

**EAST LOS ANGELES AREA PLANNING COMMISSION
REGULAR MEETING
WEDNESDAY, JANUARY 13, 2010, 4:30 P.M.
RAMONA HALL COMMUNITY CENTER
4580 NORTH FIGUEROA STREET
LOS ANGELES, CALIFORNIA 90065**

Luis Lopez, President
Javier C. Angulo, Vice President
Lilia Esther C. Garcia, Commissioner
David Marquez, Commissioner
Kei Nagao, Commissioner

Rhonda Ketay, Commission Executive Assistant
(213) 978-1300; FAX (213) 978-1029

POLICY FOR DESIGNATED PUBLIC HEARING ITEM(S) No. 3, 4, and 5.

Pursuant to the Commission's general operating procedures, the Commission at times must necessarily limit the speaking times of those presenting testimony on either side of an issue that is designated as a public hearing item. In all instances, however, equal time is allowed for presentation of pros and cons of matters to be acted upon. All requests to address the Commission on public hearing items must be submitted prior to the Commission's consideration of the item.

EVERY PERSON WISHING TO ADDRESS THE COMMISSION MUST COMPLETE A SPEAKER'S REQUEST FORM AND SUBMIT IT TO THE COMMISSION EXECUTIVE ASSISTANT STAFF.

On January 24, 2007, the Commission adopted the City Planning Commission's rules as its rules regarding written submissions to ensure that it has reasonable and appropriate opportunity to review your materials, which must be submitted 10 days prior to the meeting at which the item is to be heard. All concerned parties who wish to submit written materials on agenda items should submit them to the Commission Office, 200 North Spring Street, Room 272, Los Angeles, 90012, by noon of the day prior to the date of the meeting at which the item is to be heard (15 copies must be provided). Day of hearing submissions (12 copies must be provided) are limited to 2 pages plus accompanying photographs, posters, and PowerPoint presentations of 5 minutes or less. Non-complying materials will NOT be distributed to the Commission.

The Commission may RECONSIDER and alter its action taken on items listed herein at any time during this meeting or during the next regular meeting, in accordance with the Commission Policies and Procedures and **provided that the Commission retains jurisdiction over the case.**

AGENDAS are posted for public review in the Main Street lobby of City Hall East, 200 No. Main Street, Los Angeles, California, and are accessible through the Internet World Wide Web at www.lacity.org/PLN. Click the **"Meetings and Hearings"** quick link. Agenda is available under the East Los Angeles service area.

In the case of a Commission meeting cancellation, all items shall be continued to the next regular meeting date or beyond, as long as the continuance is within the legal time limits of the case or cases.

If you challenge these agenda items in court, you may be limited to raising only those issues you or someone else raised at the public hearing agendaized here, or in written correspondence on these matters delivered to this agency at or prior to the public hearing.

The time in which a party may seek judicial review of this determination is governed by California Code of Civil Procedure Section 1094.6. Under that provision, a petitioner may seek judicial review of any decision of the City pursuant to California Code of Civil Procedure Section 1094.5, only if the petition for writ of mandate pursuant to that section is filed no later than the 90th day following the date on which the City's decision became final.

GLOSSARY OF ENVIRONMENTAL TERMS:

CEQA - Calif. Environmental Quality Act
EIR - Environmental Impact Report

ND - Negative Declaration
MND - Mitigated Negative Declaration
CE - Categorical Exemption

1. **DEPARTMENT REPORT**

A. Items of interest

2. **COMMISSION BUSINESS**

A. Advance Calendar

B. Commission Requests

C. Approval of Minutes: December 9, 2009

3. **DIR-2009-2208-BSA-1A**

CEQA: N/A

Plan: Boyle Heights

Council District: 14

Expiration Date: 1/23/10

Appeal Status: Not further appealable

PUBLIC HEARING

Project Location: 1135 S. Boyle Avenue

REQUESTED ACTIONS:

An appeal of the Zoning Administrator's decision pursuant to the provisions of Section 12.26-K of the Los Angeles Municipal Code, for the denial of a request for a Director's Determination as to whether the Department of Building and Safety erred or abused discretion in approving PCIS Building Permit Applications for construction of a two-story concrete warehouse and office building, a change in plans, and a change of work description located at 1135 South Boyle Avenue.

