

SECONDARY SUBMISSIONS



Planning APC South Valley <apcsouthvalley@lacity.org>

Re: CASE NO. ZA-2018-1231-CUW-1A

1 message

Ariell Kirylo <ajkirylo@gmail.com>
To: apcsouthvalley@lacity.org

Sat, Apr 18, 2020 at 8:10 PM

Hello-

I live in this neighborhood and just heard about the people's opposition regarding this tower being built.

It seems extremely unjust to proceed with a hearing during a time like this. We are all in uncharted waters and having to face survival type priorities there is little time to put together the plan, and they want to be there in person as it should be.

Shame on Verizon for wanting to move forward during a time like this and not respecting the due process for the opposition of the community.

They and myself are **wanting the Commissions Determination at the Appeal to stand as is.**

i.e. There must be an Environmental Study/Liquefaction study done, The Vault must be buried, and The height of the Verizon Cell Tower must not rise over 45 Ft. once INSTALLED as that is the Height limit for that area.

As a community member I will continue to do what I can to make sure the voices of the people are heard.

This may be the first of other emails, thank you for reading and documenting that it was sent.

And thank you for all you do to help the people of this community.

My best,

Ariell Kirylo
West Toluca Lake resident



Planning APC South Valley <apcsouthvalley@lacity.org>

Verizon Cell Tower Meeting

1 message

Beverly Mickins <bevolution@mac.com>

Mon, Apr 20, 2020 at 1:57 PM

To: apcsouthvalley@lacity.org

Cc: james.k.williams@lacity.org

My name is Beverly Mickins and I live at 4522 Kraft Ave., Studio City.

I strongly ask that you postpone the meeting on the Verizon's tower scheduled for April 23rd.

A meeting none of our neighbors can attend, invalidates the process. It is a sham meeting, that advantages Verizon and not the neighborhood it pretends to serve.

I stand with my neighborhood, in opposition to this underhanded approach. We deserve and demand this be done in a fair, open, and equitable manner.

It's vital that you reschedule the proposed meeting. By doing so, you will not only serve this neighborhood, you will serve democracy.

Sincerely,
Beverly Mickins

Subject: For the Record
From David Keith Heald
Re: ZA-2018-1231-CUW-1A VERIZONS Objection Letter
and Request for Reconsideration
Date: March 11, 2020 at 11:59:38 AM PDT

To: James Williams <james.k.williams@lacity.org> South
Valley Planning Commission,

As a concerned resident of my community, I need to go on record to say that I find Verizon's "objection" letter from Gatzke Dillon and Ballance LLC, to be incredibly insulting, brazen and infuriatingly entitled; filled with falsehoods and veiled threats.

Furthermore, the letter directly lies; falsely stating that this 45 foot limit was brought up after the appeal ,when in fact it was presented constantly throughout the appeal and then was part of the ruling. Additionally, in the recording of their "reconsideration" request, they are deliberately insinuating that only the tower itself, the piece of equipment, has to be dropped 13 feet, as opposed to the fact that the height limit for the area is upheld at 45 feet. Their tower is sitting on a grade of 11 feet, which means that reduction would still have it looming above the neighborhood (effectively a 2 foot reduction in height!) a clear manipulation of the Determination made at the Appeal - which was a limit of 45 ft. once installed!

This was clearly not our Council Members's or the Assemblyman's clear positions, nor the determination of the Commission.

The demand for the vault to be buried is under the purview of the Commission as well, and did not come out of the blue, as Verizon

also blatantly accuses in it's letter, but as a considered response to our presented concerns about the safety of the equipment, topical issues with fires, earthquakes, concerns about the stability of the ground on which it would be built and the woefully close proximity of this Macro Tower to our beautiful, residential neighborhood. It is something that is appropriate for the community both for safety, as well as noise.

Our homes are close to a long exit lane for Tujunga Blvd. with an aesthetically pleasing, highly effective, sound barrier wall.

The decibel levels coming off their equipment would far eclipse the soft occasional drone.

Additionally, Verizon's lawyer quotes snippets of case rulings applied out of context, Federal Regulations that either have court rulings that effectively qualify and or limit them, or newer Federal Regulations that were put in place to fast track 5g.

Small Cell Towers, which do not apply to this Macro installment, but, even if they did, there are already US District and State Supreme Court rulings in place which limit or over rule aspects of these new regulations, granting back to the city discretionary controls.

And all of this when they didn't have the decency to remain in the room until the end of the Appeal.

They contemptuously stormed out during the deliberation process, which for us, after all the work, heartache, time, stress and money we have had to expend; was such a slap in the face.

It was completely dismissive and disrespectful to the Commission and to all concerned.

I am a retired Construction Engineer, with considerable expertise in subterranean projects and I feel there must be a Liquefaction/ Enviro Study. The vault should be buried: to alleviate hazard & noise. If there is a 'Quake of moderate magnitude, the vault

foundations would be inadequate to support the structure from moving! Also the tower could topple further and damage surrounding structures.

All of CA is a Fire Zone.

This general area along the 170 is a known Liquefaction area. We need a STUDY! Verizon hasn't done ANY studies of the ground this will be on. It's right next to trees. Certainly a FireHazard when the birds and wildlife in those trees interact w/ the tower as well.

All of the neighbors are completely distraught, exhausted and frankly angry at the attempt on the part of Verizon to deliberately misrepresent and directly thwart the thoughtful, considered Determinations of the South Valley Planning Commissioners, our Representatives on the State Assembly and City Council, not to mention all three surrounding Neighborhood Councils.

Thank you for your time. It is my sincere hope that the Determinations you came to in the Appeal will be upheld.

Sincerely, David Keith Heald (Da'aboth)



Planning APC South Valley <apcsouthvalley@lacity.org>

For the record! My Letter of Objection to Verizon Demand for Reconsideration of the Appeal

1 message

ELISA GABRIELLI <e.gab@mac.com>

Mon, Apr 20, 2020 at 3:20 PM

To: Planning APC South Valley <apcsouthvalley@lacity.org>

Cc: James Williams <james.k.williams@lacity.org>, Sean And Julie Faubert <missjz@me.com>

Dear South Vally Planning Commission,

1)"We request that this hearing **be postponed** until a more appropriate time, when some of the restrictions can be eased and some sense of normalcy can be established. We should not be fighting this horrible Virus that is killing our family and friends and a corporation like Verizon at the same time! Verizon and their sense of entitlement has already put us through enough pain as a community. This is shameful".

Why is this being pushed thru like this? We are in the middle of a Pandemic, have been given No notice and have **no way to prepare**. Our neighbors have not been notified by the City. Our own City Council people weren't given notice. Nor were SCNC, VVNC, or NCNoHo. I have sent in a previous emails about this with the particulars, as well as with some very serious and pertinent questions, **none of which have been answered**. **Please ask James Williams for our Letters of 3/18 & 3/20. We want them in front of all of you and on the record in this case.**

The below should already be on record as well. . I sent it in for The Original March 12th Hearing. I wish all materials sent in for that hearing and those already on record from our Appeal to be on Record and **considered by the Commission for this. Re: The Reconsideration:**
My Letter for this Reconsideration. [Please Read This.](#)

Additionally: (Because I have no way to nor prepare my own Power Point done for us at our expense and sent in for the 3/12 hearing. It will be what you look at I guess, but I have no way to prepare for that)

1) There **must be a Liquefaction/Enviro Study** and The vault should be buried: Hazard & Noise

Safety:

*All of CA is a **Fire Zone**. Getting worse. And this general area along the 170 is a **known Liquefaction area**. We need a STUDY! Verizon hasn't done ANY studies of the ground this will be on. It's right next to trees. Trees that die and dry out etc. Certainly a FireHazard when the birds and wildlife in those trees interact w/ the tower as well.

*These towers are prone to collapse. Countless cases of this , deaths caused , Fires, evacuations.. Under 200 ft from our homes. This Cell Tower is a disaster waiting to happen

And the demand for the vault to be buried is under the purview of the Commission as well, and did not come out of the blue, but as a considered response to our presented concerns about the safety of the equipment, historical issues with fires, earthquakes, etc. It is something that is appropriate for the community both for safety, as well as noise.

***Verizon's Macro Cell Tower is NOT exempt from these studies! There is legal precedent, and numerous Court Rulings that support this.**

****Verizon objects to spending the money for these studies. The City must protect its Constituents! not the profit margins of Verizon!***

Noise:

*We have very effective Noise Walls built along the Tujunga Exit. Our Decible levels are quite low. And highway noise is unobtrusive/an unnoticeable, occasional drone.

*Traffic patterns are sporadic- Verizon's Equipment will be loud and CONTINUOUS

2) Aesthetics!

*Smack in the middle of a quaint, quiet, densely residential Tujunga Village neighborhood. It is inappropriate placement and should be placed elsewhere. It will be a visual blight on the neighborhood, is industrial, visible for miles around, destroying the look and enjoyment of the neighborhood.

*Also it is directly in the view of the New 3 story Luxury Apartment Building 250 ft away on the corner of Sarah and Tujunga, (There are letters of objections from its developer as well), 200 ft from the first houses.

***It must not rise above 45ft Limit Installed! as Determined by the Commission in the Appeal. That is what is zoned for that location. That includes the 11 ft grade before the the tower starts. This was the stance of Councilman Krekorian and Assemblyman Nazarian, as well as all Three Neighborhood Councils.**

There is ample legal precedent, and numerous Court Rulings that allow the City to DENY based on aesthetics and impact on the community.

3)There is NO gap in coverage. This was established at the Appeal! So Verizon's claim that they need this Tower for that is untrue!

Verizon (correctly) turned down an Alternate site in Valley Village that, by there own standards/measurements, is far better than our site!! It didn't belong there, It ABSOLUTELY doesn't belong here...again, established by their own "evidence"! You were sent a presentation of this by J.Faubert for the 3/12 Hearing.

Sincerely,
Elisa Gabrielli 323-273-6213 / spring321@mac.com



My Objections to Verizon's Reconsideration Request.pdf
51K



Planning APC South Valley <apcsouthvalley@lacity.org>

This Hearing Must Be Postponed! South Valley APC Teleconference Meeting of April 23, 2020 CASE NO. ZA-2018-1231-CUW-1A:

1 message

ELISA GABRIELLI <e.gab@mac.com>

Mon, Apr 20, 2020 at 2:11 PM

To: tanaz.golshan@lacity.org

Cc: doug.mensman@lacity.org, "mike.n.feuer@lacity.org" <Mike.n.feuer@lacity.org>, apcsouthvalleyplanning@lacity.org, Logan Smith <logan.smith@asm.ca.gov>, Sean And Julie Faubert <missjz@me.com>, mayor.garcetti@lacity.org, paul.krekorian@lacity.org, Adrin Nazarian <assemblymember.nazarian@assembly.ca.gov>, Karo Torossian <karo.torossian@lacity.org>, Adrienne Asadoorian <adrienne.asadoorian@lacity.org>, sahay.yedalian@lacity.org, James Williams <james.k.williams@lacity.org>, geoffrey yazzetta <geoffrey.yazzetta@lacity.org>, Jessica Fugate <jessica.fugate@lacity.org>, Planning APC South Valley <apcsouthvalley@lacity.org>, "Taylor, Emma" <Emma.Taylor@asm.ca.gov>, "Rodriguez, Julissa" <Julissa.Rodriguez@asm.ca.gov>, Lisa Karadjian <lkaradjian@studiocitync.org>, "Tony J. Braswell" <ABraswell@mednet.ucla.edu>, Barry Johnson <bjohnson4166@sbcglobal.net>, paulstoriale@nohonc.org, Elisa Gabrielli <spring33@mac.com>

To all concerned,

We need your help and immediate action.

This is "Teleconference Hearing" that we were first notified about on Friday 4/15 at 3:01pm!, is being pushed thru with no Public Notice! In the middle of a Pandemic that we are forced to shelter in place from.

We request that this hearing be postponed until a more appropriate time, when Stay at Home restrictions are eased and some sense of normalcy can be established.

We should not be fighting this horrible Virus that is killing our family and friends and a corporation like Verizon at the same time!

Additionally, No notices went out for the ORIGINAL Reconsideration Hearing on Marh 12 nor is there anything visible on line! And, despite repeated requests prior to the Covid 19 shut down, there is **nothing online nor any mailing regarding the Determination of our original Appeal on Jan 23, 2020!** (Which was favorable to us) When you go to the link for the Case, it is as if it never happened!!

<https://planning.lacity.org/pdiscaseinfo/search/encoded/MjM0MTAz0>

Below are two Letters that detail our immediate objections. Please read them. The only response we have received is that we "have until 4:30 TODAY" to turn in our materials. No response to anything else:

1) This morning

Subject: Fwd: April 23, 2020 South Valley Planning Commission Presentation:

From: ELISA GABRIELLI <e.gab@mac.com>

Subject: Re: April 23, 2020 South Valley Planning Commission Presentation

Date: April 20, 2020 at 11:17:04 AM PDT

To: James Williams <james.k.williams@lacity.org>

Cc: Sean And Julie Faubert <missjz@me.com>

James....Where is your response to the email we sent you over the weekend? We are in the middle of a pandemic. FRIDAY was the first official notice only JULIE and I received. No neighbors know about this other than the few who's numbers or emails we personally have.!! We were able to have the Appeal because of notices the City sent out. The City has NOT Notified the effected Residents or public " As far as the public, the instructions are written on the agenda along with the link to the information that will be

publicly shared.' That is not notification." How are they to know this is happening??
THIS is denying us a community due process. This is full of process irregularities.

But again...we are on Lock Down. We can't prepare ANYTHING! The person who did the Power Point for me is not available. He is trying to set up his business from home and survive! Another who helped has a Mother sick in a Nursing home who we are all praying for. They can't help us. You instructions aren't "step by step" We aren't technicians! There is a cut off Today? We were told of this on Friday? How is this Acceptable? My computer didn't even work well before March 12. Now I can't even access the Power Point I turned in to you to see what was on it! Julie is fully Homeschooling two children! But none of this should matter! This shouldn't be happening now!!!

No notices went out for the
ORIGINAL Reconsideration
Hearing on Marh 12 nor is there
anything visible on line! And,
despite repeated requests prior to
the Covid 19 shut down, there
is nothing online nor
any mailing regarding the
Determination of our original
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(Which was favorable to us) **When**
you go to the link for the Case, it
is as if it never happened!!

