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201 NORTH FIGUEROA STREET
LOS ANGELES, CA 90012

ANDREW A. ADELMAN, P.E.
GENERAL MANAGER

RAYMOND CHAN
EXECUTIVE OFFICER

November 18, 2008

CF No. 08-2617

Planning and Land Use Management Committee (PLUM)
City of Los Angeles City Council
City Hall, Room 350
Los Angeles, CA. 90012


STATUS OF RESPONSES TO CITY COUNCIL MOTIONS REGARDING OFF-SITE SIGNS

The City of Los Angeles Department of Building and Safety (LADBS) has prepared the attached table which reflects the actions that have been taken and the current status of each City Council motion regarding off-site signs (billboards). Also, included is a copy of the motions and a copy of the reports LADBS has previously submitted in response to the motions.

In preparation to responding to the various motions and their status and to ensure a mutual understanding of the various items, LADBS met with representatives of Council Districts 1 and 13 and the Department of City Planning, City Attorney's office, Chief Legislative Analyst and City Administrative Officer on October 27, 2008 and on November 14, 2008.

Based on the agreements made during those meetings, the current status of each motion and the agency responsible is located on the right-hand column of the attached table. LADBS has submitted written reports for all of the motions for which it is primarily responsible. The City Attorney and the Planning Department are working on their responses as illustrated on the Action/Status column.

Please call me at (213) 482-6800 (office) if LADBS or I can be of any assistance or provide any additional information.


ANDREW A ADELMAN, P.E.
General Manager
Department of Building and Safety

C: Councilmember Ed P. Reyes, Chair - PLUM
Councilmember Jack Weiss, Vice Chair - PLUM
Councilmember Jose Huizar, Member - PLUM
Council President Eric Garcetti

Attachments

PLANNING & LAND
USE MANAGEMENT

NOV 20 2008

OUTSTANDING SIGN RELATED MOTIONS INVOLVING LADBS – 11/14/2008

LADBS = Department of Building and Safety; DCP = Department of City Planning; CA = City Attorney; CAO = Chief Administrative Officer; CLA = Chief Legislative Analyst; CRA = Community Redevelopment Agency

Exhibit No.	Date	Council File No.	MOTION	Lead Agency	Support Agency	Action/Status
1.	5-23-07	07-1630 Weiss	1. Report on unlawful digital billboard installations	LADBS	None	LADBS reported on 12/3/07, 2/21/08, 5/23/08, 5/27/08 and 11/7/08.
			2. Report on OSSPIP implementation	LADBS	None	LADBS reported on 12/3/07, 2-21-08 and 5/27/08, 10/31/08 and 11/10/08.
2.	9-12-07	07-1630-S1 Weiss	1. Report on which companies have installed digital billboards and which of them have been installed without City approval.	LADBS	None	LADBS reported on 12/3/07, 2/21/08 and 5/27/08.
			2. Report on how many digital signs are allowed under settlement agreements	CA	None	LADBS Reported on 11/7/08.
			3. Report on status of Off-Site Sign Program	LADBS	None	LADBS reported on 12/3/07, 2/21/08, 5/23/08 and 5/27/08, 10/31/08 and 11/10/08. CAO/LADBS/CA comprehensive report was submitted on 10/29/08.
3.	10-10-08	07-1630-S2 Weiss	1. Clarify level of CEQA review for modernization of billboards	DCP & LADBS	CA	CA will report to PLUM on 11/25/08.
			2. Report on locations of pending and approved applications for modernizations and relevant zoning regulations	LADBS	None	LADBS will report to PLUM on 11/25/08.
			3. Update on recent lawsuits including Trancas Property Owners Association v. City of Malibu	CA	None	CA will report to PLUM on 11/25/08.

Exhibit No.	Date	Council File No.	MOTION	Lead Agency	Support Agency	Action/Status
4.	4-11-08	08-0896 Weiss	1. Prepare Ordinance to impose \$2500 per day penalty for illegal supergraphics	CA	None	CA will report to PLUM on 11/25/08.
			2. Pursue stronger enforcement strategies	CA & LADBS	None	CA will report to Council in conjunction with Off-Site sign ICO.
			3. Amend the Municipal Code to include a schedule of fines for illegal supergraphics and lights	None stated		CA will report to Council in conjunction with Off-Site sign ICO.
5.	7-29-08	08-2020 Weiss	1. Revise sign ordinance to contain time, place and manner restrictions	DCP	LADBS CA	DCP will verbally report to Council in conjunction with the Off-Site Sign ICO on 12/5/08.
6.	10-1-08	08-2617 Garcetti	1. Status of sign credits for sign companies	LADBS	None	LADBS Reported on 11/7/08.
			2. Terms of the existing settlement agreements for digital signs conversions	LADBS	CA	CA will report to PLUM in closed session on 11/25/08.
			3. Explore whether this particular sign at 1701 N Silver Lake Blvd is a proper use of sign credits	LADBS	CA	LADBS Reported on 11/17/08.
			4. Possible legislative and legal avenues to limit billboard blight in residential neighborhoods	CA	DCP LADBS	CA will report to Council in conjunction with Off-Site sign ICO.
	10-22-08	08-2617 Garcetti's Request to Council	1. a) Status of sign credits for modernizations b) discuss policy issues of motion c) Answer questions in Garcetti's letter of 10-14-08	LADBS	CA	CA will report to PLUM in closed session on 11/25/08.
			2. Number of illegal signs and enforcement efforts	LADBS	None	LADBS submitted two reports dated 11/7/08.
3. (Verbal Motion by Reyes) Report on status of all pending billboard related motions			LADBS	CA DCP	LADBS is submitting this report to PLUM on 11/18/08.	
7.	10-3-08	08-2667 Rosendahl	1. Prepare inventory of CD 11 billboards by partnering with the community	LADBS	None	LADBS will report to Council Member Rosendahl.

EXHIBIT No. 1 and 2

MAY 23 2007

PLANNING and LAND USE MGT.

MOTION


Since 2002, the implementation of an inspection and fee program for off-site signs (billboards) in the City of Los Angeles has been delayed due to litigation. In a series of settlements, the City has reached agreements with certain billboard companies that will allow the sign inspection program to move forward.


As part of the settlements, the City has required the billboard companies to take down many billboards and provide the City with an inventory of all off-site signs and locations in the City of Los Angeles. The settlements also allows for a limited number of modernizations to existing billboard sites, including digital technology and tri-vision structures. Among many things, the settlements requires that all modernizations, including digital postings, comply with current building and electrical code provisions relating to Structural and Electrical Safety. All modernizations must not change more than once every four seconds, or include motion pictures or slide projections. Additionally, before any modernization is installed and operated, the Department of Building & Safety must inspect all modernizations and sign off with final approval on the inspection record card for the structure.

Questions have been raised that certain billboard companies have installed digital technology on existing billboards in West Los Angeles without first receiving final approval from the Department, in violation of the settlements.

I THEREFORE MOVE that the Department of Building & Safety report to the Council in 15 days which billboard companies have unlawfully installed and are operating digital technology or other modernization without first receiving final approval from the Department and the locations of these billboards. Any such unlawful modernization should be strictly prohibited.

I FURTHER MOVE that the Department of Building & Safety provide a status report in 15 days on the implementation plan of the annual inspection and fee program for off-site signs.

PRESENTED BY: 
Jack Weiss, Council Member 5th District

SECONDED BY: 

May 23, 2007

CD5

07-1630

OLD CF 02-0070 & SUPPS

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MOTION

The implementation of the inspection and fee program for off-site signs (billboards) in the City of Los Angeles has been delayed since 2002 due to litigation. To resolve the litigation, the City reached settlement agreements with certain billboard companies, and as a result of the settlement agreements those companies are now beginning to install digital technology and otherwise modify existing signs.


The settlements require that all modernizations, including digital postings, comply with current building and electrical code provisions relating to Structural and Electrical Safety. All modernizations must not change more than once every four seconds, or include motion pictures or slide projections. Additionally, before any modernization is installed and operated, the Department of Building & Safety must inspect all modernizations and sign off with final approval on the inspection record card for the structure.


As the new digital billboards are installed, constituents are beginning to raise complaints about the impact of these signs on their neighborhoods. Specifically, surrounding homes are disturbed by excessive light, rapidly changing graphics are distracting to drivers, and the digital advertising intrudes into homes. Questions have been raised that certain billboard companies have installed digital technology on existing billboards in West Los Angeles without receiving necessary approvals from the City, in violation of the settlements.

I THEREFORE MOVE that the Department of Building & Safety report to the Council in 15 days on which billboard companies have installed and are operating digital technology, the locations of these modernizations, and whether any have installed digital technology without first receiving final approval from the Department.

I FURTHER MOVE that the City Attorney report to the Council in 15 days on how many digital billboards are allowed under the settlements and whether the City Council or neighborhoods have any legal options to limit the installation of digital billboards or to reduce their negative impacts on surrounding neighborhoods.

I FURTHER MOVE that the Department of Building & Safety provide a status report in 15 days on the implementation plan of the annual inspection and fee program for off-site signs, including the receipt of each participating company's inventory of signs.

PRESENTED BY: 
Jack Weiss, Council Member 5th District

SECONDED BY: 

September 12, 2007

07-1630-21

EG

BOARD OF
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MAYOR

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201 NORTH FIGUEROA STREET
LOS ANGELES, CA 90012

ANDREW A. ADELMAN, P.E.
GENERAL MANAGER

RAYMOND CHAN
EXECUTIVE OFFICER

December 3, 2007

Honorable Planning and Land Use Management Committee
c/o Barbara Greaves, Room 395, City Hall
200 North Spring Street
Los Angeles, CA 90012

The Honorable Ed P. Reyes Chair:

Council File No. 07-1630-S1

This is in response to a Motion (Council File #07-1630-S1 Attached) by Councilmember Jack Weiss requesting the Department of Building and Safety (LADBS) to report on which billboard companies have installed and are operating digital technology, to provide the location of these modernizations, to report whether any billboards were installed without inspections and approvals by LADBS and to report on the current status of the Off-Site Sign Periodic Inspection Program, including each participating company's inventory of signs.

On September 13, 2006, the Los Angeles City Council unanimously voted to adopt the City Attorney's recommendations to effect a settlement in the case entitled Clear Channel Outdoor, et al., v. City of Los Angeles, et al. The terms of this settlement agreement, in part, allowed certain billboard companies to modernize a number of their existing billboards. These modernizations included the conversion of a certain number of existing billboards to digital technology.

Currently, Clear Channel is the only company which has installed digital displays on their billboards. To date, Clear Channel has constructed 19 digital display signs and all of these signs have been permitted, inspected and finalized by LADBS (Attached is a current list of issued permits and the locations of digital display signs). Two of Clear Channel's signs (#10 and #12) were in operation using generator power a few days prior to final inspection, however, these generators were immediately shut down upon receiving notice from LADBS. None of the other signs were in operation prior to final inspection by LADBS. Clear Channel has obtained permits for nine (9) other digital display signs which have not yet been installed. In addition, CBS Outdoor has obtained a permit to install a digital display sign which has not yet been installed.

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PLANNING & LAND
USE MANAGEMENT

In reference to the current status of the Off-Site Sign Permit Inspection Program, be advised that due to various litigation actions by sign companies, LADBS is working closely with the City Attorney's Office to reimplement the program as soon as possible.

LADBS' implementation action plan includes amending the existing ordinance, recalculating fees for those signs which are not a party to a settlement agreement, and hiring and training staff. To date, Clear Channel and CBS have provided a portion of their sign permits, but not a complete inventory required by the settlement agreement. We are closely working with the City Attorney's office in all aspects of this issue.

If you have any questions or require additional information, please call Ruben Pérez, Chief of the Code Enforcement Bureau at (213) 252-3902.



ANDREW A. ADELMAN, P.E.
General Manager

AAA:ka

Attachments

RECEIVED
CITY CLERK'S OFFICE
2007 DEC -5 PM 4: 25
CITY CLERK
BY
DEPUTY

Permitted Clear Channel Digital Displays Installed

#	Location	Finaled	Permit #
1	7819 W. Beverly Blvd.	05/30/07	07048-10000-00324
2	370-74 S. La Cienega Blvd.	08/30/07	07048-10000-00931
3	930 S La Brea Ave.	08/13/07	07048-10000-00970
4	1777 S. La Cienega Ave.	05/31/07	07048-10000-00256
5	11263 W. National Blvd.	08/29/07	07048-10000-00967
6	11100-02 W. Olympic Blvd.	08/30/07	07048-10000-00968
7	11915 W. Olympic Blvd.	05/30/07	07048-10000-00252
8	9415-17-19 W. Pico Blvd.	05/30/07	07048-10000-00254
9	1536 S. Robertson Blvd.	06/04/07	07048-10000-00248
10	506 S. San Vincente Blvd.	05/30/07	07048-10000-00327
11	10333 W. Santa Monica Blvd.	05/31/07	07048-10000-00257
12	11285 W. Santa Monica Blvd.	05/31/07	07048-10000-00250
13	11058 W. Santa Monica Blvd.	05/30/07	07026-10000-00029
14	11267 W. Venice Blvd.	08/09/07	07048-10000-00872
15	2131 S. Westwood Blvd.	08/13/07	07048-10000-00251
16	12200 W. Wilshire Blvd.	05/31/07	07048-10000-00255
17	8330 W. 3 rd St.	08/09/07	07048-10000-00253
18	12951 W. Culver Blvd.	11/07/07	07048-10000-01379
19	7763 W. Melrose Ave.	11/07/07	07048-10000-00930

Permitted Clear Channel Digital Displays Not Yet Installed

#	Location	Issued	Permit #
1	6700 S Centinela Ave.	09/27/07	07048-10000-00969
2	15826 W Ventura Blvd.	07/06/07	07048-10000-00971
3	2326 S. La Cienega Blvd.	11/01/07	07048-10000-01805
4	4004 S. Lincoln Blvd.	10/24/07	07048-10000-01350

#	Location	Issued	Permit #
5	12100 W. Santa Monica Blvd.	06/25/07	07048-10000-00874
6	11423 W. Santa Monica Blvd.	11/02/07	07048-10000-01774
7	9600 S. Sepulveda Blvd.	10/04/07	07048-10000-01377
8	15826 W. Ventura Blvd.	07/06/07	07048-10000-00971
9	2470 S. Sepulveda Blvd.	11/16/07	07048-10000-01928

Permitted CBS Outdoor Digital Display Not Yet Installed

#	Location	Issued	Permit #
1	8150 W Sunset Blvd.	09/07/07	07048-10000-01317

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MAYOR

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201 NORTH FIGUEROA STREET
LOS ANGELES, CA 90012

ANDREW A. ADELMAN, P.E.
GENERAL MANAGER

RAYMOND CHAN
EXECUTIVE OFFICER

February 21, 2008

Honorable Planning and Land Use Management Committee
c/o Barbara Greaves, Room 395, City Hall
200 North Spring Street
Los Angeles, CA 90012

Date: 2-26-08
Submitted in PLUM Committee
Council File No: 07-1630-S1
Item No.: 3
Deputy: B-GREAVES

The Honorable Ed P. Reyes Chair:

Council File No. 07-1630-S1

REVISED REPORT

This is in response to a Motion (Council File #07-1630-S1 Attached) by Councilmember Jack Weiss requesting the Department of Building and Safety (LADBS) to report on which billboard companies have installed and are operating digital technology, to provide the location of these modernizations, to report whether any billboards were installed without inspections and approvals by LADBS and to report on the current status of the Off-Site Sign Periodic Inspection Program, including each participating company's inventory of signs.

