



Wilmington Neighborhood Council

544 N Avalon Boulevard, Suite 103 ▪ Wilmington, California 90744 ▪ (310) 522-2013

NOTICE OF MEETING

August 27, 2008 @ 6:00 P.M
Wilmington Senior Center
1371 Eubank Street
Wilmington, California

All stakeholders including residents, property and business owners, people who work in Wilmington, members of non-profit, educational, church and service organization, representative of local labor unions and participants at local parks and museums are encouraged to participate in the Wilmington Neighborhood Council (WNC). The WNC and you can make a difference in the delivery of City services to our community.

Comment from the public on non-agenda items within the jurisdiction of the WNC will be heard during the Public Comment period. Public Comment is limited to three (3) minutes per speaker unless waived by the presiding officer of the WNC.

As a covered entity under Title II of the Americans with Disabilities Act, the City of Los Angeles does not discriminate on the basis of disability and upon request will provide reasonable accommodation to ensure equal access to its programs, services and activities. Language translation, sign language interpreters, assistive listening devices or other auxiliary aids and/or services may be provided upon request. Please make your request at least three (3) business days prior to the meeting if services are required. Contact the Department of Neighborhood Empowerment at (310) 732-4525.

SI REQUIERE SERVICIOS DE TRADUCCION, FAVOR DE NOTIFICAR A LA OFICINA 3 DIAS DE TRABAJO (72 HORAS) ANTES DEL EVENTO. SI NECESITA ASISTENCIA CON ESTA NOTIFICACION, POR FAVOR LLAME A NUESTRA OFICINA AL (213) 485-1360

AGENDA

1. Call to Order / Pledge of Allegiance / Roll Call of Governing Board Members
2. Approval of Minutes for Previous Meeting.
3. Los Angeles Police Department-Senior Lead Officer Ron Johnson
(5 Minutes).
4. Public Comment on Non-Agenda Items-Please fill out Speaker Card
(3 Minutes per comment)
5. Government Representatives Reports – Federal/State/County/City
(10 Minutes)
6. Alameda Corridor Transportation Authority Report – Dan Davis
(5 Minutes)
7. Action Items
 - A. Committee Sign-ups
 - B. Pipeline Franchise Tax Fee – *The WNC support the Business Corridor Improvement Plan by writing a letter of support to Councilwoman Hahn, requesting specific use of the petroleum funds.*
 - C. 1004 E. Pacific Coast Hwy – Truck Sales
 - D. Griffith Park Historic-Cultural Monument
 - E. Toll Charge for Freeway Lane Use

8. Information Items

- Refreshment Schedule
- DOT Outreach to NCs
- Gang Tax – Information only

9. Report from D.O.N.E. – Rosa Arcadia

RECESS – 10 MINUTES

10. Report of Officers

- Chair
- Co-Chair
- Secretary
- Treasurer

11. Reports by Standing Committees

- By Laws Committee
- Executive Board
- Finance Committee
- Gateway & Beautification Committee
- Land Use & Planning Committee
- Public Works Committee
- Publicity & Communications Committee
- Transportation Committee
- PCAC Representatives Report

12. Unfinished Business

13. New Business

14. Reports from Caucus Groups

15. Reports from Members at Large

16. Announcements Governing Board Members

17. Adjourn

Councilwoman Janice Hahn
200 N Spring Street Room 435
Los Angeles, CA 90012

Dear Councilwoman,

The Wilmington Neighborhood Council, in conjunction with the Wilmington Chamber of Commerce, the Wilmington Community Organization, and the Business Improvement District, supports the Business Improvement Corridor Plan. In part, the Business Corridor Improvement Plan calls for requesting monies from the Petroleum Funds to be utilized to clean, secure and maintain our Business Avalon Corridor from Harry Bridges Boulevard to Pacific Coast Highway.

With your approval and support we aim to use these funds for the following purposes: street and sidewalk cleaning, tree trimming, weeding, graffiti removal, and several video security systems.

Attached are letters of support from the Wilmington Chamber of Commerce, WCO, and the BID.

Sincerely,

Cecilia Moreno
Chair

(5)

1004 E. PCW

MASTER LAND USE PERMIT APPLICATION

LOS ANGELES CITY PLANNING DEPARTMENT

Planning Staff Use Only

ENV No. APC	Existing Zone Community Plan	District Map Council District
Census Tract	APN	Staff Approval*
		Date

CASE NO. _____

APPLICATION TYPE Zone Variance (ZV)
(zone change, variance, conditional use, tract/parcel map, specific plan exception, etc.)

1. PROJECT LOCATION AND SIZE

Street Address of Project: 1004 E. Pacific Coast Highway Zip Code 90744
 Legal Description: Lot 410,411, 412,413 Block None Tract WILGARY TRACT
 ARB None Map Reference MB 21-139/139
 Lot Dimensions 95' X 175' Lot Area (sq. ft.) 16,625 sq. ft. Total Project Size (sq. ft.) 16,625 sq. ft.

2. PROJECT DESCRIPTION

Describe what is to be done: A Zone Variance is sought to legalize an existing automobile and not permitted truck sales establishment, in conjunction with an existing one-story, 1,023 sq. ft. sales office, on a 16,625 sq. ft. lot in the IQIC2-1VL-O Zone.

Present Use: Automobile and Truck Sales Proposed Use: Automobile and Truck Sales

Plan Check No. (if available) _____ Date Filed: _____

Check all that apply: New Construction Change of Use Alterations Demolition
 Commercial Industrial Residential

Additions to the building: Rear Front Height Side Yard

3. ACTION(S) REQUESTED

Describe the requested entitlement which either authorizes actions OR grants a variance:

Code Section from which relief is requested: 12.14.A. Code Section which authorizes relief: 12.27.
A Zone Variance, pursuant to the provisions of 12.27 of the Los Angeles Municipal Code, to permit the continued use and maintenance of an existing automobile and not permitted truck sales establishment, in conjunction with an existing one-story, 1,023 sq. ft. sales office, on a 16,625 sq. ft. lot in the IQIC2-1VL-O Zone. Proposed Hours of Operation are from 9:30 am to 6:00 pm, Monday through Saturday.

Code Section from which relief is requested: _____ Code Section which authorizes relief: _____

Code Section from which relief is requested: _____ Code Section which authorizes relief: _____

List related or pending case numbers relating to this site:

Order to Comply : Case 194803 Order # A-1593027 and A-1732272



5

19

NAME (Print)	SIGNATURE	ADDRESS	KEY # ON MAP
Luis-Cardenas	[Signature]	1003-E. MAURETANIA	
Esmeralda Magana	[Signature]	1007 E MAURETANIA	
Heriberto M... HEBLINDO M...	[Signature]	1011. MAURETANIA	
orge. Saavedra	[Signature]	1019 E. MAURETANIA AVE	
Maffay Espinosa	[Signature]	1015 E. Mauretania Ave	
Salvador Freya	[Signature]	1023 E. MAURETANIA	

4. OWNER/APPLICANT INFORMATION

Applicant's Name WILSON MENDEZ PCH TRUCK SALES
 Address: 1004 E. Pacific Coast Hwy. Telephone: (310) 518-6204 Fax: (818) 518-5014
Wilmington, California Zip: 90744 E-mail: _____

Property Owner's Name (if different than applicant) _____
 Address: _____ Telephone: () _____ Fax: () _____
 Zip: _____ E-mail: _____

Contact Person for project information LUIS ESTRADA
 Address: 7650 MORELLA AVENUE Telephone: (818) 765-4332 (818) 765-3165
NORTH HOLLYWOOD, CA Zip: 91605 E-mail: ESTRADADESIGN@PACBELL.NET

5. APPLICANT'S AFFIDAVIT

Under penalty of perjury the following declarations are made:

- a. The undersigned is the owner or lessee if entire site is leased, or authorized agent of the owner with power of attorney or officers of a corporation (submit proof). (NOTE for zone changes lessee may not sign).
- b. The information presented is true and correct to the best of my knowledge.

Signature: [Signature]
 Print: Wilson E Mendez
 Date: 03/26/08

Subscribed and sworn before me this (date): 03/26/08
 In the County of Los Angeles State of California
 Notary Public: [Signature]
 Stamp: _____



ADDITIONAL INFORMATION/FINDINGS

In order for the City to render a determination on your application, additional information may be required. Consult the appropriate "Special Instructions" handout. Provide on attached sheet(s) this additional information using the handout as a guide.

NOTE: All applicants are eligible to request a one time, one-year only **freeze** on fees charged by various City departments in connection with your project. It is advisable only when this application is deemed complete or upon payment of Building and Safety plan check fees. Please ask staff for details or an application.

Planning Staff Use Only

Base Fee	Reviewed and Accepted by	Date
Receipt No.	Deemed Complete by	Date

ZONE VARIANCE APPLICATION (ZV) 1004 E. PACIFIC COAST HIGHWAY

INTRODUCTION

KGRC

The subject property is a level, rectangular parcel of land, composed of four parcels (Lot 410, 411, 412, 413; Block None; Tract WILGARY TRACT; ARB None; Map Reference MB 21-138/139) consisting of 16,625 sq. ft., having a frontage of 175 feet on the south side of Pacific Coast Highway and a varying depth of 95 feet along Sanford Avenue. The site is developed with an existing auto and truck sales establishment, in conjunction with a one-story, 1,023 sq. ft. sales office. The auto sales establishment has a Certificate of Occupancy, #95SP20808, issued on November 28, 1995 specifying a "...Change of Use from Beer Bar to Auto Sales Offices." Vehicular ingress/egress is via a driveway along Sanford Avenue.