<https://planning.lacity.org/pdiscaseinfo/search/encoded/MjM0MTAz0>

**Again, see are our Letters below. Please
answer them. And forward them per our
request:**

2) Saturday:

From: ELISA GABRIELLI <e.gab@mac.com>
Subject: Re: South Valley APC Teleconference Meeting of
April 23, 2020
Date: April 18, 2020 at 2:41:07 PM PDT
To: James Williams <james.k.williams@lacity.org>
Cc: Sean And Julie Faubert <missjz@me.com>, Joshua Kushner
<jkushner@thekushneroffices.com>, Lucy Martinez
<lucy.martinez@lacity.org>, David Weintraub
<david.weintraub@lacity.org>, Diego Vazquez

<diego.vazquez@lacity.org>, Councilman Krekorian
 <adrienne.asadoorian@lacity.org>, Logan Smith
 <logan.smith@asm.ca.gov>, "Taylor, Emma"
 <Emma.Taylor@asm.ca.gov>, Lisa Karadjian
 <lkaradjian@studiocitync.org>, "Tony J. Braswell"
 <ABraswell@mednet.ucla.edu>, PaulStorale@nohonc.org, Barry
 Johnson <bjohnson4166@sbcglobal.net>

Hello James, and All...

James directly below this, I've included the email that Julie sent you on Friday.

Who are these other people that are CCed on your email? (we know Lucy Martinez and D. Weintraub)

WHERE ARE THE NOTIFICATIONS?!

We have spent months now of sleepless, frantic hours, meetings, organizing, trying to get everybody in one place at one time. We all showed up for the Appeal. There was a well reasoned Determination by the Commission at that Appeal. And by the way - where the heck is that in writing?! Why is that not the thing that is being sent out to us, showing in detail what exactly is going to be allowed for Reconsideration by the Commission?! Instead, there's basically a hodgepodge snapshot of the original ruling that came before the Appeal, with the words "appeal" and "reconsideration" in the topic sentence. It is confusing and unclear to us....so imagine how it will be for all the neighbors involved as they look at their notices! That is, IF they ever receive them.

So, when did those notices go out? Has everyone had a chance to receive their notice? None of the people that we've scrambled to reach out to have received anything! It is the City's responsibility to notify the Effected Residents, not ours.

We want it on record that **we weren't notified that this might happen**. In fact, James, Julie and I left messages for Lucy after the Appeal, and again for both you and Lucy after the Reconsideration was canceled, trying to see what was happening but never heard back. At that time, it was no doubt when you were transitioning to work at home...and James, I want to make it clear to all that when you are able, you have been wonderfully helpful throughout this.

Instead, it was a chance phone call by Josh Kushner on our behalf to our Councilmember's office just to check in to make sure Verizon wasn't trying anything slippery, that started any communication at all. And even that communication initially wasn't clear. It was "maybe it's going to go forward maybe it's not." And that was shocking enough. When COVID-19 first started shutting things down, we were told that the Reconsideration that we and all our neighbors had been forced to again to prepare for, had been Cancelled and Postponed for at least a month. It was made clear that this was a flexible date because no one knew how this virus was going to impact things going forward or when things would actually re-open; that "things will continue unfolding" and that we "would be kept informed." The instructions from the state and our Mayor were very clear - all nonessential services, all nonessential trials were suspended. Three days ago, on April 15th, was the first time we received any notice from Lucy! This is effectively giving us no time to prepare for a cobbled together process that is untenable.

THE PROCESS:

How can we make a presentation if we can't see it?! Or see the people that we are speaking to? Or see the presentation that's been given by ...is it Verizon... or David Weintraub on their behalf? This last point is hard to discern, by the way. Is Mr. Weintraub allowed to be visible when we are not, and will he be presenting a PowerPoint on Zoom?

We are being blindsided by this clearly experimental process as we are scrambling in our own lives to survive so that we can actually work, or not lose our homes, or file papers to receive assistance, or try to homeschool children, or stay healthy, or care for those who are sick while Quarantined! We, and the impact this case will have on our lives and the community we live in, deserve more respect than that; both morally and frankly, I believe, legally.

We have been forced to spend thousands of our hard earned dollars since the beginning of this whole thing contorting ourselves to make presentations that fit ever-changing rules - posters allowed, posters not allowed ; now you have to have a PowerPoint; and now - you can present a PowerPoint *but you can't see who is seeing it*, and *none of your other Co- Appellants, which are the neighbors!* by the way-will be able to see it! You then ask us to be "very descriptive of our individual slides" simultaneously as we are making our case?!! How in the heck is that supposed to work? It doesn't!

And then on the other side of the aisle - Are you saying that we won't be able to see the presentation in PowerPoint that they're making, especially after their last debacle at the Appeal, where their pictures (and Mr. Weintraub's) included things improperly placed, taken with long lenses making things seem further away, smaller etc, and when their entire presentation, including the language in the initial ruling from Mr. Weintraub, was rife with misrepresentations?! How can we challenge something we don't see? Or object to it? Or respond to it?

We request that this hearing **be postponed until a more appropriate time**, when some of the restrictions can be eased and some sense of normalcy can be established. We should not be fighting this horrible Virus that is killing our family and friends and a corporation like Verizon at the same time! Verizon and their sense of entitlement has already put us through enough pain as a community. This is shameful.

If City Planning Hearings are to be done by Zoom, than *the City must get things dialed in and in working order **first***. The Interested Parties and the Commissioners should be visible. The commenting public should be able to observe the proceedings prior to their comments, which will be informed by this process. We must be allowed to make our presentations fairly...and with **proper notice**. And that notice must take into consideration the times we are living in right now. It simply cannot be allowed to go forward in this way.

We want this letter given to our Commissioners and to the City Attorney. We additionally want all Materials and Letters that have already been sent in by us to South Valley Planning for the Reconsideration that was scheduled on March 12th, to be made available immediately to the Commissioners only, so that they see them, in addition to anything further that may be sent in.

Stay safe and be well.

Sincerely,

Elisa Gabrielli

Begin forwarded message:

From: julie faubert <missjz@me.com>
Date: April 17, 2020 at 4:48:23 PM PDT
To: James Williams <james.k.williams@lacity.org>
Cc: Elisa Gabrielli <spring321@mac.com>, Joshua Kushner <jkushner@thekushneroffices.com>
Subject: Re: Verizon Reconsideration Hearing - April 23, 2020

Hi James,

How is this going to work? We have a powerpoint presentation Elisa and I had prepared to both speak at the last hearing. We have an incredible amount of neighborhood support all who were set to go to the last meeting. How are their voices and concerns going to be heard. Everyone's voice needs to be heard and Verizon can wait on their reconsideration till things clear up. We do not want to be guinea pigs while you guys figure out how to do virtual meetings and we are not being given ample time to pass all this information along to our neighbors. This is a huge community issue, this isn't some neighbors trying to stop a McMansion from being built. It's going to have a significant impact on our quality of life. Why is Verizon being granted the opportunity to push this through? We never even received any determination letters after our last hearing, what happened with that? There needs to be much more clarity, instruction and information before you guys can just surprise everyone with a virtual meeting. Where will all the Commissioners be? Are they at home and do they have access to the information we already sent in about an alternative sight? I have so many questions about the logistics that its mind boggling.

Someone needs to take accountability and reschedule this meeting

Thank you Julie and Elisa

-

This is the ONLY response:

On Apr 20, 2020, at 9:55 AM, James Williams <james.k.williams@lacity.org> wrote:

Good morning Julie,

I sent you the step by step instructions on Friday via direct email. " As far as the public, the instructions are

written on the agenda along with the link to the information that will be publicly shared. I have attached the agenda here once again. The Cultural Heritage Commission (which I staff) completed their public hearings on Friday using the Zoom platform. The meeting was straight-forward and simple. There were no significant challenges at all. Under these irregular circumstances, this is the way we are able to conduct City Business. I have been reaching out to you to make sure that you submit the presentation that we discussed on Thursday, in time for the 4:30 p.m. cutoff today. Once we have your submission, we will be able to share the information regarding the reconsideration hearing with the public.

Best regards,

(James Williams <james.k.williams@lacity.org>)



Planning APC South Valley <apcsouthvalley@lacity.org>

This Hearing is in VIOLATION of The Brown Act! Executive Order N-25-20 and Must Be Postponed! South Valley APC Teleconference Meeting of April 23, 2020 CASE NO. ZA-2018-1231-CUW-1A:

1 message

ELISA GABRIELLI <e.gab@mac.com>

Mon, Apr 20, 2020 at 5:21 PM

To: Planning APC South Valley <apcsouthvalley@lacity.org>

Cc: tanaz.golshan@lacity.org, James Williams <james.k.williams@lacity.org>, doug.mensman@lacity.org, "mike.n.feuer@lacity.org" <Mike.n.feuer@lacity.org>, Logan Smith <logan.smith@asm.ca.gov>, Sean And Julie Faubert <missjz@me.com>, mayor.garcetti@lacity.org, paul.krekorian@lacity.org, Adrin Nazarian <assemblymember.nazarian@assembly.ca.gov>, Karo Torossian <karo.torossian@lacity.org>, Adrienne Asadoorian <adrienne.asadoorian@lacity.org>, sahay.yedalian@lacity.org, Jessica Fugate <jessica.fugate@lacity.org>, Planning APC South Valley <apcsouthvalley@lacity.org>, "Taylor, Emma" <Emma.Taylor@asm.ca.gov>, "Rodriguez, Julissa" <Julissa.Rodriguez@asm.ca.gov>, Lisa Karadjian <lkaradjian@studiocitync.org>, "Tony J. Braswell" <ABraswell@mednet.ucla.edu>, Barry Johnson <bjohnson4166@sbcglobal.net>, paulstoriale@nohonc.org, Elisa Gabrielli <spring33@mac.com>, Diego Vazquez <diego.vazquez@lacity.org>, Joshua Kushner <jkushner@thekushneroffices.com>

To whom it may concern, this Teleconference is in clear violation of the new Brown Act Modifications in Response to Coronavirus Outbreak Executive Order N-25-20! as clearly demonstrated in the previous attached emails below the Statute I am including. This must be Postponed! "The Public" does not know about this Hearing. No

Brown Act Modifications in Response to Coronavirus Outbreak Executive Order N-25-20

"Gov. Gavin Newsom waived certain provisions of the Bagley-Keene Act and Ralph M. Brown Act to make state and local legislative bodies safer while allowing California public entities to conduct business.

In an effort to promote social distancing and slow the spread of the coronavirus pandemic Gov. Newsom issued Executive Order N-25-20. The Executive Order authorizes state and local legislative bodies, such as school district and county office of education governing boards, to more easily hold public meetings by way of teleconference. The order took further steps to make public meetings accessible to the public via electronic means, including telephone.

The Brown Act generally requires legislative body members, a clerk, or other personnel to be physically present in a meeting in order to participate or establish a quorum. Executive Order N-25-20 temporarily eliminates this requirement. Furthermore, standard Brown Act requirements such as publicly noticing the teleconference location for each meeting participant is also suspended. Clearly, this is an attempt to protect the public, as well as Board members and staff, by temporarily discouraging large group settings in the conduct of the public's business.

Nevertheless, **local bodies must continue to give advance notice of public meetings in accordance with the time frame set forth in the Bagley-Keene, and Brown Acts.** Additionally, the local body must make one public setting available from which members of the public shall have the right to watch the meeting and offer public comment at the meeting. The Executive Order encourages all state and local bodies to, "use sound discretion and to make reasonable efforts to adhere as closely as possible to the provisions of the Bagley-Keene Act and Brown Act, and other local laws regulating the conduct of public meetings, in order to **maximize transparency and provide the public access to their meetings.**" While Gov. Newsom's order is clearly a sound response to the public health crisis, the Brown Act's emphasis on governmental discourse and transparency remains steadfast by not eliminating any sanctions for Brown Act violations.



From: ELISA GABRIELLI <e.gab@mac.com>
Subject: **Re: April 23, 2020 South Valley Planning Commission Presentation**
Date: April 20, 2020 at 11:17:04 AM PDT
To: James Williams <james.k.williams@lacity.org>
Cc: Sean And Julie Faubert <missjz@me.com>

James....Where is your response to the email we sent you over the weekend?
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[https://planning.lacity.org/
pdiscaseinfo/search/encoded/MjM0MTAz0](https://planning.lacity.org/pdiscaseinfo/search/encoded/MjM0MTAz0)

**Again, see are our Letters below.
Please answer them. And forward
them per our request:**

2) Saturday:

From: ELISA GABRIELLI
<e.gab@mac.com>
Subject: Re: South Valley APC
Teleconference Meeting of April 23,
2020
Date: April 18, 2020 at 2:41:07 PM PDT
To: James Williams
<james.k.williams@lacity.org>
Cc: Sean And Julie Faubert
<missjz@me.com>, Joshua Kushner
<jkushner@thekushneroffices.com>,
Lucy Martinez
<lucy.martinez@lacity.org>, David
Weintraub
<david.weintraub@lacity.org>, Diego
Vazquez <diego.vazquez@lacity.org>,
Councilman Krekorian
<adrienne.asadoorian@lacity.org>,
Logan Smith
<logan.smith@asm.ca.gov>, "Taylor,
Emma" <Emma.Taylor@asm.ca.gov>,
Lisa Karadjian
<lkaradjian@studiocitync.org>, "Tony J.
Braswell"
<ABraswell@mednet.ucla.edu>, P
aulStoriale@nohonc.org, Barry Johnson
<bjohnson4166@sbcglobal.net>

Hello James, and All...

James directly below this, I've included the email that Julie sent you on Friday.

Who are these other people that are CCed on your email? (we know Lucy Martinez and D. Weintraub)

WHERE ARE THE NOTIFICATIONS?!

We have spent months now of sleepless, frantic hours, meetings, organizing, trying to get everybody in one place at one time. We all showed up for the Appeal. There was a well reasoned Determination by the Commission at that Appeal. And by the way - where the heck is that in writing?! Why is that not the thing that is being sent out to us, showing in detail what exact/y is going to be allowed for Reconsideration by the Commission?! Instead, there's basically a hodgepodge snapshot of the original ruling that came before the Appeal, with the words "appeal" and "reconsideration" in the topic sentence. It is confusing and unclear to us....so imagine how it will be for all the neighbors involved as they look at their notices! That is, IF they ever receive them.

So, when did those notices go out?

_Has everyone had a chance to receive their notice? **None** of the people that we've scrambled to reach out to have received anything! It is the City's responsibility to notify the Effected Residents, not ours.

We want it on record that **we weren't notified that this might happen.** In fact, James, Julie and I left messages for Lucy after the Appeal, and again for both you and Lucy after the Reconsideration was canceled, trying to see what was happening but never

heard back. At that time, it was no doubt when you were transitioning to work at home...and James, I want to make it clear to all that when you are able, you have been wonderfully helpful throughout this.