On September 13, 2006, the Los Angeles City Council unanimously voted to adopt the City Attorney's recommendations to effect a settlement in the case entitled Clear Channel Outdoor, et al., v. City of Los Angeles, et al. The terms of this settlement agreement, in part, allowed certain billboard companies to modernize a number of their existing billboards. These modernizations included the conversion of a certain number of existing billboards to digital technology.

Clear Channel and CBS have installed digital displays on their billboards. To date, Clear Channel has constructed 23 and CBS has constructed two (2) digital display signs. All of these signs have been permitted, inspected and finalized by LADBS (attached is a current list of finalized and completed permits and the locations of digital display signs). Two of Clear Channel's signs (#10 and #12) were in operation using generator power a few days prior to final inspection, however, these generators were immediately shut down upon receiving notice from LADBS. None of the other signs were in operation prior to final inspection by LADBS. Clear Channel has obtained permits for 11 other digital display signs which have not yet been installed (see attached list).

Honorable Ed P. Reyes
February 21, 2008
Page 2

In reference to the current status of the Off-Site Sign Periodic Inspection Program, be advised that due to various litigation actions by sign companies, LADBS is working closely with the City Attorney's Office to reimplement the program as soon as possible.

LADBS' implementation action plan includes amending the existing ordinance, recalculating fees for those signs which are not a party to a settlement agreement, and hiring and training staff. Clear Channel and CBS have provided digital and hard copies of their sign permits as required by the settlement agreement.

If you have any questions or require additional information, please call Ruben Pérez, Chief of the Code Enforcement Bureau at (213) 252-3902.



ANDREW A. ADELMAN, P.E.
General Manager

AAA:ka

Attachments

Permitted Clear Channel Digital Displays Installed

#	Location	Finald	Permit #
1	7819 W. Beverly Blvd.	05/30/07	07048-10000-00324
2	370-74 S. La Cienega Blvd.	08/30/07	07048-10000-00931
3	930 S La Brea Ave.	08/13/07	07048-10000-00970
4	1777 S. La Cienega Ave.	05/31/07	07048-10000-00256
5	11263 W. National Blvd.	08/29/07	07048-10000-00967
6	11100-02 W. Olympic Blvd.	08/30/07	07048-10000-00968
7	11915 W. Olympic Blvd.	05/30/07	07048-10000-00252
8	9415-17-19 W. Pico Blvd.	05/30/07	07048-10000-00254
9	1536 S. Robertson Blvd.	06/04/07	07048-10000-00248
10	506 S. San Vincente Blvd.	05/30/07	07048-10000-00327
11	10333 W. Santa Monica Blvd.	05/31/07	07048-10000-00257
12	11285 W. Santa Monica Blvd.	05/31/07	07048-10000-00250
13	11058 W. Santa Monica Blvd.	05/30/07	07026-10000-00029
14	11267 W. Venice Blvd.	08/09/07	07048-10000-00872
15	2131 S. Westwood Blvd.	08/13/07	07048-10000-00251
16	12200 W. Wilshire Blvd.	05/31/07	07048-10000-00255
17	8330 W. 3 rd St.	08/09/07	07048-10000-00253
18	12951 W. Culver Blvd.	11/07/07	07048-10000-01379
19	7763 W. Melrose Ave.	11/07/07	07048-10000-00930
20	4004 S. Lincoln Blvd.	12/20/07	07048-10000-01350
21	12100 W. Santa Monica Blvd.	12/20/07	07048-10000-00874
22	6091 W. Pico Blvd.	1/31/08	07048-10000-01806
23	2400 S. Barrington Ave.	1/31/08	07048-10000-01856

Permitted CBS Outdoor Digital Display Installed

#	Location	Finaled	Permit #
1	8150 W. Sunset Blvd.	1/7/08	07048-10000-01317
2	10854 W. Santa Monica Blvd.	1/7/08	07048-10000-01357

Permitted Clear Channel Digital Displays Not Yet Installed

#	Location	Issued	Permit #
1	6700 S Centinela Ave.	09/27/07	07048-10000-00969
2	15826 W Ventura Blvd.	07/06/07	07048-10000-00971
3	2326 S. La Cienega Blvd.	11/01/07	07048-10000-01805
4	11423 W. Santa Monica Blvd.	11/02/07	07048-10000-01774
5	9600 S. Sepulveda Blvd.	10/04/07	07048-10000-01377
6	2470 S. Sepulveda Blvd.	11/16/07	07048-10000-01928
7	6200 W. Manchester Ave.	12/18/07	07048-10000-01857
8	11203 W. National Blvd.	12/18/07	07048-10000-01855
9	721 N. La Brea Ave.	1/29/08	07048-10000-02256
10	6501 S. Sepulveda Blvd.	12/18/07	07048-10000-01854
11	10231 W. Venice Blvd.	12/20/07	07048-10000-02004

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MAYOR

DEPARTMENT OF
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201 NORTH FIGUEROA STREET
LOS ANGELES, CA 90012

ANDREW A. ADELMAN, P.E.
GENERAL MANAGER

RAYMOND CHAN
EXECUTIVE OFFICER

Date: 5-27-08

Submitted in PLUM Committee

Council File No: 07-1630-S1

Item No.: 6

Deputy: Patrice Lattimer

May 23, 2008

Honorable Planning and Land Use Management Committee
c/o Barbara Greaves, Room 395, City Hall
200 North Spring Street
Los Angeles, CA 90012

The Honorable Ed P. Reyes Chair:

Council File No. 07-1630-S1

FOLLOW-UP REPORT

This is a follow-up report in response to a Motion (Council File No. 07-1630-S1) by Councilmember Jack Weiss requesting the Department of Building and Safety (LADBS) to report on the status of the annual inspection and fee program for off-site signs (billboards). Pursuant to the same motion, LADBS has submitted previous reports dated December 3, 2007 and February 21, 2008 describing the status of billboard alterations using digital technology by billboard companies that have settlement agreements negotiated by the City Attorney and approved by the City Council and the Mayor. This follow-up report addresses the annual inspection program and related fee only.

The Off-Site Sign Periodic Inspection Program (OSSPIP) was established by ordinances 174442 and 174736, effective on March 30, 2002 and September 13, 2002 respectively. Ordinance 174736 provided a fee of \$314 per sign for annual inspections for Fiscal Year 2002-2003. At that time, LADBS found that the best and most cost effective approach would involve a single block-by-block city-wide survey to encompass approximately 10,000 legal and illegal billboards. The intent of the ordinance was to establish an accurate database related to the number, location, structural integrity, type, safety, and legality of every existing billboard in the City. Billboards found to be in compliance or brought into compliance would be issued an inspection certificate.

Honorable Ed P. Reyes

May 23, 2008

Page 2

LADBS hired and trained thirteen inspectors and started the city-wide survey immediately after Ordinance 174736 became effective on September 13, 2002. However, approximately six weeks after the start of the program, on October 30, 2002, the Program was stopped by a federal court injunction issued as a result of a lawsuit filed by Clear Channel Outdoor and CBS Outdoor.

Subsequent to these lawsuits, more lawsuits were filed from other billboard owners challenging the OSSPIP. As a result of all the lawsuits, the City Council approved separate settlement agreements negotiated by the City Attorney. Currently, settlement agreements have been approved for Vista Media Group, Clear Channel Outdoor, CBS Outdoor and Regency Outdoor. The last settlement agreement was approved on March 9, 2007 for Regency Outdoor.

The fee negotiated by the City Attorney as part of the settlement for Clear Channel, CBS, and Regency is \$186 per sign structure for a three-year (not annual) survey cycle. Vista's settlement agreement provides for an annual fee that starts at \$186 per sign but the settlement agreement contains a clause that allows its survey period and fee to be the same as other companies with settlement agreements. Therefore, these four companies, estimated to be in control of approximately two thirds of the billboards in the City, will be subject to a total fee of \$186 per sign for a three-year survey period.

The amount per sign was set assuming the following: (a) all 10,000 signs, including those with no settlement agreement, are to be surveyed at one time, (b) Vista, Clear Channel, CBS, and Regency would provide an accurate inventory list of their signs and permits therefore no research of permits would be needed, and (c) a three-year survey cycle. To ensure that the program will be fee supported, it is absolutely essential to conduct a single, block-by-block, comprehensive, city-wide survey. Multiple surveys, as would be needed if the program is started company by company, would be impractical, time-consuming, and increase the originally calculated cost of the program. Additional costs would have to be borne by the City of Los Angeles General Fund since the fees established by settlement agreement cannot be raised beyond what is already specified.

The fee for the remaining one-third of all billboards, which are not a party to a settlement agreement, is being calculated using current costs and three-year survey cycles. To that end, LADBS has been working with the City Attorney to ensure the proper understanding of the terms of the settlement agreements and LADBS also has been working with the CAO and the CLA in order to establish the

Honorable Ed P. Reyes

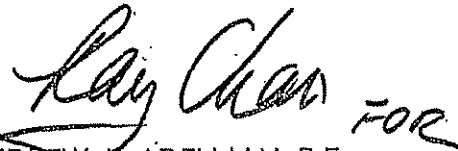
May 23, 2008

Page 3

fee amount for the remaining signs. LADBS has prepared the necessary financial analysis and on May 23, 2008 forwarded the analysis, the fee amount and supporting documentation to the CAO and the CLA for their review, comment and approval. The City Attorney's office has also been given a copy of the fee analysis. The fee consists of one amount for the inspection and related work and a separate amount if research of permit is necessary. In this manner, these companies will be able to reduce the cost of the OSSPIP fees for their signs in a similar manner as those companies that have settlement agreements if they provide an inventory of their signs and permit records.

Once the fee amount for the remaining signs is approved by the CAO and the CLA, LADBS will work with the City Attorney to write a new ordinance for the program. The City Attorney has recently informed us that there are no legal impediments that would prevent the start of the program so LADBS expects to be able to start implementing the OSSPIP for all billboards in the City when the new ordinance becomes effective.

If you have any questions or require additional information, please contact Hector Buitrago, Chief of the Code Enforcement Bureau, at (213) 252-3902.

A handwritten signature in black ink that reads "Ray Chan FOR". The signature is written in a cursive, flowing style.

ANDREW A. ADELMAN, P.E.
General Manager

BOARD OF
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CITY OF LOS ANGELES
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ANTONIO R. VILLARAIGOSA
MAYOR

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201 NORTH FIGUEROA STREET
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ANDREW A. ADELMAN, P.E.
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RAYMOND CHAN
EXECUTIVE OFFICER

May 27, 2008

Honorable Planning and Land Use Management Committee
c/o Barbara Greaves, Room 395, City Hall
200 North Spring Street
Los Angeles, CA 90012

Date: 5-27-08

Submitted in PLUM Committee

Council File No: 07-1630-451

Item No.: 07-1630-6

Deputy: B. GREAVES

The Honorable Ed P. Reyes Chair:

Council File No. 07-1630-S1

REVISED REPORT

(Previous reports dated December 3, 2007 and February 21, 2008)

This is in response to a Motion (Council File #07-1630-S1) by Councilmember Jack Weiss requesting the Department of Building and Safety (LADBS) to report on which billboard companies have installed and are operating digital technology, to provide the location of these modernizations, to report whether any billboards were installed without inspections and approvals by LADBS and to report on the current status of the Off-Site Sign Periodic Inspection Program. A separate report is being provided by LADBS for the status of the Program.

On September 13, 2006, the Los Angeles City Council unanimously voted to adopt the City Attorney's recommendations to effect a settlement in the case entitled Clear Channel Outdoor, et al., v. City of Los Angeles, et al. The terms of this settlement agreement, in part, allowed certain billboard companies to modernize a number of their existing billboards. These modernizations included the conversion of a certain number of existing billboards to digital technology.

Clear Channel and CBS have installed digital displays on their billboards. To date, Clear Channel has constructed 29 and CBS has constructed three (3) digital display signs. All of these signs have been permitted, inspected and finalized by LADBS (attached is a current list of finalized and completed permits and the locations of digital display signs). Clear Channel has obtained permits for 9 other digital display signs and CBS has obtained permits for five (5) other digital display signs which have not yet been installed (see the list at the end of his report).

Honorable Ed P. Reyes
May 27, 2008
Page 2

If you have any questions or require additional information, please call Hector Buitrago,
Chief of the Code Enforcement Bureau at (213) 252-3902.

A handwritten signature in black ink that reads "Ray Chau For". The signature is written in a cursive style with a large, sweeping "R" and "C".

