

In compliance with the Americans with Disabilities Act, if special assistance is needed to participate in this meeting, please contact the City Clerk's office at (310) 618-2780. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28CFR35.102-35.104 ADA Title II]

The Airport Noise Hearing Board conducts public hearings on matters related to airport noise and airport codes. Meetings are held monthly on the second and fourth Thursday at 2:00 p.m. A limited number of meeting agenda copies will be made available during the Airport Noise Hearing Board meeting. All meetings are open to the public. Agendas, staff reports, and minutes are available for review on the City webpage at [Airport Noise Hearing Board | City of Torrance \(torranceca.gov\)](https://www.torranceca.gov/airport-noise-hearing-board)

Direct questions or concerns to the Commission Liaison at (310) 618-5912, or individual department head prior to submission to the Commission. Parties will be notified if the complaint will be included on a subsequent agenda.

Members of the public may provide comments related to any items on the meeting agenda. Oral comments are limited to one minute per speaker for items on the agenda and limited to one minute per speaker for items not on the agenda. Everyone interested in speaking on an agenda item will be heard at the meeting. Speakers are asked to come forward to the podium, speak clearly, and provide their name and address for the record. Meetings are audio recorded. If presenting handout material to the Airport Noise Hearing Board, please provide 10 color copies to staff before speaking.

Written comments may be submitted via email to Noiseabatement@torranceca.gov. Written comments may also be delivered by mail or submitted in-person to the Permit Center (Environmental Counter) in the Community Development Department located at the above referenced address, open 8:00am to 5:00pm, Monday through Thursday, open alternate Fridays. Comments must include in the subject line "Public Comment" and the record number. Comments must be pertinent to the agenda item and must not include personal remarks. All personal signatures, personal addresses, personal telephone numbers and personal email addresses must be omitted or will be redacted. Repetitive comments and/or duplicate copies of petitions and flyers are neither necessary nor helpful.

Comments that are submitted no later than 5:00pm on Wednesday the day before the Airport Noise Hearing Board meeting will be included as a supplemental agenda item and will be posted on the City webpage no later than 2:00pm on Thursday the day of the meeting. A copy of the supplemental agenda item will be available at the back of the Commission room. Comments that are submitted in writing after 5:00pm on Wednesday the day before the Airport Noise Hearing Board meeting will be filed with the public record.

**AIRPORT NOISE HEARING BOARD AGENDA
SEPTEMBER 12, 2024
REGULAR MEETING
2:00-4:00 P.M. IN WEST ANNEX COMMISSION MEETING ROOM
AT 3031 TORRANCE BOULEVARD
TORRANCE, CA 90503**

AIRPORT NOISE HEARING BOARD

1. CALL MEETING TO ORDER

ROLL CALL: Hearing Board members: Daily, George, Navarro, Plumb, Yermakov, and Chair Reyes

2. FLAG SALUTE

Member Cohen

3. REPORT OF THE STAFF ON THE POSTING OF THE AGENDA

The agenda was posted on the Public Notice Board at 3031 Torrance Bl. and on the City's Website on Thursday, September 5, 2024.

4. ANNOUNCEMENT OF WITHDRAWN, DEFERRED, AND/OR SUPPLEMENTAL ITEMS

5. ORAL COMMUNICATIONS (Limited to a 15-minute period)

This portion of the meeting is reserved for comments on items on the Consent Calendar or not on the agenda. Under the Ralph M. Brown Act, the Board cannot act on items raised during public comment but may respond briefly to statements

made or questions posed; request clarification; or refer the item to staff. **No longer than 1 minute per speaker.** If presenting handout material to the Board, please provide 10 copies to staff before speaking.

6. CONSENT CALENDAR

Matters listed under the Consent Calendar are considered routine and will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, that item will be removed by a Board member from the Consent Calendar and considered separately.

6A. Approve Hearing Board Minutes: August 22, 2024

7. ADMINISTRATIVE MATTERS

NONE

8. HEARINGS

8A. CONSIDERATION OF THE ALLEGED VIOLATION BY PILOT MUSTANG SALLY LLC AND AIRCRAFT N562AF - PILOT MUSTANG SALLY AVIATION LLC WHILE PILOTING AIRCRAFT N562AF, VIOLATION OF PROHIBITED OPERATIONS (TMC 51.5.5), ON JULY 25, 2024, AND ADOPTION OF FACTS AND FINDINGS FOR PILOT MUSTANG SALLY LLC.

8B. CONSIDERATION OF THE ALLEGED TOUCH AND GO VIOLATION BY PILOT MUSTANG SALLY AVIATION LLC AND AIRCRAFT N2302Y - PILOT MUSTANG SALLY AVIATION LLC WHILE PILOTING AIRCRAFT N2302Y, VIOLATION OF PROHIBITED OPERATIONS (TMC 51.5.5), ON JULY 29, 2024, AND ADOPTION OF FACTS AND FINDINGS FOR PILOT MUSTANG SALLY LLC.

8C. CONSIDERATION OF THE ALLEGED TOUCH AND GO VIOLATION BY PILOT AMVAL LLC AND AIRCRAFT N306EF - PILOT AMVAL LLC WHILE PILOTING AIRCRAFT N306EF, VIOLATION OF PROHIBITED OPERATIONS (TMC 51.5.5), ON JULY 29, 2024, AND ADOPTION OF FACTS AND FINDINGS FOR PILOT AMVAL LLC.

9. ADJOURNMENT

9A. Adjournment of Airport Noise Hearing Board Meeting to Thursday, September 26, 2024, at 2:00 p.m. in the Commission Meeting Room.

**MINUTES OF A REGULAR MEETING OF THE
TORRANCE AIRPORT NOISE HEARING BOARD**

1. CALL MEETING TO ORDER

The Torrance Airport Noise Hearing Board convened in a regular session at 2:00 p.m. on Thursday, August 22, 2024, in the West Annex Meeting Room.

ROLL CALL

Present: Cohen, Lee, Navarro, Plumb, Yermakov

Absent: Dailey, Reyes

Also Present: Environmental Quality Officer Joe Zev, Supervising Senior Environmental Quality Officer Nora Duncan, and Community Development Director Michelle Ramirez

Supervising Senior Environmental Quality Officer Nora Duncan announced that Board Member Dailey requested an excused absence.

MOTION: Board Member Lee moved to excuse the absence of Board Member Dailey. Board Member Cohen seconded the motion; a roll call vote reflected 5-0 approval (Board Members Dailey and Reyes absent).

2. FLAG SALUTE

Board Member Lee led the Pledge of Allegiance.

3. REPORT OF THE STAFF ON THE POSTING OF THE AGENDA

Supervising Senior Environmental Quality Officer Nora Duncan reported that the agenda was posted on the Public Notice Board at 3031 Torrance Boulevard and on the City's Website on Friday, August 16, 2024.

4. ANNOUNCEMENT OF WITHDRAWN, DEFERRED, AND/OR SUPPLEMENTAL ITEMS

None.

5. ORAL COMMUNICATIONS (Limited to a 15-minute period)

A member of the public spoke requesting the volume of the microphones be adjusted higher. This member also requested that audio listening devices be provided at the next meeting.