On March 12, 2008, an Order to Comply was issued by Inspector Augustus Albas (Case #194803), citing, "...Existing permits for auto sales need to be changed to truck sales." As truck sales are only permitted by right in the M1, M2 and M3 Zones, the current Zone Variance application is being made.

SURROUNDING PROPERTIES

Surrounding properties are within the [Q]C2-1VL-O, [Q]C1-1VL-O, [Q]C1-1V, [Q]MR1-1VL-O and R-1XL-O Zones and are characterized by level topography and fully improved streets.

Adjacent properties to the north across Pacific Coast Highway are zoned [Q]C1-1VL-O and are developed commercial uses housing an engine rebuilding shop, a custom body and fiberglass shop, an auto glass establishment and a medical clinic. Farther north, properties are zoned R-1XL-O and are developed primarily with one-story single-family dwellings, duplexes and small percentage of two-story apartments.

Adjacent properties to the south across the alley are zoned R-1XL-O and are primarily developed with one-story single-family dwellings and a very small percentage of two-story, single-family dwellings.

Adjoining properties east are zoned [Q]C2-1VL-O and are developed with commercial uses including a smog check station, auto repair uses and offices. Further to the east across Pioneer are other auto uses and to the northeast are oil wells.

Adjacent properties to the west are zoned [Q]MR1-1VL-O and are developed with very large-scale freight warehouses and trucking terminals operated by Metro International Trade Services Warehouse to the northwest and Harbor Division Inc. Warehouse & Truck Driving School to the west. There are two other truck yards to the northwest as well.

CIRCULATION

Pacific Coast Highway, adjoining the subject site to the north, is designated a Super Major Highway, dedicated a variable width of 100 to various feet and fully improved.

Sanford Avenue, adjoining the subject site to the west, is a Local Street dedicated a width of 60 feet and fully improved.

The alley, adjoining the subject site to the south is dedicated to a width of 15 feet and is paved.

PRIOR RELEVANT CASES

Subject Property:

Case No. 194803 – On March 12, 2008, an Order to Comply was issued citing as the violation, V #I-Land: *Change of occupancy without obtaining the required permits and approvals. Existing permits for auto sales need to be changed to truck sales.*

Permit No. 95SP20808 – On November 28, 1995, a Certificate of Occupancy was issued to allow a Change of Use from Beer Bar to Auto **Sales Offices** (No Alterations), **B2** Occupancy, located at 1002 E. Pacific Coast Highway.

ORD-167223-SA1 – On October 5, 1991, an ordinance amending Section 12.04 of the Los Angeles Municipal Code by amending the zoning map was passed. Pursuant to Section 12.32 of the Los Angeles Municipal Code, limitations were imposed upon the use of property which is subject to the " Q Qualified Classification. However, these "Q" conditions only apply to residential uses and not commercial ones.

Permit No. SP43816/70 – On October 22, 1970, a Certificate of Occupancy was issued to allow a 10' x 15' storage room in addition to an existing One-Story, Type III-B beer tavern, **G-2** Occupancy, located at 1002 E. Pacific Coast Highway.

Permit No. SP24066-1961 – On May 22, 1961, a Certificate of Occupancy was issued to allow a One-Story, Type V, 18' x 50' Beer **Bar** (No Food), **G-2** Occupancy, located at 1002 E. Pacific Coast Highway.

Surrounding Properties:

Case No. ZA 98-0048(ZV) – On July 31, 1998, the Zoning Administrator approved a variance from Section **12.09-A** to permit the continued use and expansion of a truck and truck trailer parking facility in the **[Q]R2-IXL** Zone, located at 929 East Pacific Coast Highway and 1327 Stanford Avenue.

ZONE VARIANCE (ZV)

FINDINGS

Note: Footnote references are to be found at the end of each Finding item.

■ That the strict application of the provisions of the Zoning Ordinance would result in practical difficulties or unnecessary hardships inconsistent with the general purpose and intent of the zoning regulations.

The subject applicant, PCH Truck Sales, has been in operation as an auto sales establishment for over 12 years with truck sales for 10 years of that time. It is placed in an area with many other auto uses, including two large freight and trucking yards with sizeable warehouses and numerous truck-loading docks immediately adjacent to the west (Metro International Trade Services Warehouse and Harbor Division Inc. Warehouse & Trucking School). All properties to the immediate west of the subject site are zoned [Q]MR1-1VL-O and the area is also occupied by two truck yards. Strict application of the Zoning Ordinance would place practical difficulties on the subject establishment which businesses just across Sanford Ave. are not subject to. The Wilmington-Harbor City Community Plan states a goal as being, "...preserving a strong industrial base to provide jobs for residents and promote economic vitality within the Plan area." The subject site provides just such business, contributing both jobs and tax revenues to the area's infrastructure needs. While not zoned for manufacturing uses, the Pacific Coast Highway corridor in this area for all intents and purposes functions as such. It is recognized that this area is subject to the City's "Targeted Neighborhood Initiative Area" program whereby 3 million dollars is available to improve and upgrade the community, and that the top priority for this project is code enforcement of illegal/nonconforming uses. However, we should not lose sight of the contribution that businesses, such as the subject establishment, make to the community prior to and during times of revitalization.

There are many abandoned and undeveloped commercial and industrial parcels in the area, of which the Community Plan notes that, "...much of the industrial zoning, particularly in the eastern and southeastern parts of Wilmington, was superimposed on land originally subdivided into residential lots. Consequently, this created fragmented absentee ownership of small industrial parcels, leaving many scattered land sites either vacant or underutilized, and leading to difficulty in assembling usable industrial sites." The subject site has avoided this problem and maintained a well-functioning business for twelve years, of which truck sales have been a vital part. This serves the Community Plan which seeks to, "...expand the industrial employment base for the community residents."³ As stated in the Community Plan, "...the principal method for the implementation of the Land Use Map is the Zoning Ordinance..."⁴, however in this case, the subject area is clearly a location in transition and the strict application of the Ordinance would ignore the practical realities currently in place. The subject site is an auto and truck use amidst many other auto uses and denying this particular use is a hardship which businesses immediately in the vicinity are not subject to.

Footnotes:

1. *Wilmington-Harbor City Community Plan, Chapter I-Introduction, Community Issues and Opportunities, Page 1-6*
2. *Wilmington-Harbor City Community Plan, Chapter III-Land Use Policies and Programs, Industrial, Page III-12*
3. *Wilmington-Harbor City Community Plan, Chapter III-Land Use Policies and Programs, Industrial, Objective 3-2, Page 111-14*
4. *Wilmington-Harbor City Community Plan, Chapter II-Function of the Community Plan, Page 113*

2. That there are special circumstances applicable to the subject property such as size, topography, location or surroundings that do not apply generally to other property in the same zone and vicinity.

The subject site is directly to the east of areas zoned [Q]MR1-1VL-O which have numerous trucking and industrial uses in place. It is a matter of mere feet that the subject use is not permitted on the site. It is also placed amongst many other auto uses, so the auto and truck sales are not out of character with the area, but the zoning of the subject site is. The Wilmington-Harbor City Community Plan states that, "...large industrially planned parcels

located in predominantly industrial area should be protected from development by other uses which do not support the industrial base of the City and community." Areas in the vicinity have been subject to rezoning which has changed industrial designations to commercial and residential ones. In these actions, small, individually owned industrial establishments, such as the subject site, may get lost in the shuffle. This can create a situation where an auto and truck sales use is well placed in regards to existing uses in the vicinity, but is in conflict with the zoning on-site. It is necessary to weigh the needs of the community with the needs of individual businesses to maintain viable establishments, that ultimately feed into the financial well-being of the neighborhood and beyond. The Community Plan recognizes this need in seeking, "...to provide locations for...industrial development and employment which are convenient to transportation facilities and compatible with surrounding land use." As a final indication of the industrial roots of development in the area, there are still existing oil wells within 500 feet of the subject site located at the corner of Colon St. and Pioneer Ave., which are now zoned R1-1XL-O. Discrepancies such as this are indicative of the transitional nature of the area, but the use on the subject site is not such an instance, and the existing truck sales are well placed in regard to surrounding freight and warehouse uses.

Footnotes:

1. *Wilmington-Harbor City Community Plan, Chapter III-Land Use Policies and Programs, Industrial, Policy 3-2.2, Page 111-14*
2. *Wilmington-Harbor City Community Plan, Chapter III-Land Use Policies and Programs, Industrial, Objective 3-1, Page 111-13*

3. That such variance is necessary for the preservation and enjoyment of a substantial property right or use generally possessed by other property in the same zone and vicinity, but which, because of such special circumstances and practical difficulties or unnecessary hardships is denied to the property in question.