ANDREW A. ADELMAN, P.E.
General Manager

Permitted Clear Channel Digital Displays Installed

#	Location	Finald	Permit #
1	7819 W. Beverly Blvd.	05/30/07	07048-10000-00324
2	370-74 S. La Cienega Blvd.	08/30/07	07048-10000-00931
3	930 S La Brea Ave.	08/13/07	07048-10000-00970
4	1777 S. La Cienega Ave.	05/31/07	07048-10000-00256
5	11263 W. National Blvd.	08/29/07	07048-10000-00967
6	11100-02 W. Olympic Blvd.	08/30/07	07048-10000-00968
7	11915 W. Olympic Blvd.	05/30/07	07048-10000-00252
8	9415-17-19 W. Pico Blvd.	05/30/07	07048-10000-00254
9	1536 S. Robertson Blvd.	06/04/07	07048-10000-00248
10	506 S. San Vincente Blvd.	05/30/07	07048-10000-00327
11	10333 W. Santa Monica Blvd.	05/31/07	07048-10000-00257
12	11285 W. Santa Monica Blvd.	05/31/07	07048-10000-00250
13	11058 W. Santa Monica Blvd.	05/30/07	07026-10000-00029
14	11267 W. Venice Blvd.	08/09/07	07048-10000-00872
15	2131 S. Westwood Blvd.	08/13/07	07048-10000-00251
16	12200 W. Wilshire Blvd.	05/31/07	07048-10000-00255
17	8330 W. 3 rd St.	08/09/07	07048-10000-00253
18	12951 W. Culver Blvd.	11/07/07	07048-10000-01379
19	7763 W. Melrose Ave.	11/07/07	07048-10000-00930
20	4004 S. Lincoln Blvd.	12/20/07	07048-10000-01350
21	12100 W. Santa Monica Blvd.	12/20/07	07048-10000-00874
22	6091 W. Pico Blvd.	1/31/08	07048-10000-01806
23	2400 S. Barrington Ave.	1/31/08	07048-10000-01856
24	7928 W. 3 rd St.	3/18/08	07048-10000-00253

25	6700 S. Centinella Ave.	4/24/08	07048-10001-00969
26	721 N. La Brea Ave	3/18/08	07048-10000-02256
27	2326 S. La Cienega Blvd.	3/24/08	07048-10000-01805
28	6200 W. Manchester Ave.	3/24/08	07048-10000-01857
29	10231 W. Venice Blvd.	3/24/08	07048-10000-02004

+Permitted Clear Channel Digital Displays Not Yet Installed

#	Location	Issued	Permit #
1	15826 W Ventura Blvd.	07/06/07	07048-10000-00971
2	11423 W. Santa Monica Blvd.	11/02/07	07048-10000-01774
3	9600 S. Sepulveda Blvd.	10/04/07	07048-10000-01377
4	2470 S. Sepulveda Blvd.	11/16/07	07048-10000-01928
5	11203 W. National Blvd.	12/18/07	07048-10000-01855
6	6501 S. Sepulveda Blvd.	12/18/07	07048-10000-01854
7	1808 S. Lincoln Blvd.	5/20/08	08048-10000-00682
8	5175 W. Melrose Ave.	5/20/08	08048-10000-00681
9	11223 W. Venice Blvd.	4/16/08	07048-10000-01954

Permitted CBS Outdoor Digital Display Installed

#	Location	Finalled	Permit #
1	8150 W. Sunset Blvd.	1/7/08	07048-10000-01317
2	10854 W. Santa Monica Blvd.	1/7/08	07048-10000-01357
3	11501 W. Pico Blvd	3/25/08	07048-10000-02195

+Permitted CBS Digital Displays Not Yet Installed

#	Location	Issued	Permit #
1	3216 N. Barham Blvd.	2/8/08	07048-10000-02185
2	980 N. La Cienega Blvd.	4/23/08	08048-10000-00520
3	7821 W. Melrose Ave.	4/23/08	08048-10000-00547
4	8511 W. Venice Blvd.	2/26/08	07048-10000-02254
5	1925 W. Wilcox Ave	4/10/08	08048-10000-00322

REPORT FROM

OFFICE OF THE CITY ADMINISTRATIVE OFFICER

Date: October 29, 2008

CAO File No. 0220-03756-0004
Council File Nos. 07-1630; 07-1630-S1
Council District: All

To: The Planning and Land Use Management Committee

From: Raymond P. Ciranna, Interim City Administrative Officer *RPC*

Reference: Request from Planning and Land Use Management Committee

Subject: Off-Site Sign Structure Periodic Inspection Program Fee Analysis

SUMMARY

At its meeting held on May 27, 2008, the Planning and Land Use Management (PLUM) Committee requested this Office to conduct a fee analysis on a proposed fee schedule developed by the Department of Building and Safety (Department) with the intent to implement the Department's Off-Site Sign Structure Periodic Inspection Program (OSSPIP; billboard inspection program). The Department submitted a transmittal (Attachment) proposing a billboard inspection program providing for fees per sign as follows:

\$186 for Verification Only: the Department will verify address and building permit data information provided by the billboard companies, conduct a field inspection for each off-site sign structure and enter data into the Department's Code Enforcement Inspection System (CEIS)(as explained below, this fee represents a \$4 per sign reduction from the \$190 per sign fee calculated by Department staff and is recommended by the Department, City Attorney and this Office for administrative convenience and fairness to make the fee equal to that charged other companies who have entered settlements with the City in fee related litigation); and

\$342 for Verification With Research: the Department will research building permit records for each off-site sign structure where such data has not been provided by the billboard companies, conduct a field inspection for each sign and enter data into CEIS.

The OSSPIP will result in a database accessible to the public with permit and address information for all off-site sign structures in the City and allow for the Department to enforce against signs determined to be illegal or in violation of the terms of their permits.

Discussion

The Los Angeles Municipal Code Section 14.4.2 (amended by Ordinance No. 175,151, effective May 12, 2003) defines an off-site sign structure as "a sign which displays any message directing attention to a business, product, service, profession, commodity, activity, event, person, institution or

Group B

Group B is comprised of companies that own the remaining off-site signs in the City and do not have a settlement agreement with the City. The Department submitted a proposed fee schedule for two fees that has been analyzed below by this Office.

Proposed Group B Fees

The Department proposes two types of fees for Group B:

\$186 for Verification Only: the Department will verify address and building permit data information provided by the billboard companies, conduct a field inspection for each off-site sign structure and enter data into the Department's Code Enforcement Inspection System (CEIS); and

\$342 for Verification With Research: the Department will research building permit records for each off-site sign structure where such data not been provided by the billboard companies, conduct a field inspection for each sign and enter data into CEIS.

The Department calculated the fees to recover the cost of the service provided by the Department to inventory and inspect off-site sign structures within the City. The fees do not include the cost of enforcement of orders to comply. As part of this Office's annual budgetary process, all City fees are reviewed to include the cost-of-living rates relative for each year and include various required expenses, such as mileage and technological services, upgrades, and warranties. However, no adjustments will be made during the 2.7 years for OSSPIP because the proposed ordinance for off-site sign structure inspections covers the entire term for OSSPIP. This is consistent with the settlement agreements for the Group A companies.

At this time, the Department's proposed ordinance sets the fee for only the first inspection cycle. At the end of the first inspection cycle, DBS will need to have the ordinance revised to establish any new fees. This Office will work with the Department as part of its annual fee and budgetary review. This annual review will also enable the Department to request any necessary adjustments to resources.

Fee Analysis

This Office conducted an analysis of the Department's proposed fee per sign for Group B. The proposed Verification Only Fee is \$186 per sign and the proposed Verification With Research Fee is \$342 per sign. The \$186 fee represents a \$4 per sign reduction from the \$190 per sign fee calculated by Department staff. The Department calculated the fees based on the program costs and the indirect costs (also known as related costs). The program costs include direct salary costs for five positions and various staff expenses, including contractual services for cell phone usage, insurance and annual fees for wireless notebooks, operating supplies, and mileage.

For internal budgeting purposes the Department estimates that there are approximately 10,000 billboards in the City. Based upon this number of off-site sign structures in the City and upon the

Annual Salary

The Personnel Department's Classification Division reviewed the position descriptions for each position – Senior BMI, BMI, and Clerk Typist -- and determined that the duties are appropriate.

The Department requests that Council approve employment resolution authority for the five positions for each year of OSSPIP and an exemption from the Managed Hiring Process. With a projected OSSPIP implementation date of February 1, 2009, this Office recommends that employment resolution authority begin on February 1, 2009 through June 30, 2009. Also, the Personnel Department would need to allocate the Council-approved positions to the Department of Building and Safety, with subsequent approval by the Civil Service Commission. A proposed organization chart incorporating the additional positions is provided on Page 4 of the Attachment.

Inspection Time

The Department estimates it takes one BMI 1.25 hours to review and analyze permit data and related documents provided by a billboard company; travel to, measure and inspect a sign; and input all relevant data into the City's computer systems to maintain a database for all off-site signs. The Department arrived at this estimate as follows (see Pages 5 through 7 of the Attachment):

<u>OSSPIP DUTIES</u>	<u>TIME</u>
Physical Inspection Time	30 minutes
Travel Time	15 minutes
Case Processing in Office	<u>30 minutes</u>
TOTAL	75 minutes = 1.25 hours

The BMI's work based on an estimated 1,519 hours per calendar year is calculated as follows:

Full-Time Equivalent (FTE) Hours for One Calendar Year:	2,080
Less Compensated Time Off (CTO) 26.96% per CAP 30 (2,080 x 26.96%):	<u>(561)</u>
Total annual hours available for inspection:	1,519

Based upon the number of hours worked per 12 month period and upon the estimated time incurred to complete the Department's documentation and inspection procedures, for budgeting purposes the Department estimates that its team of three BMI's will be able to inspect an estimated 3,646 off-site signs in a twelve month period [(1,519 hours worked per year X 3 BMI's) / 1.25 hours per sign = 3,646 signs / year.] See the Indirect Cost Section below for an explanation of the Cost Allocation Plan 30 rates (CAP 30), which includes CTO.

Inspection Duties

The Department requires one full time Senior BMI to supervise this team of three BMIs to perform the following primary functions (see Pages 4 and 7 of the Attachment): Supervise the three BMIs conducting the off-site sign inspections and the Clerk Typist to insure that the program runs smoothly and that work is properly distributed and timely completed; conduct random field inspections along

Administrative Convenience Fee Reduction

The Department and the Office of the City Attorney recommend that the proposed \$190 Verification Only Fee per sign be reduced by \$4 to \$186 for administrative convenience and to insure fairness and uniformity relative to the \$186 fee charged to the Group A companies which have settled with the City. This Office concurs with this recommendation. The \$186 Verification Only Fee per sign for the Group B companies would align with the \$186 settlement fee per sign for the Group A companies and thus facilitate the required accounting and invoicing procedures. The \$342 Verification With Research Fee per sign would remain the same.

Therefore, the two types of fees for Group B are proposed as follows:

\$186 for Verification Only: the Department will verify address and building permit data information provided by the billboard companies, conduct a field inspection for each off-site sign structure and enter data into the Department's Code Enforcement Inspection System (CEIS); and

\$342 for Verification With Research: the Department will research building permit records for each off-site sign structure where such data not been provided by the billboard companies, conduct a field inspection for each sign and enter data into CEIS.

Based upon an estimated 10,000 billboards in the City used for budgeting purposes, and upon all Group B companies providing their permit data, this \$4 fee change is estimated to reduce the OSSPIP revenue by a maximum of \$13,676 annually [3,419 Group B signs X \$4 / sign = \$13,676].

Indirect Costs (CAP 30)

The indirect costs are based upon the annual Cost Allocation Plan (CAP) rates that are provided by the Office of the Controller to recover a portion of the costs associated with fees for special services. The Department has applied the CAP 30 rates for Fiscal Year 2007-08 to the gross salaries. The CAP 30 rates are comprised of 36.74 percent for Fringe Benefits, 21.53 percent for Central Services, 21.91 percent for Department Administration and Support, and 26.96 percent for Compensated Time Off (CTO). The CTO rate is applied to the total Full Time Equivalent (FTE) hours per calendar year to determine the actual work hours. The CTO is necessary to compensate for the employee's paid time off (i.e., vacation, sick time, family illness, military leave, holidays, etc.). The CTO is applied to all work hours to calculate hours available to work. The hours available each calendar year to work where calculated as FTE hours (2,080 hours) minus 26.96% CTO (561 hours) equals 1,519 hours available for inspection.

Annual Expenses

Annual expenses are ongoing (non-salary) costs in addition to the salaries for each position. Annual expenses include contractual services (i.e., Cell Phone Usage, Wireless Notebook Server Annual Fee, Wireless Notebook Replacement Insurance), operating supplies and mileage. (See Pages 1 and 2 of the Attachment.)

- b. Verification With Research Fee of \$342 per sign to research building permit records for each off-site sign where such data has not been provided by the billboard companies and conduct a field inspection for each sign.
2. Direct the Department of Building and Safety to implement the Off-Site Sign Structure Periodic Inspection Program (OSSPIP) beginning February 1, 2009 through approximately October 1, 2011, for the OSSPIP term of 2.7 years.
3. Exempt from the Managed Hiring Process and authorize by resolution, the employment authority for the following positions in the Department of Building and Safety for the period beginning February 1, 2009 through June 30, 2009, subject to allocation by the Personnel Department and subsequent approval by the Civil Service Commission:

<u>No.</u>	<u>Class Code</u>	<u>Class Title</u>
1	1358	Clerk Typist
3	4251	Building Mechanical Inspector
1	4253	Senior Building Mechanical Inspector
5		
4. Instruct the General Manager, Department of Building and Safety, to report back within six months on the implementation of the new fees for the companies without a settlement agreement.

FISCAL IMPACT STATEMENT

Approval of the above recommendations will result in General Fund revenue totaling \$1,860,000 for 2.7 years of the Department of Building and Safety's Off-Site Sign Structure Periodic Inspection Program (OSSPIP). This revenue will be used to offset estimated program costs of \$1,871,594, resulting in a potential shortfall of \$11,594. [\$1,871,594 - \$1,860,000 = \$11,594.]

RPC:LLF:04090004c

Attachment

Vista filed an action in state court on October 4, 2002, entitled Vista Media Group et al. v. City of Los Angeles, et al., Los Angeles Superior Court, case no. BC282832. Regency filed a cross complaint on November 13, 2002. Clear Channel and CBS filed a cross complaint on December 2, 2002. The action includes challenges to the Program under Article 1, Section 2 (Liberty and Speech Clause) and Article 1, Section 7 (Equal Protection Clause) of the California Constitution and under the First Amendment (Free Speech Clause) and Fourteenth Amendment (Equal Protection Clause) of the United States Constitution. The action also challenged the fee under Article XIID of the California Constitution (Proposition 218), Government Code "66014 and 66016 and Civil Procedure Code "862 and 863. The action also sought injunctive relief. On February 6, 2006, the City Attorney was successful at having the trial court enter an order ruling in the City's favor on all state constitutional claims. The order did not address the federal constitutional issues (addressed in the federal case) or the propriety of the fee.