6. CONSENT CALENDAR

6A. APPROVAL OF MINUTES: JULY 25, 2024

MOTION: Board Member Lee moved to approve the meeting minutes from July 25, 2024. Board Member Navarro seconded the motion; a roll call vote reflected 5-0 approval (Board Members Dailey and Reyes absent).

7. **ADMINISTRATIVE MATTERS**

None.

8. **HEARINGS**

8A. **CONSIDERATION OF THE ALLEGED VIOLATION BY PILOT FALCON FLIGHT LLC AND AIRCRAFT N7030B - PILOT FALCON FLIGHT LLC WHILE PILOTING AIRCRAFT N7030B, VIOLATION OF PROHIBITED OPERATIONS ON SATURDAYS (TMC 51.5.7), ON JULY 20, 2024, AND ADOPTION OF FACTS AND FINDINGS FOR PILOT FALCON FLIGHT LLC.**

Supervising Senior Environmental Quality Officer Nora Duncan introduced the item to the Airport Hearing Noise Board. She read from the report including information on the pilot's violation of Torrance Municipal Code (TMC) 51.5.7, Prohibited Operations, which occurred on July 20, 2024.

No members of the public spoke.

Board Member Cohen asked if it was possible to do a closed traffic training operation without a low approach.

Supervising Senior Environmental Quality Officer Nora Duncan responded to Board member Cohen's question in the negative.

Board Member Cohen asked if by doing a closed traffic training operation the pilot would be in violation of the code outside the permitted hours.

Supervising Senior Environmental Quality Officer Nora Duncan responded to Board member Cohen's question in the affirmative.

Board Member Cohen asked whether the tower was associated with the City and charged with enforcing city rules.

Supervising Senior Environmental Quality Officer Nora Duncan responded to Board member Cohen's question and explained that the employees do not work for the City but for FAA and do not enforce the city codes.

Board Member Cohen asked whether the FAA Tower personnel were aware of the Torrance Municipal code rules.

Supervising Senior Environmental Quality Officer Nora Duncan responded to Board member Cohen's question by replying in the affirmative.

Board Member Cohen asked whether the FAA Tower personnel were required to enforce Torrance Municipal code rules.

Supervising Senior Environmental Quality Officer Nora Duncan responded to Board member Cohen's question in the negative.

MOTION: Board Member Cohen moved to render a finding of guilt for Aircraft N7030B, piloted by Falcon Flight LLC for the violation of Torrance Municipal Code (TMC) 51.5.7, Prohibited Operations, that occurred on July 20, 2024. Board Member Lee seconded the motion; a roll call vote reflected 5-0 approval (Board Members Dailey and Reyes absent).

MOTION: Board Member Lee moved to adopt the Findings of Fact and Conclusions of Law for pilot Falcon Flight LLC for the violation of Torrance Municipal Code (TMC) 51.5.7, Prohibited Operations, that occurred on July 20, 2024. Board Member Navarro seconded the motion; a roll call vote reflected 5-0 approval (Board Members Dailey and Reyes absent).

8B. CONSIDERATION OF THE ALLEGED TOUCH AND GO VIOLATION BY PILOT LIBRA AIR INC AND AIRCRAFT N308EF - PILOT LIBRA AIR INC WHILE PILOTING AIRCRAFT N308EF, VIOLATION OF PROHIBITED OPERATIONS (TMC 51.5.5), ON JULY 22, 2024, AND ADOPTION OF FACTS AND FINDINGS FOR PILOT LIBRA AIR INC.

Supervising Senior Environmental Quality Officer Nora Duncan introduced the item to the Airport Hearing Noise Board. She read from the report including information on the pilot's violation of Torrance Municipal Code (TMC) 51.5.5, Prohibited Operations, which occurred on July 22, 2024.

No members of the public spoke.

Board Member Cohen asked if there was a request for the touch and go that was not on the transcript and asked if the FAA Tower Personnel would direct a pilot to perform a touch and go operation without the request.

Supervising Senior Environmental Quality Officer Nora Duncan responded to Board member Cohen's question explaining that the initial request was obscured by another transmission, that the Tower cleared the operation, and the Tower would not clear the operation without the request.

Board Member Cohen asked if the FAA Tower personnel would clear a touch and go without a request from the pilot.

Supervising Senior Environmental Quality Officer Nora Duncan responded to Board member Cohen's question by replying in the negative.

Board Member Plumb asked if the FAA Tower personnel directed the maneuver, is that only allowable .

Community Development Director Michelle Ramirez responded to Board Member Plumb's question and explained the request would come from the pilot and be up to the Tower to allow. She further explained that the Tower would only direct if it was an emergency.

Board Member Cohen asked to clarify, whether the Tower was charged with enforcing City rules.

Community Development Director Michelle Ramirez explained that the City has been made aware by the FAA that they will not be enforcing the City's codes.

MOTION: Board Member Cohen moved to render a finding of guilt for Aircraft N308EF, piloted by Libra Air Inc for the violation of Torrance Municipal Code (TMC) 51.5.5, Prohibited Operations, that occurred on July 22, 2024. Board Member Navarro seconded the motion; a roll call vote reflected 5-0 approval (Board Members Dailey and Reyes absent).

MOTION: Board Member Lee moved to adopt the Findings of Fact and Conclusions of Law for pilot Libra Air Inc for the violation of Torrance Municipal Code (TMC) 51.5.5, Prohibited Operations, that occurred on July 22, 2024. Board Member Plumb seconded the motion; a roll call vote reflected 5-0 approval (Board Members Dailey and Reyes absent).

9. ADJOURNMENT

MOTION: At 2:24 p.m., Board Member Cohen moved to adjourn the meeting to Thursday, September 12, 2024, at 2:00 p.m. in the Commission Meeting Room. Board Member Plumb seconded the motion; a roll call vote reflected 5-0 approval (Board Members Dailey and Reyes absent).

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PUBLIC HEARING

Honorable Chairperson and
Members of the Airport Noise Hearing Board
West Annex, City Hall
Torrance, California

Members of the Airport Noise Hearing Board:

**SUBJECT: Consideration of the Alleged Prohibited Operations Violation by Aircraft
N562AF**

RECOMMENDATION

Recommendation of the Torrance Airport Noise Abatement Office that the Airport Noise Hearing Board render a finding of guilt for Aircraft N562AF and owner/pilot MUSTANG SALLY AVIATION LLC. for the violation of Torrance Municipal Code (TMC) 51.5.5, Prohibited Operations, that occurred on July 25, 2024.

BACKGROUND

Section 51.5.5 of the Torrance Municipal Code (TMC) establishes no stop and go and touch and go operations shall be permitted on the Torrance Airport (TOA).

(See Attachment A for TMC section.)

VIOLATION

This hearing is convened to consider a violation of the Torrance Municipal Code by aircraft N562AF, Serial # 172S9555, a CESSNA Aircraft, and owner/pilot MUSTANG SALLY AVIATION LLC.

- Date of Violation: 7/25/2024.
- Operation: Touch and go, Prohibited Operations
- Violation of Torrance Municipal Code 51.5.5

(See Attachment B for Enforcement Report and Radar capture)

On July 25, 2024, at 9:51 AM, aircraft N562AF was cleared for a landing by Tower 1 on runway 29 right. The pilot confirmed the runway and requested a touch and go operation and departure to the Southeast. The radar images appear to show the aircraft performing a touch and go operation. The Noise Abatement recordings revealed no indication from the pilot that an emergency or other flight difficulty existed.

