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CITY ATTORNEY

REPORT NO. R 17 - 0 2 1 8
JUN 22 2017

REPORT RE:

**DRAFT ORDINANCE AMENDING COLISEUM DISTRICT SPECIFIC PLAN TO
ALLOW FOR DEVELOPMENT OF A MUSEUM, AN UNDERGROUND PARKING
STRUCTURE AND A REPLACEMENT SOCCER FIELD**

The Honorable City Council
of the City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, California 90012

Council File No. 09-0905-S2

Honorable Members:

As requested by the City Council, this Office has prepared and now transmits for your consideration the enclosed draft ordinance, approved as to form and legality, which would amend the Coliseum District Specific Plan to allow the development of a museum, an underground parking structure and a replacement soccer field.

The Coliseum District Specific Plan already governs the future renovation of the Los Angeles Memorial Coliseum, which is slated to begin in 2018, and the development of the Los Angeles Football Club (soccer) property located adjacent to the Coliseum.

A more detailed discussion of the proposed ordinance is provided in the staff report prepared by the Department of City Planning (City Planning).

Charter Findings

Pursuant to Charter Section 559, the City Planning Commission approved the draft ordinance and recommended that the City Council adopt it. If the City Council

chooses to adopt this ordinance, it may comply with the provisions of Charter Section 558 by either adopting the findings prepared by the Director of Planning attached to the file or by making its own findings.

CEQA Findings

City Planning recommends that if you adopt the enclosed draft ordinance, you do so based on your consideration of the environmental effects of the project shown in Environmental Impact Report SCH#1990011065 (EIR), certified in December 2003; the First Addendum to the EIR, approved on May 2, 2006; the Second Addendum to the EIR, approved on July 28, 2016; the Third Addendum to the EIR, approved on December 8, 2016; and the Fourth Addendum to the EIR, approved on April 11, 2017.

Under the California Environmental Quality Act (CEQA), the City is acting as a responsible agency pursuant to CEQA Guidelines Section 15096. The City Council may approve a project as a responsible agency if it: (1) reviews the previously prepared EIR; (2) in its independent judgment, makes the findings required by CEQA Guidelines Section 15091; and (3) adopts a statement of overriding considerations for the project's significant and unavoidable environmental effects as set forth in CEQA Guidelines Section 15093. The project's EIR disclosed that the following project impacts would not be mitigated to a less than significant level: air quality (construction); historic resources; land use compatibility (construction); and noise (construction and operational events).

The findings prepared by the Director of Planning, attached to the file and recommended by the City Planning Commission and the Planning and Land Use Management Committee, include findings and a statement of overriding considerations that are intended by staff to comply with CEQA Guidelines Sections 15091 and 15093.

In addition, the City Council may approve a project with an addendum when the City Council does both of the following: (1) reviews the previously prepared EIR along with the addendum; and (2) finds, in its independent judgment, that based on the entire administrative record there are no substantial changes to the project or to the circumstances under which the project will be undertaken, and no new information exists that was not available at the time the EIR was certified, that would require major revisions to the EIR. Under CEQA Guidelines Section 15162, major revisions to the EIR would be required when the changed project, changed circumstances or new information would result in a new significant effect not identified in the EIR or a substantial increase in the severity of a significant effect previously identified in the EIR.

Council Rule 38 Referral

A copy of the draft ordinance was sent, pursuant to Council Rule 38, to the Department of Building and Safety with a request that all comments, if any, be presented directly to the City Council at the time this matter is considered.

If you have any questions regarding this matter, please contact Deputy City Attorney Kenneth Fong at (213) 978-8202. He or another member of this Office will be present when you consider this matter to answer questions you may have.

Very truly yours,

MICHAEL N. FEUER, City Attorney

By 
DAVID MICHAELSON
Chief Assistant City Attorney

DM:KTF:mg
Transmittal