The City entered settlement agreements with Vista, Clear Channel and CBS and Regency approved by the court as modified in August 2005, February 2007 and April 2007, respectively.

The Department has categorized these four companies with settlement agreements as Group A. A component of the settlement agreements is that the annual fee will be applied per sign in conjunction with OSSPIP. The initial inspection fee for Group A is \$186 per sign according to their settlement agreements. The amount per sign was based on the estimated amount of time and resources that the Department expected to expend over to conduct a citywide block-by-block billboard survey and create a comprehensive database; and the settling companies providing the City permit data and records for their billboards thus avoid incurring an additional fee for research.

4. Proposed Inspection Fees

The City Attorney should prepare an ordinance to establish a Verification Fee of \$186 (a Verification Fee of \$190 with a \$4 reduction for administrative convenience) and a Verification With Research Fee of \$342.

The Council desires to proceed with the implementation of the billboard inspection program as originally adopted and instructed in 2002. Once Council has approved (a) the amended ordinance to establish the fees, (b) the exemption from the Managed Hiring Process for the five positions, and (c) the resolution employment authority for the five positions, the Department will then collect the inspection fees from Group A (i.e., Vista, Clear Channel, CBS and Regency) according to their settlement agreements and from Group B (i.e., the other billboard companies) based on the amended ordinance. On February 1, 2009, the Department proposes to implement the Off-Site Sign Periodic Inspection Program with the applicable fees and conduct the block-by-block survey for all 10,000 billboards in the City.

Attachment

CITY OF LOS ANGELES
INTER-DEPARTMENTAL CORRESPONDENCE

DATE: October 20, 2008

TO: Raymond P. Ciranna, Interim City Administrative Officer
Gerry Miller, Chief Legislative Analyst

FROM: Andrew A. Adelman, P. E., General Manager
Department of Building and Safety *Heckl Ratings for*

SUBJECT: REPORT BACK ON THE LOS ANGELES DEPARTMENT OF BUILDING AND
SAFETY'S PROPOSED OFF-SITE SIGN PERIODIC INSPECTION PROGRAM
(OSSPIP) FEE

CITY ADMINISTRATIVE
2008 OCT 23 PM 5:22
OFFICE OF THE CITY CLERK

This correspondence responds to the request by Councilmember Jack Weiss (Council File No. 1630-1) that the Department of Building and Safety (LADBS) report back on establishing fees for the City's Off-site Sign Periodic Inspection Program.

LADBS has determined that the fees to cover the cost of processing signs are as follows:

- 1) \$190, reduced to \$186 for Verification Only: The Department estimates the fee at \$190 to verify address and building permit data information provided by the billboard companies, conduct a field inspection for each sign and enter data into the Department's Code Enforcement Inspection System (CEIS). LADBS and the Office of the City Attorney recommend that the proposed \$190 Verification Only Fee per sign be reduced by four dollars to \$186 for administrative convenience, to insure fairness and uniformity relative to the fee charged to companies which have settled inspection fee related litigation with the City and to facilitate accounting and invoicing procedures; and
- 2) Fee to Inspect Signs with Verification and Research is \$342 per sign.

These fees are based on the amount and cost of labor (five positions) and related expenses needed to inspect off-site signs in the City.

The manner in which LADBS calculated these fees is set forth in the three attachments hereto: (1) Fee Analysis; (2) October 20, 2008, Memorandum; and (3) Organization Chart.

RECOMMENDATIONS

Authorize the proposed fees described above and the requisite funding and position authorities for one Senior Building Mechanical Inspector, three Building Mechanical Inspectors and one Clerk Typist required to implement the OSSPIP. Also, it is recommended that the Off-Site Sign Ordinance (No. 174442) be amended to allow the Department to recalculate the fee at least once every three years to ensure that the Program is fully cost recovery.

For questions regarding the LADBS Off-Site Sign Periodic Inspection Program fee, please contact Karen Penner, Resource Management Bureau Chief of the Los Angeles Department of Building and Safety, at (213) 482-6703.

Cost Per Sign for Clerk Typist

1.0 CLERK TYPIST		\$	20
AG	Annual Salary (FY 2008-09 Wages & Count*1 Clerk Typist):	\$	40,573 ^[2]
AH	Fringe Benefits, CAP 30 (AG*AH%):	36.72% \$	14,898 ^[1]
AI	Central Services, CAP 30 (AG*AI%):	21.53% \$	8,735 ^[1]
AJ	Department Administration & Support, CAP 30 (AG*AJ%):	21.91% \$	8,890 ^[1]
AK	Annual Salary + Related Costs (AG+AH+AI+AJ):	\$	73,096
AL	Annual Salary + Related Costs * Years Required to Perform Inspections Without Research (AK*E):	\$	20
AM	Clerk Typist Salary Rate for Inspection of 1 Off-Site Sign Without Research (AL/1):	\$	20
AN	Annual Non-Salary Costs Related to Position (AO):	\$	210 ^[1]
AO	Operating Supplies (for 1 Clerk Typist):	\$ 210	\$ 210
AP	Annual Non-Salary Costs Related to Position * Years Required to Perform Inspections Without Research (AN*E):	\$	0
AQ	Non-Salary Related Cost Rate per Inspection of Sign Without Research (AP/1):	\$	0

FEE TO INSPECT SIGNS WITH VERIFICATION & WITHOUT RESEARCH FOR GROUP B ONLY

AR Cost Per Sign to Inspect Group B Signs With Verification but Without Research (L+R+Z+AF+AM+AQ or \$46+\$1+\$119+\$4+\$20+\$0): \$ 190

ADDITIONAL COST PER SIGN FOR RESEARCH, GROUP B ONLY

AS The cost to inspect a sign at 1.25 hours (1 hour and 15 minutes) is \$190 therefore the cost to perform 1 hour of research is \$152 (\$190/1.25 hours) \$ 152

AT FEE TO INSPECT SIGNS WITH VERIFICATION AND RESEARCH FOR GROUP B ONLY (AR+AS or \$190+\$152) \$ 342

^[1] Cost Allocation Plan (CAP)

The CAP rate is calculated by the Federal government with the assistance of the Office of the Los Angeles City Controller. It is used to calculate the cost of providing services, prepare grant applications, contracts and billings for grant activities, and to compute Fees for Special Services. The elements of CAP include Fringe Benefits, Department Administration, Central Services, and Compensated Time Off. These elements are explained as follows:

Related Costs

Related costs are comprised of Fringe Benefits, Department Administration, and Central Services as follows:

Related costs are based on a percent of salaries as determined by the Cost Allocation Plan 30 (CAP 30) provided by the CAO. CAP 30 includes 36.72% of salaries for Fringe Benefits, 21.53% of salaries for Central Services, and 21.91% of salaries for Department Administration and Support.

Compensated Time Off (CTO)

CAP 30 CTO was applied to the total Full Time Equivalent (FTE) hours per calendar year to determine actual work hours. CTO is necessary to compensate for the employee's paid time off (e.g., vacation, sick time, holidays, etc.). CTO is applied to all work hours to calculate hours available to work. The hours available each calendar year to work were calculated as FTE hours (2,080) less 26.96% CTO (561 hours), or 1,519 hrs.

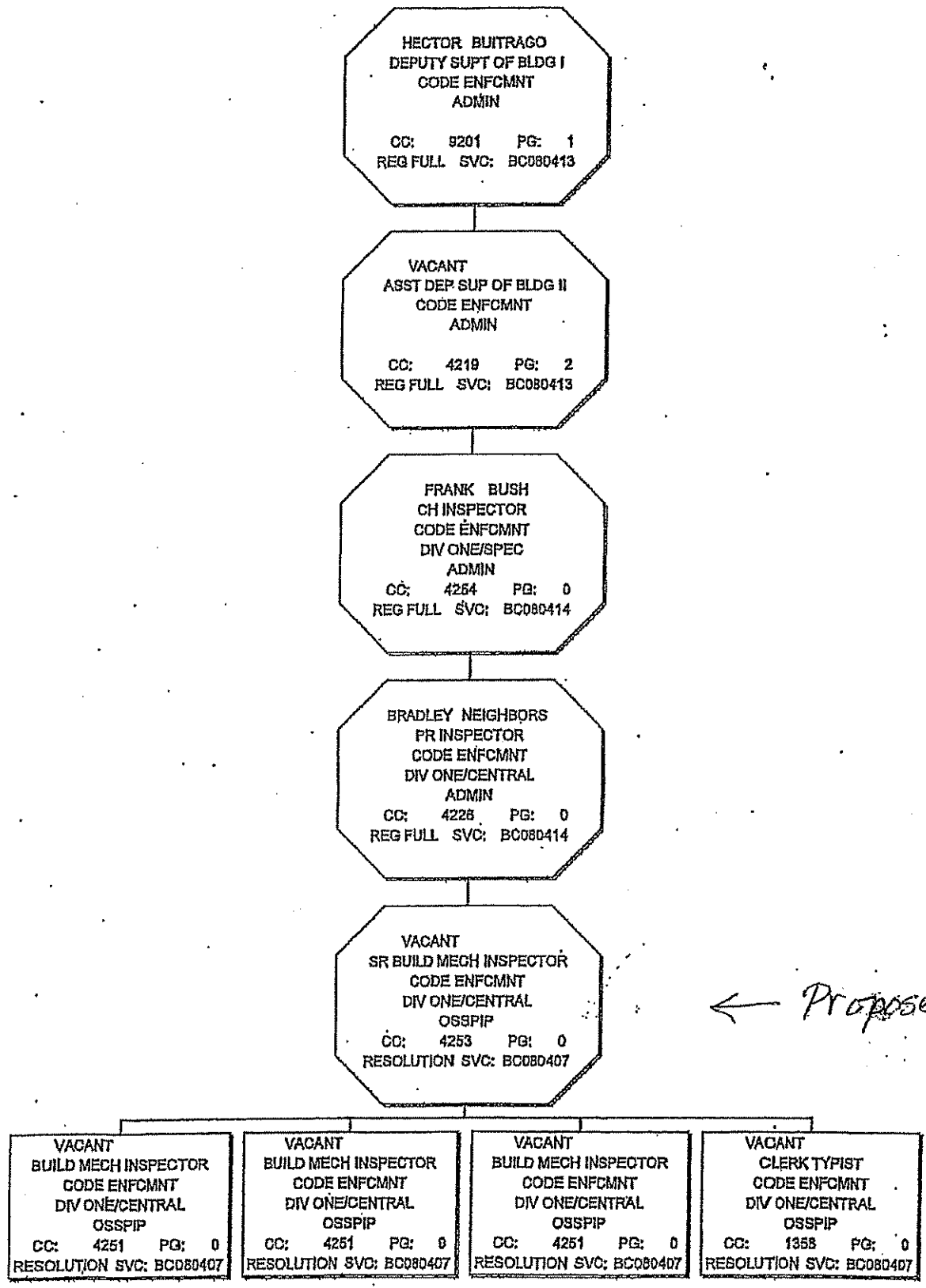
^[2] Wages

Wages were determined based on the FY 2008-09 Wages and Count provided by the CAO which provides an average expected annual salary for each classification. On September 17, 2008 additional 1% salary increase was approved for MOU 5 positions which include Sr. Building Mechanical Inspectors and Building Mechanical Inspectors. The 1% increase was not included in Wages and Count as it was settled upon after Wages and Count was published therefore, has been applied to the MOU 5 positions requested for the OSSPIP program.

^[3] Ongoing Costs (non salary)

Ongoing costs were added to the total costs of the Sr. Building Mechanical Inspector, Building Mechanical Inspectors, and Clerk Typist and are comprised of: Cell Usage, Wireless Notebook Server Annual Fee, Wireless Notebook Replacement Insurance, Operating Supplies, and Mileage.

OFF-SITE SIGN PERIODIC INSPECTION PROGRAM (OSSPIP)



← Proposed

Proposed ←

Actual time to conduct the inspections for the two days averaged 30 minutes. [355 total minutes divided by 12 inspections = 29.6 minutes per sign structure.]

Travel Time

The travel time calculation includes actual travel time from the OSSPIP headquarters (3550 Wilshire Boulevard) to the first inspection and travel between the other inspections conducted in the trial runs on September 30, 2008 and October 1, 2008, totaling 183 minutes, or 15 minutes per sign structure. [183 total minutes/12 sites = 15.3 minutes per sign structure.] Travel time back to the office is not included since the inspectors day ends in the field at the last stop.

Case Processing (in office)

This includes verifying research and documentation provided by the sign company against permits, address files and code enforcement records maintained by the Department; mapping out the daily inspection route; entering data into the Code Enforcement Inspection System (CEIS) before and after conducting an inspection; entering time spent on the sign tasks into the Payroll System (e-Time); telephone calls to sign companies and meetings with supervisors and other staff; and processing a Certificate of Compliance after a determination is made that the sign is in compliance. Total average processing time was 30 minutes (364 minutes divided by 12 inspections = 30.3 minutes)

Research Time

The following information explains how LADBS arrived at the 1 hour estimate of additional time required to complete permit research when permits and related data are not voluntarily supplied by an off-site sign company. The 1 hour is spent locating and interpreting historical permit records explained as follows:

Locating Records

LADBS maintains the majority of its building permit records in a microfilm format indexed by address.