(See attachment C for transcript of communication between Tower 1 and the pilot.)

On July 31, 2024, the Pilot/Owner was notified of the Noise Hearing Board date to consider the violation of September 12, 2024.

On September 4, 2024, there has been no contact from the pilot/owner Mustang Sally Aviation LLC.

(See attachment D for Notices and correspondence between Pilot/Owner and the Noise Abatement Office.)

HEARING BOARD HISTORY

There are no previous Airport Noise Hearing Boards for violations of the Torrance Municipal code, by Aircraft N562AF, Serial #172S9555, and Pilot/Owner MUSTANG SALLY AVIATION LLC.

EXCEEDANCE HISTORY

Aircraft N562AF has no record of previous violations and owner/pilot Mustang Sally Aviation LLC has no record of previous violations. The Noise Abatement office has no record of change of ownership during this time.

TEST HISTORY

The pilot and aircraft have no history of noise tests.

TORRANCE NOISE OFFICE RECOMMENDATION

Based on the evidence presented we recommend that aircraft Diamond Aircraft N562AF, serial #172S9555, be found in violation of Torrance Municipal Code section 51.5.5 on July 25, 2024 and that the pilot, MUSTANG SALLY AVIATION LLC, who was the pilot of CESSNA Aircraft N562AF Serial #172S9555, when the aircraft did violate the prohibited operations set forth in Torrance Municipal Code section 51.5.5, also be found guilty of violating that section of the Torrance Municipal Code.

(See attachment E for Findings of Fact and Conclusions of Law)

Respectfully submitted,



Nora Duncan
Senior Environmental Quality Officer

Attachments:

- A. Torrance Municipal Code Section 51.5.5.
- B. Enforcement Report of Noise Violation and Computer Printout Showing Violation.
- C. Transcription of Recording of FAA Tower and Pilot Conversations, and ATIS.
- D. Notice of Pending Hearing Board, Notice to Appear and Correspondence.
- E. Findings of Fact and Conclusions of Law

51.5.5 PROHIBITED OPERATIONS

ATTACHMENT A

No touch and go operation or stop and go operation shall be permitted at the Airport.

Torrance Municipal Airport (Zamperini Field)
NOISE ABATEMENT CENTER
ENFORCEMENT REPORT

AIRCRAFT/OWNER INFORMATION

Tail Number: **N562AF** Serial No. **172S9555**

Aircraft Make: **CESSNA** Model: **172S** Year:

Owner's Name: **MUSTANG SALLY AVIATION LLC** Address: **[REDACTED]** Telephone:

Pilot's Name: Address: Telephone:

Lessee: Address: Telephone:

DETAILS OF VIOLATION

Date and Time: **7/25/2024 9:51** Violation: **TRAINING** RMT No.: MAX dB(A):

SENEL dB(A): Duration:

Operation & Runway

Touch and Go 29R

Letter Type: **Notice to Apperar** Date Mailed: **7/31/2024** Type Delivery: **Standard and Certified** Return Receipt No.:

Response received: Date: Method: Respondant Name:

Comments: **Sent to pilot/owner and received no response.**

WEATHER CONDITIONS:

Wind Speed: 7 mph Direction: WSW Temp: 70 Rel. Humidity: 76.0%

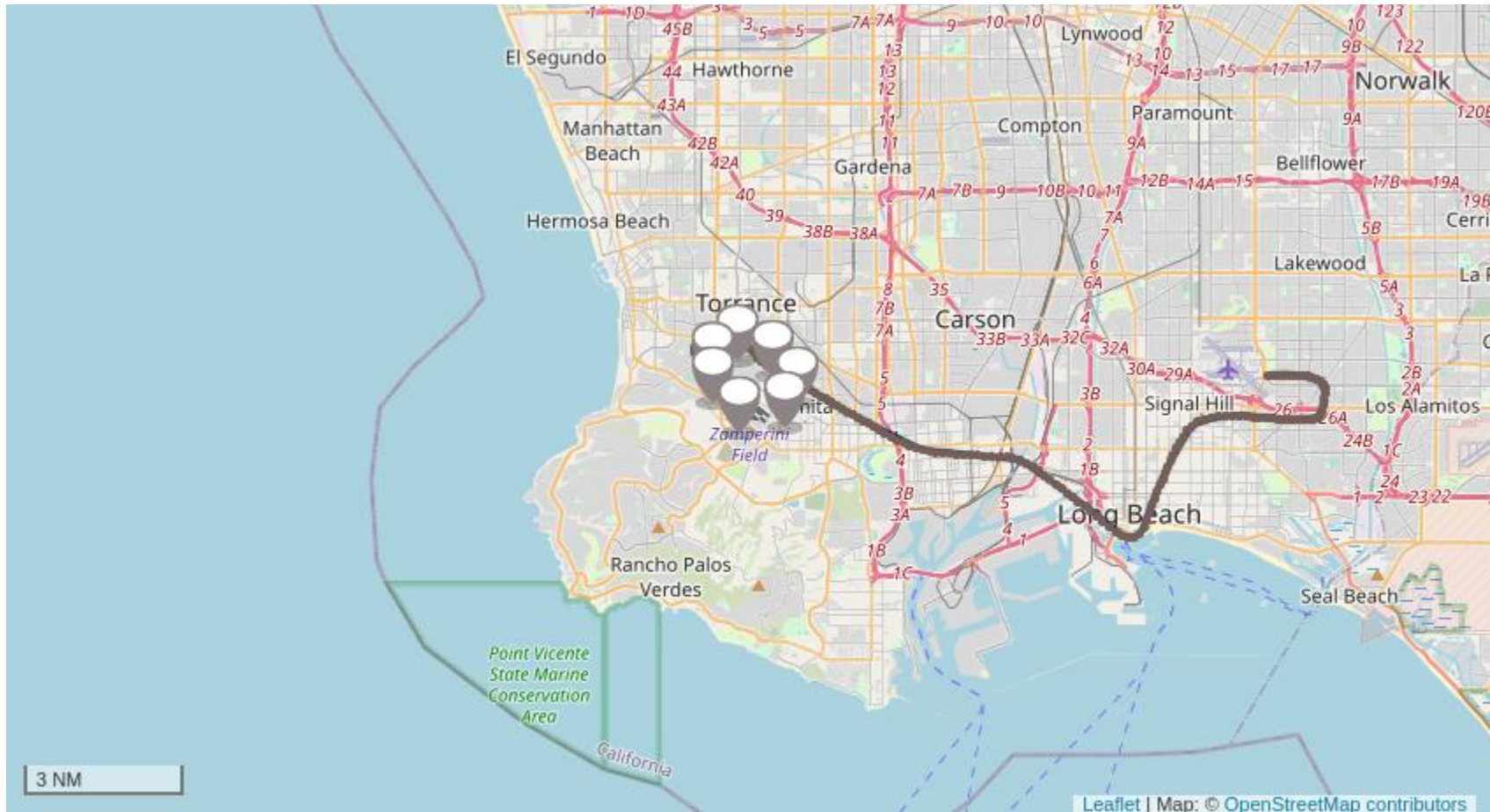
Dew Point: 64 F Ceiling: Visibility: 6 Miles IFR/VFR Operation: VFR

VIOLATION SUMMARY:

While training at Torrance Airport, pilot performed Touch and Go operation.