As noted above, areas immediately to the west of the subject site are zoned [Q]MR1-1VL-O and are home to numerous trucking, freight and industrial uses, including the Harbor Division Ins. Warehouse & Truck Driving School and the Metro International Trade Services Warehouse. It is a difference of approximately 50 feet that the subject site is not placed in an area with numerous existing truck and freight uses. There are also numerous auto uses surrounding the subject site, and the applicant has been in businesses for 12 years with truck sales for 10 of those years. The Wilmington-Harbor City Community Plan seeks to, "...provide sufficient land for a variety of industrial uses with maximum employment opportunities which are safe for the environment and the work force, and which have minimal adverse impact on adjacent residential uses." Given the long-standing use on the subject site, the impact on adjacent residential uses has been established as not being detrimental. Furthermore, the subject business provides the employment opportunities sought by the plan in an environment which is conducive to automotive uses. Granting the requested Zone Variance would allow this existing business to continue contributing to the local economy, and serve the Community Plan which seeks, "...improving the function, design, and economic vitality of the commercial corridors and industrial areas..."² of which the subject site is one.

Footnotes:

1. *Wilmington-Harbor City Community Plan, Chapter III-Land Use Policies and Programs, Industrial, Objective 3-1, Page III-13*
2. *Wilmington-Harbor City Community Plan, Chapter II-Function of the Community Plan, Page 112*

4. That the granting of such variance **will not be** materially detrimental **to** the public welfare or injurious to the property or improvements in the same zone or vicinity in which **the** property is located.

As noted above, the subject site is located in an area with numerous auto-related uses including the large-scale Harbor Division Inc. Warehouse & Truck Driving School immediately to the west, the Metro International Trade Services Warehouse and two truck yards to the northwest, auto uses across Pacific Coast Highway to the north, auto repair uses adjoining the subject property to the east and oil wells to the northeast. The subject business has been in place for 12 years with truck sales for 10 of those years. In that time, it has established itself as proper in relationship to neighboring industrial and residential uses. Besides the ongoing truck sales, in all other ways the subject site shall conform to the auto related standards outlined in Los Angeles Municipal Code Section 12.22.A.28. as per building placement, fencing, signage, etc. A new 8-foot high concrete block wall is planned for the property lines to the south (which adjoins the alley across from the residential R1-1XL-O zone) and east (which adjoins a smog check establishment in the [Q]C2-1VL-O zone). There is plentiful square footage on-site to accommodate truck sales operations with 15 stalls for on-sale vehicles, 3 customer/employee parking spaces and 1 handicapped space. Trash is kept within an enclosure and the frontage along Pacific Coast Highway is landscaped with grass. The Wilmington-Harbor City Community Plan seeks to, "...encourage the area to continue to develop as a major industrial and employment center within the Wilmington community by attracting new industrial uses that create jobs in the local economy." Granting the proposed Zone Variance shall further this goal, because while there are numerous auto uses in the immediate vicinity, the subject site is the only truck sales lot in this area. This use serves the needs of the shipping industry in the area, provides employment opportunities and contributes to the local tax base. Allowing businesses such as the applicants to continue fills a valuable need in the area's infrastructure requirements and serves the Community Plan which seeks, "...planning the remaining commercial and industrial development opportunity sites for needed job producing uses that improve the economic and physical condition of the Wilmington-Harbor City Community Plan Area."²

Footnotes:

1. *Wilmington-Harbor City Community Plan, Chapter I-Introduction, Community Issues and Opportunities, Page C6*
2. *Wilmington-Harbor City Community Plan, Chapter II-Function of the Community Plan, Page II-3*

5. That the granting of **such** variance will **not adversely** affect any element of the General Plan.

The Wilmington-Harbor City Community Plan notes of the area that, "...the industrial character of the District is largely defined and influenced by its strategic location adjacent to the Los Angeles-Long Beach harbors." The industrial uses which have defined the area are served by establishments such as the applicants who provide infrastructure resources, specifically trucks for hauling freight, vital to ongoing operations. As mentioned above, the area surrounding the subject site is filled with numerous industrial uses, auto establishments, freight warehouses and even oil wells. The existing truck sales at the subject site are a key part of the economy of the harbor area. The Community Plan recognizes this dynamic in noting that, "...the District's industrial sector represents an important resource in terms of City tax revenues, facilities for the production, handling and distribution of cargo, and labor-intensive industries providing employment for skilled and semi-skilled workers throughout the region."² Providing truck sales in this part of the city serves the convenience of District activities which are that "important resource" in generating tax revenues and serves the needs of the city at large which depends on shipments of all manner of goods for daily needs. The Community Plan, "...ensures that

sufficient land is designated which provides for the housing, commercial, employment, educational, recreational, cultural, social, and aesthetic needs of the residents of the plan area."³ All of these needs are served by the shipping industry, and that industry is reliant on access to truck sales to keep their fleets running. Approval of the subject application serves not only the elements of the General Plan, but the needs of the citizenry of Los Angeles as well.

Footnotes:

1. *Wilmington-Harbor City Community Plan, Chapter III-Land Use Policies and Programs, Industrial, Page III-12*
2. *Wilmington-Harbor City Community Plan, Chapter III-Land Use Policies and Programs, Industrial, Page III-12*
3. *Wilmington-Harbor City Community Plan, Chapter 11-Function of the Community Plan, Page 112*

CITY OF LOS ANGELES
DEPARTMENT OF CITY PLANNING

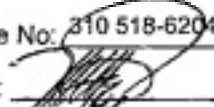
ENVIRONMENTAL ASSESSMENT FORM

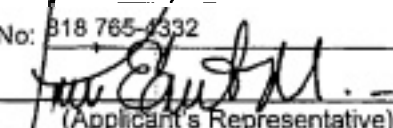
EAF Case No.: _____ ZA Case No.: _____ CPC Case No.: _____
 Council District No.: _____ Community Plan Area: _____
 PROJECT ADDRESS: _____

Major Cross Streets: _____
 Name of Applicant: _____
 Address: _____
 Telephone No.: _____ Fax No.: _____ E-mail: _____

OWNER

APPLICANT'S REPRESENTATIVE
(Other than Owner)

Name: WILSON MENDEZ
 Address: 1004 E. PACIFIC COAST HWY. WILMINGTON
 Telephone No: 310 518-6204
 Signature: 

Name: LUIS ESTRADA
 (Contact Person)
 Address: 7650 MORELLA AVENUE No HOLLYWOOD
 Telephone No: 318 765-4332
 Signature: 
 (Applicant's Representative)

The following Exhibits are required (3 copies of each exhibit and 3 Environmental Assessment Forms for projects in Coastal & S.M.Mtn. Zones): All Exhibits should reflect the entire project, not just the area in need of zone change, variance, or other entitlement.

NOTE: The exhibits are IN ADDITION TO those required for any case for which the Environmental Assessment Form is being filed.

- A. **2 Vicinity Maps:** (8½" x 11") showing nearby street system, public facilities and other significant physical features (similar to road maps, Thomas Brothers Maps, etc.) with project area highlighted.
- B. **2 Radius/Land Use Maps:** (1" = 100') showing land use and zoning to 500 feet (100 feet of additional land use beyond the radius for alcoholic beverage cases); 100' radius line (excluding streets) okay for Coastal building permits 300' for site plan review applications.
- C. **2 Plot Plans:** showing the location and layout of proposed development including dimensions; include topographic lines where grade is over 10%; tentative tract or parcel maps where division of land is involved to satisfy this requirement, and the location and diameter of all trees existing on the project site.
- D. **Application:** a duplicate copy of application for zone change, (including Exhibit "C" justification) batch screening form, periodic comprehensive general plan review and zone change map, variance, conditional use, subdivider's statement, etc.
- E. **Pictures:** two or more pictures of the project site showing walls, trees and existing structures.
- F. **Notice of Intent Fee:** a UNDATED check in the amount of \$50 made out to the **County of Los Angeles** for the purpose of filing a Notice of Intent to Adopt a Negative Declaration as required by § 15072 of the State CEQA Guidelines.
- G. **Hillside Grading Areas/Haul Route Approval:** Projects within a Hillside Grading Area involving import/export of 1,000 cubic yards or more shall submit a soils and/or geotechnical report reviewed & approved by LADBS (reports needed to be determined by LADBS) to include measures to mitigate impacts related to grading and obtain a Haul Route Approval from the Board of Building & Safety Commissioners (refer to <http://www.lacity.org/LADBS/forms/forms.htm>).
- H. **Additional Reports:** Additional reports may be required as determined by staff.

APPLICATION ACCEPTED	
BY: _____	
RECEIPT NO.: _____	DATE: _____

I. Project Description:

Briefly describe the project and permits necessary (i.e., Tentative Tract, Conditional Use, Zone Change, etc.) including an identification of phases and plans for future expansion:

ZONE VARIANCE TO CONTINUE THE SALES AND USE OF AUTO SALES AND NOT PERMITTED 18 WHEELERS TRUCK IN THE [Q] C2-1VL-0 ZONE
 NOT FUTURE EXPANSION IS ANTICIPATED.