Instead, it was a chance phone call by Josh Kushner on our behalf to our Councilmember's office just to check in to make sure Verizon wasn't trying anything slippery, that started any communication at all. And even that communication initially wasn't clear. It was "maybe it's going to go forward maybe it's not." And that was shocking enough. When COVID-19 first started shutting things down, we were told that the Reconsideration that we and all our neighbors had been forced to again to prepare for, had been Cancelled and Postponed for at least a month. It was made clear that this was a flexible date because no one knew how this virus was going to impact things going forward or when things would actually re-open; that "things will continue unfolding" and that we "would be kept informed." The instructions from the state and our Mayor were very clear - all nonessential services, all nonessential trials were suspended. Three days ago, on April 15th, was the first time we received any notice from Lucy! This is effectively giving us no time to prepare for a cobbled together process that is untenable.

THE PROCESS:

How can we make a presentation if we can't see it?! Or see the people that we are speaking to? Or see the presentation that's been given by ...is it Verizon... or David Weintraub on their behalf? This last point is hard to discern,

by the way. Is Mr. Weintraub allowed to be visible when we are not, and will he be presenting a PowerPoint on Zoom?

We are being blindsided by this clearly experimental process as we are scrambling in our own lives to survive so that we can actually work, or not lose our homes, or file papers to receive assistance, or try to homeschool children, or stay healthy, or care for those who are sick while Quarantined! We, and the impact this case will have on our lives and the community we live in, deserve more respect than that; both morally and frankly, I believe, legally.

We have been forced to spend thousands of our hard earned dollars since the beginning of this whole thing contorting ourselves to make presentations that fit ever-changing rules - posters allowed, posters not allowed ; now you have to have a PowerPoint; and now - you can present a PowerPoint *but you can't see who is seeing it*, and *none of your other Co- Appellants, which are the neighbors! by the way-will be able to see it!* You then ask us to be "very descriptive of our individual slides" simultaneously as we are making our case?!! How in the heck is that supposed to work? It doesn't!

And then on the other side of the aisle - Are you saying that we won't be able to see the presentation in PowerPoint that they're making, especially after their last debacle at the Appeal, where their pictures (and Mr. Weintraub's) included things improperly placed, taken with long lenses making things seem further away, smaller etc, and when their entire presentation, including the language in the initial ruling from Mr. Weintraub, was rife with misrepresentations?! How can

we challenge something we don't see?
Or object to it? Or respond to it?

We request that this hearing **be postponed until a more appropriate time**, when some of the restrictions can be eased and some sense of normalcy can be established.

We should not be fighting this horrible Virus that is killing our family and friends and a corporation like Verizon at the same time! Verizon and their sense of entitlement has already put us through enough pain as a community. This is shameful.

If City Planning Hearings are to be done by Zoom, than *the City must get things dialed in and in working order **first***. The Interested Parties and the Commissioners should be visible. The commenting public should be able to observe the proceedings prior to their comments, which will be informed by this process. We must be allowed to make our presentations fairly...and with proper notice. And that notice must take into consideration the times we are living in right now. It simply cannot be allowed to go forward in this way.

We want this letter given to our Commissioners and to the City Attorney. We additionally want all Materials and Letters that have already been sent in by us to South Valley Planning for the Reconsideration that was scheduled on March 12th, to be made available immediately to the Commissioners only, so that they see them, in addition to anything further that may be sent in.

Stay safe and be well.

Sincerely,

Elisa Gabrielli

Begin forwarded message:

From: julie faubert
<missjz@me.com>
Date: April 17, 2020 at
4:48:23 PM PDT
To: James Williams
<james.k.williams@lacity.org>
Cc: Elisa Gabrielli
<spring321@mac.com>, Joshua Kushner
<jkushner@thekushneroffices.com>
**Subject: Re: Verizon
Reconsideration Hearing -
April 23, 2020**

Hi James,

How is this going to work? We have a powerpoint presentation Elisa and I had prepared to both speak at the last hearing. We have an incredible amount of neighborhood support all who were set to go to the last meeting. How are their voices and concerns going to be heard. Everyone's voice needs to be heard and Verizon can wait on their reconsideration till things clear up. We do not want to be guinea pigs while you guys figure out how to do virtual meetings and we are not being given ample time to pass all this information along to our neighbors. This is a huge community issue, this isn't some neighbors trying to stop a McMansion from being

built. It's going to have a significant impact on our quality of life. Why is Verizon being granted the opportunity to push this through? We never even received any determination letters after our last hearing, what happened with that? There needs to be much more clarity, instruction and information before you guys can just surprise everyone with a virtual meeting. Where will all the Commissioners be? Are they at home and do they have access to the information we already sent in about an alternative sight? I have so many questions about the logistics that its mind boggling.

Someone needs to take accountability and reschedule this meeting

Thank you Julie and Elisa

-

This is the ONLY response:

On Apr 20, 2020, at 9:55 AM, James Williams <james.k.williams@lacity.org> wrote:

Good morning Julie,

I sent you the step by step instructions on Friday via direct email. " As far as the public, the instructions are written on the agenda along with the link to the information that will be publicly shared. I have attached the agenda here once again. The Cultural Heritage Commission (which I staff) completed their public hearings

on Friday using the Zoom platform. The meeting was straight-forward and simple. There were no significant challenges at all. Under these irregular circumstances, this is the way we are able to conduct City Business. I have been reaching out to you to make sure that you submit the presentation that we discussed on Thursday, in time for the 4:30 p.m. cutoff today. Once we have your submission, we will be able to share the information regarding the reconsideration hearing with the public.

Best regards,

(James Williams <james.k.williams@lacity.org>)



Planning APC South Valley <apcsouthvalley@lacity.org>

RE; Case # ZA-2018-1231-CUW-1A (FOR THE RECORD)

1 message

Floyd VanBuskirk <floydvb@me.com>

Mon, Apr 20, 2020 at 5:36 PM

To: apcsouthvalley@lacity.org

Cc: james.k.williams@lacity.org, tanaz.golshan@lacity.org, doug.mensman@lacity.org, Diego Vazquez

<diego.vazquez@lacity.org>, Lisa Karadjian <lkaradjian@studiocitync.org>, "mike.n.feuer@lacity.org"

<Mike.n.feuer@lacity.org>, Logan Smith <logan.smith@asm.ca.gov>, Karo Torossian <karo.torossian@lacity.org>, "Taylor,

Emma" <Emma.Taylor@asm.ca.gov>, Adrienne Asadoorian <adrienne.asadoorian@lacity.org>

What is THIS??? What's this meeting that I am just now hearing about?! APRIL 23rd?! Are you serious? I thought there was a determination at the last Appeal on this! There's supposed to be an environmental study regarding liquefaction. Is the height limit going to be under 45ft? Is the Vault going to be buried?! LEAVE THE DETERMINATION AS IT STANDS!! The meeting that we were preparing to attend got cancelled. That's fine. That makes sense, since we were just coming to grips with a world in the midst of global health crisis. But why the hell does THIS have to happen NOW?! Any way, isn't there some kind of moratorium on this type of NON-ESSENTIAL activity during a time that we are all trying to deal with a FREAKING PANDEMIC?! Or does VERIZON just get to do whatever the hell they want, now that we are all locked down? There was NO WARNING about this. NONE! This has got to be POSTPONED until we can have time to prepare! We have enough to deal with trying to stay safe and alive without dealing with VERIZON trying to sneak back in while we are all locked in our houses and push through their stupid #@%&ing tower. Give US a BREAK! Give us a WARNING! Give us some TIME!! POSTPONE this meeting. This looks REAL BAD! Verizon is taking advantage of the COVID-19 PANDEMIC to try and push this through and if you let it happen then SHAME ON YOU! We will not forget that you let this happen and sold us out. Not cool! Not good! I am NOT HAPPY! POSTPONE THIS!! Give us time to prepare again. Thank you.

Floyd VanBuskirk

Resident of Tujunga Village Neighborhood.

Tax Payer

Registered Voter



Planning APC South Valley <apcsouthvalley@lacity.org>

Please place in the Record Re Case # ZA -2018-1231-CUW-1A

2 messages

Floyd VanBuskirk <floydvb@me.com>

Mon, Apr 20, 2020 at 7:12 PM

To: apcsouthvalley@lacity.org, james.k.williams@lacity.org

This is from a Company that Promotes! Cell Tower Leases! Put a stop to this! This will destroy our Neighborhood! It doesn't belong this close to our residences and with our beautiful homes and shops! This is just crazy!



Home Who We Help Our Services About Us FAQ's Blog Contact Us



FAQ

Will a cell tower increase or decrease my property value? It depends. Typically the installation of a cell tower increases property value since you now have a tenant on the property paying you income. One day when you go to sell your property that rental stream is usually worth hundreds of thousands of dollars to buyers of cell tower lease agreements. On the rare occasion, a cell tower can decrease property value. By example, if a cell tower were to be installed adjacent to a million dollar residence, some future buyers of that residence may no longer view the house as being worth a million dollars. They may not want to have an eye sore of a cell tower right outside their bedroom window.

Floyd VanBuskirk <floydvb@me.com>

Mon, Apr 20, 2020 at 7:14 PM

To: apcsouthvalley@lacity.org, james.k.williams@lacity.org

This is from a Company that Promotes! Cell Tower Leases! Put a stop to this! This will destroy our Neighborhood! It doesn't belong this close to our residences and with our beautiful homes and shops! This is just crazy! Not short, not tall...just not at all!



FAQ

A Will a cell tower increase or decrease my property value? It depends. Typically the installation of a cell tower increases property value since you now have a tenant on the property paying you income. One day when you go to sell your property that rental stream is usually worth hundreds of thousands of dollars to buyers of cell tower lease agreements. On the rare occasion, a cell tower can decrease property value. By example, if a cell tower were to be installed adjacent to a million dollar residence, some future buyers of that residence may no longer view the house as being worth a million dollars. They may not want to have an eye sore of a cell tower right outside their bedroom window.



Planning APC South Valley <apcsouthvalley@lacity.org>

PROCESS IRREGULARITY CASE NO. ZA-2018-1231-CUW-1A LACK OF PROPER NOTICE/ NEEDS TO BE POSTPONED

1 message

julie faubert <missjz@me.com>

Mon, Apr 20, 2020 at 1:31 PM

To: Mike.n.feuer@lacity.org, mayor.garcetti@lacity.org, paul.krekorian@lacity.org, assemblymember.nazarian@assembly.ca.gov, Karo Torossian <karo.torossian@lacity.org>
 Cc: doug.mensman@lacity.org, Adrienne Asadoorian <adrienne.asadoorian@lacity.org>, sahay.yedalian@lacity.org, James Williams <james.k.williams@lacity.org>, logan.smith@asm.ca.gov, geoffrey yazzetta <geoffrey.yazzetta@lacity.org>, Jessica Fugate <jessica.fugate@lacity.org>, Planning APC South Valley <apcsouthvalley@lacity.org>, "Taylor, Emma" <Emma.Taylor@asm.ca.gov>, "Tony J. Braswell" <ABraswell@mednet.ucla.edu>, Lisa Karadjian <lkaradjian@studiocitync.org>, tanaz.golshan@lacity.org, lucy.martinez@lacity.org, "Rodriguez, Julissa" <Julissa.Rodriguez@asm.ca.gov>, paulstoriale@nohonc.org

Dear Mike Feuer,

On March 12th there was a scheduled hearing for a "Reconsideration" of an Appeal Determination ruling on CASE NO. ZA-2018-1231-CUW-1A for a 58 foot Verizon Macro cell phone tower in a 45 max height zone in the beautiful community of Tujunga Village. That meeting was cancelled due to Covid 19 and Mayor Garcetti's concerns about public gatherings. We the appellant and neighbors of Tujunga Village just found out (by accident) that as per Verizon's request the meeting will be held via Zoom teleconference. No notices have been mailed out, no instructions have been sent, no determination letters or reconsideration letters received, no one has any idea of what is going on but the meeting has been scheduled to go on despite all of this on April 23rd. Is this what we consider essential business during a pandemic? Where is the due process of a public hearing in a matter that affects the communities of Studio City, Valley Village, and North Hollywood?

We request that this hearing be postponed until a more appropriate time, when some restrictions have been eased and some sense of normalcy can be established. Why is this being rushed through at our communities expense?

As per CA Supreme Court this is our fundamental right as citizens to observe and participate in public hearings. Our Constitutional rights are being suspended and the full advantage is being given to Verizon and their lawyers.

No notice went out for the ORIGINAL Reconsideration Hearing on March 12 nor is there anything visible on line! And, despite repeated requests prior to the Covid 19 shut down, there is **nothing online or any mailings** regarding the Determination of our original Appeal on Jan 23, 2020! (Which was favorable to us) When you go to the link for the Case, it is as if it never happened

<https://planning.lacity.org/pdcaseinfo/search/encoded/MjM0MTAz0>

We are being blindsided by this clearly experimental process as we are scrambling in our own lives to survive so that we can actually work, or not lose our homes, or file papers to receive assistance, or try to home school children, or stay healthy, or care for those who are sick while Quarantined! We, and the impact this case will have on our lives and the community we live in, deserve more respect than that; both morally and frankly, I believe, legally."

If City Planning Hearings are to be done by Zoom, than the City must get things dialed in and in working order first. The Interested Parties and the Commissioners should be visible. The commenting public should be able to observe the proceedings prior to their comments, which will be informed by this process. We must be allowed to make our presentations fairly...and with proper notice. And that notice must take into consideration the times we are living in right now. It simply cannot be allowed to go forward in this way".

Lastly we have the full support of the Studio City, Valley Village, and North Hollywood city councils as well as Paul Kerkorian and Adrin Nazarian. We are also going to reach out to all media outlets due to the blatant lack of due process and suspension of our fundamental constitutional rights as citizens favoring Verizon and their lawyers, during a pandemic.

Sincerely,

4/21/2020

City of Los Angeles Mail - PROCESS IRREGULARITY CASE NO. ZA-2018-1231-CUW-1A LACK OF PROPER NOTICE/ NEEDS TO BE...

Appellants Julie Faubert and Elisa Gabrielli



Lisa Loeb **Tiffany Jenks** I have the same deal with my AT & T, but our horrible WiFi doesn't help!

Like · Reply · 2w



Tiffany Jenks **Lisa Loeb** we literally just upgraded our WiFi this am. With everyone at home and people still needing to work, do schoolwork, and tutoring all at once we had too.