EQO NAME: J. Zev SIGNATURE: _____ DATE: 9/05/24

Aircraft N562AF July 25, 2024 – 9:51 AM



**NOISE ABATEMENT EDITED TAPE TRANSCRIPTION FOR
AIRCRAFT N562AF FOR THE DATE OF JULY 25, 2024**

<u>TIME</u>	<u>SPEAKER</u>	<u>FREQUENCY</u>	<u>CONVERSATION</u>
09:46:06	Pilot N562AF	133.075	“Torrance tower, this is 562 Alpha Fox with you on the localizer. 29 right.”
09:46:11	Tower 1	133.075	“562 Alpha Foxtrot Torrance tower, runway 29 right, clear to land.”
09:46:21	Pilot N562AF	133.075	“29 right clear to land, and, uh, if able, can we get a touch and go and then a departure to the southeast. 2 Alpha Fox.”
09:46:29	Tower 1	133.075	“2 Alpha Foxtrot runway 29 right clear touch and go, on the go, right down wind approved.”
09:46:34	Pilot N562AF	133.075	“Uh, 29 on the go, southeast approved, Alpha Fox.”
09:51:22	Tower 1	133.075	“2 Alpha Foxtrot, did you want to go back to Socal. Say next destination.”
09:51:24	Pilot N562AF	133.075	“Ah, we’re just going to head, trying to go back to Long Beach, we’re go get the ATIS. Long Beach, 2 Alpha Fox.”
09:51:35	Tower 1	133.075	“2 Alpha Foxtrot, Roger that. In the downwind, frequency approved.”

**NOISE ABATEMENT TAPE TRANSCRIPTION OF AIRPORT TERMINAL
INFORMATION SERVICE (ATIS) FOR JULY 25, 2024, AT 09:51 HOURS LOCAL**

“Torrance Airport Information Bravo, 1554 Zulu: Wind 290 at 5, visibility 1-0, few clouds at three hundred, temperature 21, dew point 1.7, altimeter 3005. Remarks stratus West. ILS Runway 29 Right approach in use, landing and departing Runways 29. Torrance Tower Frequency 133.07. NOTAMS, multiple airport lighting systems out of service check NOTAMS for more information. Use caution for bird activity on or in vicinity of the airport. Use caution for work in progress adjacent all runways and taxiways. Hazardous weather information for California coastal waters available on Flight service frequencies. All aircraft read back hold short instructions and runway assignment with call sign. Advise on initial contact you have Bravo.”



CITY OF TORRANCE

COMMUNITY DEVELOPMENT DEPARTMENT

MICHELLE G. RAMIREZ
COMMUNITY DEVELOPMENT
DIRECTOR

July 31, 2024

MUSTANG SALLY AVIATION LLC
[REDACTED]

NOTICE TO APPEAR

Airport Noise Administrative Hearing Board

ON SEPTEMBER 12, 2024, AT 2:00 P.M. IN THE WEST ANNEX MEETING ROOM, TORRANCE CITY HALL, 3031 TORRANCE BOULEVARD, TORRANCE, CALIFORNIA.

This notice is a NOTICE for you to appear before an Administrative Hearing Board on September 12, 2024, at 2:00 P.M. in the West Annex Meeting Room, as provided in Section 51.7.9 of the Torrance Municipal Code to adjudicate responsibility for an alleged Prohibited Operations violation which occurred on July 25, 2024, at 9:51 A.M. The owner/pilot is identified as Mustang Salley Aviation and the aircraft identified as N562AF. **Torrance Municipal Code Section 51.5.5 – no touch and go operation or stop and go operation shall be permitted at the Airport.** The Touch and go or stop and go was initiated at 09:51 following departure from runway 29R.

Because the Hearing Board in adjudicating responsibility may find either the aircraft or the pilot or both to have violated Torrance Municipal Code(s), the owner and pilot are to be accorded due process of law including the right to be represented by counsel, to be apprised of the nature of the charge, to examine witnesses, and to appeal the decision of the Hearing Board to the City Council.

Torrance Municipal Code Section 46.8.12 states that for pilot culpability, the owner is presumed to be the pilot, except that where the aircraft is leased, the lessee shall be presumed to be the pilot. Such presumption may be rebutted only if the owner or lessee identifies to Noise Abatement staff the person who was, in fact, the pilot at the time of the asserted violation. Therefore, if you owned or leased the aircraft but were not the pilot in command at the date and time of the noise violation shown above, immediately upon receipt of this notice, inform this office, the name and address of the pilot in command of the aircraft at the time of the above alleged violation.

Also, the owner and pilot are to bring all documents and presentation materials pertinent to the violation to the Hearing Board. Please bring 7 copies of all documents and presentation materials so that each Hearing Board member and staff can have copies to review. *Be advised, that if the owner and/or pilot chooses not to attend or send a representative with pertinent information to the hearing, the hearing will proceed as scheduled unless other arrangements have been made prior the Hearing date.*

According to Council Rules of Order Section 7.7, if you decide to appeal to the City Council, the decision on appeal is based on the administrative record. This means that no new evidence will be presented at the appeal hearing unless good cause is shown.

If you have any questions regarding this matter, please feel free to contact Nora Duncan at (310) 618-5912 or via email at NDuncan@TorranceCA.GOV.

Sincerely,

Joe Zev, Environmental Quality Officer
Regular Mail and CERTIFIED MAIL #

9171 9690 0935 0307 1936 55

**AIRPORT NOISE ADMINISTRATIVE HEARING BOARD
OF THE CITY OF TORRANCE**

IN THE MATTER OF THE)	
AIRPORT NOISE HEARING)	
)	FINDINGS OF FACT AND
)	CONCLUSIONS OF LAW
AIRCRAFT NOISE VIOLATION)	
OF AIRCRAFT N562AF)	
)	
_____)	

WHEREAS, Torrance Municipal Code Section 51.5.5 provides that no touch and go or stop and go operations shall be permitted at the Torrance Municipal Airport; and

WHEREAS, Torrance Municipal Code Section 51.7.2 provides that except in emergencies, any person with three or more cumulative violations of the aircraft ordinances within a three-year period shall be denied the right to land, take off, lease, rent or use space for aircraft at the Torrance Municipal Airport for a period of three years; and

WHEREAS, Torrance Municipal Code Section 46.8.12 provides that the beneficial owner of an aircraft shall be presumed to be the pilot unless the owner identifies the person who was in fact the pilot at the time of the violation; and

WHEREAS the Community Development Department, Neighborhood Services Division requested the Airport Noise Administrative Hearing Board to conduct a hearing as to an alleged violation of the prohibited operations by aircraft Cessna N562AF occurring on July 25, 2024; and

WHEREAS, the Airport Noise Administrative Hearing Board held a hearing on the alleged violation on September 12, 2024.

NOW, THEREFORE, the Airport Noise Administrative Hearing Board makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

FIRST FINDING OF FACT

That aircraft Cessna N562AF performed touch and go operations at Torrance Municipal Airport on July 25, 2024, at 9:51 A.M.