Locating relevant permits is a tedious and time-consuming process. Not all billboards have been assigned their own separate and distinct address. Some billboards have been assigned a separate address based upon historical practices for the convenience of the Department of Water and Power and other purposes to allow for billing and a dedicated electrical meter to the billboard company. Many other billboards have permits indexed to the address of the property on which they were initially constructed, which address often changed over time as areas developed and lots were split. Many others have permits indexed to a commercial development address which includes dozens and possibly hundreds of permits in cases where the billboard is constructed upon a large

CAO Work Assignment Sheet

Subject OFF-SITE SIGN PERIODIC INSPECTION PROGRAM FEE			Work Assignment/File Record 0220-03756-0004	
Dept. of Primary Interest B & S DEPT	Council District 0	Council File No.	Request Date 05-22-2008	
Referral Source B & S DEPT	Type R	Date/Time Printed 05-30-2008 8:22:48AM	Received Date 05-27-2008	
Supervisor Abracia, Aurora G. Rios, Edward F	Group -2 4	Primary Analyst Fong, Lilly L.	Assigned Date 05-30-2008	By: Paco, Mary Jay M.
Description REPORT BACK ON ESTABLISHING A FEE FOR RESEARCHING AND INSPECTING OFF-SITE SIGNS OWNED BY COMPANIES WITHOUT A SETTLEMENT AGREEMENT.			Scheduled Due 08-04-2008	
			Revised Due Date	By:
			Release Date	By:
			Index Date	By:
Disposition/File Summary			File Location/Folder/Item 0 0	
			Additional Cross References/Notes 04090004 C 0208002580	
			Council Action	

	<i>FFR</i>							
To	<i>ACA</i>	<i>TAC</i>	<i>RYC</i>	<i>Release</i>				
From	<i>LLF</i>	<i>SM</i>	<i>TAC</i>					
Date	<i>10/24/08</i>	<i>10/24/07</i>	<i>11-26-04</i>					

BOARD OF
BUILDING AND SAFETY
COMMISSIONERS

MARSHA L. BROWN
PRESIDENT

VAN AMBATIELOS
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CITY OF LOS ANGELES
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ANTONIO R. VILLARAIGOSA
MAYOR

DEPARTMENT OF
BUILDING AND SAFETY
201 NORTH FIGUEROA STREET
LOS ANGELES, CA 90012

ANDREW A. ADELMAN, P.E.
GENERAL MANAGER

RAYMOND CHAN
EXECUTIVE OFFICER

October 31, 2008

CF No 07-1630; 07-130-S1

Planning and Land Use Management Committee
City Hall, Room 350
Los Angeles, CA. 90012

This report is submitted to request the adoption of the attached ordinance implementing the Off-Site Signs Periodic Inspection Program (OSSPIP) in the City of Los Angeles.

The City of Los Angeles reached settlement agreements after various legal challenges and court injunction regarding the previous OSSPIP ordinance as follows:

- Legal settlement of Vista Media Group (Los Angeles Superior Court approved on August 1, 2005 and City Council approved on November 28, 2006)
- Legal settlements of CBS and Clear Channel Outdoor (City Council approved on September 13, 2006 and the Los Angeles Superior Court approved on February 2, 2007)
- Legal settlement of Regency (City Council approved on November 28, 2006 and Los Angeles Superior Court approved on April 25, 2007)

This new OSSPIP ordinance is being proposed to be consistent with the four settlement agreements indicated above. The attached ordinance is necessary in order to do a City-wide survey that will include off-site signs owned by companies or individuals that have settlement agreements with the City as well as those who do not have settlement agreements with the City.

The proposed ordinance provides for periodic inspections of all off-site sign structures in the City every three years and a tri-annual fee consistent with the settlement agreements. An extensive analysis has been performed in concert with the City Attorney and the City Administrative Office (CAO) to arrive at the new tri-annual fee schedule in consideration of the extensive legal history of this issue.

PERSONNEL
BUDGET & FINANCE

PLANNING & LAND
USE MANAGEMENT

Page 2

It is requested that this ordinance include an urgency clause for immediate implementation.

A handwritten signature in black ink, appearing to read "Andrew A. Adelman". The signature is fluid and cursive, with the first name "Andrew" and last name "Adelman" clearly distinguishable.

ANDREW A ADELMAN, P.E.
General Manager
Department of Building and Safety

ORDINANCE NO. _____

An ordinance amending Section 91.6205.18 of the Los Angeles Municipal Code and Section 5.111.17 of the Los Angeles Administrative Code regarding the Off-Site Sign Periodic Inspection Program.

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. Section 91.6205.18 of the Los Angeles Municipal Code is amended in its entirety to read:

91.6205.18. Off-Site Sign Periodic Inspection Program.

91.6205.18.1. General. All off-site sign structures as defined in Section 14.4.2 of the LAMC and subject to the provisions of Chapter 1 of the LAMC, are subject to regular inspection. Inspection shall occur once in the initial three year period starting on January 1, 2009 and subsequent inspections shall be conducted in three year intervals by the Superintendent or an authorized representative. Inspections may also be complaint-based.

91.6205.18.2. Fees for Inspection. This fee shall be known as the "Off-Site Sign Periodic Inspection Fee". The person in control of an off-site sign structure subject to inspection shall pay a regulatory fee of \$186.00 per sign to the Department and provide a copy of a valid permit issued by the City of Los Angeles for each off-site sign structure or, a copy of a valid permit issued by the appropriate jurisdiction if the lot was annexed to the City of Los Angeles. The person in control of an off-site sign structure shall pay a regulatory fee of \$342.00 per sign if valid permits are not provided.

The regulatory fee shall be due on January 1 every three years starting on January 1, 2009. If the fees are not paid on or before the last day of the month in which they are due, a monthly penalty equal to five percent of any outstanding fees, but not less than \$10.00, shall be added to those fees each month until the outstanding fees are paid. Should the person in control fail to pay the required fee, the City of Los Angeles will recover it, plus accrued penalties, utilizing any remedies provided by law.

The Department shall cause all money collected pursuant to this section to be deposited into the Off-Site Sign Periodic Inspection Fee Trust Fund described in Section 5.111.17 of the Los Angeles Administrative Code for purposes of disbursement as that section permits. The Department of Building and Safety shall report to the City Council on the actual costs of the regulatory program at the end of each three year cycle no later than June 30 of the third year.

The regulatory fee shall be used to finance the costs of administering the inspection program, including but not limited to, inspection, issuance of inspection certificates and maintenance of an off-site sign structure database. Payment of the fee shall not create a presumption that the sign is lawfully erected, as that term is defined in Section 91.6205.18.7 of this division.

91.6205.18.3. Inspection Certificate. The Department shall issue a certificate of compliance when appropriate fees have been paid, inspections have been conducted and the off-site sign structure has been determined to be in compliance the terms of the permit described in Sec. 91.6205.18.2 of this division and with all applicable regulations at the time the permit was issued . A new certificate of compliance shall be issued every three years for each off-site sign structure following each subsequent inspection conducted pursuant to this program provided the off-site sign structure remains in compliance.

The certificates shall be attached to the exterior surface of the off-site sign structure in a location that will be visible from ground level.

91.6205.18.4. Frequency of Inspection. Each off-site sign structure shall be inspected once every three years.

91.6205.18.5. Off-Site Sign Inventory. The Department shall maintain a database containing the following information on all off-site sign structures subject to inspection pursuant to Section 91.6205.18 of this division. The database shall contain: building permit number, size of sign as shown on the building permit, issuance date, any subsequent building permits issued for that sign, and any information required pursuant to this chapter or obtained pursuant to inspection.

91.6205.18.6. Orders. If, upon inspection, the Superintendent or an authorized representative observes one or more violations of the LAMC, the Superintendent shall issue an Order to Comply. The person in control of the sign shall eliminate all violations by the compliance date stated on the Order to Comply.

91.6205.18.7. Violations. If the Department determines that an off-site sign structure was not lawfully erected, then the off-site sign structure shall have its sign face removed and replaced with blank panels until the off-site sign structure is made to comply with the applicable provisions of the LAMC. The term "lawfully erected" means an off-site sign structure that was erected in compliance with the provisions of the LAMC in effect at the time of its erection or which was subsequently brought into full compliance with the provisions of the LAMC, except that the term does not apply to any off-site sign structure whose use was modified after erection in a manner that caused it to become illegal.

Sec. 2. Subsection (c) of Section 5.111.17 of the Los Angeles Administrative Code is amended to read:

(c) Monies collected pursuant to Subsection (b) above, shall be deposited into the Fund. The monies in this Fund shall be used to offset the costs of administering the inspection program, including but not limited to inspection, issuance of inspection certificates, and maintenance of an off-site sign structure database. The Fund shall be administered and expenditures authorized by the General Manager of the Department of Building and Safety or the designee of the General Manager ("General Manager"), in accordance with established City practice. There shall be no expenditure, transfer or other form of disbursement of monies from the Fund, except for purposes directly related to the administration and enforcement of Section 91.6205.18 of the Los Angeles Municipal Code.

Draft

Sec. 3. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of _____.

KAREN E. KALFAYAN, City Clerk

By _____ Deputy

Approved _____

Mayor

Approved as to Form and Legality

ROCKARD J. DELGADILLO, City Attorney

By _____

Date _____

File No. _____

BOARD OF
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CITY OF LOS ANGELES

CALIFORNIA



ANTONIO R. VILLARAIGOSA
MAYOR

DEPARTMENT OF
BUILDING AND SAFETY
201 NORTH FIGUEROA STREET
LOS ANGELES, CA 90012

ANDREW A. ADELMAN, P.E.
GENERAL MANAGER

RAYMOND CHAN
EXECUTIVE OFFICER

November 7, 2008

CF No. 08-2617

Planning and Land Use Management Committee (PLUM)
City of Los Angeles City Council
City Hall, Room 350
Los Angeles, CA. 90012

STATUS OF BILLBOARD MODERNIZATIONS BASED ON LEGAL SETTLEMENT AGREEMENTS (CLEAR CHANNEL, CBS, REGENCY AND VISTA)

The City of Los Angeles Department of Building and Safety (LADBS) has prepared the following table summarizing the current status of billboard modernizations based on the legal settlement agreements between the City of Los Angeles and four billboard companies (Clear Channel, CBS, Regency and Vista).

According to the legal settlement agreements, each company (except Vista) was given a number of credits which they could use in exchange for modernization of their billboards. These modernizations include digital conversions and second face additions. Clear Channel was allowed 420 credits, CBS 420 credits, and Regency 38 credits for a total of 878 credits. The following table illustrates how the various sign companies have used their credits through November 6, 2008.

DIGITAL CONVERSION	Permit Issued & Inspection Finaled	Permit Issued & Final Inspection Pending	Credits Used
Clear Channel	74	8	82
CBS	12	3	15
Regency	0	0	0
Total	86	11	97
SECOND FACE ADDITION	Permit Issued & Inspection Finaled	Permit Issued & Final Inspection Pending	Credits Used
Clear Channel	4	0	4
CBS	2	0	2
Regency	0	0	0
Total	6	0	6

Status of Billboard Modernizations Based on Legal Settlement Agreements
Page 2

While Vista's settlement agreement does not address 'credits,' it allows 835 nonconforming sign structures to be brought into compliance, of which 280 sign structures may be upgraded with backlights. As of November 6, 2008, Vista has not applied for permits for any signs pursuant to it's settlement agreement.

Please call me at (213) 482-6800 (office) if LADBS or I can be of any assistance or provide any additional information.



ANDREW A ADELMAN, P.E.
General Manager
Department of Building and Safety

Cc: Councilmember Ed P. Reyes, Chair - PLUM
Councilmember Jack Weiss, Vice Chair - PLUM
Councilmember Jose Huizar, Member - PLUM
Council President Eric Garcetti

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CITY OF LOS ANGELES

CALIFORNIA



ANTONIO R. VILLARAIGOSA
MAYOR

DEPARTMENT OF
BUILDING AND SAFETY
201 NORTH FIGUEROA STREET
LOS ANGELES, CA 90012

ANDREW A. ADELMAN, P.E.
GENERAL MANAGER

RAYMOND CHAN
EXECUTIVE OFFICER

November 7, 2008

CF Nos. 07-1630, 07-1630-1

Planning and Land Use Management Committee (PLUM)
City of Los Angeles City Council
City Hall, Room 350
Los Angeles, CA. 90012

DEMOLITION OF BILLBOARDS PURSUANT TO LEGAL SETTLEMENT AGREEMENTS

This report is prepared to provide information regarding demolition of existing billboards pursuant to the legal settlement agreements on billboards as of November 7, 2008.

The City of Los Angeles Department of Building and Safety (LADBS) has prepared the attached table which provides the status of demolished billboards by Council District, address, permit status and the responsible advertising company. In summary, CBS has obtained permits and completed the demolition of 28 off-site signs and has five permits for which demolition has not yet been completed. Clear Channel has obtained a total of four demolition permits and has completed demolition of one billboard.

Council District	Address	Date Permit Issued	Date Demolition Completed and Approved by LADBS	Permit Number	Billboard Company
1	2501 W. Olympic Blvd	11/15/2007	02/20/2008	07048-10000-01832	CBS
3	6415 N. Reseda Blvd	6/17/2008	7/30/2008	08048-10000-00898	CBS
3	18445 W. Sherman Way	8/20/2008	Demolition not yet completed	08048-10000-01188	CBS
3	20460 W. Sherman Way	8/20/2008	Demolition not yet completed	08048-10000-01180	CBS
3	18503 W. Victory Blvd	6/17/2008	Demolition not yet completed	08048-10000-00896	CBS
4	7509 W. Sunset Blvd	6/12/2008	6/13/2008	08048-10000-00894	CBS
4	7509 W. Sunset Blvd	6/12/2008	6/13/2008	08048-10000-00895	CBS

DEMOLITION OF BILLBOARDS PURSUANT TO LEGAL SETTLEMENT AGREEMENTS

Page 2

Council District	Address	Date Permit Issued	Date Demolition Completed and Approved by LADBS	Permit Number	Billboard Company
4	5355 N. Vineland Ave	7/29/2008	7/31/2008	08048-10000-00995	CBS
5	8231-39 W. 3rd Street	8/20/2008	8/28/2008	08048-10000-01182	CBS
5	8050 W. 3rd Street	8/20/2008	Demolition not yet completed	08048-10000-01024	CBS
5	10630-34 W. Santa Monica Blvd	6/5/2007	6/13/2007	07048-10000-00663	CBS
6	9181 N. San Fernando Rd	11/13/2007	10/17/2008	07048-10000-00948	CBS
6	9181 N. San Fernando Rd	10/18/2007	10/17/2008	07048-10000-00947	CBS
9	108-10 E. 3rd Street	1/17/2008	2/20/2008	07048-10000-01556	CBS
9	900 S.Figueroa St	2/27/2008	7/7/2008	07048-10000-01555	CBS
9	4900 S.Figueroa St	8/20/2008	8/28/2008	08048-10000-01184	CBS
9	230 S. Main St.	1/17/2008	2/20/2008	07048-10000-01833	CBS
9	300-12 S. Main St	1/16/2008	2/20/2008	07048-10000-01557	CBS
9	5811 S. San Pedro St	8/20/2008	8/28/2008	08048-10000-01177	CBS
9	650 W. Slauson Ave	8/20/2008	8/28/2008	08048-10000-01176	CBS
10	2634-36 S. Crenshaw Blvd	6/12/2008	6/13/2008	08048-10000-00897	CBS
10	3214 W. Exposition Blvd	4/7/2008	4/15/2008	07048-10000-01645	CBS
10	3308 W. Exposition Blvd	4/7/2008	4/15/2008	07048-10000-01643	CBS
10	3402 W. Exposition Blvd	4/7/2008	4/15/2008	07048-10000-01642	CBS
10	3404 W. Exposition Blvd	4/7/2008	4/15/2008	07048-10000-01641	CBS
10	3218 W. Exposition Blvd	4/7/2008	4/18/2008	07048-10000-01644	CBS
10	5716 W. Jefferson Blvd	8/30/2007	9/7/2007	07048-10000-00699	CBS
10	5500 W. Jefferson Blvd	1/17/2008	2/20/2008	07048-10000-01567	CBS
10	5500 W. Jefferson Blvd	1/17/2008	2/20/2008	07048-10000-01568	CBS
10	5500 W. Jefferson Blvd	1/17/2008	2/20/2008	07048-10000-01570	CBS
10	9801 W. Venice Blvd	12/7/2007	2/14/2008	07048-10000-02067	Clear Channel