Like · Reply · 2w



Lisa Loeb **Tiffany Jenks** what did you do to upgrade? Just curious

Like · Reply · 2w



Tiffany Jenks **Lisa Loeb** we have spectrum. We ran a speed test and realized there was a higher tier than what we currently had. All we needed to do was call in and it was upgraded in 20 min

Like · Reply · 2w



Lisa Loeb **Tiffany Jenks** I think we're on the upgraded tier already. Getting a new router sent to us

Like · Reply · 2w

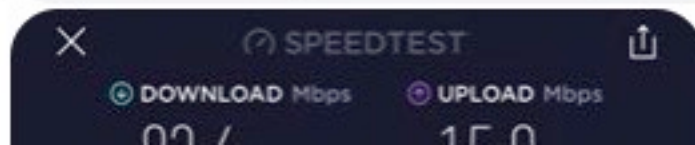


Tiffany Jenks **Lisa Loeb** maybe run a speed test to see if it's being throttled. Ookla is a good website/app. If you're getting a new router though that may be unnecessary for now. If it's still not running correctly after the new router, maybe reach out to them. As for AT&T it seems universally spotty and Verizon may be better

Like · Reply · 2w



Tiffany Jenks My WiFi speed on my iPhone...



Like · Reply · 2w



Lisa Loeb Tiffany Jenks been running tests and it's low

Like · Reply · 1w



Tiffany Jenks Lisa Loeb well hopefully when the new router arrives it will be better. It's an awful time for any communication troubles so I'm sorry and I hope you find a good solution

Like · Reply · 1w



Write a reply...



Ken Sisson I have and have had Verizon for many years and never a problem in Valley Village as far as service.

One of the things you can do with your phone (with a Verizon iPhone at least) is turn on WiFi calling in your cellular settings when you're home. Best attack on a poor home signal I know of!



Like · Reply · 2w



Lisa Loeb Ken Sisson bad WiFi too so that hasn't been working for me



Like · Reply · 2w



Ken Sisson Then I definitely recommend Verizon, Lisa
Is your coffee/chocolate milk bar open for drive through?
😂

Like · Reply · 2w



Lisa Loeb Ken Sisson yes. I have a case of chocolate milk. I can toss some out in the yard for people to wipe off and drink!

Like · Reply · 2w





Michele Karpel Love Verizon!

Like · Reply · 2w



Hazel Sanchez I've had Verizon for years and never had a problem with it anywhere I've gone. Always have good service.

Like · Reply · 2w



Michael Lord Verizon works pretty well for me. I'm on Huston St off of Whitsett.

Like · Reply · 2w



Jacqueline Ribas Patton I switched from at&t to Verizon. Works just fine for me!

Like · Reply · 1w



Adam Felber Lisa, I have a kinda left-field suggestion that might help:

Get Eero. Or another brand of WiFi mesh network.... [See More](#)

Like · Reply · 1w



Lisa Loeb Adam Felber we have the mesh system and it hasn't worked for us.

Like · Reply · 1w



Adam Felber Doh!

Like · Reply · 1w



Phil Connery You thinking about your Cell Phone service, or your home internet service? Or both?

Like · Reply · 1w



Lisa Loeb Both. Cell service is bad. With at&t and WiFi with spectrum and a mesh system is also bad. Woohoo! Future person problems

Like · Reply · 2w



Courtney Howard I've had no issues with Verizon. Switched to them about a year ago. From, A Person of the Valley.

Like · Reply · 2w



Curtis Kheel We have ATT for wireless with bad service too but we utilize WiFi calling in the house. We used to have ATT internet as well, but we switched the internet to Spectrum & that works much much faster. With ATT internet, the WiFi calling didn't work so well, but with Spectrum we haven't had any issues with it all. (ATT Internet is the worst!)

Like · Reply · 2w · Edited



Lisa Loeb **Curtis Kheel** my WiFi doesn't work well either, so there's that.

Like · Reply · 2w



Curtis Kheel If it's ATT Internet too, switch the internet first. Then you can use the WiFi calling & that should clean up your cell phone service at home.

Like · Reply · 2w

↩ View 1 more reply



Naomi Kaplan ~~Both Verizon and T-Mobile~~ work really well here.

Like · Reply · 2w



Samantha Sher Dorf We had Verizon and now have T-Mobile. Verizon was far superior in our house.

Like · Reply · 2w



Paula Blander Lyons We had AT&T and we switched to t-mobile too. Much happier.

Like · Reply · 2w



Michele Karpel Love Verizon!

Like · Reply · 2w

spectrum and a mesh system is also bad. Woohoo! Future person problems

Like · Reply · 1w



David Gershwin We had lousy Verizon cell service where we are, and we complained and threatened to switch. They ended up giving us a signal booster which uses your broadband Internet service to help boost your cell signal (don't ask me how it works - but it does work... [See More](#)

...

VERIZON.COM

Signal Boosters Accessories - Verizon Wireless

i

Like · Reply · 1w



Gala S Joy WE LOVE VERIZON

Like · Reply · 1w



Ann Magouirk Been a Verizon customer for years as well and love their service!

Like · Reply · 1w



Michelle Beaudry Voetberg Verizon works really well for us!

Like · Reply · 1w



Kristen Murphy Verizon works for us, too.

Like · Reply · 1w · Edited



Julie Z Faubert We are currently appealing Verizon from putting up a 58 foot tower on Tujunga and Sara BECAUSE their service is GREAT. I am a Verizon customer and I don't have any issues. My kids have AT&T and their service is significantly worse especially at home. We're in Kraft and Landale FYI

Like · Reply · 1w

2



Lindsay Stranahan We use Verizon, never have an issue

Like · Reply · 1w

1



Lisa Loeb ▸ Valley Village Parents



April 7 at 12:37 PM · 🌐

Hey! People of the Valley- do you have experience with Verizon phone service in our neighborhood? I have AT&T and am thinking about switching, as I only have one bar in my house and it's pretty frustrating. Ha. That sounds like I'm drinking... just coffee and chocolate milk over here. One bar of cell service.



You and 7 others

41 Comments



Like



Comment



Phil Connery How are you not drinking? I'm nearly out of Margarita mix. Fortunately, I still have 2 handles of Irish Whiskey.



Like · Reply · 2w



Lisa Loeb **Phil Connery** Drinking more is one of my goals, but what about phone service. Help me Obi wan. You are my only hope



Like · Reply · 2w



Phil Connery Imma send an email. Too much info...

Like · Reply · 1w



Tiffany Jenks I have AT&T and keep my phone connected to WiFi with the calling over WiFi feature enabled. I have the same issue. My husbands work phone is Verizon and he gets better reception on that than either of our AT&T phones

Like · Reply · 2w



Lisa Loeb **Tiffany Jenks** I have the same deal with my AT & T, but our horrible WiFi doesn't help!



Like · Reply · 2w

“Kazi” is NOT the Least Intrusive Site Valley Village Park is Far Better

A Verizon Attorney has written

“To avoid such preemption, the local government must show that another alternative is available, technically feasible, and less intrusive than the proposed facility.”

T-Mobile v. Anacortes, 572 F.3d at 998-999

Least Intrusive Means

- Applicant has initial burden of making a *Prima Facie* showing
 - Includes an analysis of alternative sites and designs and a showing that the proposal is the “least intrusive”
- City: if City rejects the proposal, the City must show the existence of potentially available and technologically feasible alternatives



www.BBKlaw.com

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Applicant incorrectly claims Valley Village Park is not feasible



Mr. Mark Dierking, President
Case No. ZA-2018-1231-CUW
January 10, 2020

2. Alternative Site Analysis

In particular, Verizon evaluated five locations as potential alternatives and ruled them out for the following reasons:

- Valley Village Park – The Park was considered as a possible candidate for a new freestanding wireless facility during the initial review of the area. But this location was found to be too close to an existing Verizon facility “Gaad” located to the north of the Kazi location. A facility at the Park would interfere with the signal from the existing Gaad site because the Park is located within one-half of a mile of the Gaad facility and is too close. (See **Exhibit 6**, aerial view showing distance of the potential Valley Village Park from the existing Gaad site.)



January 10, 2020

South Valley Area Planning Commission

Coverage is the need to expand wireless service into an area that either has no service or poor service. The request for service often comes from customers or emergency personnel who need service in an area. Improving the signal levels in homes, residences and buildings can mean improving the signal levels in homes, residences and buildings.

Capacity is the need for more wireless resources. Cell sites have a limited capacity to handle voice calls, data connections, and data volume. When these resources are used up, the service quality quickly degrades. The degradation affects voice quality and data processing speeds.

EXHIBIT "4"

Case No. ZA-2018-1231-CUW

its adjacent facilities in an effort to maximize the available capacity; however, increased demand for voice and data services has already outstripped the capacity of other facilities that serves the area. The area requires a dominant signal provided by a site that can provide a strong signal above

Nor can wireless facilities in a network be located too close to each other. If one wireless base station is sited too close to another facility, then then it would cause significant RF interference with the signal path and strength of the other facility. In that case, mobile phones in Verizon's network would be confused about which cell site to connect to. This interference caused by the competing facility signals would result in poor call connectivity, poor call quality, dropped calls and slow data processing speeds in the area. Typically, Verizon wireless facilities need to be located about 1/2 mile away from each other to prevent signal interference.

Attachment 1 to this letter is a vicinity map showing the locations of the proposed wireless facilities around the proposed Kazi facility.

Services Provided

The Kazi site will provide LRS voice and data processing services, as well as improving the signal quality and coverage in the area. Additionally, the site provides relief for mobile users calling for emergency services.

Coverage Gap vs Capacity Needs

The proposed Kazi facility is a capacity and coverage site. The Kazi facility is located in an area that has poor signal quality and coverage. The Kazi facility will provide capacity to relieve stresses experienced at the Colfax and Studio City facilities, as well as to improve poor signal quality that reduces voice quality and data processing speeds in multiple freeway segments (some of which are elevated), and many homes and businesses will benefit from the improved signal quality and coverage. This Kazi facility will also provide the height we need in order to provide relief, as well as coverage to area freeway segments, homes, buildings and businesses.

Network Capacity Issues

is taken into account. **Attachment 3** shows the improvements in area network capacity that will be achieved with the Kazi site, with the green color showing enhanced capacity resulting in network coverage and proper network services.

Network Facility Spacing

Also, wireless facilities in Verizon's need to be adequately spaced. They can't be too far from other network facilities or a gap in coverage will exist. Locating the proposed Kazi facility where it is currently proposed will provide Verizon with the needed ability to "hand-off" or transition its area network RF signal and data processing for customers traveling between the Colfax and Studio City facilities. (See **Attachment 1** for locations of these other Verizon facilities.) Locating the Kazi facility where it is currently proposed will allow Verizon to make a proper "hand-off" of the RF signal between these other network sites.

Nor can wireless facilities in a network be located too close to each other. If one wireless base station is sited too close to another facility, then then it would cause significant RF interference with the signal path and strength of the other facility. In that case, mobile phones in Verizon's network would be confused about which cell site to connect to. This interference caused by the competing facility signals would result in poor call connectivity, poor call quality, dropped calls and slow data processing speeds in the area. Typically, Verizon wireless facilities need to be located about 1/2 mile away from each other to prevent signal interference.

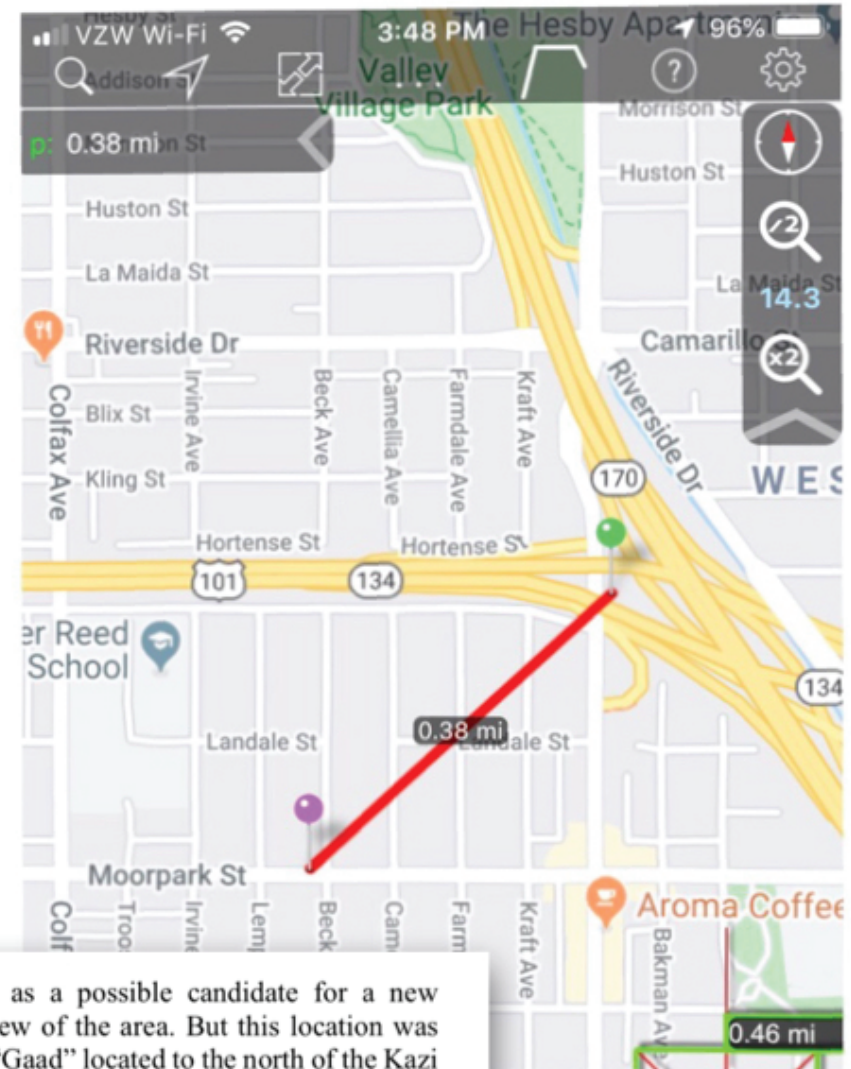
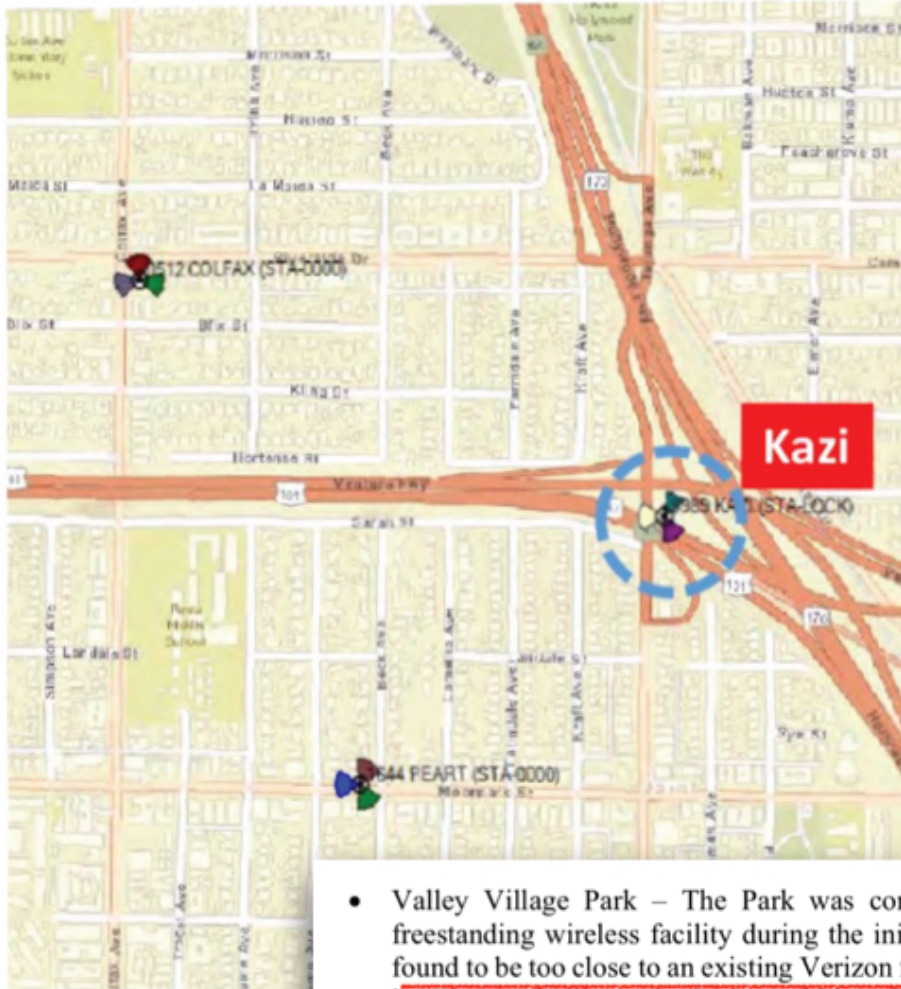
Regards,
Anthony Cruz