SECOND FINDING OF FACT

That on July 25, 2024, at 9:51 A.M., the pilot of aircraft Cessna N562AF was Mustang Sally Aviation LLC.

CONCLUSIONS OF LAW

FIRST CONCLUSION OF LAW

That aircraft Cessna N562AF was in violation of Torrance Municipal Code Section 51.5.5 on July 25, 2024.

SECOND CONCLUSION OF LAW

That Mustang Sally Aviation LLC was the pilot of Cessna N562AF when the aircraft performed touch and go operations which are prohibited as set forth in Torrance Municipal Code Section 51.5.5 and thereby, violated the Torrance Municipal Code.

DATED: _____

Art Reyes
Chairperson
Airport Noise Administrative Hearing Board

PUBLIC HEARING

Honorable Chairperson and
Members of the Airport Noise Hearing Board
West Annex, City Hall
Torrance, California

Members of the Airport Noise Hearing Board:

SUBJECT: Consideration of the Alleged Prohibited Operations Violation by Aircraft
N2302Y

RECOMMENDATION

Recommendation of the Torrance Airport Noise Abatement Office that the Airport Noise Hearing Board render a finding of guilt for Aircraft N2302Y, piloted by Mustang Sally Aviation LLC. for the violation of Torrance Municipal Code (TMC) 51.5.5, Prohibited Operations, that occurred on July 29, 2024.

BACKGROUND

Section 51.5.5 of the Torrance Municipal Code (TMC) establishes no stop and go and touch and go operations shall be permitted on the Torrance Airport (TOA).

(See Attachment A for TMC section.)

VIOLATION

This hearing is convened to reconsider a violation of the Torrance Municipal Code by aircraft N2302Y, Serial #172S9973, a Cessna, owned and piloted by Mustang Sally Aviation LLC.

- Date of Violation: 7/29/2024.
- Operation: Touch and go, Prohibited Operations
- Violation of Torrance Municipal Code 51.5.5

(See Attachment B for Enforcement Report)

On July 29, 2024, at 3:25 PM, pilot in command of aircraft N2302Y requested a touch and go on runway 29 right. Torrance tower personnel confirmed the runway and touch and go operation. The Noise Abatement recordings revealed no indication from the pilot that an emergency or other flight difficulty existed.

(See attachment C for transcript of communication between Tower 1 and the pilot.)

On July 31, 2024, the Pilot/Owner was notified of the Noise Hearing Board date to reconsider the violation of September 12, 2024.

On September 4, 2024, there has been no contact from the pilot/owner Mustang Sally Aviation, LLC.

(See attachment D for Notices and correspondence between Pilot/Owner and the Noise Abatement Office.)

HEARING BOARD HISTORY

There are no previous Airport Noise Hearing Boards for violations of the Torrance Municipal code, by Aircraft N2302Y, Serial #172S9973 and Pilot/Owner Mustang Sally Aviation LLC.

EXCEEDANCE HISTORY

Aircraft N2302Y has no record of previous violations. The Noise Abatement office has no record of change of ownership during this time.

TEST HISTORY

The pilot and aircraft have no history of noise tests.

TORRANCE NOISE OFFICE RECOMMENDATION

Based on the evidence presented we recommend that aircraft Cessna N2302Y, serial #172S9973, be found in violation of Torrance Municipal Code section 51.5.5 on July 29, 2024 and that the pilot, Mustang Sally Aviation LLC., who was the pilot of Cessna N2302Y Serial # 172S9973, when the aircraft did violate the prohibited operations set forth in Torrance Municipal Code section 51.5.5, also be found guilty of violating that section of the Torrance Municipal Code.

(See attachment E for Findings of Fact and Conclusions of Law)

Respectfully submitted,



Nora Duncan
Senior Environmental Quality Officer

Attachments:

- A. Torrance Municipal Code Section 51.5.5.
- B. Enforcement Report of Noise Violation.
- C. Transcription of Recording of FAA Tower and Pilot Conversations, and ATIS.
- D. Notice of Pending Hearing Board, Notice to Appear and Correspondence.
- E. Findings of Fact and Conclusions of Law

51.5.5 PROHIBITED OPERATIONS

No touch and go operation or stop and go operation shall be permitted at the Airport.

Torrance Municipal Airport (Zamperini Field)
**NOISE ABATEMENT CENTER
 ENFORCEMENT REPORT**

AIRCRAFT/OWNER INFORMATION

Tail Number: N2302Y Serial No. 172S9973

Aircraft Make: **Cessna** Model: **172S** Year: **2005**

Owner's Name: **Mustang Sally Aviation LLC** Address: [REDACTED] Telephone:

Pilot's Name: Address: Telephone:

Lessee: Address: Telephone:

DETAILS OF VIOLATION

Date and Time: **7/29/2024 15:25** Violation: **TRAINING** RMT No.: MAX dB(A):

SENEL dB(A): Duration:

Operation & Runway Touch & Go on runway 2.9 Right

Letter Type: **Notice to Appear** Date Mailed: **7/31/2024** Type Delivery: **Std & Cert Mail** Return Receipt No.:

Response received: Date: Method: Respondant Name:

Comments: Aircraft N2302Y coming into Torrance airspace requesting a landing. Tower personell advised they were clear to land on runway 29 right. Pilot confirmed landing and requested a touch & go on the right with a departure to the South. Touch & go operations are prohibited at Torrancee airport. Notice sent to owner of record.

WEATHER CONDITIONS:

Wind Speed: **14 mph** Direction: **West** Temp: **70° F** Rel. Humidity: **65%**

Dew Point: **57° F** Ceiling: Visibility: **15 miles** IFR/VFR Operation: **VFR**

VIOLATION SUMMARY:

Pilot conducted touch & go operations. Touch and go operations are prohibited at Torrance airport.

EQO NAME: Nora Duncan SIGNATURE:  DATE: 9/5/2024

**NOISE ABATEMENT EDITED TAPE TRANSCRIPTION FOR
AIRCRAFT N2302Y FOR THE DATE OF JULY 29, 2024**

<u>TIME</u>	<u>SPEAKER</u>	<u>FREQUENCY</u>	<u>CONVERSATION</u>
15:24:59	Pilot N308EF	133.075	“Torrance tower 2302 Yankee, with you on the ILS, 29 Right.”
15:25:06	Tower 1	133.075	“Cessna 2302Yankee, Torrance tower runway 29 Right clear to land, you’ll be number 2 behind a Cessna in the North pattern.”
15:25:15	Pilot N308EF	133.075	“29 Right clear to land number 2, ah, requesting touch and go and depart to the Southeast. 2 Yankee”
15:25:24	Tower 1	133.075	“Cessna 02 Yankee, roger, runway 29 Right, clear touch and go, on the go, right downwind approved.”
15:25:31	Pilot N308EF	133.075	“Right downwind approved. 29 Right clear touch and go. 2 Yankee.”