Will the project require certification, authorization, clearance or issuance of a permit by any federal, state, county, or environmental control agency, such as Environmental Protection Agency, Air Quality Management District, Water Resources Board, Environmental Affairs, etc.? If so, please specify:

NO

II. Existing Conditions:

- A. Project Site Area 18,825 SQ. FT.
 Net and _____ Gross Acres .38
- B. Existing Zoning _____
- C. Existing Use of Land AUTO SALES AND TRUCKS
 Existing General Plan Designation GENERAL COMMERCIAL
- D. Requested General Plan Designation SAME
- E. Number N/A type N/A and age \pm N/A of structures to be removed as a result of the project. If residential dwellings (apts., single-family, condos) are being removed indicate the number of units: N/A and average rent: N/A
 Is there any similar housing at this price range available in the area? If yes, where?
N/A
- F. Number N/A Trunk Diameter N/A and type N/A of existing trees.
- G. Number N/A Trunk Diameter N/A and type N/A of trees being removed (identify on plot plan.)
- H. Slope: State percent of property which is:
100 % Less than 10% slope N/A 10-15% slope N/A over 15% slope
If slopes over 10% exist, a topographic map will be required. Over 50 acres, 1" = 200' scale is okay.
- I. Check the applicable boxes and indicate the condition on the Plot Plan. There are natural or man-made drainage channels, rights of way and/or hazardous pipelines crossing or immediately adjacent to the property, or none of the above.
- J. Grading: (specify the total amount of dirt being moved)
N/A 0-500 cubic yards.
 _____ if over 500 cubic yards. indicate amount of cubic yards.
- K. Import/Export: Indicate the amount of dirt being imported or exported N/A

If the project involves more than one phase or substantial expansion or changes of existing uses, please document each portion separately, with the total or project details written below. Describe entire project, not just area in need of zone change, variance, or other entitlement.

III. Residential project (if not residential, do not answer)

- A. Number of Dwelling Units-
Single Family _____ Apartment _____ or Condominium _____
- B. Number of Dwelling Units with:
One bedroom _____ Two bedrooms _____
Three bedrooms _____ Four or more bedrooms _____
- C. Total number of parking spaces provided _____
No. of spaces at grade _____ no. of Semi-Subterranean _____ no. of Subterranean _____
- D. List recreational facilities of project _____
- E. Approximate price range of units \$ _____ to \$ _____
- F. Number of stories _____, height _____ feet.
- G. Type of appliances and heating (gas, electric, gas/electric, solar) _____
Gas heated swimming pool? _____
- H. Describe night lighting of the project _____
(include plan for shielding light from adjacent uses, if available)
- I. Percent of total project proposed for:
Building _____
Paving _____
Landscaping _____
- J. Total Number of square feet of floor area _____

IV. Commercial, Industrial or Other Project (if project is only residential do not answer this section). Describe entire project, not just area in need of zone change, variance, or other entitlement.

- A. Type of use _____
- B. Total number of square feet of floor area _____
- C. Number of units if hotel/motel N/A
- D. Number of stories ONE height _____ feet.
- E. Total number of parking spaces provided: _____
No. of spaces at grade _____ Semi-Subterranean level _____ Subterranean level _____
- F. Hours of operation 9:30 TO 6:00 PM Days of operation MONDAY - SATURDAY
- G. If fixed seats or beds involved, number N/A
- H. Describe night lighting of the project N/A
(Include plan for shielding light from adjacent uses, if available)
- I. Number of employees per shift 2
- J. Number of students/patients/patrons 0
- K. Describe security provisions for project N/A
- L. Percent of total project proposed for:
Building 60
Paving 30
Landscaping 10%

Historic/Architecturally Significant Project

Does the project involve any structures, buildings, street lighting systems, spaces, sites or components thereof which may be designated or eligible for designation in any of the following: (please check)

- National Register of Historic Places N/A
- California Register of Historic Resources N/A
- City of Los Angeles Cultural Historic Monument. N/A
- Within a City of Los Angeles Historic Preservation Overlay Zone (HPOZ) N/A

V. Hazardous Materials and Substance Discharge

Does the project involve the use of any hazardous materials or have hazardous substance discharge? If so, please specify. N/A

- A. Regulatory Identification Number (if known) N/A
- B. Licensing Agency N/A
- C. Quantity of daily discharge N/A

VI. Stationary Noise Clearance: **A clearance may** be necessary certifying the project's equipment (e.g., air conditioning) complies with City **Noise Regulations**.

Some projects may require a Noise Study. The EIR staff will inform those affected by this requirement.

VII. Selected Information:

- A. Circulation: Identify by name all major and secondary highways and freeways within 1,000 feet of the proposed project; give the approximate distance(s):
WATSON A.M. 750 FT.,
- B. Air: All projects that are required to obtain AQMD permits (see AQMD Rules and Regulations) are required to submit written clearance from the AQMD indicating no significant impact will be created by the proposed project.*

VIII. Mitigating Measures:

Feasible alternatives or mitigation measures which would substantially lessen any significant adverse impact which the development may have on the environment. NO ADVERSE OR ANY OTHER SIGNIFICANT IMPACT ARE ANTICIPATED

Contact the South Coast Air Quality Management District at (909) 396-2000 for further information.

- According the LAMC and revised under Ordinance 177404, the definition of a "tree expert" qualified to prepare a tree report is either one of the following individuals:
 - 1) Certified Arborist with the Society of Arboriculture holding a valid California license as an agricultural pest control advisor and having at least four years of experience in the business of transplanting, moving, caring for and maintaining trees.
 - 2) Registered consulting arborist with the American Society of Consulting Arborists
 - 3) Landscape Architect

Questions regarding this matter can be directed to the Urban Forestry Division, 1149 S. Broadway Street, 4th Floor, Los Angeles, CA 90015, telephone (213) 847-3077, Monday thru Friday 6:30 a.m. to 4:00 p.m., <http://www.lacity.org/boss/urbanforestrydivision/>

APPLICANT/CONSULTANT'S AFFIDAVIT

OWNER MUST SIGN AND BE NOTARIZED;

IF THERE IS AN AGENT, THE AGENT MUST ALSO SIGN AND BE NOTARIZED

① Mason E. McIndez
Owner (Owner in escrow)"
(Please Print)

I, _____
Consultant*
(Please Print)

Signed: [Signature]
Owner

Signed: _____
Agent

being duly sworn, state that the statements and information contained in this Environmental Assessment Form are in all respects true and correct to the best of my knowledge and belief.

State of California, County and City of Los Angeles

<p>Signed: <u>Maria Chacon</u> Notary</p> <p>Subscribed and sworn to before me this <u>26th</u> day of <u>March</u>, 20<u>08</u> (NOTARY Or CORPORATE SEAL)</p>	<p>Signed: _____ Notary</p> <p>Subscribed and sworn to before me this _____ day of _____, 20____ (NOTARY)</p>
--	---

* If acting for a corporation, include capacity and company name.



1002 E. Pacific Coast My

Address of Building



CITY OF LOS ANGELES
CERTIFICATE OF OCCUPANCY

Note: Any change of use of occupancy must be approved by the Department of Building and Safety.

This certifies that, so far as ascertained or made known to the undersigned, the vacant land, building or portion of building described below and located at the address complies with the applicable construction requirements (Chapter 9) and/or the applicable zoning requirements (Chapter 1) of the Los Angeles Municipal Code for the use, or occupancy group in which it is classified.* (Non-Residential Uses)

This certifies that, so far as ascertained by or made known to the undersigned, the building or portion of building described below and located at the above address complies with the applicable requirements of the Municipal Code, as follows: Ch. 1, as to permitted uses. Ch. 9, Arts. 1, 3, 4, and 5; and with applicable requirements of State Housing Law for following occupancies: (Residential Uses)

Permit No. and Year 95SP20808

Change of Use from Beer Bar to Auto

Sales Offices (No Alterations)

B2 Occupancy

Total Parking Required _____ No Change in Parking requirement.

Total Parking Provided _____ + Standard + Compact _____ + Disabled _____

* ALSO SUBJECT TO ANY AFFIDAVITS OR BUILDING AND ZONING CODE MODIFICATIONS WHETHER LISTED ABOVE OR NOT.

Issued By / Office: LA-VN-WLA-SP-C.D. # 15

Bureau: BLDG * BCS

Division: GI-MS-MSS-EQ-BMI-COMM

Owner Joseph Nadeau
Owner's Address 4863 Sunfield
Address Long Beach, CA 90808

Issued: 11-28-95

By: *[Signature]*

08-B-95A (R.11/89)

ZI NO. 2130

**ENTERPRISE ZONE /
EMPLOYMENT AND ECONOMIC INCENTIVE PROGRAM AREA (EZ)
(Shown as "State Enterprise Zone" on ZIMAS)**

COMMENTS:

EZs are specific geographic areas designated by City Council resolution, and have received approval from the California Department of Commerce under either the Enterprise Zone Act Program or Employment And Economic Incentive Act Program. The Federal, State and City governments provide economic incentives to stimulate local investment and employment through tax and regulation relief and improvement of public services.

EZ special provisions applicable to plan check

Parking Standards - Section 12.21 A4(x)(3):

Except for the Downtown Business District parking area described in Section 12.21A4(f), projects within EZs, as listed in Section 12.21A4(x)(3), may utilize a lower parking ratio for commercial office, business, retail, restaurant, bar and related uses, trade schools, or research and development buildings thus increasing the buildable area of the parcel which is critical in older areas of the City where parcels are small.