/s/

RF Design Engineer
Verizon Wireless – Southern California

**KAZI site is 0.38 miles from PEART
= “too close” = NOT technically feasible**

Kazi Vicinity Map (Street Map)



- Valley Village Park – The Park was considered as a possible candidate for a new freestanding wireless facility during the initial review of the area. But this location was found to be too close to an existing Verizon facility “Gaad” located to the north of the Kazi location. A facility at the Park would interfere with the signal from the existing Gaad site because the Park is located within one-half of a mile of the Gaad facility and is too close. (See Exhibit 6, aerial view showing distance of the potential Valley Village Park from the

PEART @ 0.38 miles
is too close to KAZI

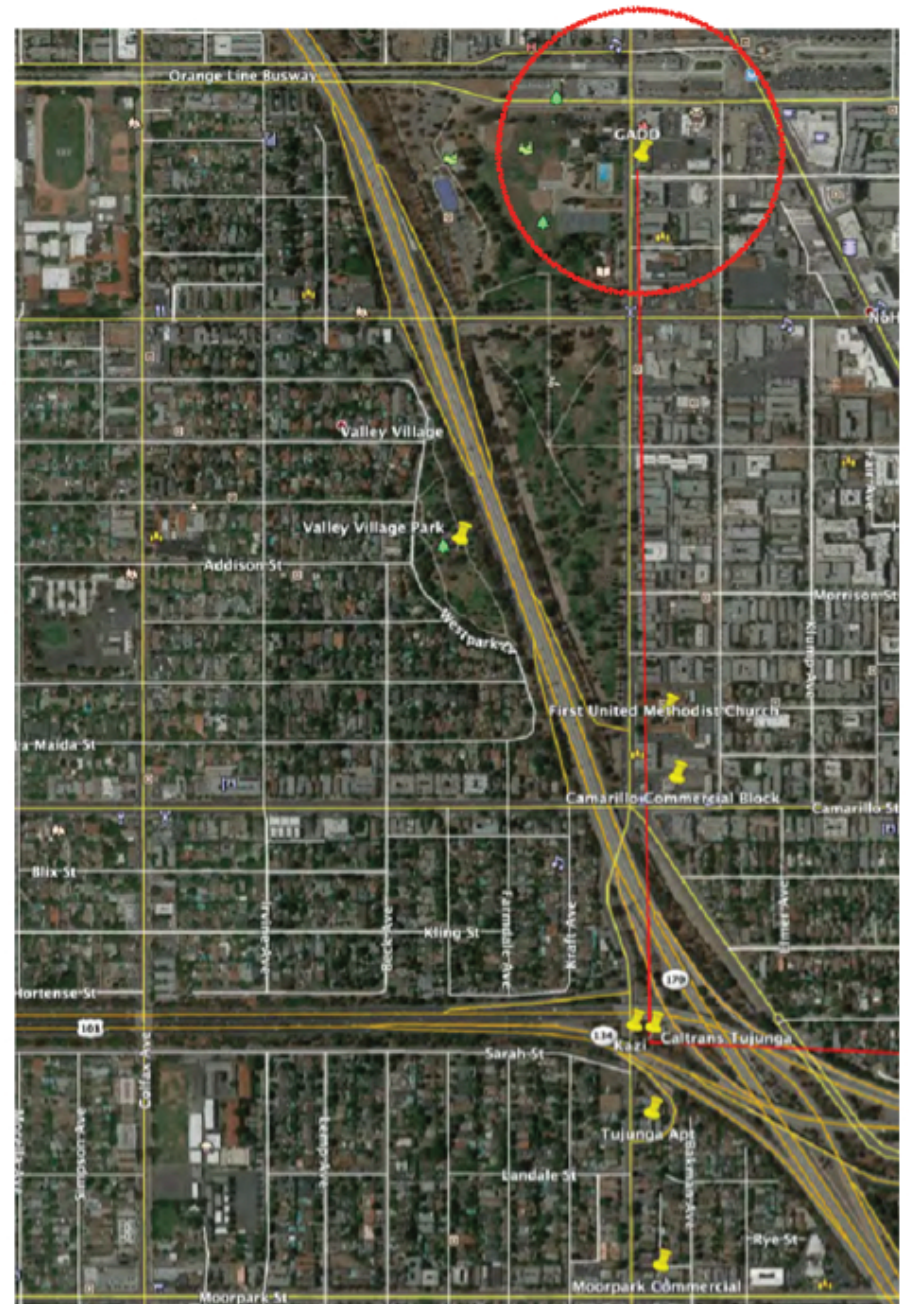
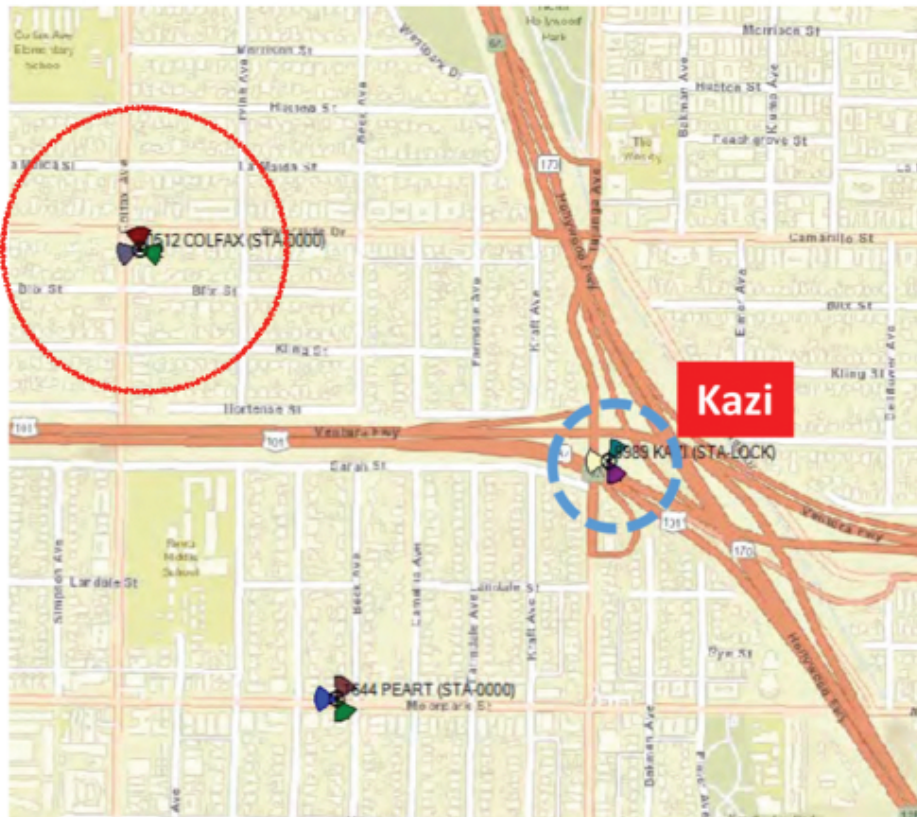


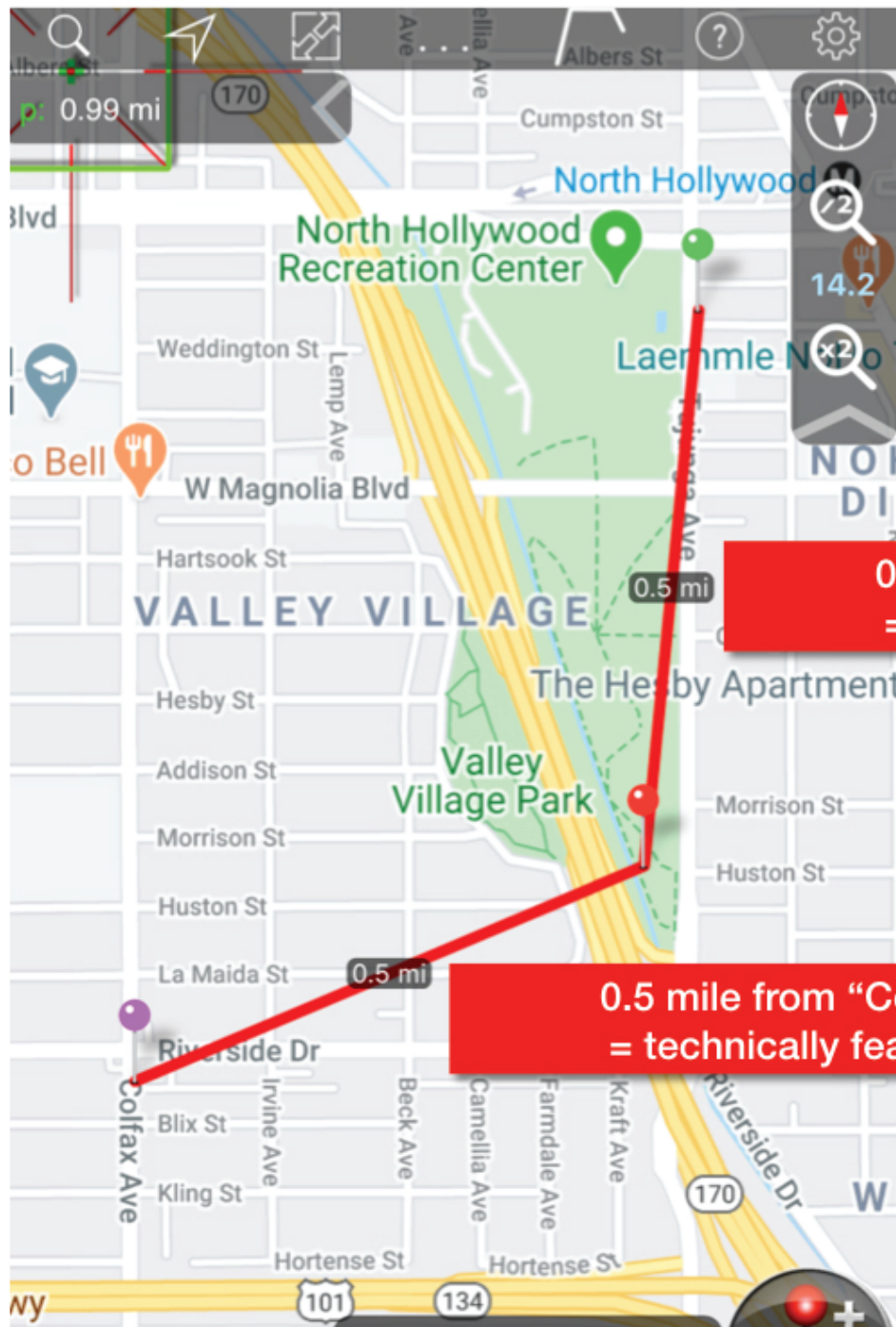
GADD is 0.5 miles from
alternate Valley Village Park



Valley Village Park is
0.5 miles from these
two existing sites

Kazi Vicinity Map (Street Map)





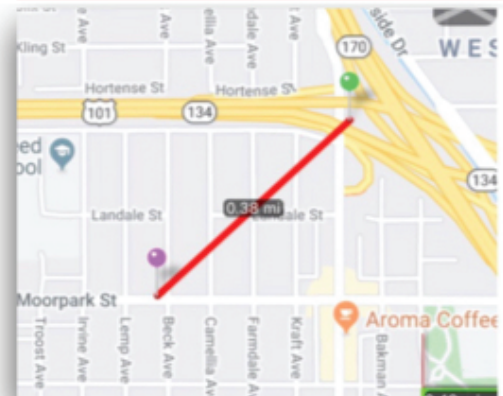
Valley Village Park is technically feasible: a better alternative site

0.5 mile from "GADD" = technically feasible

0.5 mile from "Colfax" = technically feasible

Kazi

0.38 mile = NOT technically feasible



KAZI site is even closer to residences and existing wireless facilities

Primary Candidates: The entire search ring is comprised of residential, State owned/managed land and freeways. There is a single apartment building among the homes (see candidate #2 below). The remaining area is Caltrans managed property.

