

EXHIBIT C:
Environmental (ENV-2016-3183-CE)

COUNTY CLERK'S USE

CITY OF LOS ANGELES

OFFICE OF THE CITY CLERK
200 NORTH SPRING STREET, ROOM 395
LOS ANGELES, CALIFORNIA 90012

CALIFORNIA ENVIRONMENTAL QUALITY ACT

NOTICE OF EXEMPTION

(PRC Section 21152; CEQA Guidelines Section 15062)

Filing of this form is optional. If filed, the form shall be filed with the County Clerk, 12400 E. Imperial Highway, Norwalk, CA 90650, pursuant to Public Resources Code Section 21152(b) and CEQA Guidelines Section 15062. Pursuant to Public Resources Code Section 21167 (d), the posting of this notice starts a 35-day statute of limitations on court challenges to reliance on an exemption for the project. Failure to file this notice as provided above, results in the statute of limitations being extended to 180 days.

PARENT CASE NUMBER(S) / REQUESTED ENTITLEMENTS

CPC-2016-3182-CA

LEAD CITY AGENCY

City of Los Angeles (Department of City Planning)

CASE NUMBER

ENV-2016-3183-CE

PROJECT TITLE

Processes and Procedures Ordinance

COUNCIL DISTRICT

All

PROJECT LOCATION (Street Address and Cross Streets and/or Attached Map)

Citywide

☐ Map attached.

PROJECT DESCRIPTION:

An ordinance amending Chapter 1 and adding Chapter 1A to the Los Angeles Municipal Code (LAMC) to comprehensively reorganize the Zoning Code processes and procedures.

☐ Additional page(s) attached.

NAME OF APPLICANT / OWNER:

CONTACT PERSON (If different from Applicant/Owner above)

Bonnie Kim

(AREA CODE) TELEPHONE NUMBER

(213) 978-1330

EXT.

EXEMPT STATUS: (Check all boxes, and include all exemptions, that apply and provide relevant citations.)

STATE CEQA STATUTE & GUIDELINES

☐ STATUTORY EXEMPTION(S)

Public Resources Code Section(s) _____

☒ CATEGORICAL EXEMPTION(S) (State CEQA Guidelines Sec. 15301-15333 / Class 1-Class 33)CEQA Guideline Section(s) / Class(es) State CEQA Guidelines Sec. 15300 et seq./ Class 8☒ OTHER BASIS FOR EXEMPTION (E.g., CEQA Guidelines Section 15061(b)(3) or (b)(4) or Section 15378(b))State CEQA Guidelines Sec. 15061(b)(3) and/or Sec. 15378(b)(5)

JUSTIFICATION FOR PROJECT EXEMPTION:

☒ Additional page(s) attached☒ None of the exceptions in CEQA Guidelines Section 15300.2 to the categorical exemption(s) apply to the Project.☐ The project is identified in one or more of the list of activities in the City of Los Angeles CEQA Guidelines as cited in the justification.

IF FILED BY APPLICANT, ATTACH CERTIFIED DOCUMENT ISSUED BY THE CITY PLANNING DEPARTMENT STATING THAT THE DEPARTMENT HAS FOUND THE PROJECT TO BE EXEMPT.

If different from the applicant, the identity of the person undertaking the project.

CITY STAFF USE ONLY:

CITY STAFF NAME AND SIGNATURE

Bonnie Kim

STAFF TITLE

City Planner

ENTITLEMENTS APPROVED

FEE:

RECEIPT NO.

REC'D. BY (DCP DSC STAFF NAME)

DISTRIBUTION: County Clerk, Agency Record

NARRATIVE FOR PROCESSES AND PROCEDURES CODE AMENDMENT

Pursuant to Section 15061(b)(3) and/or Section 15378(b)(5) of the California Public Resources Code, the Department of City Planning has determined that the proposed Code amendment is exempt from the California Environmental Quality Act (CEQA). The proposed Code amendment modifies administrative procedures for the processing of entitlement requests and appeals and has no effect on the physical environment.

Pursuant to Section 15061(b)(3), the proposed Code amendment is not a project under CEQA, because “the activity is covered by the common sense exception that CEQA applies only to projects which have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.”

The proposed Code amendment is also not a project under CEQA pursuant to Section 15378(b)(5) because “organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment” are not considered a project. The proposed Code amendment does not change any discretionary actions into non-discretionary actions. Therefore, the proposed Code amendment will continue to ensure that projects meet all procedural requirements of CEQA, and that impacts are analyzed and environmental mitigations are imposed where necessary and appropriate. Furthermore, the proposed Code amendment does not change the zoning of any properties. The proposed changes are limited to administrative procedures and will not have an effect on the physical environment. Therefore, the proposed Code amendment does not have the potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.

However, the Code amendment also meets the requirements of the Class 8 Categorical Exemption pursuant to CEQA Guidelines, Section 15308. Class 8 consists of actions taken by regulatory agencies, as authorized by state or local ordinance, to assure the maintenance, restoration, enhancement, or protection of the environment where the regulatory process involves procedures for protection of the environment. The proposed Code amendment supports the protection of the environment by providing environmental review procedures to guide the administration of CEQA regulations. These administrative provisions include a CEQA appeals process, which provides clarity to the general public as to how appeals of CEQA determinations can be made. Furthermore, the proposed Code amendment prohibits improper segmentation of a project and establishes enforcement measures to correct and address such cases.

Therefore, the Code amendment is not considered a “project” under CEQA. However, should it be a project, it is exempt from CEQA under the Class 8 Categorical Exemption.