**NOISE ABATEMENT TAPE TRANSCRIPTION OF AIRPORT TERMINAL
INFORMATION SERVICE (ATIS) FOR July 29, 2024, AT 14:47:04 HOURS LOCAL**

Torrance airport information Juliet 2047 Zulu, wind 280 at 15 visibility 1-0 skies clear, temperature 22. Dewpoint 1-5, altimeter 2907 ILS runway 29 right approach in use, landing and departing runways 2 niner. NOTAMS Runway 29 Left taxi out of service. Taxiway alpha, bravo, Charlie, delta, echo, foxtrot, gulf, hotel out for service. Torrance Tower split frequency North Tower 133.07 and South tower frequency 124.0. Use caution for bird activity on or in the vicinity of the airport. Use caution work in progress on runways and taxiways. Hazardous weather information for California coastal available on Flight service frequencies. All aircraft readback hold short instructions, runway assignment with your call sign. Advise on initial contact you have information Juliet.



CITY OF TORRANCE

COMMUNITY DEVELOPMENT DEPARTMENT

MICHELLE G. RAMIREZ
COMMUNITY DEVELOPMENT
DIRECTOR

July 31, 2024

MUSTANG SALLY AVIATION LLC
[REDACTED]

NOTICE TO APPEAR

Airport Noise Administrative Hearing Board

ON SEPTEMBER 12, 2024, AT 2:00 P.M. IN THE WEST ANNEX MEETING ROOM, TORRANCE CITY HALL, 3031 TORRANCE BOULEVARD, TORRANCE, CALIFORNIA.

This notice is a NOTICE for you to appear before an Administrative Hearing Board on September 12, 2024, at 2:00 P.M. in the West Annex Meeting Room, as provided in Section 51.7.9 of the Torrance Municipal Code to adjudicate responsibility for an alleged Prohibited Operations violation which occurred on July 29, 2024, at 3:25 P.M. The owner/pilot is identified as Mustang Salley Aviation and the aircraft identified as N2302Y. **Torrance Municipal Code Section 51.5.5 – no touch and go operation or stop and go operation shall be permitted at the Airport.** The Touch and go or stop and go was initiated at 15:25 following departure from runway 29R.

Because the Hearing Board in adjudicating responsibility may find either the aircraft or the pilot or both to have violated Torrance Municipal Code(s), the owner and pilot are to be accorded due process of law including the right to be represented by counsel, to be apprised of the nature of the charge, to examine witnesses, and to appeal the decision of the Hearing Board to the City Council.

Torrance Municipal Code Section 46.8.12 states that for pilot culpability, the owner is presumed to be the pilot, except that where the aircraft is leased, the lessee shall be presumed to be the pilot. Such presumption may be rebutted only if the owner or lessee identifies to Noise Abatement staff the person who was, in fact, the pilot at the time of the asserted violation. Therefore, if you owned or leased the aircraft but were not the pilot in command at the date and time of the noise violation shown above, immediately upon receipt of this notice, inform this office, the name and address of the pilot in command of the aircraft at the time of the above alleged violation.

Also, the owner and pilot are to bring all documents and presentation materials pertinent to the violation to the Hearing Board. Please bring 7 copies of all documents and presentation materials so that each Hearing Board member and staff can have copies to review. *Be advised, that if the owner and/or pilot chooses not to attend or send a representative with pertinent information to the hearing, the hearing will proceed as scheduled unless other arrangements have been made prior the Hearing date.*

According to Council Rules of Order Section 7.7, if you decide to appeal to the City Council, the decision on appeal is based on the administrative record. This means that no new evidence will be presented at the appeal hearing unless good cause is shown.

If you have any questions regarding this matter, please feel free to contact Nora Duncan at (310) 618-5912 or via email at NDuncan@TorranceCA.GOV.

Sincerely,

Joe Zev, Environmental Quality Officer
Regular Mail and CERTIFIED MAIL #

9171 9690 0935 0307 1933 96

**AIRPORT NOISE ADMINISTRATIVE HEARING BOARD
OF THE CITY OF TORRANCE**

IN THE MATTER OF THE)	
AIRPORT NOISE HEARING)	
)	FINDINGS OF FACT AND
)	CONCLUSIONS OF LAW
AIRCRAFT NOISE VIOLATION)	
OF AIRCRAFT N2302Y)	
)	
_____)	

WHEREAS, Torrance Municipal Code Section 51.5.5 provides that no touch and go or stop and go operations shall be permitted at the Torrance Municipal Airport; and

WHEREAS, Torrance Municipal Code Section 51.7.2 provides that except in emergencies, any person with three or more cumulative violations of the aircraft ordinances within a three-year period shall be denied the right to land, take off, lease, rent or use space for aircraft at the Torrance Municipal Airport for a period of three years; and

WHEREAS, Torrance Municipal Code Section 46.8.12 provides that the beneficial owner of an aircraft shall be presumed to be the pilot unless the owner identifies the person who was in fact the pilot at the time of the violation; and

WHEREAS the Community Development Department, Neighborhood Services Division requested the Airport Noise Administrative Hearing Board to conduct a hearing as to an alleged violation of the prohibited operations by aircraft Cessna N2302Y occurring on July 29, 2024; and

WHEREAS, the Airport Noise Administrative Hearing Board held a hearing on the alleged violation on September 12, 2024.

NOW, THEREFORE, the Airport Noise Administrative Hearing Board makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

FIRST FINDING OF FACT

That aircraft Cessna N2302Y performed touch and go operations at Torrance Municipal Airport on July 29, 2024, at 3:29 P.M.

SECOND FINDING OF FACT

That on July 29, 2024, at 3:25 P.M., the presumed pilot of aircraft Cessna N2302Y was Mustang Sally Aviation LLC.

CONCLUSIONS OF LAW

FIRST CONCLUSION OF LAW

That aircraft Cessna N2302Y was in violation of Torrance Municipal Code Section 51.5.5 on July 29, 2024.

SECOND CONCLUSION OF LAW

That Mustang Sally Aviation LLC was the presumed pilot of Cessna N2302Y when the aircraft performed touch and go operations which are prohibited as set forth in Torrance Municipal Code Section 51.5.5 and thereby, violated the Torrance Municipal Code.

DATED: _____

Art Reyes
Chairperson
Airport Noise Administrative Hearing Board

PUBLIC HEARING

Honorable Chairperson and
Members of the Airport Noise Hearing Board
West Annex, City Hall
Torrance, California

Members of the Airport Noise Hearing Board:

**SUBJECT: Consideration of the Alleged Prohibited Operations Violation by Aircraft
N306EF**

RECOMMENDATION

Recommendation of the Torrance Airport Noise Abatement Office that the Airport Noise Hearing Board render a finding of guilt for Aircraft N306EF, piloted by Amval LLC for the violation of Torrance Municipal Code (TMC) 51.5.5, Prohibited Operations, that occurred on July 29, 2024.

BACKGROUND

Section 51.5.5 of the Torrance Municipal Code (TMC) establishes no stop and go and touch and go operations shall be permitted on the Torrance Airport (TOA).

(See Attachment A for TMC section.)

VIOLATION

This hearing is convened to consider a violation of the Torrance Municipal Code by aircraft N306EF, Serial # C0274, a Diamond Aircraft, owned and piloted by AMVAL LLC.

- Date of Violation: 7/29/2024.
- Operation: Touch and go, Prohibited Operations
- Violation of Torrance Municipal Code 51.5.5

(See Attachment B for Enforcement Report and Radar capture)

On July 29, 2024, at 6:57 PM, aircraft N306EF was cleared for a touch and go by Tower 1 on runway 29 left. The pilot confirmed the runway and that he would be performing a touch and go operation. The radar images appear to show the aircraft performing a touch and go operation. The Noise Abatement recordings revealed no indication from the pilot that an emergency or other flight difficulty existed.