Height - Section 12.21.4:

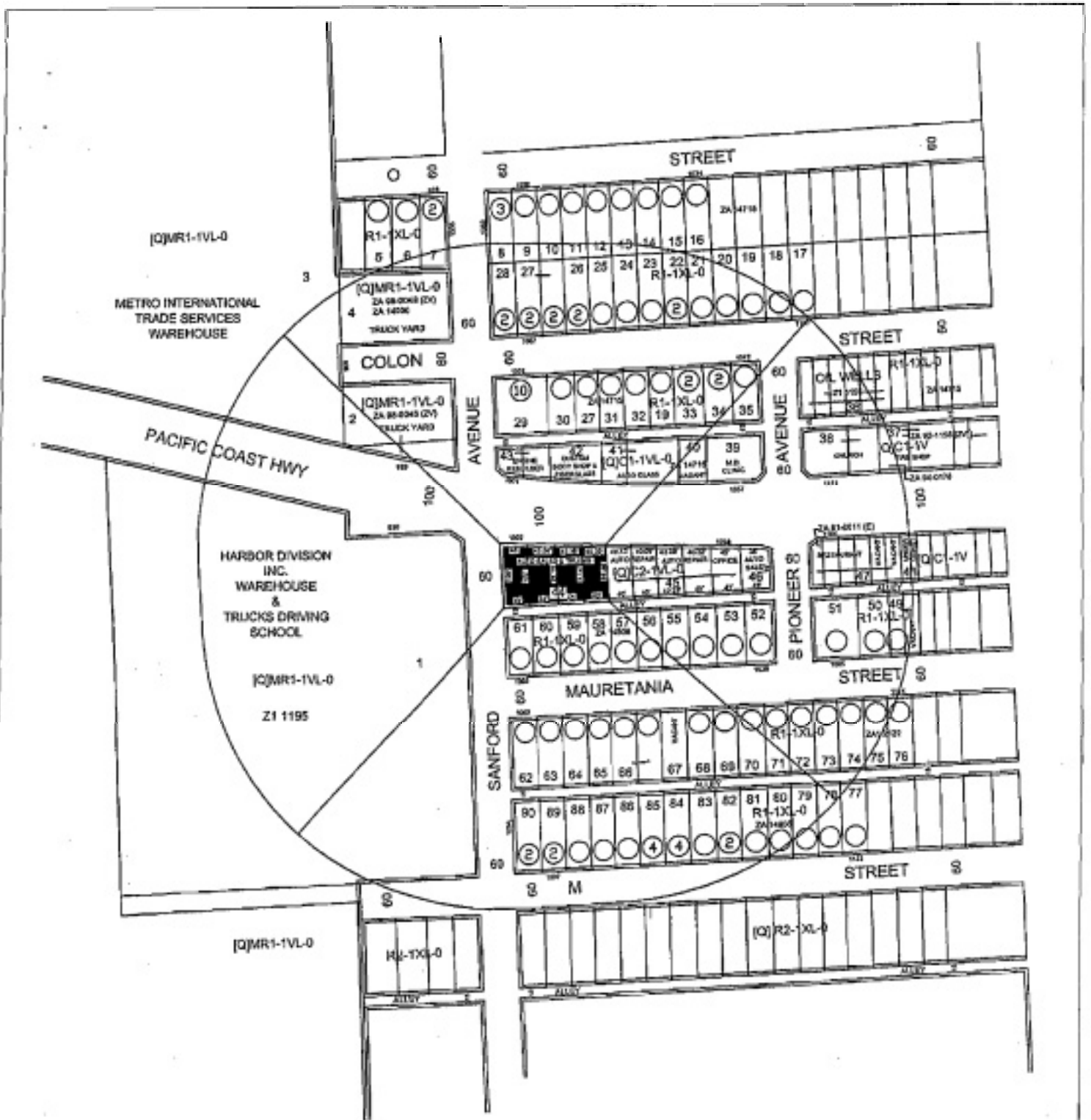
Special height districts "EZ1", "EZ1-L", "EZ1-VL", "EZ1-XL", "EZ2", "EZ3" and "EZ4" were established for Enterprise Zones. Height district "EZ1" increases the total floor area contained in all the buildings on a lot to three times the buildable area. Note that the "EZ..." height district suffix must be accomplished by a Zone Change.

INSTRUCTIONS:

Apply the reduced parking ratio as listed in Section 12.21A4(x)(3).

Apply the increased FAR, as indicated in Section 12.21.4A, only to those lots with the "EZ..." height district zone suffix.

For further information on Enterprise Zones please contact Community Development Department at 213-485-4767 or visit their web site at http://www.lacity.org/CDD/bus_state.html.



ZONE VARIANCE

ESTRADA & ASSOCIATES

7650 MORELLA AVENUE NORTH HOLLYWOOD CA 91605
 PHONE (818) 708-4333 FAX (818) 708-3100
 email: estrada@estradaandassociates.com

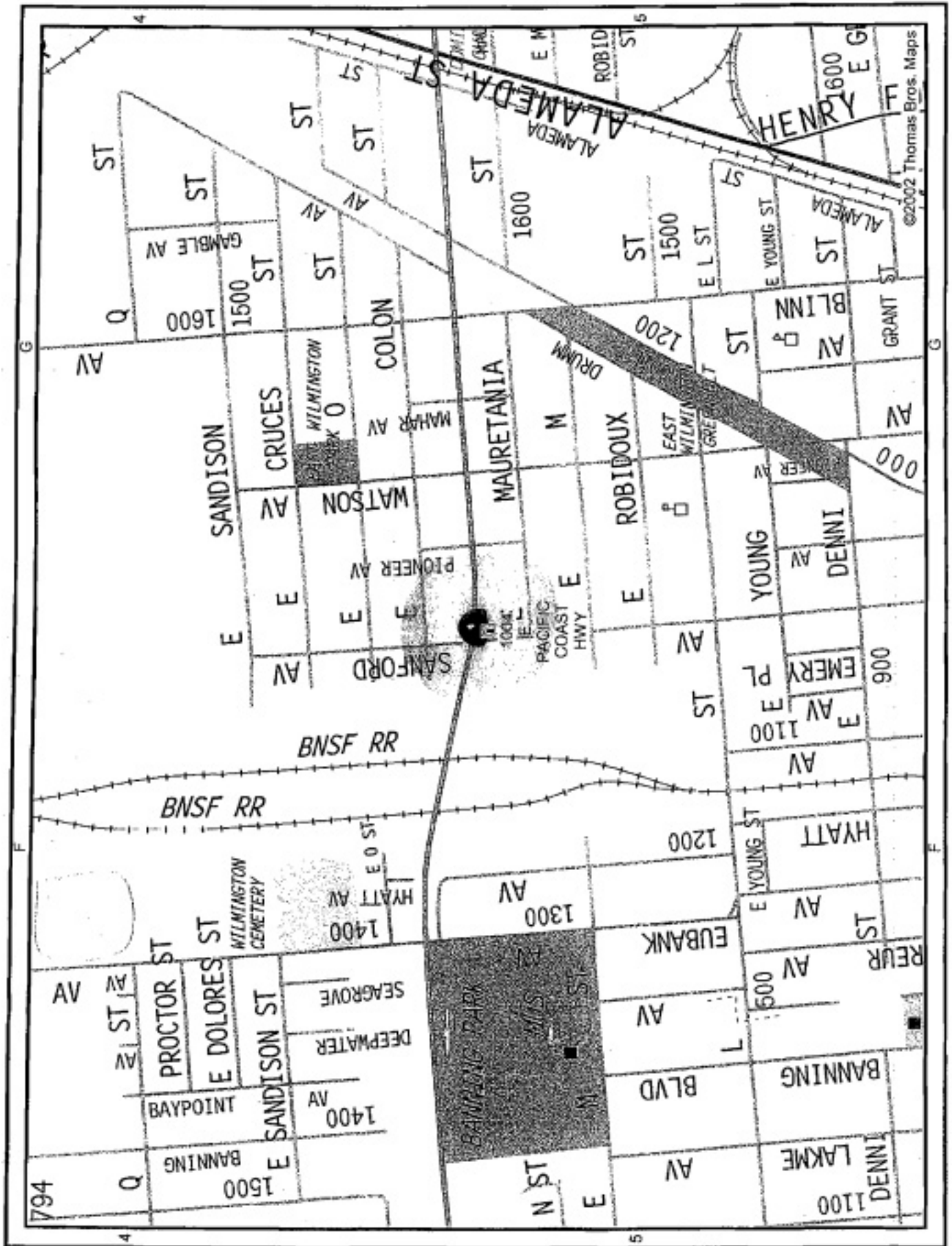
CASE DATE: 03/28/2008
 DRAWN BY: F
 DIST. MAP: 0368209
 SCALE: 1"=100'
 USES: FIELD
 NETAC: 0.10

LEGAL DESCRIPTION

LOT : 413
 BLOCK :
 TRACT : WILGARY
 T.B PAGE: 794
 GRID: F5

CD. 15 - JANICE HAHN
 CT. 2946.20
 PA. WILMIMGTPN - HARBOR CITY







Hi Cecilia,

I have sent a request for support from Simie for consideration at the Ex Board Meeting.

