

**SOUTH LOS ANGELES AREA PLANNING COMMISSION
REGULAR MEETING
TUESDAY, SEPTEMBER 3, 2013, 4:30 P.M.
CONSTITUENT SERVICE CENTER
8475 SOUTH VERMONT AVENUE
LOS ANGELES, CALIFORNIA 90044**

Victoria M. Franklin, President
Rochelle Mills, Vice President
Faith I. Mitchell, Commissioner
James E. Silcott, Commissioner
Vacant, Commissioner

James Williams, Commission Executive Assistant II

POLICY FOR DESIGNATED PUBLIC HEARING ITEM No. 3.

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.**

To ensure that the Commission has ample opportunity to review written materials, all concerned parties who wish to submit written materials on agendized items should submit them to the Commission Office, 200 North Spring Street, Room 272, Los Angeles, 90012, 10 days prior to the meeting at which the item is to be heard in order to meet the mailing deadline. Note: Materials received after the mailing deadline will be placed in the official case file.

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.**

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. APC agenda are available under any of the seven service areas.

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 agendized 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.

GLOSSARY OF ENVIRONMENTAL TERMS:

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

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

1. **DIRECTOR'S REPORT**

- A. Council actions and schedule
- B. Other items of interest:

2. **COMMISSION BUSINESS**

- A. Advance Calendar
- B. Commission Request
- B. Minutes of Meeting – August 6, 2013
- C. Election of Officers

3. **ZA-2008-3097-CUB-CUX-PA1-1A**
CEQA: ENV-2012-3401-CE
Plan: Southeast Los Angeles

Council District: 9 – Price
Expiration Date: 10-12-13
Appeal Status: Not further appealable

PUBLIC HEARING

PROJECT LOCATION: 5517 S. BROADWAY

REQUESTED ACTION:

An appeal of a Zoning Administrator's decision to **deny**, pursuant to the provisions of Section 12.24-M of the Los Angeles Municipal Code, a request to modify Condition No. 16 of Case No. ZA 2008-3097-CUB-CUX to change security guard hours; 2) **deny** a request to modify Condition No. 35 of Case No. ZA 2008-3097-CUB-CUX to extend the term of the grant for an addition four years; 3) a determination pursuant to Section 12.24-M of the Code and Condition No. 34 of Case No. ZA 2008-3097-CUB-CUX that the operation of the El Peregrino Dancing Club has operated in partial but not full compliance with the terms and conditions set forth in Case No. ZA 2008-3097-CUB-CUX; Consideration of Categorical Exemption No. **ENV-2012-3401-CE** as the environmental clearance for the above-referenced project.

Applicant: El Pregrino, Inc., Yesica Gamez, Miguel Vasquez
Representative: Armando Chavira
Appellant: Same

RECOMMENDED ACTION:

- 1. **Deny** the appeal.
- 2. **Sustain** the action of the Zoning Administrator to 1) **deny**, pursuant to the provisions of Section 12.24-M of the Los Angeles Municipal Code, a request to modify Condition No. 16 of Case No. ZA 2008-3097-CUB-CUX to change security guard hours; 2) **deny** a request to modify Condition No. 35 of Case No. ZA 2008-3097-CUB-CUX to extend the term of the grant for an addition four years; 3) a determination pursuant to Section 12.24-M of the Code and Condition No. 34 of Case No. ZA 2008-3097-CUB-CUX that the operation of the El Peregrino Dancing Club has operated in partial but not full compliance

- with the terms and conditions set forth in Case No. ZA 2008-3097-CUB-CUX.
3. **Adopt** the **Findings** of the Zoning Administrator.
 4. **Find** that the project is Categorically Exempt (No. **ENV-2012-3401-CE**).

Staff: Sue Change (213) 978-1318

4. 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 three (3) minutes per person and up to ten (10) minutes per subject.
- (b) For agendized matters, up to two (2) 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.

The next regular meeting of the South Los Angeles Area Planning Commission will be held at **4:30 p.m.** on Tuesday, **September 17, 2013** at the:

Constituent Service Center
8475 South Vermont Ave.
Los Angeles, CA 90044

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 APCSouthLA@lacity.org.