

**CITY PLANNING COMMISSION
REGULAR MEETING**

**THURSDAY, JUNE 28, 2012, after 8:30 A.M.
VAN NUYS CITY HALL COUNCIL CHAMBER 2ND FLOOR
14410 SYLVAN STREET, VAN NUYS, CALIFORNIA 91401**

William Roschen, FAIA, President
Regina M. Freer, Vice President
Sean O. Burton, Commissioner
Diego Cardoso, Commissioner
George Hovaguimian, Commissioner
Justin Kim, Commissioner
Robert Lessin, Commissioner
Barbara Romero, Commissioner
Michael K. Woo, Commissioner

Michael J. LoGrande, Director
Alan Bell, AICP, Deputy Director
Lisa Webber, AICP, Deputy Director
Eva Yuan-McDaniel, Deputy Director

James K. Williams, Commission Executive Assistant II

POLICY FOR DESIGNATED PUBLIC HEARING ITEMS No(s).

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 STAFF.**

The Commission has adopted rules regarding written submissions to ensure that it has reasonable and appropriate opportunity to review your materials. The mailing and email addresses, deadlines, page limits, and required numbers of copies for your advance submissions may be found at www.planning.lacity.org under "Forms and Instructions". Day of hearing submissions (15 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 ADJOURN FOR LUNCH at approximately 12:00 Noon. Any cases not acted upon during the morning session will be considered after lunch. TIME SEGMENTS noted * herein are approximate. Some items may be delayed due to length of discussion of previous items.

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.

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 agenzized here, or in written correspondence on these matters delivered to this agency at or prior to the public hearing. **If you seek judicial review of any decision of the City pursuant to California Code of Civil Procedure Section 1094.5, the petition for writ of mandate pursuant to that section must be filed no later than the 90th day following the date on which the City's decision became final pursuant to California Code of Civil Procedure Section 1094.6. There may be other time limits which also affect your ability to seek judicial review.**

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 at www.planning.lacity.org. Click the Meetings and Hearings" link. Commission meetings may be heard on Council Phone by dialing (213) 621-2489 or (818) 904-9450.

GLOSSARY OF ENVIRONMENTAL TERMS:

CEQA - Calif. Environmental Quality Act
EIR - Environmental Impact Report
CE - Categorical Exemption

ND - Negative Declaration
MND - Mitigated Negative Declaration

1. DIRECTOR'S REPORT

- A. Update on City Planning Commission Status Reports and Active Assignments
 - 1. Ongoing Status Reports:
 - 2. City Council/PLUM Calendar and Actions
 - 3. List of Pending Legislation (Ordinance Update)
- B. Legal actions and rulings update
- C. Other items of interest:

2. COMMISSION BUSINESS

- A. Advance Calendar
- B. Commission Requests
- C. Minutes of Meeting – June 14, 2012

3. PUBLIC COMMENT PERIOD

The Commission shall provide an opportunity in open meetings for the public to address it, for a cumulative total of up to thirty (30) minutes, on items of interest to the public that are within the subject matter jurisdiction of the Commission. (This requirement is in addition to any other hearing required or imposed by law.)

PERSONS WISHING TO SPEAK MUST SUBMIT A SPEAKER'S REQUEST FORM. ALL REQUESTS TO ADDRESS THE COMMISSION ON NON-PUBLIC HEARING ITEMS AND ITEMS OF INTEREST TO THE PUBLIC THAT ARE WITHIN THE JURISDICTION OF THE COMMISSION MUST BE SUBMITTED PRIOR TO THE COMMENCEMENT OF THE PUBLIC COMMENT PERIOD.

Individual testimony within the public comment period shall be limited as follows:

- (a) For non-agendized matters, up to five (5) minutes per person and up to ten (10) minutes per subject.
- (b) For agendized matters, up to three (3) minutes per person and up to ten (10) minutes per subject. PUBLIC COMMENT FOR THESE ITEMS WILL BE DEFERRED UNTIL SUCH TIME AS EACH ITEM IS CALLED FOR CONSIDERATION. The Chair of the Commission may allocate the number of speakers per subject, the time allotted each subject, and the time allotted each speaker.