Jack

From: Marian Dodge <smdodge@earthlink.net>
Subject: Sample letters for Griffith Park
Date: Wed, 30 Jul 2008 16:13:31 -0700

Here are a few sample letters in support of Griffith Park as a Historic-Cultural Monument. You may copy, adapt, edit to suit your needs.

Thanks for your support!

Marian Dodge
Los Feliz wannabe

Griffith Park Historic-Cultural Monument Nomination
Sample letters of support

Dear Commissioners:

I strongly support the nomination of Griffith Park for Historic-Cultural Monument status in order to preserve it for all visitors to enjoy as Colonel Griffith intended.

Historic-Cultural Monument status will help ensure that the Park's architectural features will continue to blend beautifully with its unique natural ambiance, that its vast and rugged beauty will be protected from commercial development, and that it will remain in balance with the planet for generations to come.

Colonel Griffith graciously bestowed this gift to the people Los Angeles and I ask you to join with his family in granting it the honor and protection that Historic-Cultural Monument designation affords.

Thank you for your consideration.

Sincerely,

Dear Cultural Heritage Commissioners,

When monumental efforts are undertaken for the benefit of the City of Los Angeles, people take notice. I am enthusiastically in support of having Griffith Park declared a Los Angeles Historic-Cultural Monument. The length and detailed nomination package finally brings the layers of our City's history to light. Griffith Park is an iconic and extremely important cultural landscape. It will finally get its due in terms of recognition when the City officially declares it a landmark.

I was inspired to write after hearing the news that our City just designated one tree in Little Tokyo an HCM – thank you. One tree, one Eagle Rock, several city parks and many other important cultural landscapes are already listed, but, until now, the City has forgotten our largest natural contributor, Griffith Park. It is a pleasure to see that the natural world has finally become a recognized resource by the historic preservation community.



Please add this letter to the file and consider it 100% supportive of being listed. This just shows that one family, past to present, can invest in a City for the betterment of all people; my thanks to the Griffith family Trust for such a proactive and professional nomination.

The City has waited too long to do this – I urge you to act expeditiously and with great joy in approving this nomination! Who wouldn't want to be known for having had a hand in creating history by declaring Griffith Park a Los Angeles monument and setting a national precedent for the largest single landmark?

Sincerely,

HERE ARE FOUR SAMPLE LETTER FOR YOUR INSPIRATION

All letters should be sent to the Commission address below with a carbon copy sent to:

Councilmember Tom LaBonge
200 N. Spring Street, Room 480
Los Angeles CA 90012

Cultural Heritage Commission
Department of City Planning
200 N. Spring Street, Rm. 620
Los Angeles, CA 90012

Re: Designation of Griffith Park as an
Historic-Cultural Monument.

Dear Commissioners:

Last year's fire reminded us that Griffith Park, a resource too often taken for granted, is a precious and fragile place. It is one of the largest municipal parks in the U.S., and one of the wildest. Moreover, it comprises a collection of sites which reflect and exemplify the broad cultural and social history of Los Angeles.

Griffith Park is the City's largest surviving intact Spanish Rancho and contains architectural treasures from many decades, including wonderful features built through federal programs in the 1930s. It is the repository of much of this city's social and cultural history and features an amazing degree of biodiversity reflecting pre-urban Los Angeles. Over the years, changes to the historic fabric of the Park have taken place (including the addition of a dump and a freeway) that would never have been contemplated if the Park had historic protection in place.

It is my hope that Historic-Cultural Monument status will be granted for Griffith Park to preserve and protect it in perpetuity. As a frequent visitor to and lover of the Park, I hope you will vote to approve the Park's nomination as a Historic-Cultural Monument.

Sincerely,

Dear Commissioners:

I strongly support the nomination of Griffith Park for Historic Cultural Monument status in order to preserve it for all visitors to enjoy as Colonel Griffith intended. Historic Cultural Monument status will help ensure that the Park's architectural features will continue to blend beautifully with its unique natural ambiance, that its vast and rugged beauty will be protected from crass commercialization, and that it will remain in balance with the planet for generations to come.



Colonel Griffith graciously bestowed this gift to the people Los Angeles and I ask you to join with his family in granting it the honor and protection that Historic Cultural Monument can afford.

Thank you for your consideration.

Dear Commissioners:

As a resident of Los Angeles and a frequent user of Griffith Park, I believe that it is overdue for Griffith Park to join other great city parks such as New York's Central Park, San Francisco's Golden Gate Park, and San Diego's Balboa Park, in being recognized officially as an historic resource worth protecting.

In voting to approve Historic-Cultural Monument status for Griffith Park you will be preserving the abundant civic, cultural and natural history within its borders and earn the thanks of all who truly love Los Angeles.

Thanks in advance,

Dear Commissioners:

Time and again, on the flimsiest of pretexts, L.A.'s public resources have been exploited for private gain or lost outright to short-term thinking and expedient decision-making on the part of elected officials.

Griffith Park has lost significant amounts of its acreage to a dump and a freeway, and forfeited land that would have made up the difference to the skilled manipulation of a cemetery corporation.

Please act now to preserve Griffith Park. Honor it and yourselves by designating it as an L.A. Historic Cultural Monument.

Sincerely,

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From: Soledad Garcia [<mailto:ssg15@juno.com>]
Sent: Friday, July 25, 2008 5:11 PM
Subject: Fw: Harbor Freeway

Hi All,

With all the craziness of freeway driving, one less lane is bad enough, but when you have to pay additional money to use it, that is worse.

Please write your Councilmember to oppose the idea of toll charge for freeway lane use.

See Coastal San Pedro's letter to Janice Hahn.

Sincerely,

Soledad

This is what I sent, Soledad:

Whereas the City of Los Angeles has expressed an interest in turning one or more lanes of the Harbor Freeway (110) into a toll lane, and
Whereas the purpose of this exercise is to obtain funds from the federal government that have nothing to do with this modification, and
Whereas such a conversion will affect harbor area residents by creating congestion in the remaining lanes and creating an undue financial hardship,
Therefore the Coastal San Pedro Neighborhood Council opposes this plan and calls on the City Council to prohibit the conversion of one or more lanes of the 110 Freeway into toll lanes.

Draft letter by Susan

2

Subject: DOT Outreach to Neighborhood Councils

As part of its ongoing efforts to provide excellent service to Neighborhood Councils, the Department of Transportation is proud to announce its updated Website, located at <http://ladot.lacity.org>.

The new Website provides links to agendas, reports, and minutes of meetings of the Boards of Transportation and Taxicab Commissioners. Early notification of Commission meetings is also available through the Early Notification website operated by the Information Technology Agency.

The Department website also features a brochure titled, "Transportation Information, Programs, and Services," which provides information on the Department's core functions and recommends the most effective ways to access these services. Also featured on the website is the "Transportation Profile", which provides many interesting facts about the transportation challenges facing our City.

Many Neighborhood Councils have established Transportation Subcommittees to facilitate communication between the Department and the Neighborhood Council. If your NC has not established such a Subcommittee, you may want to consider setting one up. Alternatively, identifying one member of your NC authorized to speak on behalf of the NC on transportation-related issues would facilitate communication. In cases where no such contact is established, communications will be directed to the Chair of your Neighborhood Council.

In coming weeks, the Department will establish a centralized email address for communication with Neighborhood Councils. All Neighborhood Councils will be notified of this address once it is established.

The Department has established an online survey to collect information about our services to Neighborhood Councils. To complete the survey, please go to http://www.surveymonkey.com/s.aspx?sm=eg7H5c9wnEZwSrF_2fWEi22Q_3d_3d.

Thank you for your service to your community on your Neighborhood Council.



RESOLUTION

Resolution providing that a certain proposal to adopt an ordinance be submitted to the qualified voters of the City of Los Angeles.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LOS ANGELES AS FOLLOWS:

Section A. There be submitted to the voters of the City of Los Angeles for adoption by two-thirds of the qualified voters at a Special Election to be called on November 4, 2008, and consolidated with the State General Election to be held on the same date, the following ordinance:

ORDINANCE NO. _____

An ordinance amending Chapter II of the Los Angeles Municipal Code by adding a new Article **II.18** to provide funding for gang prevention, intervention, job training and after-school programs through the imposition of a gang prevention parcel tax on all properties in the City.

WHEREAS, all residents of the City of Los Angeles deserve communities that are free from intimidation and violence; and

WHEREAS, gang violence results in senseless loss of life and intolerable living conditions in many parts of our City; and

WHEREAS, the lack of job opportunities and training and healthy and productive options for the City's youth result in a sense of hopelessness and despair, and are the root causes of the growth of gang violence; and

WHEREAS, the Los Angeles Police Department estimates there are currently 400 gangs and 38,000 gang members within the City of Los Angeles; and

WHEREAS, if the root causes of the gang culture are left unchecked, gangs will continue to expand, increasingly more of our community members and children will experience violence and intimidation in their daily lives, and another generation of our youth will be abandoned to the cycle of violence and hopelessness that affects all residents of the City of Los Angeles; and

WHEREAS, studies have shown, and the City Council concurs, that any comprehensive anti-gang violence action plan must contain job training, gang prevention and intervention and after school components which have been shown to reduce truancy, help young people develop marketable skills and provide young people with positive alternatives to gang involvement; and

WHEREAS, because of the competing demands for scarce resources, the City of Los Angeles cannot adequately fund its gang prevention, intervention, after school and job training programs without diverting funds from other essential City services; and

WHEREAS, the Council of the City of Los Angeles (City Council) has determined that the voters of the City of Los Angeles should have the opportunity to decide whether they wish to finance an increase of gang prevention, intervention, after school and job training programs, and associated costs; and

WHEREAS, any funds raised as a result of voter approval would not in any way supplant monies that the City currently spends on gang prevention and intervention efforts;

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. Article 1.18 is added to Chapter II of the Los Angeles Municipal Code to read:

**ARTICLE 1.18
SPECIAL GANG AND YOUTH VIOLENCE PREVENTION,
AFTER-SCHOOL AND JOB TRAINING PROGRAMS TAX**

SEC. 21.18.1. DEFINITION.