The Zoning Administrator found that the Department of Building and Safety did not err or abuse its discretion in approving Permit Application Nos. 07010-10000-04541; 07010-10001-04541; and 07010-10002-04541, affirmed the action of the Department of Building and Safety, and found the Department of Building and Safety environmental clearance adequate.

APPLICANT: Behnam Kerendian, Boyle Vista LLC
Representative: Barry Segal, Segal & Rea Architecture

APPELLANT: Behnam Kerendian, Boyle Vista LLC
Representative: Saul Reiss, ESQ.

RECOMMENDED ACTIONS:

Deny the appeal; **Sustain** the Zoning Administrator's decision pursuant to the provisions of Section 12.26-K of the Los Angeles Municipal Code, for the denial of a request for a Director's Determination as to whether the Department of Building and Safety erred or abused discretion in approving PCIS Building Permit Applications for construction of a two-story concrete warehouse and office building, a change in plans, and a change of work description located at 1135 South Boyle Avenue.

Find that Zoning Administrator determined that the Department of Building and Safety did not err or abuse its discretion in approving Permit Application Nos. 07010-10000-04541; 07010-10001-04541; and 07010-10002-04541, affirm the action of the Department of Building and Safety, and **find** the Department of Building and Safety environmental clearance adequate.

Staff: Al Landini (213) 369-0552

4. **DIR-2009-2211-BSA-1A**
CEQA: N/A

Plan: Boyle Heights
Council District: 14
Expiration Date: 1/23/10
Appeal Status: Not further appealable

PUBLIC HEARING

Project Location: 1125 S. Boyle Avenue

REQUESTED ACTIONS:

An appeal of the Zoning Administrator's decision pursuant to the provisions of Section 12.26-K of the Los Angeles Municipal Code, for the denial of a request for a Director's Determination as to whether the Department of Building and Safety erred or abused discretion in issuing PCIS Building Permit Applications for the construction of a two-story concrete warehouse and office building, a change in plans, and a change of work description located at 1125 South Boyle Avenue.

The Zoning Administrator found that the Department of Building and Safety did not err or abuse its discretion in approving Permit Application Nos. 07010-10000-04540; 07010-10001-04540; and 07010-10002-04540, affirmed action of the Department of Building and Safety, and found the Department of Building and Safety environmental clearance adequate.

APPLICANT: Behnam Kerendian, Boyle Vista LLC
Representative: Barry Segal, Segal & Rea Architecture

APPELLANT: Behnam Kerendian, Boyle Vista LLC
Representative: Saul Reiss, ESQ.

RECOMMENDED ACTIONS:

Deny the appeal; **Sustain** the Zoning Administrator's decision pursuant to the provisions of Section 12.26-K of the Los Angeles Municipal Code, for the denial of a request for a Director's Determination as to whether the Department of Building and Safety erred or abused discretion in issuing PCIS Building Permit Applications for the construction of a two-story concrete warehouse and office building, a change in plans, and a change of work description located at 1125 South Boyle Avenue.

Find that Zoning Administrator determined that the Department of Building and Safety did not err or abuse its discretion in approving Permit Application Nos. 07010-10000-04540; 07010-10001-04540; and 07010-10002-04540, affirm action of the Department of Building and Safety, and **find** the Department of Building and Safety environmental clearance adequate.