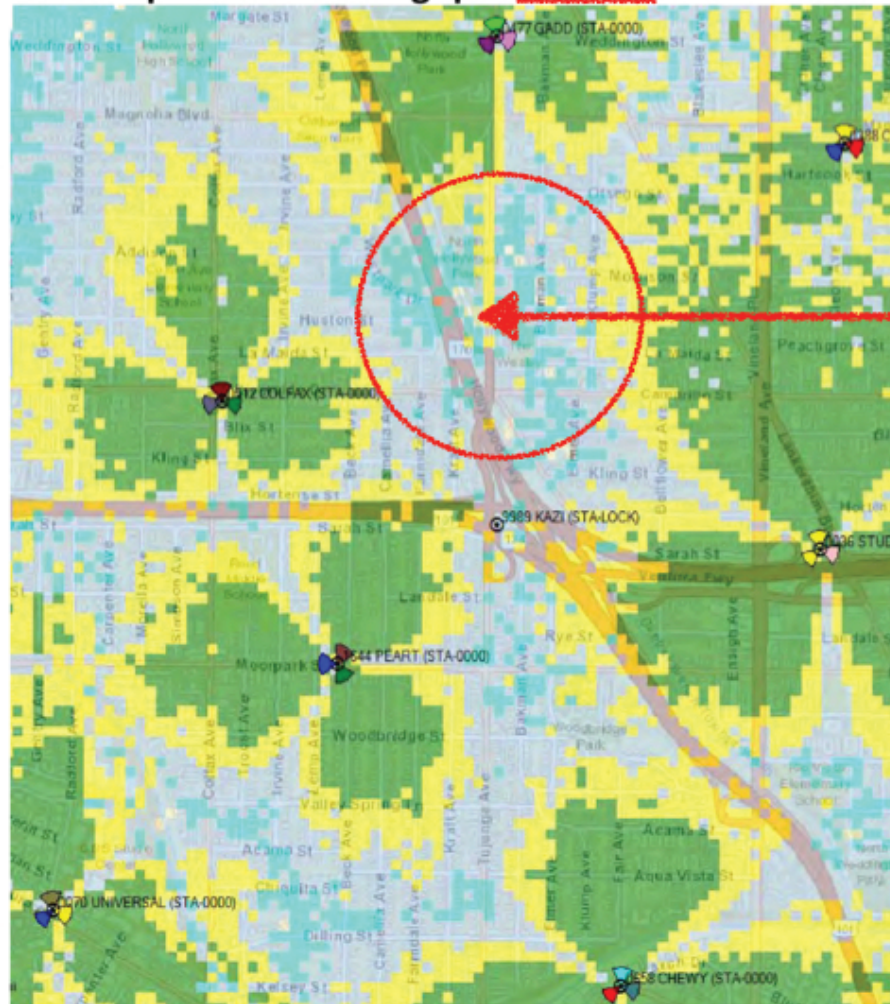
Candidate Name	Address	Lat/Long	Candidate Notes
PROPOSED CANDIDATE: Caltrans 170 aka KAZI	4632 Tujunga Avenue	34.154117 -118.378548	I spoke to the Caltrans headquarters office but approval for the location will need to come from the Los Angeles office. VM for local office.
Tujunga Apt	4524 Tujunga Avenue North Hollywood, CA 91602	34.152884 -118.378682	LL has not been determined yet. Did not respond after multiple inquiries.
Valley Village Park	5000 Westpark Dr North Hollywood, CA 91601	34° 9'41.14"N, 118°22'55.64"W	Proposed property is too close to residences, and too close to existing wireless facility
Camarillo Commercial Block	between 11301 W. Camarillo St & 11339 W. Camarillo Street	34° 9'28.38"N, 118° 22'41.65"W	Whole string of commercial properties not viable due to lack of available height, proximity to nearby wireless facilities, & lack of landlord interest at this time
First United Methodist	4832 Tujunga Avenue	34° 9'31.96"N, 118°22'42.22"W	Facility is available, though not favorably zoned for

Proposed property is too close to residences, and too close to existing wireless facility

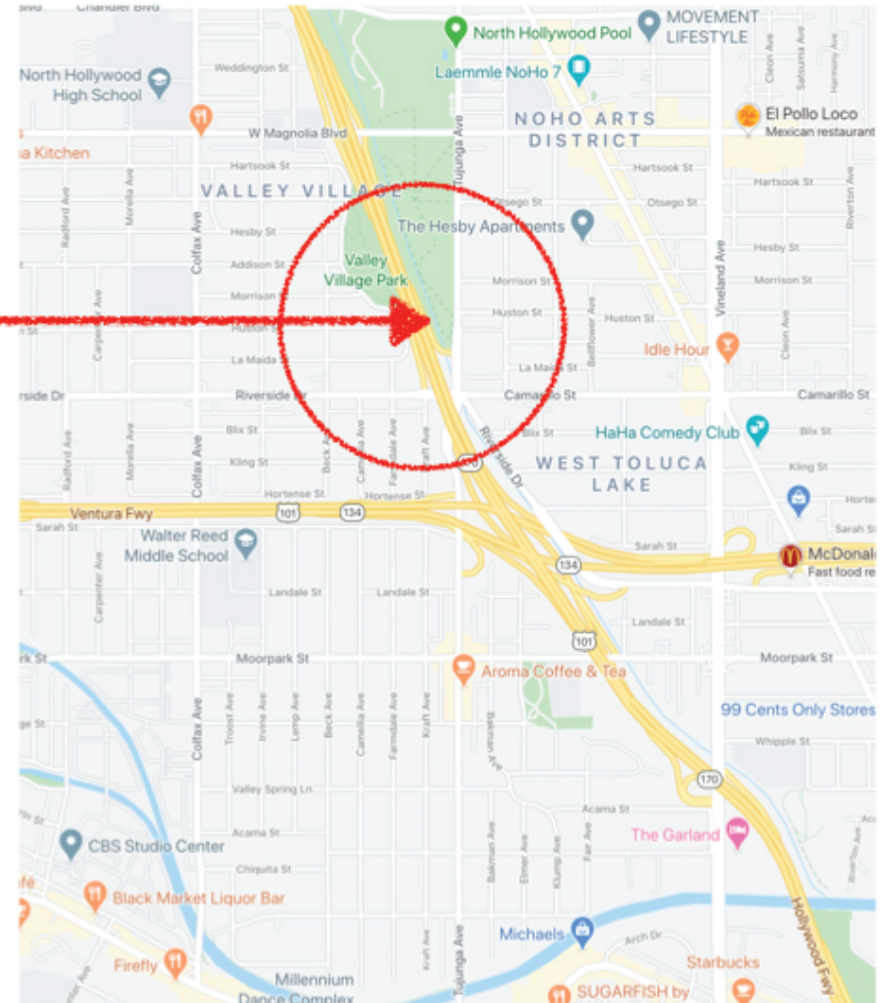


Valley Village Park Best Covers The Gap (■ = Bad)

SINR impacts cell Throughput without Kazi site



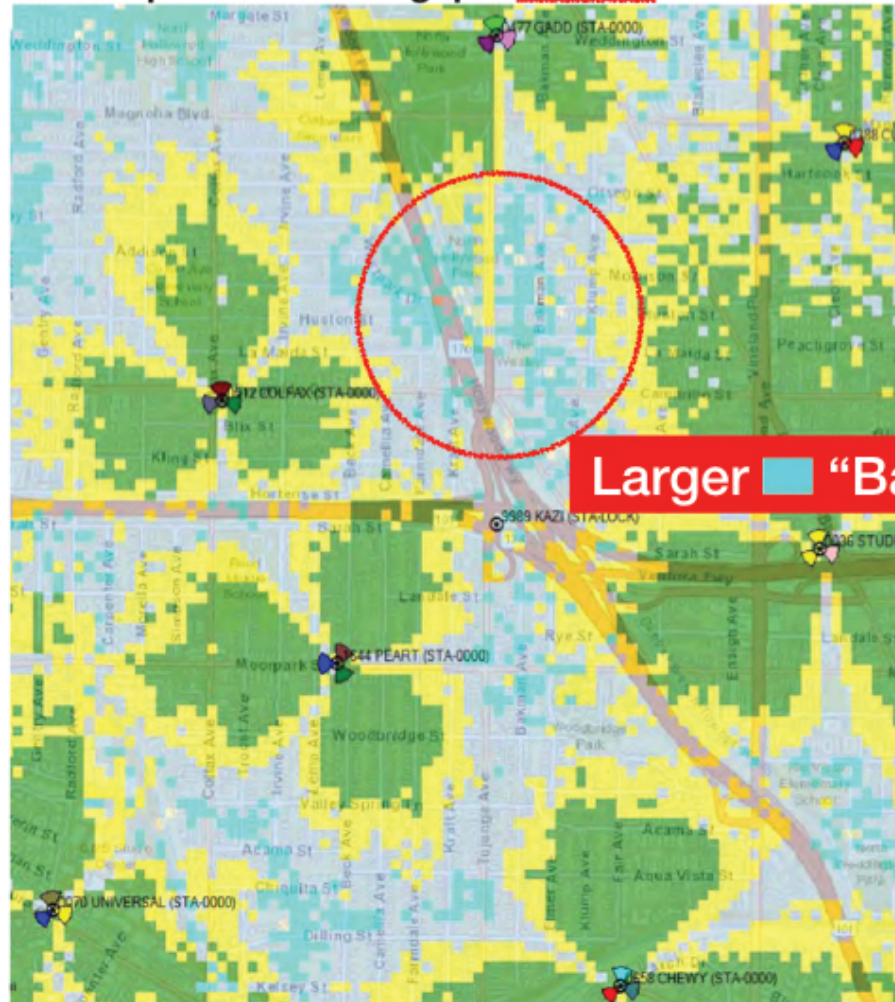
■ PDSCH C/(I+N) Level (dB) **Excellent**
 ■ PDSCH C/(I+N) Level (dB) **Good**
 ■ PDSCH C/(I+N) Level (dB) **Fair**
 ■ PDSCH C/(I+N) Level (dB) **Bad**



Kazi does not improve the gap

Kazi is in the wrong place

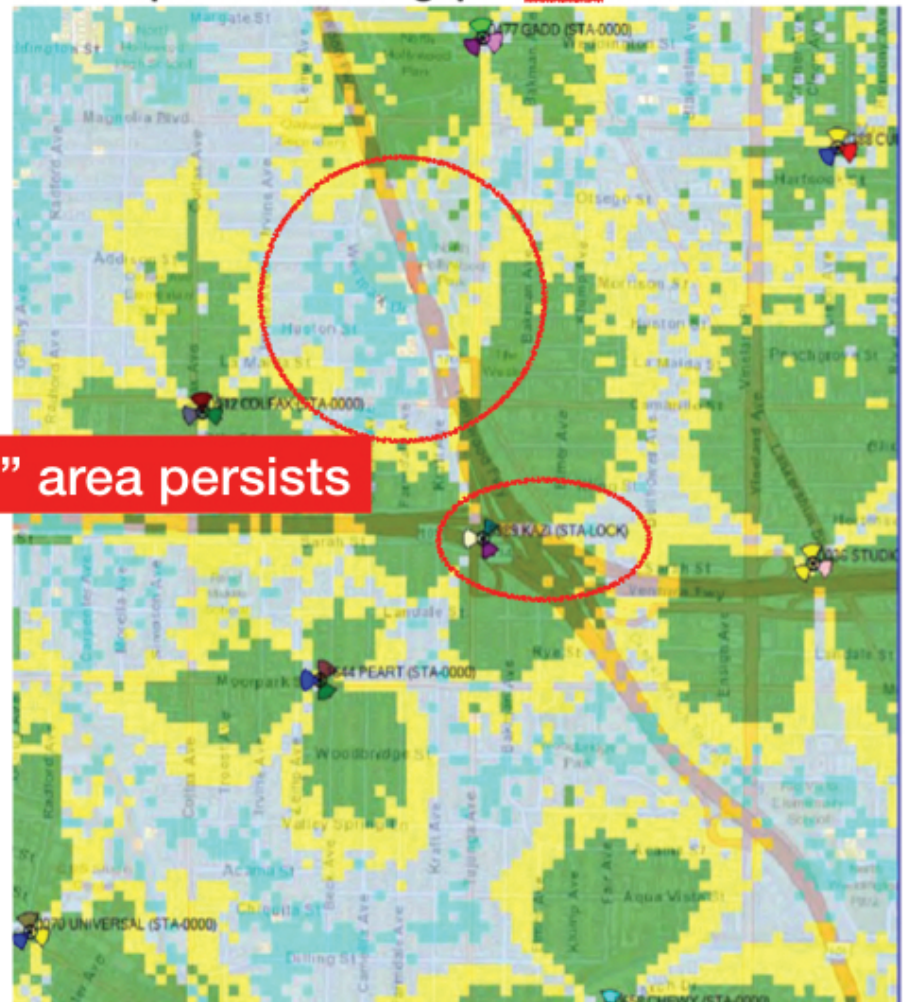
SINR impacts cell Throughput without Kazi site



Larger "Bad" area persists

PDSCH C/I+N Level (DL) (dB) **Excellent**
 PDSCH C/I+N Level (DL) (dB) **Good**
 PDSCH C/I+N Level (DL) (dB) **Fair**
 PDSCH C/I+N Level (DL) (dB) **Bad**

SINR impacts cell Throughput with Kazi site



PDSCH C/I+N Level (DL) (dB) **Excellent**
 PDSCH C/I+N Level (DL) (dB) **Good**
 PDSCH C/I+N Level (DL) (dB) **Fair**
 PDSCH C/I+N Level (DL) (dB) **Bad**

Coverage Area of Existing Site

The coverage maps reflect general site coverage without consideration of terrain and surrounding data noise/usage. In this case the proposed Kazi site will provide capacity offload to existing sites: Colfax, and Studio City

RF Justification

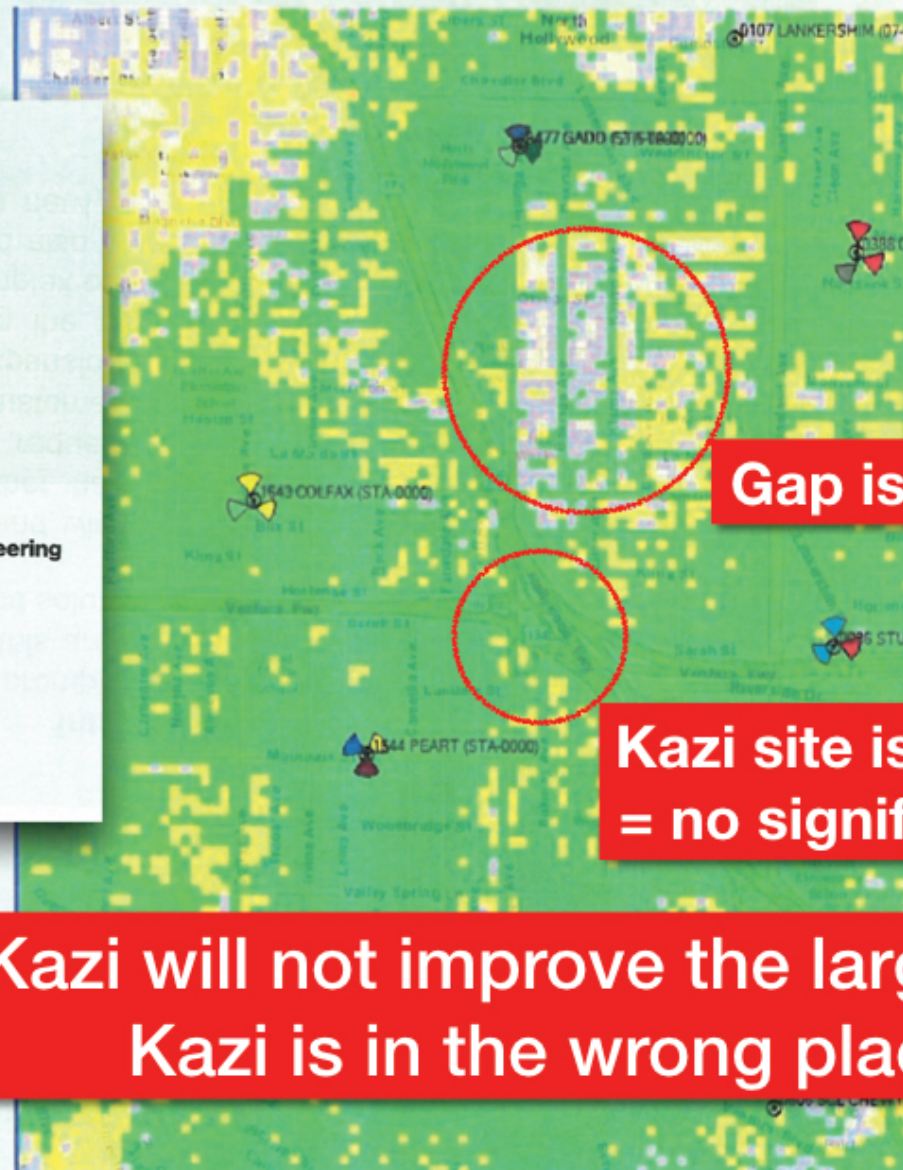
Kazi

Prepared by Verizon Wireless RF Engineering

Amanda Lam

March 1, 2018

Updated on November 1, 2019



Gap is north of Kazi

Kazi site is all green
= no significant gap

Kazi will not improve the large gap
Kazi is in the wrong place



“Kazi” is NOT the Least Intrusive Site Valley Village Park is Far Better

A Verizon Attorney has written

“To avoid such preemption, the local government must show that another alternative is available, technically feasible, and less intrusive than the proposed facility.”