As used in this article, a Parcel shall mean a unit of real property as shown on the last equalized assessment roll of Los Angeles County,

**SEC. 21.18.2. SPECIAL GANG AND YOUTH VIOLENCE PREVENTION,
AFTER-SCHOOL AND JOB TRAINING PROGRAMS TAX.**

(a) There is hereby imposed a Special Gang and Youth Violence Prevention, After-School and Job Training Programs Tax (Special Tax) on each Parcel of real property within the City of Los Angeles. The Special Tax shall be for each fiscal year, commencing with the fiscal year 2009-10.

(b) This Special Tax is enacted under the authority of Los Angeles City Charter Section 101, other authority of California Government Code Sections 53970-53979 and California Government Code Sections 50075-50077.7, inclusive of Sections 50075.1, 50075.3 and 50075.5 (the Local Agency Special Tax and Bond Accountability Act).

SEC. 21.18.3. PURPOSE.

The purpose of this Special Tax is to fund gang prevention, intervention, after-school and job training programs that demonstrate comprehensive, neighborhood-based strategies to tailor prevention and intervention programs to

unique community needs as identified through community-based needs assessments. Funding shall be used for:

(i) apprenticeship programs with local businesses and industries to provide job skills, employment training and work experience for at-risk and gang-involved youth;

(ii) after-school and community-based programs designed to provide youth with alternatives to gang involvement, opportunities to develop basic life skills and experiences in neighborhood improvement projects such as cleanup of graffiti;

(iii) programs designed to keep students from dropping out of school;

(iv) community-based gang intervention programs that reduce violence by providing integrated services to gang-involved young people and families and re-entry skills for those rejoining their communities;

(v) Programs designed to ensure that students are provided with safe passage to and from school in high crime and gang impacted areas;

(vi) expansion of after school homework assistance and tutoring/mentoring programs to improve math, reading and science skills;

(vii) grants to certified local community based organizations with proven track-records of successful gang intervention and prevention programs;

(viii) establishing new and expanding hours, including late night hours, in schools, recreation centers and community centers, including summer and weekend programming, designed to reduce the numbers of unsupervised youth and provide alternatives to gang involvement; and

(ix) pursuant to Section 21.18.10, annual performance and fiscal audits, semi-annual progress reports performed by the City Controller which look at measurable outcomes of the overall program process and each of the individual programs.

SEC. 21.18.4. EXPENDITURE PLAN; EXPENDITURES.

The Mayor shall develop and propose to the City Council, and the City Council shall, by Ordinance, establish procedures for the selection and funding of programs and activities eligible under this article (the Expenditure Plan). The Expenditure Plan will remain in effect until amended by Ordinance. The Expenditure Plan shall include at a minimum:

(i) an evaluation model detailing the specific services and goals offered by each program which shall be evaluated based on measurable outcomes, including but not limited to the ability of programs to successfully reduce risk-factors for joining gangs and have long-term impacts on youth participating in the programs;

(ii) consistent with the City Charter, annual audits, semi-annual progress reports and annual evaluations beyond contract compliance of programs receiving grant funding, by the City Controller;

(iii) provisions that only those programs certified as successful by the Mayor and the Council, pursuant to Section 21.18.10(c), shall be eligible for future grant funding;

(iv) annual submission by the Office of Gang Reduction and Youth Development (or such successor office having primary oversight of gang prevention and intervention and after school program issues) of a strategic plan for expenditures of funds in targeted areas, the locations of which shall be determined by a community-based needs assessment and by analyzing community data factors including, but not limited to: school attendance, truancy and drop-out rates; school performance, levels of gang violence and other violent crime, poverty levels, unemployment rates and numbers of youth on parole or probation;

(v) provisions for a collaborative, community-based process seeking input from community groups, neighborhood councils, faith based groups, non-profit organizations and other governmental agencies, including but not limited to the Los Angeles Unified School District, the County Departments of Children and Family Services, Mental Health, and Public Health, and other relevant County and law enforcement entities;

(vi) provisions (as shown in Sec. 21.18.4, iv) for distribution of funds throughout the various neighborhoods of the City, including the San Fernando Valley and other regions, based on measurable and objective historic and current indicators of young people at-risk for joining a gang and gang activity; and

(vii) review of any funding recommendations by a Citizens Advisory Oversight Committee, prior to the submission of funding recommendations to the City Council;

The City Council, with the concurrence of the Mayor, shall approve all expenditures from the Special Gang Prevention, Intervention, After-School and Job Training Programs Tax Fund, subject to the purposes delineated in Section 21.18.3 of the Ordinance, and provide authority to the administrative department to implement the program.

SEC. 21.18.5. MAINTENANCE OF EFFORT.

Proceeds from the Special Tax may not be used to supplant the level of funding previously committed for the programs to be funded with the Special Tax (the Maintenance of Effort Requirement). For any fiscal year, the City may only levy the Special Tax if the Maintenance of Effort Requirement has been met; provided however, that the Maintenance of Effort Requirement shall be reduced in direct amount for any loss of previously allocated state and/or federal grant funding. For Fiscal Year 2008-09 approximately \$24 million has been budgeted for programs comparable in purpose to those which will be funded with the Special Tax. The Maintenance of Effort Requirement shall be defined as \$24 million for Fiscal Year 2008-09 and shall adjust for each fiscal year thereafter by the percentage change to the general fund.

SEC. 21.18.6. TAX RATE.

(a) ~~The~~ tax imposed on each Parcel of real property shall be \$36.00 dollars per fiscal year.

(b) The maximum tax rate established in Subsection (a) may be adjusted annually, commencing with the fiscal year 2009-10, based on the formula set forth in Subsection (c) below.

(c) For any fiscal year, the City Council may, by ordinance, adjust the tax rate below the maximum amount authorized by this section. This reduction shall not prevent a subsequent levy of taxes for any succeeding fiscal year up to the limits set forth in this section.'

(d) The tax rate established in Subsection (a) shall be adjusted for qualifying low income property owners (the Low-Income Rate) and senior citizen and disabled citizen property owners (the Lifeline Rate). The Low Income Rate and Lifeline Rate shall be established by ordinance and shall not exceed a discount rate of 50% of the tax rate established in Subsections (a) through (c).

SEC. 21.18.7. EXEMPTIONS.

(a) Nothing in this article shall be construed as imposing a tax upon any person when imposition of that tax upon that person would be in violation of either the Constitutions of the United States or the State of California.

(b) The tax imposed by this article shall not be levied upon the federal government, the state government, any state agency, or any local government agency.

(c) The tax imposed by this article shall not be levied upon a parcel of property or improvement that is owned and used by an organization described in

Sections 501(c), 501(d) or 401(a) of Title 26 of the United States Code. All sections of the United States Code shall mean those sections as they exist on the effective date of this article and as they may be amended thereafter.

SEC. 21.18.8. GANG AND YOUTH VIOLENCE PREVENTION, AFTER-SCHOOL AND JOB TRAINING PROGRAMS SPECIAL TAX FUND.

(a) There is hereby established a special fund in the City Treasury entitled Gang and Youth Violence Prevention, After-School and Job Training Programs Special Tax Fund (Special Tax Fund). The funds collected pursuant to this article shall be placed in the Special Tax Fund to be used exclusively for the purpose for which the tax is imposed, and for no other purpose. Funds deposited in this Special Tax Fund shall not be subject to reversion to the Reserve Fund, established under Charter Section 302. Nothing in this section shall prevent the use of these funds to reimburse the General Fund when money is advanced from the General Fund to pay for the uses provided for in this article. All interest earnings generated by funds on deposit in the Special Tax Fund shall remain in the Special Tax Fund to be used only for the purpose of the Special Tax Fund.

(b) If at the end of any fiscal year, any unencumbered money raised by the Special Tax remains, it may be used in a succeeding fiscal year for the purposes stated in this article.

SEC. 21.18.9. CITIZENS ADVISORY OVERSIGHT COVIMITTEE.

There is hereby established a Citizens Advisory Oversight Committee, to oversee and make recommendations to the Mayor and the City Council on the expenditure of revenues received under the provisions of this article and to monitor the implementation and performance of programs and activities funded by revenues received under the provisions of this article; All appointees to the Committee shall have demonstrated expertise in one or more areas such as child development, education, research and policy development related to children and family services, social services, public health, mental health, gang prevention, community-based gang intervention, neighborhood economic development, juvenile justice or public safety. The Committee shall work with the Mayor and the City Council in the establishment of definitions for each program category.