DEMOLITION OF BILLBOARDS PURSUANT TO LEGAL SETTLEMENT AGREEMENTS

Page 3

Council District	Address	Date Permit Issued	Date Demolition Completed and Approved by LADBS	Permit Number	Billboard Company
11	3712 S. Overland Ave	6/12/2008	6/13/2008	08048-10000-00893	CBS
11	1736 S. Sawtelle Blvd	1/28/2008	Demolition not yet completed	07048-10000-02163	Clear Channel
11	2153 S. Stoner Ave	1/16/2008	2/22/2008	07048-10000-01604	CBS
13	6725 W. Sunset Blvd	10/16/2008	Demolition not yet completed	08048-10000-01840	CBS
15	824 W. Pacific Coast Hwy	2/19/2008	Demolition not yet completed	07048-10000-02091	Clear Channel
15	11120 S. Vermont Ave	6/14/2007	Demolition not yet completed	07048-10000-01047	Clear Channel

According to the legal settlement agreements, CBS and Clear Channel are each required to demolish 49 sign structures; Regency Outdoor is required to take down five sign structures and Vista Media is required to take down 500 sign structures. As of November 6, 2008, Regency and Vista Media have not applied for any demolition permit nor demolished any signs.

Please call me at (213) 482-6800 (office) if LADBS or I can be of any assistance or provide any additional information.



ANDREW A ADELMAN, P.E.
 General Manager
 Department of Building and Safety

- C: Councilmember Ed P. Reyes, Chair - PLUM
- Councilmember Jack Weiss, Vice Chair - PLUM
- Councilmember Jose Huizar, Member - PLUM
- Council President Eric Garcetti

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ANDREW A. ADELMAN, P.E.
GENERAL MANAGER

RAYMOND CHAN
EXECUTIVE OFFICER

November 10, 2008

CF Nos. 07-1630, 07-1630-S1

Planning and Land Use Management Committee (PLUM)
City of Los Angeles City Council
City Hall, Room 350
Los Angeles, CA. 90012

DEPARTMENT OF BUILDING AND SAFETY (LADBS) REPORT ON CERTIFICATES OF INSPECTION (IDENTIFICATION STICKERS) FOR THE OFF-SITE SIGN PERIODIC INSPECTION PROGRAM (OSSPIP)

At the PLUM Hearing on November 6, 2008, Councilmember Jack Weiss asked LADBS whether or not the Department had any plans to identify billboards during the OSSPIP survey by affixing an information label to sign structures. This is to inform you that the OSSPIP Ordinance requires that LADBS issue a certificate of inspection for each sign structure once it has been determined that the sign structure is in conformance with the code at the time it was built and with terms of existing permits.

The certificate of inspection is required to be affixed to each sign structure and will contain the following information:

- The address/location of the sign
- The registration/case number
- The expiration date of the certificate
- Information/contact information for LADBS

The certificates of inspection will be updated and reposted to each sign structure during each three year inspection cycle. These certificates will be placed on the structure in a location which is visible from the ground.

STATUS OF RESPONSES TO CITY COUNCIL MOTIONS REGARDING OFF-SITE SIGNS

Page 2

Please call me at (213) 482-6800 (office) if LADBS or I can be of any assistance or provide any additional information.



ANDREW A ADELMAN, P.E.

General Manager

Department of Building and Safety

- C: Councilmember Ed P. Reyes, Chair - PLUM
- Councilmember Jack Weiss, Vice Chair - PLUM
- Councilmember Jose Huizar, Member - PLUM
- Council President Eric Garcetti

EXHIBIT No. 3

OCT 10 2008

MOTION

PLANNING & LAND USE MANAGEMENT

To allow the sign inspection program approved in 2002 to go forward, the City of Los Angeles entered into a series of settlements with certain billboard companies. As part of the settlements, the City required the companies to take down some billboards and provide the City with an inventory of all off-site sign locations in the City. The settlement also allows for a limited number of modernizations to existing billboard sites, including digital technology and tri-vision structures.

A series of lawsuits by other sign companies have followed these settlements, and complex questions of law about the legality of the settlements have been raised in both federal and state courts. Other questions about the level of environmental review allowed by the settlements have been raised on a case by case basis recently when modernization permits have been sought in different areas of the City.

The City Council required as part of the settlements that all modernization requests comply with relevant zoning regulations, including Specific Plans, neighborhood oriented districts, or other overlay zones, where applicable. When approving the settlements, the City Council did not explicitly exempt modernization requests from environmental review under the California Environmental Quality Act (CEQA). In fact, the City Attorney's office has provided conflicting advice to the Planning Department. In the case of 1333 Westwood Boulevard, the City Attorney's office advised that despite the Pedestrian Oriented District restriction on flashing signs, the Planning Department could not limit or restrict the request for billboard digitization. However, in the case of 15826 Ventura Boulevard, the city attorney's office advised that the modernization request must comply with the Ventura Boulevard Specific Plan.

Although the settlements seek to label the processing of modernizations as ministerial acts, which would not require environmental review, the settlements appear to bestow sufficient discretion on the part of Building and Safety regarding the modernization of billboards at different types of locations. In each case, the Department must determine how and if the modernization request conflicts with specific plans, pedestrian- or neighborhood-oriented districts, overlay zones, or other relevant zoning regulations. Given this discretionary action, CEQA may be triggered and environmental review may be required.

Communities where modernizations are being installed have expressed a desire for a process to ensure notification before modernizations are complete and the opportunity to voice concerns about light and glare, traffic hazards, aesthetic impacts, and other public safety and environmental impacts that could result from the digitization of existing billboards. It is imperative that the City evaluate and understand its ability to analyze environmental impacts associated with the digitization of existing billboards to allow the consistent administration and fair review of all modernization applications.

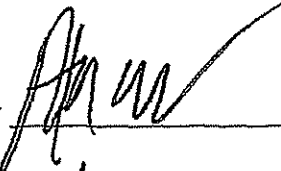


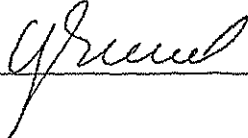
I THEREFORE MOVE that City Council direct the Planning Department and Department of Building and Safety, in consultation with the City Attorney's office, to clarify what level of environmental review is warranted under CEQA to adequately analyze all environmental impacts of billboard modernization requests.

I FURTHER MOVE that the Department of Building and Safety identify specific locations for both pending applications and modernization requests that have received final permits and the relevant zoning regulations that potentially apply.

me

07-1630-S2

I FURTHER MOVE that the City Attorney's office provide an update on recent lawsuits against the City challenging the settlements, and explain current case law, including Trancas Property Owners Association v. City of Malibu, which raises questions about whether the billboard settlements were an unlawful surrender of city police power.

PRESENTED BY:  SECONDED BY: 
 

October 10, 2008

EXHIBIT No. 4

PLANNING & LAND USE MANAGEMENT

APR 11 2008

MOTION

In addition to a moratorium on billboards and regulations of signs, the City of Los Angeles prohibits with few exceptions "supergraphic signs" made of paint or film applied directly to buildings. However, in recent years these highly visible and very profitable advertisements have appeared in many locations in the City where they are prohibited. They are frequently applied on buildings alongside freeways, sidestepping state and local laws that prohibit billboards along freeways.

The Department of Building and Safety issues orders-to-comply, and when noncompliance persists the City Attorney may pursue criminal actions. Enforcement of the current codes as a criminal matter is a lengthy process. While cases are pending, the illegal supergraphic remains installed, and it is very profitable to its owner. To discourage companies from unlawfully installing supergraphics on buildings, civil actions that carry monetary penalties should be pursued.

The City of Los Angeles has the ability to fine violators of Municipal Codes, including property owners who disregard orders-to-comply. Specifically, Municipal Code Section 11.00(l) provides that every day a violation of the Municipal Code occurs constitutes a separate offense that is subject to a maximum civil penalty of \$2,500.

Violations of City laws governing vehicle sales yards or repair garages are subject to a schedule of penalties for specific violations such as exceeding height standards, storage of materials, or maintenance of walls and fences in Municipal Code Section 98.0402(f). This penalty structure could provide a model for fines related to the initial installation of illegal supergraphics as well as further enhancements or modifications (such as lights) once orders-to-comply have been issued.

Similarly, the City of San Francisco has a schedule of fines specifically for illegal signs. The San Francisco ordinance defines "responsible parties" as the owner of real property, the leaseholder, or owner of the illegal sign. This allows San Francisco to pursue penalties against those who profit or benefit from illegal advertising.

To address the growing use of supergraphics that blatantly violate current sign regulations, the City must pursue more aggressive enforcement tactics and explore new directions for accountability.

I THEREFORE MOVE: that the City Attorney be directed to prepare an ordinance to create a \$2,500 per day penalty for violations of the Municipal Code related to illegal supergraphics.



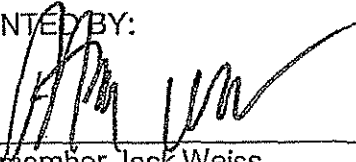
APR 11 2008

08-0896

I FURTHER MOVE: that the City Attorney and Department of Building and Safety pursue stronger enforcement strategies against supergraphics including amendments to the Municipal Code to define responsible parties as property owners, current lease holders, sign companies, and companies whose products or services are being advertised, to allow the City to hold them civilly liable for illegal supergraphics.

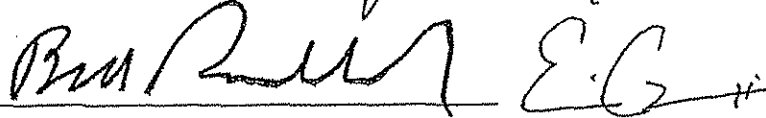
I FURTHER MOVE: that the Municipal Code be amended to create a schedule of fines for illegal supergraphics, which could include additional fines for lights or other modifications to the building to facilitate or enhance the installation of supergraphics.

PRESENTED BY:



Councilmember Jack Weiss
5th District

SECONDED BY:



April 11, 2008

EXHIBIT No. 5

MOTION

JUL 29 2008

The City of Los Angeles has adopted multiple ordinances to regulate freestanding billboards and other advertising signage in the City. In addition to a moratorium on billboards, the City of Los Angeles prohibits, with few exceptions, "supergraphic signs" made of paint or film applied directly to buildings and small signs that may be freestanding.

Enforcement against unlawful signs has been delayed due to pending and anticipated litigation against the City of Los Angeles. Recent legal rulings may undermine the long-term viability of the moratorium.

To address issues raised in recent legal rulings, the City of Los Angeles should amend its sign ordinances to ensure consistency with constitutional law and other applicable laws.

I THEREFORE MOVE that the Planning Department, in consultation with the Department of Building and Safety and the City Attorney, revise the sign ordinance to toughen and create easily enforceable time / place / manner restrictions citywide to protect neighborhoods. The revised ordinances also must provide clear criteria related to land use designations for sign districts.

CO-PRESENTED BY:

Jack Weiss
Councilmember Jack Weiss
5th District

Eric Garcetti
Councilmember Eric Garcetti
13th District

Wendy Greuel
Councilmember Wendy Greuel
2nd District

Bill Rosen Dahl
Councilmember Bill Rosen Dahl
11th District

Herb Wesson
Councilmember Herb Wesson
10th District

08-2020

SECONDED BY:

Ed P. Reyes

July 29, 2008

APJ
OLD CF 97-130

EXHIBIT No. 6

MOTION

For the last two weeks, constituents living in the Silver Lake neighborhood have been outraged by a modernized billboard that appeared in their community at 1701 North Silver Lake Boulevard. The billboard has had a detrimental impact, and has impacted the community's quality of life, and is a clear example of billboard blight in our neighborhoods.

It has been discovered that this particular billboard was erected and modernized by Clear Channel Outdoor Advertising through the use of one of their sign credits per an existing settlement with the City under permit number 08048-10000-01154 and Plan Check number B08LA05916.

Further use by Clear Channel of its remaining sign credits can threaten quality of life Citywide, inasmuch as it can result in the erection of hundreds of billboards throughout the City. The City needs to know its available policy options to address this land use matter.

I THEREFORE MOVE that the Council request the City Attorney, with the assistance of the Department of Building and Safety (DBS), to prepare a report to Council within 45 days relative to the status of the off-site sign credits for Clear Channel Outdoor Advertising and other outdoor advertising companies, and discuss the following policy issues in the report:

1. DBS report to Council regarding the status of sign credits for Clear Channel and other companies. How many are outstanding?
2. DBS with assistance of City Attorney report on the terms of the existing settlement agreements with respect to converting existing signs to digital signs.
3. DBS with assistance of City Attorney to explore whether this particular sign at 1701 N Silver Lake Blvd is a proper use of sign credits with regard to size and impact on residential community. What remedies exist to limit its impact on the surrounding residents? Does CEQA apply to conversion of billboards?
4. City Attorney with assistance from the Planning Department and DBS explore possible legislative and legal avenues to limit billboard blight in residential neighborhoods. What regulations exist in the current settlement to limit the locations of the proposed billboard conversion/modernizations to appropriate areas?

