdp.com*. Hint: It's not the mural at Lincoln and Ocean Park boulevards.

CROSSWORD

By THOMAS JOSEPH

ACROSS

1 Mosey along
6 Molten rock
11 Legit
12 Use
13 What some can carry
14 Show pain
15 Writer Ferber
17 A long time
18 Molten rock
20 Back muscles
22 Lawyers' org.
23 Tuscan dish
26 Writer Eudora
28 Hog the mirror
29 Sound systems
31 Scoundrel
32 Have a snack
33 Ibsen's home
34 Caesar's question
36 NBA star center, for short
38 Computer command
40 Oranjestad's island
43 — -nez
44 George of "La Cage aux Folles"
45 Ignore the limit
46 Annex

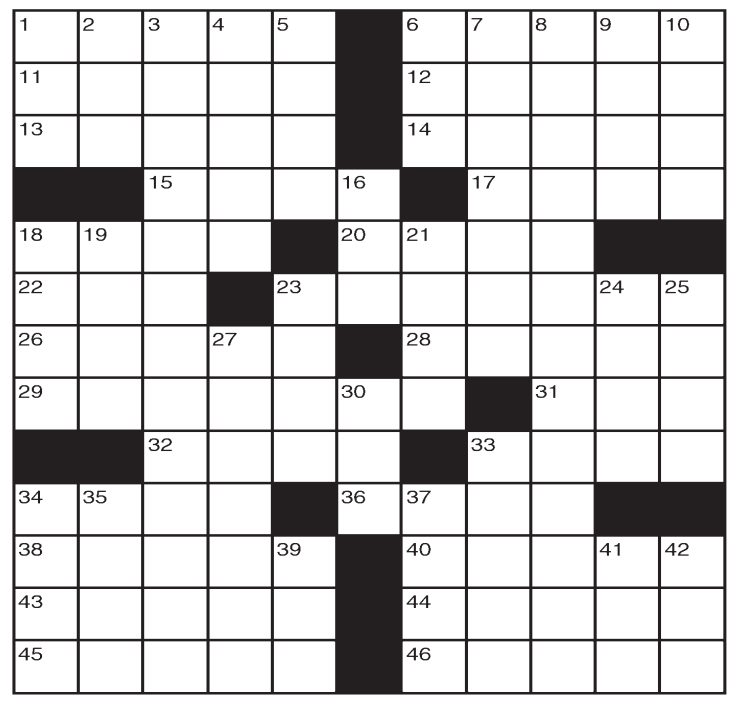
DOWN

1 One of Frank's wives
2 Welcome sight
3 Ryan Gosling movie
4 Singer Ronstadt
5 First place
6 Gullet
7 Ace, for one
8 Ryan Gosling movie
9 Lab runners
10 Pub pints
16 Boxing great
18 Congress creations
19 Aid illegally
21 Pharaoh symbols
23 Some whiskeys
24 Blue hue
25 Aware of
27 Clobber
30 Surprised sounds
33 Joined the crew
34 Actor Omar
35 Stumble
37 "How droll!"
39 Slugger Williams
41 Sis' sibling
42 Writer Beattie

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

Yesterday's answer

NEW CROSSWORD BOOK! Send $4.75 (check/m.o.) to Thomas Joseph Book 1, P.O. Box 536475, Orlando, FL 32853-6475



9-28

DAILY LOTTERY

MEGA MILLIONS
Draw Date: 9/25
7 8 23 50 51
Meganumber: 26
Jackpot: $21M

SUPER LOTTO PLUS
Draw Date: 9/26
13 18 31 38 44
Meganumber: 25
Jackpot: $28M

Fantasy 5
Draw Date: 9/27
8 16 18 25 34

DAILY 3
Draw Date: 9/27
MIDDAY: 8 5 5
EVENING:

SANTA ANITA DERBY
Draw Date: 9/27
1st: 07 Eureka
2nd: 09 Winning Spirit
3rd: 06 Whirl Win
RACE TIME: 1:41.03

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

NEWS OF THE WEIRD
BY CHUCK SHEPARD

■ An unidentified mother of twins was photographed at the Thanksgiving Point Deli in Lehi, Utah, in September apparently toilet-training her toddlers at a table. Another patron witnessed the mother's bringing in what at first glance looked like booster seats, but then the mom undid the kids' jumpsuits and placed them on the potties. A spokesperson for the deli (located 10 miles south of Salt Lake City) said the incident was over by the time it was reported to her, but the witness put a photo on the Internet (picked up by TV stations) so that millions of people could disapprove of the mother's parenting.

■ In a lower-level Norwegian soccer league match in May, player Talat Abunima was ejected for arguing with a referee who had just given him the benefit of a penalty. He was not fouled, he insisted. "(I) tripped over my own feet," he said later. "It was unbelievably clumsy of me and ... I felt I had to speak out." The referee first warned Abunima (a yellow card) for complaining and finally red-carded him, telling a local newspaper afterward, "It was a clear penalty. The player got it all wrong. I don't think the players know the rules properly."

TODAY IN HISTORY

1939 – Nazi Germany and the Soviet Union agree on a division of Poland after their invasion during World War II.

1939 – Warsaw surrenders to Nazi Germany during World War II.

1944 – Soviet Army troops liberate Klooga concentration camp in Klooga, Estonia.

1950 – Indonesia joins the United Nations.

1951 – CBS makes the first color televisions available for sale to the general public, but the product is discontinued less than a month later.

WORD UP!

austral
**\ AW-struhl ** , adjective;
1. Southern.
2. (Initial capital letter) Australian.

Santa Monica Daily Press

Classifieds

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