The Committee shall be comprised of nine (9) members appointed as follows: Four (4) members shall be appointed by the Mayor, one (1) from each of the following regions of the City: the San Fernando Valley, South Los Angeles/Harbor, West Los Angeles and East Los Angeles; three (3) members shall be appointed by the President of the City Council, one (1) of these appointees shall have accounting experience and one (1) shall represent the City's business community; one (1) member, who shall have demonstrated experience with gang prevention and/or intervention services, shall be appointed

by the Chair of the Ad Hoc Committee on Gang Violence and Youth Development or such successor City Council committee having primary oversight of gang prevention and intervention and after school program issues; and one (1) member shall be appointed by Chief of the Los Angeles Police Department.

SEC. 21.18.10. ANNUAL AUDIT, PROGRAM EVALUATION AND CERTIFICATION.

(a) The City Controller shall prepare annual performance and fiscal audits consistent with the City Charter. At least one percent (1.0%) of the annual proceeds from the Special Tax may be used for the purposes of this Section 21.18.10.

(b) Programs will be evaluated according to how effectively they accomplish the purpose of this Special Tax, measured according to evaluation metrics developed by the Mayor, City Council and the Citizen's Advisory Committee, which may include, as applicable to each program type: the number of young people who exit gangs; improved school attendance and increased graduation rates in each service zone; the degree of service integration; accessibility and availability of services; and improved employment outcomes such as job creation and increased employment rates in each service zone. The reports from the City Controller pursuant to Section 21.18.10(a), shall be used during the evaluation process.

(c) Only programs which have been certified successful according to the specific criteria adopted by the City Council with the concurrence of the Mayor shall be eligible for continued funding.

SEC. 21.18.11. ANNUAL REPORT.

The City Administrative Officer, as the chief fiscal officer of the City of Los Angeles, shall file a report with the City Council no later than January 1, 2010, and each year thereafter, which report shall contain: (i) the amount of Special Tax funds collected and expended; and (ii) the status of any program funded in part or in whole by Special Tax Funds.

SEC. 21.18.12. ADJUSTMENTS AND REFUNDS.

(a) Requests for adjustments involving imposition of this tax may be filed with the Office of Finance. Upon sufficient evidence of error in the computation of the tax, the Office of Finance shall cause the tax to be recalculated, and shall so advise the Los Angeles County Tax Assessor or other appropriate official.

(b) Whenever it is alleged that the amount of any tax has been overpaid or paid more than once or has been erroneously or illegally collected or received by the City under this article, the refund procedure shall be as follows:

(i) No claim for refund shall be allowed in whole or in part unless filed with the Office of Finance within a period of one year from the date of the claimed overpayment, and each claim for refund of the amount of the overpayment must be filed on forms furnished, and in the manner prescribed, by the Office of Finance. Refunds may be made from the Special Tax Fund.

(ii) In the event the Office of Finance or the City Council denies the claim, the Office of Finance shall notify the claimant pursuant to California Government Code Section 913.

(c) The Office of Finance shall have the same power to compromise claims involving the Special Tax, and the same power to accept and record underpayments or overpayments of the tax, as is granted to the Office of Finance under Subsections (f) and (g) of Section 21.15 of the Los Angeles Municipal Code with respect to Business Taxes. The Office of Finance shall have the same authority to make refunds of this tax as is provided in Section 22.13 of the Los Angeles Municipal Code.

(d) If the County of Los Angeles does not attempt to collect any tax due under this article, then the Office of Finance shall have the power and duty to enforce all of the provisions of this article. In that case, the Office of Finance may make an assessment for taxes not paid against the owner of a Parcel in the manner provided in Section 21.16 of the Los Angeles Municipal Code.

(e) The Special Tax shall be due in two equal installments in accordance with the collection procedures of the Los Angeles County Tax Collector with the first installment due November 1st and the second installment due February 1st in each fiscal year. The owner of a Parcel at the time set forth in California Revenue and Taxation Code Section 405, shall have a personal obligation to the City of Los Angeles until the tax is paid for each fiscal year.

SEC. 21.18.13. SUBMISSION TO VOTERS.

The ordinance enacting this article shall be submitted to the voters of the City of Los Angeles. The taxes determined and proposed by this article shall be levied only if the ordinance is approved by a vote of not less than two-thirds of the voters voting. If the ordinance is approved by the requisite number of voters, the article shall thereafter be considered a part of the Los Angeles Municipal Code. Amendments to procedural provisions of this article may be made by ordinance adopted by the City Council.

SEC. 21.18.14. SEVERABILITY CLAUSE.

If any provision of this article is found invalid by a court of competent jurisdiction, the remaining provisions shall remain in full force and effect.

Sec. B. The City Clerk is hereby authorized and directed to publish a notice containing the proposed ordinance proposition, specifying the date of November 4, 2008 as the date the measure is to be voted upon by the qualified voters of the City of Los Angeles. The notice shall be published once in a newspaper of general circulation in the City of Los Angeles, and in each edition thereof during that day of publication. The City Clerk is authorized and directed to prepare and keep in the City Clerk's office a sufficient supply of copies of the proposed ordinance proposition and to distribute the proposed ordinance proposition to any and all persons requesting a copy. Further, the City Clerk is authorized and directed to mail copies of the proposed ordinance proposition to each of the qualified voters of the City of Los Angeles.

Sec. C. The City Clerk is hereby authorized and directed to cause a notice to be published once in a newspaper of general circulation that copies of voter information pamphlets containing the proposed ordinance proposition may be obtained upon request in the City Clerk's office.

Sec. D. The City Clerk shall file a duly certified copy of this Resolution forthwith with the Board of Supervisors and with the Registrar-Recorder of the County of Los Angeles.

I hereby certify that the foregoing Resolution was adopted by the Council of the City of Los Angeles at its meeting held on _____

KAREN E. KALFAYAN, City Clerk

By _____ Deputy

Approved as to Form and Legality

ROCKARD J. DELGADILLO, City Attorney

By 
MARILYN L. GARCIA
Assistant City Attorney

Date July 9, 2008

C.F. No. ¹⁸⁰⁰⁻⁵³08-1637



Wilmington Neighborhood Council

544 N Avalon Boulevard, Suite 103 ▪ Wilmington, California 90744 ▪ (310) 522-2013

NOTICE OF MEETING

August 27, 2008 @ 6:00 P.M.
Wilmington Senior Center
1371 Eubank Street
Wilmington, California

All stakeholders including residents, property and business owners, people who work in Wilmington, members of non-profit, educational, church and service organization, representative-of local labor unions and participants at local parks and museums are encouraged to participate in the Wilmington Neighborhood Council (WNC). The WNC and you can make a difference in the delivery of City services to our community.

Comment from the public on non-agenda items within the jurisdiction of the WNC will be heard during the Public Comment period. Public Comment is limited to three (3) minutes per speaker unless waived by the presiding officer of the WNC.

As a covered entity under Title II of the Americans with Disabilities Act, the City of Los Angeles does not discriminate on the basis of disability and upon request will provide reasonable accommodation to ensure equal access to its programs, services and activities. Language translation, sign language interpreters, assistive listening devices or other auxiliary aids and/or services may be provided upon request. Please make your request at least three (3) business days prior to the meeting if services are required. Contact the Department of Neighborhood Empowerment at (310) 732-4525.

SI REQUIERE SERVICIOS DE TRADUCCION, FAVOR DE NOTIFICAR A LA OFICINA 3 DIAS DE TRABAJO (72 HORAS) ANTES DEL EVENTO. SI NECESITA ASISTENCIA CON ESTA NOTIFICACION, POR FAVOR LLAME A NUESTRA OFICINA AL (213) 485-1360

AGENDA

1. Call to Order / Pledge of Allegiance / Roll Call of Governing Board Members
2. Approval of Minutes for Previous Meeting.
3. Los Angeles Police Department-Senior Lead Officer Ron Johnson
(5 Minutes).
4. Public Comment on Non-Agenda Items-Please fill out Speaker Card
(3 Minutes per comment)
5. Government Representatives Reports – Federal/State/County/City
(10 Minutes)
6. Alameda Corridor Transportation Authority Report – Dan Davis
(5 Minutes)
7. Action Items
 - A. Committee Sign-ups
 - B. Pipeline Franchise Tax Fee – *The WNC support the Business Corridor Improvement Plan by writing a letter of support to Councilwoman Hahn, requesting specific use of the petroleum funds.*
 - C. 1004 E. Pacific Coast Hwy – Truck Sales
 - D. Griffith Park Historic-Cultural Monument
 - E. Toll Charge for Freeway Lane Use

8. Information Items

- Refreshment Schedule
- DOT Outreach to NCs
- Gang Tax – Information only

9. Report from D.O.N.E. – Rosa Arcadia

RECESS – 10 MINUTES

10. Report of Officers

- Chair
- Co-Chair
- Secretary
- Treasurer

11. Reports by Standing Committees

- By Laws Committee
- Executive Board
- Finance Committee
- Gateway & Beautification Committee
- Land Use & Planning Committee
- Public Works Committee
- Publicity & Communications Committee
- Transportation Committee
- PCAC Representatives Report

12. Unfinished Business

13. New Business

14. Reports from Caucus Groups

15. Reports from Members at Large

16. Announcements Governing Board Members

17. Adjourn