T-Mobile v. Anacortes, 572 F.3d at 998-999

Least Intrusive Site

Technically
Feasible

Distance to adjacent site

Distance
to Homes

Background
Trees

Kazi

NO
0.38 mi

**200
feet**



Few

**Valley
Village
Park**

YES
0.5 miles

**345
feet**



Many



Planning APC South Valley <apcsouthvalley@lacity.org>

Fwd: Request for Continuance For Verizon Wireless Facility (ZA-2018-1231-CUW-1A)

1 message

James Williams <james.k.williams@lacity.org>
To: Planning APC South Valley <apcsouthvalley@lacity.org>

Tue, Apr 21, 2020 at 12:18 PM



James K. Williams
Commission Executive Assistant II
Cultural Heritage Commission
West LA Area Planning Commission
South Valley Area Planning Commission

james.k.williams@lacity.org
T: (213) 978-1295

Los Angeles City Planning
200 N. Spring St., Room 272
Los Angeles, CA 90012
Planning4LA.org



----- Forwarded message -----

From: **James Williams** <james.k.williams@lacity.org>
Date: Tue, Apr 21, 2020 at 12:14 PM
Subject: Request for Continuance For Verizon Wireless Facility (ZA-2018-1231-CUW-1A)
To: ELISA GABRIELLI <e.gab@mac.com>, julie faubert <missjz@me.com>
Cc: Irene Gonzalez <irene.gonzalez@lacity.org>

Dear Elisa and Julie,

As you know, in the days immediately following the Governor's stay-at-home orders, public hearings were temporarily postponed in order to allow cities to develop protocols to conduct remote hearings. Starting last week, the Los Angeles Department of City Planning successfully held its first commission meeting by teleconference. In conformity with the Governor's Executive Order N-29-20 (March 17, 2020) and due to concerns over COVID-19, the regularly scheduled South Valley Area Planning Commission (SVAPC) meeting scheduled for April 23, 2020, as well as foreseeable commission meetings, will be conducted telephonically until the stay-at-home order is lifted.

We understand that these are difficult times. However, it is also important for the City to use these remote commission meetings to keep our City running. We take your concerns seriously and will share your correspondence and concerns with the SVAPC, as well as, your request for a

continuance of the reconsideration of the Verizon Wireless Telecommunication Facility project (ZA-2018-1231-CUW-1A) located at 4632 North Tujunga Avenue, Los Angeles, CA.

Nevertheless, we hope that you are still able to join us. The SVAPC voted to reconsider this item on February 13th, which was originally scheduled to be heard on March 12th, which then was continued to a date certain of April 23, 2020.

Courtesy Notice Previously Provided

Although no specific notice is required by law for a reconsideration, the Commission Office sent the attached courtesy notice, on or around February 26, 2020, to the Tujunga Village Neighbors, as well as to all interested parties and property owners within a 500-foot radius. This courtesy notice was provided well in advance of the previously scheduled March 12, 2020 SVAPC meeting. The March 12th meeting was then subsequently cancelled due to health and public safety concerns related to the Covid-19 outbreak.

As specifically stated in the attached March 12th cancellation notice posted online that "All items under consideration have been continued to April 23, 2020." Therefore, the representation that no notices were provided or available online is incorrect.

Rules regarding Reconsideration

The Commission Office has acted in accordance with the processes regarding notice set forth in the City's Municipal Code, as well as the Commission Rules of Operating Procedures.

Administrative Record

The Department also wishes to confirm that all items previously submitted on this matter continue to be a part of the administrative record and considered as part of any subsequent Commission action. A letter of determination will only be prepared when this item is deemed final.

Any commissioners who were not present at the initial January 23, 2020 hearing are required to listen to the audio file from the initial hearing in order to participate in any subsequent reconsideration action.

Meeting Materials

If you did not resubmit a PowerPoint presentation, we can upload your submission from the March 12, 2020 meeting date.

All meeting presentations are available at <https://tinyurl.com/SVAPCMeeting4-23>.

- **SOUTH VALLEY AREA PLANNING COMMISSION MEETINGS CAN BE LISTENED TO BY DIALING (213) 621-2489 OR (818) 904-9450.**

If you wish to participate in the meeting and offer public comment, please read the following instructions.

- **Only members of the public who wish to offer public comment to the South Valley Area Planning Commission should call 1 (669) 900-6833 and use Meeting ID No. 978 9035 8376 and then press #. Press # again when prompted for participant ID.**

I would like to thank you for taking the time to convey your concerns to the Commission Office. Please feel free to contact me should you have any further questions or concerns.

Best regards

James Williams



James K. Williams
Commission Executive Assistant II
Cultural Heritage Commission
West LA Area Planning Commission
South Valley Area Planning Commission

james.k.williams@lacity.org
T: (213) 978-1295

Los Angeles City Planning
200 N. Spring St., Room 272
Los Angeles, CA 90012
Planning4LA.org



SV 03-12-20 Agenda Canceled Meeting.pdf
107K



Planning APC South Valley <apcsouthvalley@lacity.org>

Verizon Wireless ZA-2018-1231-CUW-1A2 messages

Lisa Karadjian <lkaradjian@studiocitync.org>

Tue, Jan 21, 2020 at 12:34 PM

To: paul.krekorian@lacity.org, Paul Krekorian <councilmember.krekorian@lacity.org>, assemblymember.nazarian@assembly.ca.gov, Karo Torossian <karo.torossian@lacity.org>, Adrienne Asadoorian <adrienne.asadoorian@lacity.org>, logan.smith@asm.ca.gov, "geoffrey.yazzetta@lacity.org" <geoffrey.yazzetta@lacity.org>, Jessica Fugate <jessica.fugate@lacity.org>, apcsouthvalley@lacity.org, Emma.Taylor@asm.ca.gov, Julissa.Rodriguez@asm.ca.gov, lucy.martinez@lacity.org
Cc: missjz@mac.com, Elisa Gabrielli <spring321@mac.com>



Applicant: Verizon Wireless

Case Number: ZA-2018-1231-CUW-1A

Project Site: [4632 North Tujunga Avenue](#)

Hello All,

My name is Lisa Karadjian. I am currently the Chair of the Land Use Committee for the Studio City Neighborhood Council. I am personally writing this letter opposing this location [4632 N. Tujunga Ave.](#) for the installation of the Verizon cell tower.

The prior land use chair for the Studio City Neighborhood Council failed to bring attention to the Verizon Wireless application at the time of the original hearing so therefore, the community was not properly informed that there would be a 58 foot cell tower installed in our neighborhood. This matter was brought to my attention after the appeal was filed by the neighbors of Tujunga Village.

I have reviewed the file and had a presentation and discussion at our January Land Use meeting in regard to the tower. And from the response of the committee and the neighbors we unanimously oppose the placement of the 58 foot cell tower at this specific location of Tujunga Ave. and Sarah St.

The Studio City Neighborhood Council opposes the placement of the 58 Ft. Verizon Cell Tower at [4632 Tujunga Avenue](#).

This large, industrial Cell Tower would be inappropriately close to, and incongruous in appearance with the unique, highly desirable and densely populated residential neighborhood in which it would be placed. This area of Tujunga Avenue and Sarah Street is heavily traveled by Walter Reed Middle School students on their way to and from school. The Cell Tower itself would be placed directly next to the bus benches there, where children often wait for parents to pick them up after school. This is in and of itself a particular concern.

The corner of Tujunga and Sarah is home to a newly built, multi story, luxury apartment building. This Cell Tower will be directly in the line of sight of the windows of this new development. There are several new multi-story buildings, both luxury apartments and condominiums, just to the south of it on Tujunga that will be similarly impacted.

Because of it's size, the Cell Tower would be visible far beyond the immediate neighborhood, permanently altering the look and charming character of the Tujunga Village/Walter Reed Middle School community, and the exclusive shops, businesses and eateries of Tujunga Village proper; adversely and irrevocably effecting the property values and business revenue of all concerned.

Additionally, there are no demonstrable coverage gaps for Verizon in the area based on Root Metric's live analytic feed, obviating the claim of necessity.

We must also address our constituent's real and perceived Health concerns surrounding the placement of this Tower. Because there has been increasing consensus in the scientific community that these large Cell Towers pose potential health risks, particularly to developing children and to the elderly, both of whom have a large presence in this neighborhood, it would be remiss not to consider that public perception of these health concerns will negatively impact both the desirability and property values of the area and the sense of well being of those who have already chosen to live and invest there. A few years ago, a Cell Tower for another company was denied across the street from the Studio City Recreation Center (aka Beeman Park) because of its proximity to park patrons, particularly children.

Because of this, the placement of a 58 Ft. Verizon Cell Tower in this location would be irresponsible and must be reconsidered.

Thank you.



Lisa Karadjian
Studio City Neighborhood Council Board Member
Chair Land Use Committee
Councilmember Krekorian CD2 Appointee - Plan Review Board - PRB
Ventura / Cahuenga Boulevard Corridor Specific Plan

[4024 Radford Ave.](#)
Editorial Building 2 Room 6
Studio City, CA 91604

310.283.2736 Mobile

Lkaradjian@studiocitync.org

www.StudioCityNC.org



PastedGraphic-3.tiff.tiff
19K

Lisa Karadjian <lkaradjian@studiocitync.org>

To: apcsouthvalley@lacity.org

Cc: james.k.williams@lacity.org

Mon, Apr 20, 2020 at 3:58 PM

Dear City Planning Administrators and Associates,

My name is Lisa Karadjian. I am the Chair of the Land Use Committee for the Studio City Neighborhood Council.

I am writing to you in regard to the appeal being reconsidered on April 23, 2020 for the proposed project of the Verizon Wireless 58 foot mono pole tower at [4632 Tujunga Ave.](#)

My original letter from January 21, 2020 opposing the installation is below.

Moving forward, Please consider the following per the Commissions Determination:

- Request an Environmental Impact Report.
- The vault should not be visible above ground and asked that the vault be buried underground.
- Consider that the height limit in this area is 45 feet and that the tower not exceed the height limit.

Thank you for your time.

All the best.



Lisa Karadjian
Studio City Neighborhood Council Board Member
Chair Land Use Committee
Councilmember Krekorian CD2 Appointee - Plan Review Board - PRB
Ventura / Cahuenga Boulevard Corridor Specific Plan

[4024 Radford Ave.](#)
Editorial Building 2 Room 6
Studio City, CA 91604

310.283.2736 Mobile

Lkaradjian@studiocitync.org

www.StudioCityNC.org



Begin forwarded message:

[Quoted text hidden]

2 attachments



PastedGraphic-3.tiff
19K



PastedGraphic-3.tiff.tiff
19K



James Williams <james.k.williams@lacity.org>

South Valley APC "Teleconference Meeting" of April 23, 2020 CASE NO. ZA-2018-1231-CUW-1A

2 messages

margaret goldenberg <margaretgoldenberg@mac.com>

Sun, Apr 19, 2020 at 8:26 PM

To: apcsouthvalley@lacity.org

Cc: james.k.williams@lacity.org

We request that this hearing **be postponed until a more appropriate time**, when some of the restrictions can be eased and some sense of normalcy can be established.

We should not be fighting this horrible Virus that is killing our family and friends and a corporation like Verizon at the same time! Verizon and their sense of entitlement has already put us through enough pain as a community. This is shameful. "

"We are being blindsided by this clearly experimental process as we are scrambling in our own lives to survive so that we can actually work, or not lose our homes, or file papers to receive assistance, or try to homeschool children, or stay healthy, or care for those who are sick while Quarantined! We, and the impact this case will have on our lives and the community we live in, deserve more respect than that; both morally and frankly, I believe, legally."

"We have spent months now of sleepless, frantic hours, meetings, organizing, trying to get everybody in one place at one time. We all showed up at the Appeal. There was a well reasoned Determination by the Commission at that Appeal."

"If City Planning Hearings are to be done by Zoom, than *the City must get things dialed in and in working order first*. The Interested Parties and the Commissioners should be visible. The commenting public should be able to observe the proceedings prior to their comments, which will be informed by this process. We must be allowed to make our presentations fairly...and with proper notice. And that notice must take into consideration the times we are living in right now. It simply cannot be allowed to go forward in this way".