PRESENTED BY: EG
 ERIC GARCETTI
 Councilmember, 13th District

SECONDED BY: [Signature]

08-2617

October 1, 2008

REFER TO CF 03-2771

EG



ERIC GARCETTI
 COUNCILMEMBER
 PRESIDENT, LOS ANGELES CITY COUNCIL

October 14, 2008

Los Angeles City Council
 Planning and Land Use Management Committee
 200 North Spring Street
 Los Angeles, CA 90012

Re: Electronic Billboard Conversions
 Council File No. 08-2617

Date: 10/14/08
 Submitted in PLUM Committee
 Council File No: 08-2617
 Item No.: 2
 Deputy: B. CREAVES

Honorable members of the Planning and Land Use Management Committee:

Addressing billboard, signage, and outdoor advertising blight in our neighborhoods is one of the most complicated challenges facing municipal leaders today. Illegal billboards, conversions to electronic billboards, and other related issues are not only problems in Los Angeles, but also in many other cities such as Portland, Philadelphia, Kansas City, and New York City.

Many of my Silver Lake constituents have contacted my office about electronic billboards after a traditional billboard was converted in their neighborhood at the end of September. I agree that we must investigate the legal and legislative tools available to us to effectively manage their placement and impact, particularly in our residential neighborhoods. For example, we should ask:

- Does the California Environmental Quality Act (CEQA) apply to electronic billboard conversions?
- What remedies exist to limit the impact of electronic billboards on the surrounding community?
- How can we ensure that these conversions occur in appropriate areas?

Since I introduced this motion on October 1st, Clear Channel has agreed to turn off the sign located at 1701 Silver Lake Boulevard every evening at midnight. They also agreed to dim by 67 percent the intensity of sign's illumination. This is a temporary solution, but does not address the larger problem of creating a process for the public and City of Los Angeles to influence the locations and technical aspects of signs as they are converted in our neighborhoods.

Under CEQA, projects that may have a significant impact on their surrounding communities must be reviewed through the appropriate public process, which gives

CITY HALL 200 N. Spring St. Room 470 Los Angeles CA 90012 213.473.7013 213.613.0819 fax
 DISTRICT 5500 Hollywood Boulevard Los Angeles CA 90028 323.957-4500 323.957-6841 fax
 GLASSELL PARK 3750 Verdugo Road Los Angeles CA 90065 323.478.9002 323.478.1296 fax

www.cd13.com



08-2617

neighbors, community advocates, and other stakeholders the opportunity to raise questions and the project's proposer the opportunity to address their concerns and needs before the project is permitted. This motion asks the City Attorney and Department of Building and Safety to determine whether electronic billboard conversions can be subject to CEQA review. Requiring a CEQA evaluation would give the public and the City an opportunity to review each proposed conversion's technical aspects such as the frequency of the content changes, view shed, illumination intensity, and hours of illumination.

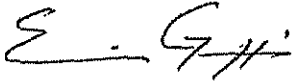
I am aware that the Planning and Land Use Management Committee has before you a number of motions related to billboards, including efforts to:

- Create an accurate inventory and catalog of the existing billboards (CF 07-1630)
- Implement effective enforcement tools that would broaden the list of responsible parties (CF 08-0896)
- Revise the current sign code to create time, place, and manner restrictions that are defensible in court, easily enforceable, and will protect our neighborhoods from the proliferation of billboards (CF 08-2020)

The issue of converting traditional billboards to electronic billboard is another one to add to this list.

I respectfully ask committee members to approve this motion and send it to a full City Council vote.

Sincerely,



ERIC GARCETTI
President, Los Angeles City Council
Councilman, Thirteenth District

CITY OF LOS ANGELES
CALIFORNIA

KAREN E. KALFAYAN
City Clerk



ANTONIO R. VILLARAIGOSA
MAYOR

Office of the
CITY CLERK
Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
General Information - (213) 978-1133
Fax: (213) 978-1040

CLAUDIA M. DUNN
Chief, Council and Public Services Division

www.cityclerk.lacity.org

When making inquiries
relative to this matter,
please refer to the Council
File No.

08-2617

October 23, 2008

Councilmember Reyes
Councilmember Rosendahl
Councilmember Garcetti
Councilmember LaBonge
City Attorney (with blue sheet)
Planning Department
Attn: Beatrice Pacheco
cc: Director of Planning
Department of Building and Safety

RE: STATUS OF OFF-SITE SIGN CREDITS FOR CLEAR CHANNEL OUTDOOR ADVERTISING AND OTHER
OUTDOOR ADVERTISING COMPANIES

At the meeting of the Council held October 22, 2008, the following action was taken:

Attached report adopted, as amended	<u> X </u>
Amending motion (Reyes - Rosendahl) adopted.....	<u> X </u>
Attached resolution adopted	<u> </u>
Ordinance adopted	<u> </u>
FORTHWITH	<u> X </u>
Motion adopted to approve communication recommendation(s)	<u> </u>

City Clerk
jr

08-2617

TO THE COUNCIL OF THE
CITY OF LOS ANGELES

Your **PLANNING AND LAND USE MANAGEMENT** Committee

reports as follows:

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the status of off-site sign credits for Clear Channel Outdoor Advertising and other outdoor advertising companies.

Recommendations for Council action, as initiated by Motion (Garcetti - LaBonge):

1. REQUEST the City Attorney, with the assistance of the Department of Building and Safety (LADBS), to prepare a report to Council within 45 days relative to: a) the status of off-site sign credits for Clear Channel Outdoor Advertising and other outdoor advertising companies; b) discuss policy issues contained in the Motion; and 3) address questions included in the communication from Councilmember Garcetti dated October 14, 2008 attached to the Council file.
2. REQUEST LADBS to report to the Planning and Land Use Management Committee relative to the number of illegal signs in the City and enforcement efforts.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Summary:

At its meeting held October 14, 2008, the Planning and Land Use Management (PLUM) Committee considered a Motion (Garcetti - LaBonge) relative to the status of off-site sign credits for Clear Channel Outdoor Advertising and other outdoor advertising companies. A communication from Councilmember Garcetti was submitted in Committee, which included some questions that the Councilmember requested to be addressed by DBS in their report. After an opportunity for public comment, the PLUM Committee recommended to approve the Motion, as amended to request DBS to address the questions contained in the communication from Councilmember Garcetti and to report to the PLUM committee as stated in the above recommendations. This matter is now forwarded to Council for its consideration.

Respectfully submitted,

PLANNING AND LAND USE MANAGEMENT COMMITTEE

MEMBER VOTE
REYES: YES
HUIZAR: YES
WEISS: ABSENT

PYL
10-15-08
082617.doc

Rep
ADOPTED

OCT 22 2008
f As Amended
LOS ANGELES CITY COUNCIL
See Attached Motion

-Not Official Until Council Acts-

FORTHWITH

*Adopted as amended by Council action of OCT 22 2008. *Mestun*

15

VERBAL MOTION

I HEREBY MOVE that Council AMEND the Planning and Land Use Management Committee Report (Item No. 15, CF 08-2617) relative to the status of off-site sign credits for Clear Channel Outdoor Advertising and other outdoor advertising companies:

INSTRUCT the Department of Building and Safety, with the assistance of the City Attorney and City Planning Department, to report to the Planning and Land Use Management Committee with a status of all pending Motions in connection with the billboard issue and advise the Council on what it will take to get the job done.

PRESENTED BY _____
ED P. REYES
Councilmember, 1st District

SECONDED BY _____
BILL ROSENDAHL
Councilmember, 11th District

October 22, 2008

CF 08-2617

*Amending
motion*
ADOPTED

OCT 22 2008

LOS ANGELES CITY COUNCIL

FORTHWITH

BOARD OF
BUILDING AND SAFETY
COMMISSIONERS

MARSHA L. BROWN
PRESIDENT

VAN AMBATIELOS
VICE-PRESIDENT

VICTOR H. CUEVAS
HELENA JUBANY
ELENORE A. WILLIAMS

CITY OF LOS ANGELES

CALIFORNIA



ANTONIO R. VILLARAIGOSA
MAYOR

DEPARTMENT OF
BUILDING AND SAFETY
201 NORTH FIGUEROA STREET
LOS ANGELES, CA 90012

ANDREW A. ADELMAN, P.E.
GENERAL MANAGER

RAYMOND CHAN
EXECUTIVE OFFICER

November 7, 2008

CF No. 08-2617

Planning and Land Use Management Committee (PLUM)
City of Los Angeles City Council
City Hall, Room 350
Los Angeles, CA. 90012

STATUS OF BILLBOARD MODERNIZATIONS BASED ON LEGAL SETTLEMENT AGREEMENTS (CLEAR CHANNEL, CBS, REGENCY AND VISTA)

The City of Los Angeles Department of Building and Safety (LADBS) has prepared the following table summarizing the current status of billboard modernizations based on the legal settlement agreements between the City of Los Angeles and four billboard companies (Clear Channel, CBS, Regency and Vista).

According to the legal settlement agreements, each company (except Vista) was given a number of credits which they could use in exchange for modernization of their billboards. These modernizations include digital conversions and second face additions. Clear Channel was allowed 420 credits, CBS 420 credits, and Regency 38 credits for a total of 878 credits. The following table illustrates how the various sign companies have used their credits through November 6, 2008.

DIGITAL CONVERSION	Permit Issued & Inspection Finaled	Permit Issued & Final Inspection Pending	Credits Used
Clear Channel	74	8	82
CBS	12	3	15
Regency	0	0	0
Total	86	11	97
SECOND FACE ADDITION	Permit Issued & Inspection Finaled	Permit Issued & Final Inspection Pending	Credits Used
Clear Channel	4	0	4
CBS	2	0	2
Regency	0	0	0
Total	6	0	6

Status of Billboard Modernizations Based on Legal Settlement Agreements
Page 2

While Vista's settlement agreement does not address 'credits,' it allows 835 nonconforming sign structures to be brought into compliance, of which 280 sign structures may be upgraded with backlights. As of November 6, 2008, Vista has not applied for permits for any signs pursuant to its settlement agreement.

Please call me at (213) 482-6800 (office) if LADBS or I can be of any assistance or provide any additional information.



ANDREW A ADELMAN, P.E.
General Manager
Department of Building and Safety

Cc: Councilmember Ed P. Reyes, Chair - PLUM
Councilmember Jack Weiss, Vice Chair - PLUM
Councilmember Jose Huizar, Member - PLUM
Council President Eric Garcetti

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CITY OF LOS ANGELES
CALIFORNIA



ANTONIO R. VILLARAIGOSA
MAYOR

DEPARTMENT OF
BUILDING AND SAFETY
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LOS ANGELES, CA 90012

ANDREW A. ADELMAN, P.E.
GENERAL MANAGER

RAYMOND CHAN
EXECUTIVE OFFICER

November 7, 2008

CF 08-2617

Planning and Land Use Management Committee (PLUM)
City of Los Angeles City Council
City Hall, Room 350
Los Angeles, CA. 90012

OVERVIEW OF STATUS OF OFF-SITE SIGN CODE ENFORCEMENT

The City of Los Angeles Department of Building and Safety (LADBS) has prepared the following table which summarizes the current status of outstanding complaints/enforcement efforts regarding off-site signs. As of November 7, 2008, the Code Enforcement Bureau (CEB) of LADBS has 321 open cases for all sign complaints, of those, 15 are billboards, 89 are supergraphics and the remaining 217 cases are on-site signs (banners, wall signs, flags, window signs, etc).

Status As Of November 7, 2008	Billboards	Supergraphics
Injunctions Issued by Court or Pending Litigation <ul style="list-style-type: none"> Injunctions or pending litigation preclude further enforcement on specific sites 	3	46
Criminal Prosecution filed in Court	2	8
Pending Criminal Prosecution <ul style="list-style-type: none"> No resolution after City Attorney Hearing Case submitted to City Attorney for Criminal Prosecution 	2	15
Pending City Attorney Hearing <ul style="list-style-type: none"> No compliance obtained Request City Attorney Hearing Date for hearing pending 	2	10
Building Permit Application in Progress <ul style="list-style-type: none"> Violator applied for permit to resolve violation Permit application being reviewed 	2	---
Pending Appeal to Board of Building and Safety Commission (BBSC) <ul style="list-style-type: none"> Violator appealed order to BBSC which stays enforcement Date for hearing by the BBSC is pending 	1	4
Pending Compliance <ul style="list-style-type: none"> Order-to-Comply issued Compliance date not yet due 	3	6
Total	15	89

OVERVIEW OF STATUS OF OFF-SITE SIGN CODE ENFORCEMENT

Page 2

The LADBS CEB has continually performed the necessary code enforcement actions on all sign complaints (received complaints, performed inspections, issued orders if violation existed, referred cases to the City Attorney for legal action if not complied). The code enforcement of signs has been ongoing and it has never been stopped at any time over the recent years. This code enforcement is complaint driven as are most of the other code enforcement programs in the City of Los Angeles. LADBS has diligently pursued compliance on all the above sign complaints despite very limited resources budgeted for this function.

From 2002 to 2008, LADBS has responded to over 7,800 complaints regarding all types of signs (off-site signs, supergraphics, on-site signs, etc.). All complaints were investigated and inspected. For any sign that was determined to be in violation of City of Los Angeles Codes and Ordinances, the necessary action was taken to issue orders and gain compliance. As previously mentioned on page one of this status report, the CEB currently has 321 open cases for all types of signs.

This complaint based code enforcement sign program is separate from the pro-active periodic block-by-block survey of the signs (Off-Site Sign Periodic Inspection program a.k.a. OSSPIP). The OSSPIP is paid for by the fees collected by the billboard companies and has been subject to various legal actions and court injunctions in recent years (please see CAO's report of October 29, 2008 for more details and the status of OSSPIP).

Please call me at (213) 482-6800 (office) if LADBS or I can be of any assistance or provide any additional information.