4. [CPC-2010-3300-CU-ZAA-DRB-SPP](#)
CEQA: ENV-2010-2647-MND
Plan Area: Brentwood-Pacific Palisades

Council District: 11 – Rosendahl
Expiration Date: 6-28-12
Appeal Status: Appealable to City Council

PUBLIC HEARING – Completed on November 4, 2011

Location: 16100 W. MULHOLLAND DRIVE
Legally described as lot A & B/A, PM 1938/PM4816

Proposed Project:

Removal of 15,914 square feet of modular buildings used for a pre-school and construction of an athletic field, including sports courts, playgrounds, a 15-foot high, 2,000 square foot physical education building, related ancillary uses, and 26 surface parking spaces (collectively, the “Athletic Facilities”), on a 122,687 square foot parcel to for exclusive use of an existing private school (The Mirman School for Gifted Children) established by Case No. ZA-1992-858-CUZ. Existing pole lights, internal roadway and parking area will continue to be utilized. The field would be used for recreational purposes, physical education classes and extracurricular games. Proposed hours of operation are Monday through Friday 7:30 A.M. to 6 P.M., with minimum use on Saturday and Sundays including a maximum of 3 days per month between 9 A.M. to 6 P.M. There will be no loudspeakers or public address systems installed or operated on any open portion of the premises. Grading will result in a total of 640 cubic yards of export. No physical or operational changes are proposed for the existing entitled private school having a maximum enrollment of 330 students from grades K to 8th. The total parcel size is 237,846 square feet.

Requested Actions:

1. Pursuant to Section 21082.1(c)(3) of the California Public Resources Code, Adopt the Mitigated Negative Declaration (**ENV-2010-2647-MND**) for the above referenced project.
2. Pursuant to Section 12.24 U.24 of the Municipal Code, a Conditional Use to permit the continued operation of a private elementary school with the addition of an athletic field, including sports courts, playgrounds, physical education building, and 26 surface parking spaces, in the RE40 Zone.
Note: Previous conditions of approval under ZA 1992-0858-CUZ were reviewed, incorporated, and updated where necessary.
3. Pursuant to Section 12.21 C.1 (g) of the Municipal Code, an Adjustment to allow an eight-foot high fence in the required front yard, in lieu of three and one-half feet maximum otherwise permitted pursuant to Section 12.22 C.20 (f) 2 and an 8-foot high chain link fence in the required side yards, in lieu of six feet maximum otherwise permitted pursuant to Section 12.22 C.20 (f) 3.
4. Pursuant to Section 11 of the Mulholland Scenic Parkway Specific Plan and pursuant to Section 11.5.7C of the Municipal Code, a Design Review and Project Permit Compliance for the development of athletic facilities and construction of a 2,000 square feet physical education building.

Applicant: David Royal, Mirman School
Representative: Kevin K. McDonnell, Esq.

Recommended Actions:

1. Approve the Conditional Use to establish an athletic field in connection with a private middle school in the RE40-1-H Zone, subject to the attached conditions of approval;
2. Approve the requested Adjustment to permit an eight-foot high fence within the front yard, in lieu of three and one-half feet maximum otherwise permitted and an 8-foot high fence in the westerly side

- yard in-lieu of the maximum 6-foot height otherwise permitted (As modified by the applicant).
(The 10-foot high fence in rear yard, receive and file, withdrawn by the applicant);
3. Approve the Design Review and Project Permit Compliance for the development of new athletic facilities and construction of a 2,000 square-foot building;
 4. Adopt Attached Findings;
 5. Adopt the Mitigated Negative Declaration as provided under case number **ENV-2010-2647-MND** pursuant to the California Environmental Quality Act.
 6. Advise the applicant that pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption may be required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination ("NOD") filing.

Staff: Michelle Singh (818) 374-5061

The next regular meeting of the City Planning Commission
will be held at **8:30 a.m. on Thursday, July 12, 2012**
City Hall
200 N. Spring Street
Public Works Board Room 350
Los Angeles, CA 90012

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. Translation services, sign language interpreters, assistive listening devices, or other auxiliary aids and/or other services must be requested **72 hours prior to the meeting** by calling the Planning Commission Secretariat at (213) 978-1300 or by email at CPC@lacity.org.