(See attachment C for transcript of communication between Tower 1 and the pilot.)

On July 29, 2024, the Pilot/Owner was notified of the Noise Hearing Board date to reconsider the violation of September 12, 2024.

On August 9, 2024, the standard and certified mail notification to the presumed pilot/owner were returned to the Noise Abatement office. There is no alternative mailing address.

On August 15, 2024, a call was made to the address of the owner's location and notified them of the violation and to request the pilot information. There was no response by owner with pilot information.

On September 5, 2024, there has been no further contact by owner/pilot.

(See attachment D for Notices and correspondence between Pilot/Owner and the Noise Abatement Office.)

HEARING BOARD HISTORY

There are no previous Airport Noise Hearing Boards for violations of the Torrance Municipal code, by Aircraft N306EF, Serial #C0274, and Pilot/Owner AMVAL LLC.

EXCEEDANCE HISTORY

Aircraft N306EF has no record of previous violations. The Noise Abatement office has no record of change of ownership during this time.

TEST HISTORY

The pilot and aircraft have no history of noise tests.

TORRANCE NOISE OFFICE RECOMMENDATION

Based on the evidence presented we recommend that aircraft Diamond Aircraft N306EF, serial #C0274, be found in violation of Torrance Municipal Code section 51.5.5 on July 29, 2024 and that the pilot, Amval LLC., who was the presumed pilot of Diamond Aircraft N306EF Serial # C0274, when the aircraft did violate the prohibited operations set forth in Torrance Municipal Code section 51.5.5, also be found guilty of violating that section of the Torrance Municipal Code.

(See attachment E for Findings of Fact and Conclusions of Law)

Respectfully submitted,



Nora Duncan
Senior Environmental Quality Officer

Attachments:

- A. Torrance Municipal Code Section 51.5.5.
- B. Enforcement Report of Noise Violation and Computer Printout Showing Violation.
- C. Transcription of Recording of FAA Tower and Pilot Conversations, and ATIS.
- D. Notice of Pending Hearing Board, Notice to Appear and Correspondence.
- E. Findings of Fact and Conclusions of Law

51.5.5 PROHIBITED OPERATIONS

No touch and go operation or stop and go operation shall be permitted at the Airport.

Torrance Municipal Airport (Zamperini Field)
**NOISE ABATEMENT CENTER
 ENFORCEMENT REPORT**

AIRCRAFT/OWNER INFORMATION

Tail Number: N306EF Serial No. C0274
 Aircraft Make: DIAMOND AIRCRAFT IND INC Model: DA20-C1 Year: _____
 Owner's Name: AMVAL LLC Address: [REDACTED] Telephone: _____
 Pilot's Name: _____ Address: _____ Telephone: _____
 Lessee: _____ Address: _____ Telephone: _____

DETAILS OF VIOLATION

Date and Time: _____ Violation: **TRAINING** RMT No.: _____ MAX dB(A): _____

SENEL dB(A): _____ Duration: _____

Operation & Runway Touch and Go 29R

Letter Type: **Notice to Apperar** Date Mailed: **8/8/2024** Type Delivery: **Standard and Certified** Return Receipt No.: _____

Response received: _____ Date: _____ Method: _____ Respondant Name: _____

Comments: Notice sent to owner/pilot, no response.

WEATHER CONDITIONS:

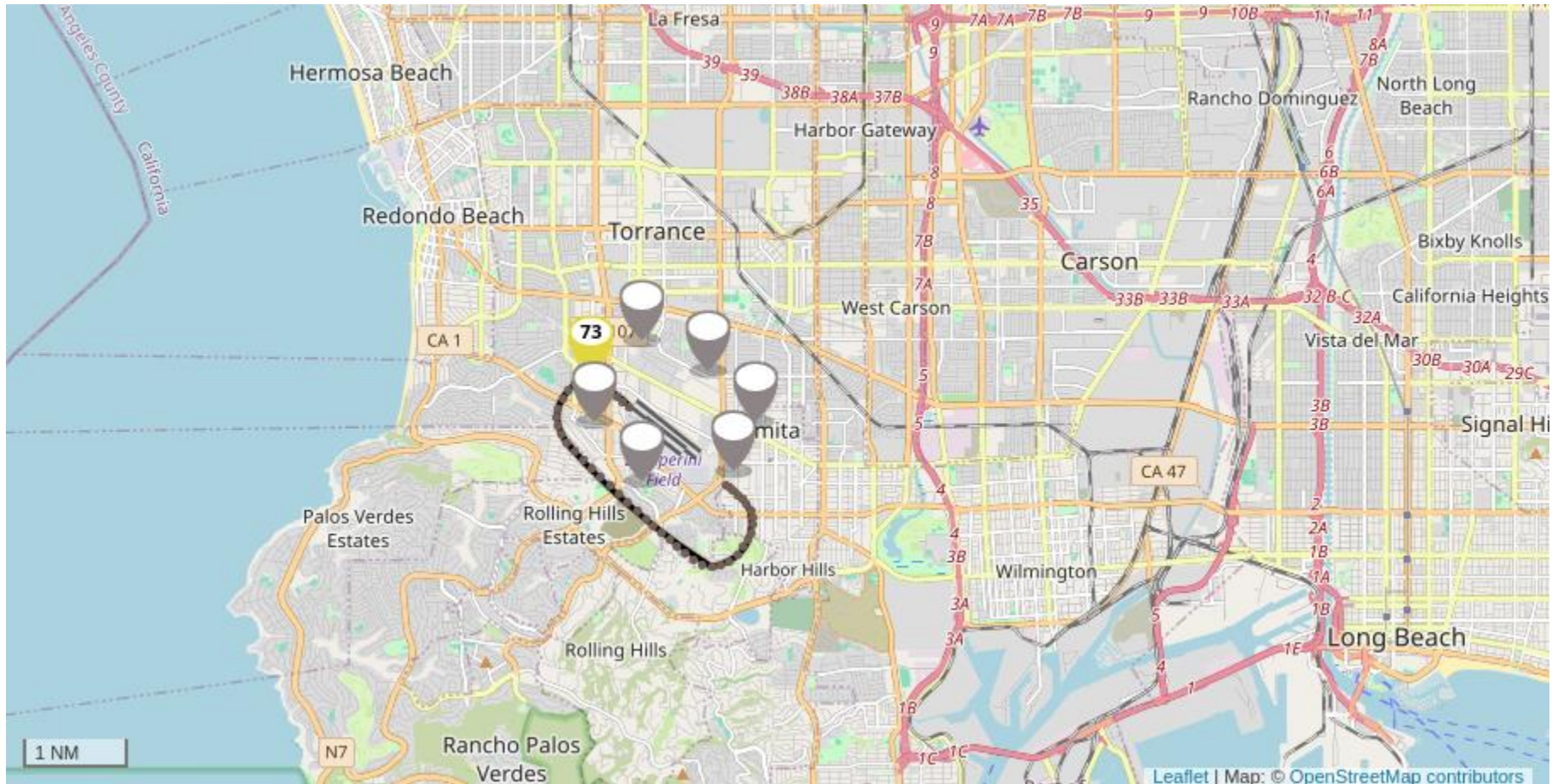
Wind Speed: **14 mph** Direction: **W** Temp: **66 F** Rel. Humidity: **78.0%**
 Dew Point: **59 F** Ceiling: _____ Visibility: **10 Miles** IFR/VFR Operation: **VFR**

VIOLATION SUMMARY:

While training at Torrance Airport, pilot performed Touch and Go operation.

