

**EAST LOS ANGELES AREA PLANNING COMMISSION
REGULAR MEETING
WEDNESDAY, March 27, 2013, 4:30 P.M.
RAMONA HALL COMMUNITY CENTER
4580 NORTH FIGUEROA STREET
LOS ANGELES, CALIFORNIA 90065**

Vacant, President
Javier C. Angulo, Vice President
Mayumi Fukushima, Commissioner
Ana Hanson, Commissioner
David Marquez, Commissioner

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

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

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**

Items of interest

2. **COMMISSION BUSINESS**

A. Advance Calendar

B. Commission Requests

C. Approval of Minutes: September 12, 2012, October 10, 2012, and January 9, 2013

3. **ZA-2012-2955-ZAI-1A**

CEQA: ENV 2012-2956-CE

Council District: 14

Expiration Date: None

Plan: Boyle Heights

Appeal Status: Not further appealable

CONTINUED FROM MARCH 13, 2013

PUBLIC HEARING

Location: 3455 East Percy Street

Requested Action:

An appeal of the Zoning Administrator's site-specific interpretation that in association with the permitted operation of a 68-room Adult Residential Facility at 3455 Percy Street, consistent with Case No. ZA 21469, tenant occupancy shall be calculated at a rate not to exceed 2 persons per bedroom or guest room at any time; that Condition No. 27 of ZA 92-0707(ZV)(PA1)-1A be modified accordingly (strikeout/underline typeface) to establish the following: "The occupancy in the 68-room facility shall not exceed two residents ~~for every~~ in any bedroom or guest room, as approved by the Department of Building and Safety, and in no event exceed ~~96~~ 136 tenants/residents at any time."; that ZA 2010-2038(ZAI) remains valid in association with the continued use of the property; and adoption of the recommendation of the Lead Agency by adopting Categorical Exemption No. ENV-2012-2956-CE as the environmental clearance for this action

APPLICANT: City of Los Angeles / Charles E. Hauptman, U.S. Dept. of Housing and Development, California State Office of Fair Housing and Equal Opportunity
Representative: Kim Savage, Law Office of Kim Savage

APPELLANT: Sylvia Duarte
Representative: Michael Gonzalez

Recommended Action:

1. **Deny** the appeal.
2. **Sustain** the Zoning Administrator's site-specific interpretation that in association with the permitted operation of a 68-room Adult Residential Facility at 3455 Percy Street, consistent with Case No. ZA 21469, tenant occupancy shall be calculated at a rate not to exceed 2 persons per bedroom or guest room at any time; that Condition No. 27 of ZA 92-0707(ZV)(PA1)-1A be modified accordingly (strikeout/underline typeface) to establish the following: "The occupancy in the 68-room facility shall not exceed two residents ~~for every in any~~ bedroom or guest room, as approved by the Department of Building and Safety, and in no event exceed ~~96~~ 136 tenants/residents at any time."; and that ZA 2010-2038(ZAI) remains valid in association with the continued use of the property.
3. **Adopt** the recommendation of the Lead Agency by adopting Categorical Exemption No. ENV-2012-2956-CE as the environmental clearance for this action.

The Commission may recess into Closed Session pursuant to Government Code section 54956.9(d)(2) to allow the Commission to confer with its legal counsel relative to the above matter.

Staff: Linn Wyatt (213) 978-1318

4. **ZA-2012-926-ZAA-1A**

Related Case: VTT-71930-SL
CEQA: ENV 2012-927-MND

Council District: 13
Expiration Date: 4/23/13
Plan: Silver Lake-Echo Park-Elysian Valley
Appeal Status: Not further appealable

PUBLIC HEARING

Location: 1363-1371 North Douglas Street

Requested Action:

An appeal of the Zoning Administrator's decision to approve, pursuant to the provisions of Section 12.28-A of the Los Angeles Municipal Code, Zoning Administrator's Adjustments from: Section 12.09.1-B,1 to permit front yard setbacks ranging from 10 feet to 12 feet in lieu of the 15 feet otherwise required; Section 12.09.1-B,2(a) to permit zero-foot side yard setbacks in lieu of the 6 feet otherwise required; Section 12.09.1-B,3 to permit rear yards ranging from zero feet to 5 feet in lieu of the 15 feet otherwise required; and Section 12.21-C,2(a) to permit a zero-foot building separation between each building in lieu of the 12 feet otherwise required; all in conjunction with a concurrent Small Lot Subdivision, Case No. VTT-71930-SL, for a total of 7 single-family dwelling units; and adoption of Mitigated Negative Declaration ENV 2012-0927-MND as the environmental clearance for this action.

APPLICANT: David French, Echo Park Douglas, LLC
Representative: Tiffany Rothman, Rothman Engineering, Inc.

APPELLANT: Leslie Dione Emge

Recommended Action:

1. **Deny** the appeal.
2. **Sustain** the determination of the Zoning Administrator to approve Zoning Administrator's Adjustments from: Section 12.09.1-B,1 to permit front yard setbacks ranging from 10 feet to 12 feet in lieu of the 15 feet otherwise required; Section 12.09.1-B,2(a) to permit zero-foot side yard setbacks in lieu of the 6 feet otherwise required; Section 12.09.1-B,3 to permit rear yards ranging from zero feet to 5 feet in lieu of the 15 feet otherwise required; and Section 12.21-C,2(a) to permit a zero-foot building separation between each building in lieu of the 12 feet otherwise required; all in conjunction with a concurrent Small Lot Subdivision, Case No. VTT-71930-SL, for a total of 7 single-family dwelling units.
3. **Adopt** the Findings.
4. **Adopt** the environmental clearance Mitigated Negative Declaration ENV 2012-0927-MND.

Staff: Jim Tokanaga (213) 978-1372

5. 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, April 10, 2013** 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.