

CITY OF LOS ANGELES

CALIFORNIA



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07-0354

CD 4

March 7, 2007

Los Angeles County Assessor
Kenneth Hahn Hall of Administration
500 W. Temple Street, Rm. 255
Los Angeles, CA 90012

Councilmember LaBonge
City Attorney
Attn: Terry Kaufman Macias
cc: Director of Planning
cc: Advisory Agency
Department of Water and Power

Bureau of Engineering,
Land Development Group
Department of Building and Safety
c/o Zoning Coordinator
Community Development Department

RE: (1) REPEALING ORDINANCE NO. 176246 WHICH ESTABLISHED THE WINDSOR SQUARE HISTORIC PRESERVATION OVERLAY ZONE; AND (2) TO ESTABLISH A TEMPORARY MORATORIUM ON THE ISSUANCE OF BUILDING PERMITS FOR PROPERTIES WITHIN A PORTION OF THE WILSHIRE COMMUNITY

At the meeting of the Council held FEBRUARY 7, 2007, the following action was taken:

To the Mayor FORTHWITH	<u>X</u>
Motion adopted to approve committee report recommendation(s)	<u>X</u>
Ordinances adopted.....	<u>X</u>
Ordinance number	<u>(1) 178399</u>
Publication date.....	<u>2-22-07</u>
Effective date	<u>3-25-07</u>
Ordinance number	<u>(2) 178400</u>
Publication date.....	<u>2-22-07</u>
Effective date	<u>2-22-07</u>
Mayor approved	<u>2-15-07</u>
Findings adopted	<u>X</u>
Categorical exemption approved	<u>X</u>

City Clerk
kw



819

**TO THE COUNCIL OF THE
CITY OF LOS ANGELES**

FILE NO. 07-0354

Your **PLANNING AND LAND USE MANAGEMENT** Committee

reports as follows:

	<u>Yes</u>	<u>No</u>
Public Comments	<u>XX</u>	<u>—</u>

CATEGORICAL EXEMPTION, PLANNING AND LAND USE MANAGEMENT REPORT and ORDINANCES relative to: (1) repealing Ordinance No. 176246 which established the Windsor Square Historic Preservation Overlay Zone; and (2) to establish a temporary moratorium on the issuance of building permits for properties within a portion of the Wilshire Community.

Recommendations for Council action, as initiated by Motion (LaBonge - Garcetti) SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that the adoption of the Urgency Ordinance is categorically exempt from the California Environmental Quality Act (CEQA), under State CEQA Guidelines Sections 15307 and 15308, Classes 7 and 8, and that no exception to the exemptions applies.
2. PRESENT and ADOPT the accompanying ORDINANCE repealing Ordinance No. 176246 which established the Windsor Square Historic Preservation Overlay Zone (HPOZ).
3. PRESENT and ADOPT the accompanying URGENCY ORDINANCE establishing a temporary moratorium, pursuant to California Government Code Section 65858, on the issuance of building and demolition permits for properties within a portion of the Wilshire Community Plan known as Windsor Square, generally bounded by Beverly Boulevard on the north, both sides of Arden Boulevard on the west, both sides of Van Ness Avenue on the east, and the rear property lines of the commercially zoned properties along Wilshire Boulevard on the south, but excluding commercially and multi-family - R3 zoned lots (Pursuant to Motion [LaBonge -Garcetti]).

12 VOTES REQUIRED TO ADOPT URGENCY CLAUSE

4. DIRECT the City Planning Department to prepare the written report required pursuant to Government Code section 65858, describing the measures taken to alleviate the conditions which led to the adoption of the ordinance, and submit the report to the Council at least ten days prior to the expiration of the urgency ordinance.

Summary:

At its meeting held February 6, 2007, the Planning and Land Use Management (PLUM) Committee considered the February 2, 2007, City Attorney report relative to two Ordinances as follows: (1) one Ordinance repealing Ordinance No. 176246 which established the Windsor Square Historic Preservation Overlay Zone; and (2) and a second Ordinance to establish a temporary moratorium on the issuance of building permits for properties within a portion of the Wilshire Community.

The Chief Planning Deputy speaking on behalf of Councilmember Tom LaBonge (representing Council District Four) spoke in support of the two proposed Ordinances. Other interested parties at the hearing also testified in support of the two Ordinances, and contended that the Windsor Square Historic Preservation Overlay Zone has worked. One person suggested that property values have increased in the Windsor Square area as a result of compliance with historic preservation criteria. Several speakers also provided supportive testimony relative to establishing a temporary moratorium on the issuance of building and demolition permits in the area.

One speaker speaking in opposition to Ordinances, alleged that the Committee has considered this matter without notice to affected property owners or stakeholders, and without permitting any affected party a reasonable opportunity to be heard.

In response to PLUM Committee inquiries, the City Attorney opined that, Government Code Section 65858, provides for a procedure for a temporary moratorium (on issuance of building and demolition permits), in cases where it is determined that there may be an immediate threat to the public health, safety, or welfare. Staff from the City Planning Department noted the use of Government Code Section 65858 in other cities.

The PLUM Committee after careful consideration of the City Attorney's report and Ordinances, recommended that Council adopt the two Ordinances.

Respectfully submitted,

PLANNING AND LAND USE MANAGEMENT COMMITTEE



MEMBER	<u>VOTE</u>
REYES:	YES
HUIZAR:	ABSENT
WEISS:	YES

BG
2-6-07
CD 4

Attachments: Ordinances

#070354

Findings & ORDs
ADOPTED
MOTION ADOPTED TO APPROVE COMMITTEE REPORT RECOMMENDATION
FEB 07 2007
LOS ANGELES CITY COUNCIL
CAT Exempt Approved
TO THE MAYOR FORTHWITH

MAYOR WITH FILE