EQO NAME: J. Zev SIGNATURE: [Signature] DATE: 9/5/2024

Aircraft N306EF July 29, 2024 – 18:57 Hours



**NOISE ABATEMENT EDITED TAPE TRANSCRIPTION FOR
AIRCRAFT N306EF FOR THE DATE OF JULY 29, 2024**

<u>TIME</u>	<u>SPEAKER</u>	<u>FREQUENCY</u>	<u>CONVERSATION</u>
18:57:16	Tower	133.075	“Tower 6 Echo Foxtrot runway 29Left Clear touch and go clear wind 260 at 12”
18:57:22	Pilot N306EF	133.075	“29Left clear touch and go 6 Echo Foxtrot.”

**NOISE ABATEMENT TAPE TRANSCRIPTION OF AIRPORT TERMINAL
INFORMATION SERVICE (ATIS) FOR July 29, 2024, AT 18:51 HOURS LOCAL**

Torrance airport information November 0047 zulu, wind 28014 visibility 10, sky clear temperature 21, dew point 15, altimeter 2992. ILS runway 29r approach in use landing and departing runway 29. Torrance Tower frequency 133.07. NOTAM Runway 29 left taxi out service multiple taxiways out of service. Use caution for activity on or around the vicinity of the airport. Use caution for work in progress for all runways and taxiways. Hazardous weather information for California coastal waters available on Flight service frequencies. All aircraft readback hold short instructions, runway assignment with your call sign. Advise on initial contact you have information November.



CITY OF TORRANCE

COMMUNITY DEVELOPMENT DEPARTMENT

MICHELLE G. RAMIREZ
COMMUNITY DEVELOPMENT
DIRECTOR

August 8, 2024

AMVAL LLC
[REDACTED]

NOTICE TO APPEAR

Airport Noise Administrative Hearing Board

ON SEPTEMBER 12, 2024, AT 2:00 P.M. IN THE WEST ANNEX MEETING ROOM, TORRANCE CITY HALL, 3031 TORRANCE BOULEVARD, TORRANCE, CALIFORNIA.

This notice is a NOTICE for you to appear before an Administrative Hearing Board on September 12, 2024, at 2:00 P.M. in the West Annex Meeting Room, as provided in Section 51.7.9 of the Torrance Municipal Code to adjudicate responsibility for an alleged Prohibited Operations violation which occurred on July 29, 2024, at 6:57 P.M. The owner/pilot is identified AMVAL LLC and the aircraft identified as N306EF. **Torrance Municipal Code Section 51.5.5 – no touch and go operation or stop and go operation shall be permitted at the Airport.** The Touch and go or stop and go was initiated at 18:57 following departure from runway 29L.

Because the Hearing Board in adjudicating responsibility may find either the aircraft or the pilot or both to have violated Torrance Municipal Code(s), the owner and pilot are to be accorded due process of law including the right to be represented by counsel, to be apprised of the nature of the charge, to examine witnesses, and to appeal the decision of the Hearing Board to the City Council.

Torrance Municipal Code Section 46.8.12 states that for pilot culpability, the owner is presumed to be the pilot, except that where the aircraft is leased, the lessee shall be presumed to be the pilot. Such presumption may be rebutted only if the owner or lessee identifies to Noise Abatement staff the person who was, in fact, the pilot at the time of the asserted violation. Therefore, if you owned or leased the aircraft but were not the pilot in command at the date and time of the noise violation shown above, immediately upon receipt of this notice, inform this office, the name and address of the pilot in command of the aircraft at the time of the above alleged violation.

Also, the owner and pilot are to bring all documents and presentation materials pertinent to the violation to the Hearing Board. Please bring 7 copies of all documents and presentation materials so that each Hearing Board member and staff can have copies to review. *Be advised, that if the owner and/or pilot chooses not to attend or send a representative with pertinent information to the hearing, the hearing will proceed as scheduled unless other arrangements have been made prior the Hearing date.*

According to Council Rules of Order Section 7.7, if you decide to appeal to the City Council, the decision on appeal is based on the administrative record. This means that no new evidence will be presented at the appeal hearing unless good cause is shown.

If you have any questions regarding this matter, please feel free to contact Nora Duncan at (310) 618-5912 or via email at NDuncan@TorranceCA.GOV.

Sincerely,

Joe Zev, Environmental Quality Officer
Regular Mail and CERTIFIED MAIL #

9171 9690 0935 0213 0138 87

**AIRPORT NOISE ADMINISTRATIVE HEARING BOARD
OF THE CITY OF TORRANCE**

IN THE MATTER OF THE)	
AIRPORT NOISE HEARING)	
)	FINDINGS OF FACT AND
)	CONCLUSIONS OF LAW
AIRCRAFT NOISE VIOLATION)	
OF AIRCRAFT N306EF)	
)	
_____)	

WHEREAS, Torrance Municipal Code Section 51.5.5 provides that no touch and go or stop and go operations shall be permitted at the Torrance Municipal Airport; and

WHEREAS, Torrance Municipal Code Section 51.7.2 provides that except in emergencies, any person with three or more cumulative violations of the aircraft ordinances within a three-year period shall be denied the right to land, take off, lease, rent or use space for aircraft at the Torrance Municipal Airport for a period of three years; and

WHEREAS, Torrance Municipal Code Section 46.8.12 provides that the beneficial owner of an aircraft shall be presumed to be the pilot unless the owner identifies the person who was in fact the pilot at the time of the violation; and

WHEREAS the Community Development Department, Neighborhood Services Division requested the Airport Noise Administrative Hearing Board to conduct a hearing as to an alleged violation of the prohibited operations by aircraft DIAMOND AIRCRAFT N306EF occurring on July 29, 2024; and

WHEREAS, the Airport Noise Administrative Hearing Board held a hearing on the alleged violation on September 12, 2024.

NOW, THEREFORE, the Airport Noise Administrative Hearing Board makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

FIRST FINDING OF FACT

That aircraft DIAMOND AIRCRAFT N306EF performed touch and go operations at Torrance Municipal Airport on July 29, 2024, at 6:57 P.M.

SECOND FINDING OF FACT

That on July 29, 2024, at 6:57 P.M., the presumed pilot of aircraft DIAMOND AIRCRAFT N306EF was AMVAL LLC.

CONCLUSIONS OF LAW

FIRST CONCLUSION OF LAW

That aircraft DIAMOND AIRCRAFT N306EF was in violation of Torrance Municipal Code Section 51.5.5 on July 29, 2024.

SECOND CONCLUSION OF LAW

That AMVAL LLC was the presumed pilot of DIAMOND AIRCRAFT N306EF when the aircraft performed touch and go operations which are prohibited as set forth in Torrance Municipal Code Section 51.5.5 and thereby, violated the Torrance Municipal Code.

DATED: _____

Art Reyes
Chairperson
Airport Noise Administrative Hearing Board