

Communication from Public

Name: Robert (Bob) Blue
Date Submitted: 04/21/2026 08:34 AM
Council File No: 25-1518
Comments for Public Posting: Please see attached declaration regarding the "whole of the record" and the DCP Record inspection conducted on 04-20-2026.

April 21, 2026

To: Honorable Members of the Los Angeles City Council; City Clerk

From: Robert Blue

RE: URGENT OBJECTION TO AGENDA ITEM 29 (Council File 25-1518; Case No. ENV-2019-6645-EIR-1A)

SUBJECT: Evidence of Legally Deficient Administrative Record and Due Process Violation

To the Honorable Council Members:

I am submitting the attached Declaration to formally notify the City Council that the Administrative Record for the Barry Building (HCM #887) is legally deficient. As of less than 24 hours ago, the official record—as maintained by the Department of City Planning (DCP)—contained zero documents, communications, or reports dated after February 24, 2026.

This Council is being asked to vote on the "whole of the record." However, the record excludes the very communications between DCP Planner Jason McCrae and the Kizh Nation that were used to justify the revised April 2026 EIR findings and the new Mitigation Monitoring Program (MMP).

While the applicant submitted some materials on April 17, the City's official file remained empty during our physical inspection on April 20. This "shadow record" prevents the public from performing a meaningful review of the evidence. A vote today based on an incomplete record constitutes a prejudicial abuse of discretion. We respectfully demand that this item be continued until the record is made whole and accessible to the public.

Sincerely,

Robert Blue

DECLARATION OF ROBERT BLUE REGARDING DEFICIENCY OF THE ADMINISTRATIVE RECORD

I, Robert Blue, declare as follows:

1. I have personal knowledge of the facts stated herein and submit this declaration regarding the official administrative record for the Barry Building (HCM #887) project.
2. On April 16, 2026, I emailed Principal City Planner Milena Zasadzien requesting a physical inspection of the case file. On April 19, Ms. Zasadzien confirmed the appointment and represented in writing that "most new communications and reports since the February 24 PLUM meeting are available electronically online."
3. On April 20, 2026, at 11:00 AM, I arrived at the Los Angeles Department of City Planning offices accompanied by my wife, Sieglinde "Ziggy" Kruse Blue, to conduct said inspection.
4. Ms. Zasadzien provided three (3) boxes of physical records. My wife and I conducted a thorough, page-by-page review of all three boxes. We found zero (0) documents, communications, or reports in the official record dated after February 24, 2026.
5. Specifically missing from the official file were the communications between DCP Planner Jason McCrae and Chairman Andy Salas of the Gabrieleno Band of Mission Indians - Kizh Nation. These communications were used by the City to justify revised April 2026 EIR findings and a revised MMP revealed at the April 14, 2026, PLUM hearing.
6. Despite the City's reliance on these "revealed" communications to alter the project's environmental mitigation, the City failed to include them in the official Administrative Record. Furthermore, while the applicant reportedly placed items into the record on April 17, 2026, those items were not present in the official Planning file as of our inspection on April 20.
7. The exclusion of this substantial evidence from the official record, while the City Council moves to vote on the "whole of the record" on April 21, 2026, constitutes a prejudicial abuse of discretion and a violation of due process. I am unable to analyze the validity of the revised EIR findings without the underlying data and communications.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 21st day of April, 2026, at Los Angeles, California.



Robert Blue



Re: Barry Building Demo Project; CF 25-1518 - Physical File Inspection Request for Monday, April 20, 2026

From Milena Zasadzien <milena.zasadzien@lacity.org>

Date Sun 4/19/2026 6:41 PM

To Bob Blue <bob.blue@live.com>

Cc Ziggy Kruse <ziggykruse2005@yahoo.com>; mindy.nguyen@lacity.org <mindy.nguyen@lacity.org>

Hi Bob,

We can accommodate your request to see the case file on Monday at 11am.

However, please note that most new communications and reports since the February 24 PLUM meeting are available electronically online in the [Council File](#) for the case. If you'd like us to download and print those for you at the office, we can do that, but please be advised that copying incurs a fee.

Best regards,

Milena



Milena Zasadzien

Principal City Planner, Citywide Projects

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On Thu, Apr 16, 2026 at 9:07 PM Bob Blue <bob.blue@live.com> wrote:

Hello Milena,

Just wanted to let you know that we will be stopping by your office (City Planning office) this Monday, April 20, around 11:00 AM to conduct a physical inspection of the case file and administrative record for the Barry Building project (Council File 25-1518; Case No. ENV-2019-6645-EIR-1A).

Since the full City Council vote will most likely be scheduled for Tuesday or Wednesday, we want to make sure we have reviewed the most current version of the file, including any new communications as well as reports added since the February 24, 2026 PLUM meeting.

If you could please have the physical case file pulled and ready for us, it would be helpful in making sure our review is as efficient as possible before the Council meeting. We want to ensure we're respectful of your time while getting a complete look at the record.

Please confirm receipt of this email and that the file will be made available for our inspection on Monday morning.

Thank you,
Bob & Ziggy