Margaret Goldenberg

Sent from my iPhone

David Keith Heald <daaboth@me.com>

Mon, Apr 20, 2020 at 6:35 AM

To: apcsouthvalley@lacity.org

Cc: james.k.williams@lacity.org

2 attachments**Tower.pdf**
35K**Tower.pages**
322K



Planning APC South Valley <apcsouthvalley@lacity.org>

Case ZA-2018-1231 CUW 1A Verizon Tower

1 message

maewoods@cs.com <maewoods@cs.com>

Mon, Apr 20, 2020 at 4:40 PM

Reply-To: maewoods@cs.com

To: "james.k.williams@lacity.org" <james.k.williams@lacity.org>, "apcsouthvalley@lacity.org" <apcsouthvalley@lacity.org>

April 20, 2020

To: South Valley Planning Commission

Mr. Mark Dierking

Ms. Lydia Drew Mather

Ms. Rebecca Beatty

Mr. Raymond Bishop

Ms. Anna Menedjian

Mr. James K. Williams

Dear Mr. Williams and Commissioners:

I live in the Tujunga Village area directly impacted by the proposed Verizon wireless telecommunications tower. I would like my written objections to be available to the Commissioners making a decision on this issue. This meeting was announced suddenly on Friday leaving us no time to organize or prepare a formal presentation, even though we feel passionately about this.

I attended the initial public hearing at the Marvin Braude Center and was proud that so many neighbors attended and raised significant objections to Verizon's proposal. Verizon did not bother to demonstrate a measurable need for this tower in this location. Many neighbors have Verizon service and always get a clear signal. Which leaves one to suspect that the real goal is to scramble the signal of its competitors.

As described, the wireless communications facility would tower over us. The claim that it will blend in among the trees is risible. There is one tree in that area and it looks nothing like the fake Verizon one. WTF towers were designed to be installed along the highway, not in neighborhoods. Yes, this one would be near the freeway. However, it is in a neighborhood. It is within 200 feet of a home. It even has an address, [4632 Tujunga Avenue](#). On top of all of that, it is within 1.4 miles of an earthquake fault and subject to liquefaction in a tremor. Just think of the damage that would cause.

Please remember these things when you view Verizon's presentation. I've lived in my home for 30 years and love my neighborhood. The proposed Verizon tower -- unsightly, noisy, dangerous, even -- does not belong on Tujunga Avenue.

Sincerely,

Mae Woods

[4528 Kraft Avenue](#)[Studio City, CA 91602](#)

818-760-2781



James Williams <james.k.williams@lacity.org>

South Valley APC "Teleconference Meeting" of April 23, 2020 CASE NO. ZA-2018-1231-CUW-1A

1 message

Pauline <ptlais@gmail.com>

Mon, Apr 20, 2020 at 9:48 AM

To: apcsouthvalley@lacity.org, james.k.williams@lacity.org

Cc: julie faubert <missjz@me.com>

Hello,

Hope this finds you well.

We request that this hearing **be postponed until a more appropriate time**, when some of the restrictions can be eased and some sense of normalcy can be established. This is not a not an essential matter.

If City Planning Hearings are to be done by Zoom, than *the City must get things dialed in and in working order **first***. The Interested Parties and the Commissioners should be visible. The commenting public should be able to observe the proceedings prior to their comments, which will be informed by this process.

We must be allowed to make our presentations fairly...and with **proper notice**. And that notice must take into consideration the times we are living in right now. It simply cannot be allowed to go forward in this way.

It is unfair to take advantage of this situation for corporate gain.

We are all seeing in real time what corporate reach looks like. No one will support such a company. Verizon is not the only cell company in town. We do not have to spend our hard earned dollars on companies who do not take into the consideration the land and its people.

Thank you

Pauline Saunders



Planning APC South Valley <apcsouthvalley@lacity.org>

Postpone meeting, please.

1 message

Sharon Flannery <sflannery.teacher@gmail.com>
To: apcsouthvalley@lacity.org

Sun, Apr 19, 2020 at 10:12 PM

Dear South Valley Planning Commission,
As a concerned resident of my community as well as a co-appellant in this case, I need to go on record to say that I find Verizon's "objection" letter from Gatzke Dillon and Ballance LLC to be incredibly insulting, brazen and infuriatingly entitled; filled with falsehoods and veiled threats.
Furthermore, the letter directly lies, falsely stating that this 45 foot limit was brought up after the appeal, when in fact it was presented constantly throughout the appeal and then was part of the ruling. Additionally, in the recording of their "reconsideration" request, they are deliberately insinuating that only the tower itself, the piece of equipment, has to be dropped 13 feet, as opposed to the fact that the

height limit for the area is upheld at 45 feet. Their tower is sitting on a grade of 11 feet, which means that reduction would still have it looming above the neighborhood (effectively a 2 foot reduction in height!) a clear manipulation of the Determination made at the Appeal - which was a limit of 45 ft. once installed! This was clearly not our Council Members' or the Assemblyman's clear positions, nor the determination of the Commission.
The demand for the vault to be buried is under the purview of the Commission as well, and did not come out of the blue, as Verizon also blatantly accuses in its letter, but as a considered response to our presented concerns about the safety of the equipment, topical issues with fires, earthquakes, concerns about the stability of the ground on which it would be built and the woefully close proximity of this Macro Tower to our beautiful, residential neighborhood. It is something that is appropriate for the community both for safety, as well as noise. Our homes are close to a long exit lane for Tujunga Blvd. with

an aesthetically pleasing, highly effective, sound barrier wall. The decibel levels coming off their equipment would far eclipse the soft occasional drone.
Additionally, Verizon's lawyer quotes snippets of case rulings applied out of context, Federal Regulations that either have court rulings that effectively qualify and or limit them, or newer Federal Regulations that were put in place to fast-track 5g Small Cell Towers, which do not apply to this Macro installment, but, even if they did, there are already US District and State Supreme Court rulings in place which limit or overrule aspects of these new regulations, granting back to the city discretionary controls.
And all of this when they didn't have the decency to remain in the room until the end of the Appeal. They stormed out during the deliberation process, which for us, after all the work, heartache, time, stress, and money we had to expend, was such a slap in the face. It was completely dismissive and disrespectful to the Commission and to all concerned.

All of the neighbors are completely distraught, exhausted and frankly angry at the attempt on the part of Verizon to deliberately misrepresent and directly thwart the thoughtful, considered Determinations of the South Valley Planning Commissioners, our Representatives on the State Assembly and City Council, not to mention all three surrounding Neighborhood Councils. Thank you for your time. It is my sincere hope that the Determinations you came to in the Appeal will be upheld.

Sincerely,
Sharon Flannery

Sharon Flannery
CA Studio Teacher
818.903.9044
sflannery.teacher@gmail.com

DAY OF HEARING SUBMISSIONS



James Williams <james.k.williams@lacity.org>

For the Record Please. Re: South Valley APC "Teleconference Meeting" of April 23, 2020 CASE NO. ZA-2018-1231-CUW-1A"

1 message

ELISA GABRIELLI <e.gab@mac.com>

Wed, Apr 22, 2020 at 12:43 AM

To: Planning APC South Valley <apcsouthvalley@lacity.org>

Cc: James Williams <james.k.williams@lacity.org>

Dear Commissioners,

I cannot overstate how much we want Verizon's Industrial Macro Tower to be denied. It should be relocated to a far more suitable location. This 58 foot tower in our uniquely beautiful, densely populated, residential neighborhood, just 200 feet away from the nearest home, will destroy the look and feel of it forever, causing distress, and irrevocably impacting its value and the enjoyment of its residents. It also presents a constant safety hazard due to an historically established risk of fire and collapse with these multi component, structurally vulnerable and poorly maintained Macro Towers, in a location with a fault line 1.4 miles away in an area known for liquefaction. Add to that the fact that Verizon's claims of Coverage Gaps, (Significant or otherwise), with their submissions of False Mapping, were completely debunked during the Appeal. The city has the authority to Deny on the basis of any or all of the above, with an abundance of legal precedent and Court Rulings to back this up. Verizon, a private commercial company, should not be allowed to continue to ride roughshod over your constituents, or the authority of the City.

If this Verizon Macro Tower is not denied, then I ask that the Commission's Determination at the Appeal stand., with all of the following included:

- 1) There must be an Environmental/Safety Study/Liquefaction Study done,
- 2) The Vault must be buried. Both for safety and noise.
- 3) Verizon's Cell Tower must be compliant with the FCC Safety Limits for RF Exposure for the "General Population" not the FCC Standard for "Occupational" limits, which can be 500% - 600% higher. (Telecom Companies often try to slip this thru by simply stating their Tower will be within the Limits set by the FCC, but don't stipulate which one.) The Code of Regulations make it crystal clear that this General Population Standard is to be applied. 47CFR& 2.1
- 4) Their must be scheduled Inspections to insure this Tower is compliant, now, and in the future should they attempt to add power, or attempt to add other carriers to the Tower, which should also be disallowed..

Last but not least:

5) The height of the Verizon Cell Tower must not rise over 45 Ft. once INSTALLED. That is the Height limit for the area and MUST be adhered to.

6) Additionally, we ask that there be "a restrictive covenant" placed in the Zoning approval, a "Pre approval condition", that Verizon will not be allowed to add onto the height of the tower as approved by the Commission, once it has been installed.

Sincerely,

Elisa Gabrielli

323-273-6213

e.gab@mac.com



Planning APC South Valley <apcsouthvalley@lacity.org>

**"For the Record Re: South Valley APC "Teleconference Meeting" of April 23, 2020
CASE NO. ZA-2018-1231-CUW-1A"**1 message

julie faubert <missjz@me.com>

Tue, Apr 21, 2020 at 9:12 PM

To: Planning APC South Valley <apcsouthvalley@lacity.org>, James Williams <james.k.williams@lacity.org>

To whom it may concern,

I am in full opposition to this 58 foot tower in a beautiful residential neighborhood, just 200 feet away from the nearest home.

I ask that the Commissions Determination at the Appeal stand, as is.

1) There must be an Environmental/Safety Study/Liquefaction Study done,

2) The Vault must be buried

3) The height of the Verizon Cell Tower must not rise over 45 Ft. once INSTALLED. That is the Height limit for that area and **MUST** be from street level

4) Additionally, there must be "a restrictive covenant" placed in the Zoning approval that Verizon will not add onto the height of the tower as per the Determination of the Commission, once it has been installed.

5) Additionally, Verizon's Cell Tower must be compliant with the FCC Safety Limits for RF Exposure for the "General Population" not the FCC Standard for "Occupational" limits, which can be 500% - 600% higher. (Telecom Companies try to slip this thru by simply stating their Tower will be within the Limits set by the FCC, but don't stipulate which one.) The Code of Regulations make it crystal clear that this General Population Standard is to be applied. 47CFR& 2.1

6) Their must be scheduled Inspections to insure this Tower is compliant, now, and in the future should they attempt to add power,

Thank you Sincerely,

Julie Z Faubert



James Williams <james.k.williams@lacity.org>

"For the Record Re: South Valley APC "Teleconference Meeting" of April 23, 2020 CASE NO. ZA-2018-1231-CUW-1A"1 message

Lorenzo Sciarrino <losciarrino@gmail.com>

To: apcsouthvalley@lacity.org

Cc: james.k.williams@lacity.org

YOU DO NOT WANT this Tower here! It is Inappropriate Placement! (etc).

A) We want the Commissions Determination at the Appeal to stand, as is. Which is :

1) There must be an Environmental/Safety Study/Liquefaction Study done, .

2) The Vault must be buried, and

3) The height of the Verizon Cell Tower must not rise over 45 Ft. once INSTALLED! That is the Height limit for that area!

* Additionally, there must be "a restrictive covenant" placed in the Zoning approval that Verizon will not add onto the height of the tower as per the Determination of the Commission, once it has been installed.

4) Additionally, Verizon's Cell Tower must be compliant with the FCC Safety Limits for RF Exposure for the "General Population" " not the FCC Standard for "Occupational" limits, which can be 500% - 600% higher. (Telecom Companies try to slip this thru by simply stating their Tower will be within the Limits set by the FCC, but don't stipulate which one.) The Code of Regulations make it crystal clear that this General Population Standard is to be applied. 47CFR& 2.1

*Their must be scheduled Inspections to insure this Tower is compliant, now, and in the future should they attempt to add power,



Planning APC South Valley <apcsouthvalley@lacity.org>

Kraft Area, Tujunga Blvd / Verizon 5 G tower

1 message

Sharon Flannery <sflannery.teacher@gmail.com>
To: apcsouthvalley@lacity.org

Wed, Apr 22, 2020 at 11:58 AM

To Whom it May Concern:

The Teleconference regarding the Verizon 5G tower and its unacceptable height is in violation of the new Brown Act Modifications in Response to Coronavirus Outbreak Executive Order N-25-20. This must be Postponed! "The Public" does not know about this Hearing.

Brown Act Modifications in Response to Coronavirus Outbreak Executive Order N-25-20:

"Gov. Gavin Newsom waived certain provisions of the Bagley-Keene Act and Ralph M. Brown Act to make state and local legislative bodies safer while allowing California public entities to conduct business.

In an effort to promote social distancing and slow the spread of the coronavirus pandemic Gov. Newsom issued Executive Order N-25-20. The Executive Order authorizes state and local legislative bodies, such as school district and county office of education governing boards, to more easily hold public meetings by way of teleconference. The order took further steps to make public meetings accessible to the public via electronic means, including telephone.

The Brown Act generally requires legislative body members, a clerk, or other personnel to be physically present in a meeting in order to participate or establish a quorum. Executive Order N-25-20 temporarily eliminates this requirement. Furthermore, standard Brown Act requirements such as publicly noticing the teleconference location for each meeting participant is also suspended. Clearly, this is an attempt to protect the public, as well as Board members and staff, by temporarily discouraging large group settings in the conduct of the public's business.

Nevertheless, local bodies must continue to give advance notice of public meetings in accordance with the time frame set forth in the Bagley-Keene, and Brown Acts. Additionally, the local body must make one public setting available from which members of the public shall have the right to watch the meeting and offer public comment at the meeting. The Executive Order encourages all state and local bodies to, "use sound discretion and to make reasonable efforts to adhere as closely as possible to the provisions of the Bagley-Keene Act and Brown Act, and other local laws regulating the conduct of public meetings, in order to **maximize transparency and provide the public access to their meetings.**" While Gov. Newsom's order is clearly a sound response to the public health crisis, the Brown Act's emphasis on governmental discourse and transparency remains steadfast by not eliminating any sanctions for Brown Act violations.

Please do things legally and give the neighborhood considerate legal notification of such proceedings. I live in this neighborhood and, understandably, we are all scrambling to make ends meet. Please do not throw this at us when we are already down. I was so disappointed to hear that the city was allowing Verizon to use its obvious financial superiority to essentially get their illegally tall tower where they want it during this pandemic. Clearly Verizon knows the neighbors

would be distracted so felt they could take advantage of the situation. I implore you to consider our concerns and give us time to pull things together.

Thank you for your time.

Sincerely,
Sharon Flannery

Sharon Flannery
CA State Certified Studio Teacher
IATSE Local 884, STC#: 114833
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818.903.9044