Staff: Al Landini (213) 369-0552

5. **ZA-2008-1574-CUB-CU-ZV-1^a**
CEQA: ENV-2008-1575-MND

Plan: Silver Lake-Echo Park-Elysian Valley
Council District: 13
Expiration Date: 2/2/10
Appeal Status: Zone Variance further
appealable only if approved

PUBLIC HEARING

Project Location: 1601-1605 Glendale Boulevard

REQUESTED ACTIONS:

An appeal of the Zoning Administrator's decision **1)** pursuant to Charter Section 562 and Los Angeles Municipal Code Section 12.27-B, for the dismissal of a request for a Zone Variance from the [Q]C2

Zone established by Ordinance No. 176,825 (Subarea 19a), in that the proposed construction, use and maintenance of a remodeled gasoline fueling and mini-market are not among the prohibited uses specified by the [Q] Qualified Conditions of the Ordinance, and **2)** pursuant to Los Angeles Municipal Code Section 12.24-W,1, for the approval of a Conditional Use to permit the sale and dispensing of beer and wine for off-site consumption in conjunction with the construction, use and maintenance of a remodeled 2,900 square-foot mini-market and gasoline fueling station, and **3)** pursuant to Los Angeles Municipal Code Section 12.24-W,27, for the approval of a Conditional Use to permit a deviation from the Commercial Corner Development provisions of Section 12.22-A,23 of the Code by allowing the remodeled gasoline fueling station and mini-mart to operate 24 hours per day, 7 days a week in lieu of no later than 11 p.m. or no earlier than 7 a.m., and the adopted environmental clearance Mitigated Negative Declaration ENV-2008-1575.

APPLICANT: Alex Gurski

APPELLANT: Same

RECOMMENDED ACTIONS:

Deny the appeal; **Sustain** the Zoning Administrator's decision **1)** for the dismissal of a request for a Zone Variance from the [Q]C2 Zone established by Ordinance No. 176,825 (Subarea 19a), in that the proposed construction, use and maintenance of a remodeled gasoline fueling and mini-market are not among the prohibited uses specified by the [Q] Qualified Conditions of the Ordinance, and **2)** for the approval of a Conditional Use to permit the sale and dispensing of beer and wine for off-site consumption in conjunction with the construction, use and maintenance of a remodeled 2,900 square-foot mini-market and gasoline fueling station, and **3)** for the approval of a Conditional Use to permit a deviation from the Commercial Corner Development provisions by allowing the remodeled gasoline fueling station and mini-mart to operate 24 hours per day, 7 days a week in lieu of no later than 11 p.m. or no earlier than 7 a.m., and **adopt** the environmental clearance Mitigated Negative Declaration ENV-2008-1575-MND.

Staff: Larry Friedman (213) 978-1225

6. PUBLIC COMMENT PERIOD

The Area Planning Commission shall provide an opportunity in open meetings for the public to address it, on items of interest to the public that are within the subject matter jurisdiction of the Area Planning Commission. (This requirement is in addition to any other hearing required or imposed by law.) Persons making requests are encouraged to do so in writing and should submit 10 copies to the Area Planning Commission for its consideration. **Persons wishing to speak must submit a speaker's request form prior to the commencement of the public comment period.** Individual testimony within the public comment period shall be limited to five (5) minutes per person and up to ten (10) minutes per subject.

The next regular meeting of the East Los Angeles Area Planning Commission
will be held at **4:30 p.m. on Wednesday, January 27, 2010** at

Ramona Hall Community Center
4580 North Figueroa Street,
Los Angeles, California 90065

An Equal Employment Opportunity/Affirmative Action employer

As a covered entity under Title II of the Americans with Disabilities Act, the City of Los Angeles does not discriminate. The meeting facility and its parking are wheelchair accessible. Sign language interpreters, assistive listening devices, or other auxiliary aids and/or other services may be provided upon request. To ensure availability of services, please make your request no later than three working days (72 hours) prior to the meeting by calling the Commission Executive Assistant at (213) 978-1300 or by email at APCELA@lacity.org.