ANDREW A ADELMAN, P.E.
General Manager
Department of Building and Safety

C: Councilmember Ed P. Reyes, Chair - PLUM
Councilmember Jack Weiss, Vice Chair - PLUM
Councilmember Jose Huizar, Member - PLUM
Council President Eric Garcetti

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LOS ANGELES, CA 90012

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GENERAL MANAGER

RAYMOND CHAN
EXECUTIVE OFFICER

November 17, 2008

CF No. 08-2617

Planning and Land Use Management Committee (PLUM)
City of Los Angeles City Council
City Hall, Room 350
Los Angeles, CA. 90012

REPORT BACK ON A DIGITAL BILLBOARD AT 1701 NORTH SILVER LAKE BOULEVARD

As directed in CF 08-2617, the Department of Building and Safety (LADBS) has investigated the new digital billboard installed at 1701 North Silver Lake Boulevard. The results of the investigation are as follows:

- The existing sign structure at this property was originally constructed under permit No. 1986LA39391 (copy attached) issued on June 17, 1986.
- Per their legal settlement agreement, Clear Channel submitted plans on June 30, 2008 to convert the existing single face (south facing) 12'x25' off-site sign from a static message into a digital message. LADBS accepted the plans after they were deemed complete and the plan check fee was paid.
- The plans were subsequently checked by LADBS plan check engineers pursuant to the settlement agreement and applicable code requirements. The plans were eventually approved on August 3, 2008 and the permit for this digital conversion No. 08048-10000-01154 (copy attached) was issued on September 9, 2008 after LADBS determined that the work made proper use of one credit from the settlement agreement.
- On September 12, 2008, Clear Channel obtained electrical permit No. 08048-10000-01154 (copy attached) for a new electrical service panel.
- Clear Channel completed the work and LADBS inspected and approved the work on September 16, 2008.

On September 22, 2008 a complaint was received (Customer Service Request No. 207612, copy attached) regarding "light intensity/glare violation on multiple adjacent residential properties".

After initial investigation, on October 10, 2008 LADBS inspection staff conducted an inspection at night to investigate the possible violation. Utilizing a light meter, LADBS inspectors took readings from the three residential properties located adjacent to the modernized sign structure.

DEPARTMENT OF BUILDING AND SAFETY'S (LADBS') REPORT BACK ON A DIGITAL BILLBOARD AT 1701 NORTH SILVER LAKE BOULEVARD

Page 2

The light meter readings (1.2, 1.3 and 1.3 footcandles) indicated that the light from the sign did not exceed the allowable limit of two footcandles as specified in Section 93.0117(b) of the Los Angeles Municipal Code (L.A.M.C.).

L.A.M.C. Section 93.0117(b) Outdoor Lighting Affecting Residential Property states in part:

No person shall construct, establish, create, or maintain any stationary exterior light source that may cause the following locations to be either illuminated by more than two footcandles (21.5 lx) of lighting intensity or receive direct glare from the light source:

1. Any exterior glazed window or sliding glass door on any other property containing a residential unit or units.
2. Any elevated habitable porch, deck or balcony on any other property containing a residential unit or units.
3. Any ground surface intended for uses such as recreation, barbecue, or lawn areas on any other property containing a residential unit or units.

In summary, the digital conversion of the sign at 1701 Silver Lake Boulevard was done pursuant to the proper permits and in compliance with applicable sections of the L.A.M.C. and Clear Channel's legal settlement agreement. The plans for the work for the digital conversion of this sign structure were checked and approved by LADBS plan check engineers and the work was inspected in accordance with the off-site sign legal settlement agreement by LADBS inspectors. The conversion constituted proper use of one credit per the settlement agreement.

Please call me at 213 482-6800 (office) if LADBS or I can be of any assistance or provide any additional information.



ANDREW A ADELMAN, P.E.
General Manager
Department of Building and Safety

C: Councilmember Ed P. Reyes, Chair - PLUM
Councilmember Jack Weiss, Vice Chair - PLUM
Councilmember Jose Huizar, Member - PLUM
Council President Eric Garcetti

Attachments

- Permit No. 1986LA39391 issued on June 17, 1986
- Permit No. 2008LA28831 issued on September 9, 2008
- Permit No. 08048-10000-01154
- Customer Service Request #207612

SAPPLICATION
FOR INSPECTION

CITY OF LOS ANGELES

DEPT. OF BUILDING AND CITY

OF SIGNS

INSTRUCTIONS: 1. Applicant to Complete Numbered Items Only. 2. Plot Plan Required on Back of Original.

1. LEGAL DESCR.	LOT 107 107	BLOCK -	TRACT 5980 5980	COUNCIL DISTRICT NO. 13	DIST. MAP 144-205 CENSUS TRACT 1955
2. TYPE OF SIGN OR NEW WORK (19) poster-panel--L/A STD PLAN #101	<input type="checkbox"/> RESIDENTIAL <input checked="" type="checkbox"/> COMMERCIAL			ZONE C2-1	
3. JOB ADDRESS 1701 SILVERLAKE BLVD.					FIRE DIST. ---
4. BETWEEN CROSS STREETS SILVERLAKE DRIVE	AND Effie St / Swan Pl.			LOT (TYPE) Corner	
5. OWNER'S NAME VIRGINIA THOMAS	PHONE				LOT SIZE Irreg.
6. OWNER'S ADDRESS 3559 ISLE ROYAL DR. LAS VEGAS, NB.	CITY LAS VEGAS, NB.				
7. ARCHITECT OR ENGINEER KEVIN KELLY	BUS. LIC. NO.	ACTIVE STATE LIC. NO.	PHONE 828-3431	ALLEY ---	
8. ARCHITECT OR ENGINEER ADDRESS 2216 WILSHIRE BLVD.	CITY SANTA MONICA	ZIP	BLDG. LINE ---		
9. QUALIFIED INSTALLER BAUM ELECTRIC	BUS. LIC. NO.	ACTIVE STATE LIC. NO.	PHONE 731-5111	AFFIDAVITS Ord. 12601 ZI 1257	
10. INSTALLER'S ADDRESS 1550 W. WASHINGTON BLVD.	CITY	ZIP 90007			
11. SIZE OF EXISTING BUILDING WIDTH LENGTH	TYPE	STORIES	NO. OF EXISTING BUILDINGS ON LOT AND USE		
12. SIZE OF SIGN 12' x 25'	TOTAL COPY AREA 300 S/F	OVERALL HEIGHT 42'	FROM GRADE	FROM ROOF	HIGHWAY DED. yes DIST. OFFICE LA
13. JOB ADDRESS 1701 SILVERLAKE BLVD.	STREET GUIDE 35 C-3				
14. VALUATION TO INCLUDE ALL FIXED EQUIPMENT REQUIRED TO OPERATE AND USE PROPOSED SIGN	\$ 15800.00			GRADING yes	
15. MATERIAL OF SIGN CONSTRUCTION	SUPPORTING FRAME stl	FRAME OF COPY stl	SURFACE OF SIGN incomb	CONS. ---	
16. TYPE OF SIGN OR NEW WORK poster-panel #101	<input checked="" type="checkbox"/> SINGLE FACE <input type="checkbox"/> DOUBLE FACE <input type="checkbox"/> OTHER			ZONED BY C. Turner FREEWAY CLEARANCE	
17. ILLUMINATION <input type="checkbox"/> NONE <input type="checkbox"/> INTERNAL <input checked="" type="checkbox"/> EXTERNAL	<input type="checkbox"/> FLASHING <input type="checkbox"/> OTHER <input type="checkbox"/> REVOLVING <input type="checkbox"/> NONE				
18. NO. OF SIGNS OR GAS TUBE SYSTEMS	NO. OF ADDITIONAL BRANCH CIRCUITS	1	NO. OF CONTROL DEVICES	CONT. INSP. LIC. FAB	
PERMIT FEES		FREEWAY CLEARANCE	PLANS CHECKED	FILED WITH	
SIGNS/G. T. SYSTEMS			<i>Bill Stettin</i>		
ADDITIONAL CIRCUITS	8.50		APPLICATION APPROVED	TYPIST V.V.	
ELECTRICAL SERVICE	7.50	DATE		B & SB-5 (R233)	
CONTROL DEVICES					
ISSUING FEE	10.00	APPROVALS REQUIRED			
BLDG. PERMIT	108.80	Yes No			
P.C.	92.40	FREEWAY SURVEY <input checked="" type="checkbox"/>			
S.P.C.	E.I. 1.11	TRANS. DEPT. <input checked="" type="checkbox"/>			
I.F.	O.S.S. 4.57	INSP. ACTIVITY BMI			
DISTRICT OFFICE L/A	S.O.S.S.	INSPECTOR			
		P.C. NO. C 2462			
PLAN CHECK EXPIRES ONE YEAR AFTER FEE IS PAID. PERMIT TWO YEARS AFTER OR 180 DAYS IF WORK IS NOT BEGUN.					

DECLARATIONS AND CERTIFICATIONS

LICENSED CONTRACTORS DECLARATION

10. I hereby affirm that I am licensed under the provisions of Chapter 9 (commencing with Section 7000) of Division 3 of the Business and Professions Code, and my license is in full force and effect.

Date 3/1/88 Lic. Class C-10 Lic. No. 127751 Contractor's Signature *Kevin Kelly*

1701 N Silver Lake Blvd



Permit #:

08048 - 10000 - 01154

Plan Check #: B08LA05946

Printed: 09/03/08 03:17 PM

Event Code:

Sign Offsite Regular Plan Check Plan Check	City of Los Angeles - Department of Building and Safety APPLICATION FOR INSTALLATION AND INSPECTION OF SIGNS	Last Status: Ready to Issue Status Date: 09/03/2008
---	--	--

L TRACT	BLOCK	LOT(s)	ABB	COUNTY MAP REF #	PARCEL ID # (PIN #)	ASSESSOR PARCEL #
TR 5980		107		M B 79-54/59	144A205 157	5431 - 036 - 001

3. PARCEL INFORMATION Area Planning Commission - East Los Angeles LADBS Branch Office - LA Council District - 13 Certified Neighborhood Council - Silver Lake Community Plan Area - Silver Lake - Echo Park - Elysia	Census Tract - 1955.00 District Map - 144A205 Energy Zone - 9 Fire District - 2 Fire District - VHFHSZ	Hillside Grading Area - YES Hillside Ordinance - YES Near Source Zone Distance - 2.8 Thomas Brothers Map Grid - 594-D5 Thomas Brothers Map Grid - 594-D6
--	--	--

ZONE(S): [Q]C2-1VL/

4. DOCUMENTS

ORD - ORD-165167-SA1325 AFF - OB-12601
 ORD - ORD-176825-SA43
 CPC - CPC-1986-255
 CPC - CPC-1995-357-CPU

5. CHECKLIST ITEMS

Special Inspect - Concrete > 2.5ksi Fabricator Read - Structural Steel
 Special Inspect - Field Welding
 Special Inspect - Structural Observation

6. PROPERTY OWNER, TENANT, APPLICANT INFORMATION

Owner(s):
 Thomas, Virginia V Tr Virginia V Thomas Tr 1396 Dorado Way BULLHEAD AZ 86442

Tenant:
 Applicant. (Relationship: Contractor)
 Clear Channel - 19320 Harborage Way LOS ANGELES 90501 (310) 806-7754

7. EXISTING USE

(19) Billboards

PROPOSED USE

8. DESCRIPTION OF WORK

MODERNIZATION OF (E) SINGLE FACE [SOUTH FACING] OFF-SITE SIGN
 [1986LA39391, 12' x 25' x 42'H, 65d FROM SILVER LAKE BLVD] USING CRED PERM
 OFF-SITE SIGN SETTLEMENT. LA 05 10 233614 09/09/08 01:17PM

9. Bldgs on Site & Use:

10. APPLICATION PROCESSING INFORMATION

BLDG. PC By: Catherine Nuezca DAS PC By:
 OK for Cashier: Catherine Nuezca Coord. OK:
 Signature: *[Signature]* Date: 9/3/08

For inspection request call (888) CA4BUILD (524-2845) \$35.00
Outside LA County, call (213) 473-3231 or request inspections via \$10.50
www.ladbs.org or speak to a Call Center agent, call 311 or \$27.21
(866) 4LACITY (452-3489) Outside LA County, call (213) 473-3231. \$11.63
For Cashier's Use Only PLANNING SURCHW/O #: 84801154FN \$108.12
MISCELLANEOUS \$5.00
BUILDING PLAN CHECK \$17.00
ELECTRICAL PERMIT-COMM \$26.00
BUILDING PERMIT COMM \$12.00
BUILDING PERMIT COMM \$10.00
BUILDING PLAN CHECK \$0.00
BUILDING PLAN CHECK \$0.00

P080481000001154FN

Total Due: \$2,122.46
 Credit Card: \$2,122.46

2008LA28831

11. PROJECT VALUATION & FEE INFORMATION Final Fee Period

Permit Valuation: \$50,000	PC Valuation:
FINAL TOTAL Sign 2,122.46	Electrical Service Fee 12.00
Permit Fee Subtotal Sign 1,750.00	Control Devices Fee 10.00
Plan Check Subtotal Sign 0.00	
Off-hour Plan Check 0.00	
Plan Maintenance 35.00	
Fire Hydrant Refuse-To-Pav	
E.O. Instrumentation 10.50	
O.S. Surcharge 37.21	
Svs. Surcharge 111.63	
Planning Surcharge 108.12	
Planning Surcharge Misc Fee 5.00	
Permit Issuing Fee 17.00	
Signs or Gas Tube Systems Fee 26.00	

Sewer Cap ID: Total Bond(s) Due:

12. ATTACHMENTS

Plot Plan 200876559



* P 0 8 0 4 8 1 0 0 0 0 0 1 1 5 4 F N *

(P) # 286424: # of Faces: 0 Faces / 1 Faces
 (P) # 286424: Height from Grade: 0 Feet / 42 Feet
 (P) # 286424: Illuminated Sign
 (P) # 286424: Sign Area: 0 Sqft / 300 Sqft
 (P) # 286424: Sign Length: 0 Feet / 24 Feet
 (P) # 286424: Sign Width: 0 Feet / 12.5 Feet

14. APPLICATION COMMENTS

In the event that any box (i.e. 1-16) is filled to capacity, it is possible that additional information has been captured electronically and could not be printed due to space restrictions. Nevertheless, the information printed exceeds that required by Section 19825 of the Health and Safety Code of the State of California.

15. Building Related From:

16. CONTRACTOR, ARCHITECT, & ENGINEER NAME	ADDRESS	CLASS	LICENSE#	PHONE#
(C) Clear Channel Outdoor Inc	19320 Harborgate Way,	D34	821059	310-806-7754
(E) Kelly, Vincent K	3435 Ocean Park Blvd #210,		CI2494	
	Los Angeles, CA 90501			
	Santa Monica, CA 90405			

PERMIT EXPIRATION/REFUNDS: This permit expires two years after the date of the permit issuance. This permit will also expire if no construction work is performed for a continuous period of 180 days (Sec. 98.0602 LAMC). Claims for refund of fees paid must be filed within one year from the date of expiration for permits granted by LADBS (Sec. 22.12 & 22.13 LAMC). The permittee may be entitled to reimbursement of permit fees if the Department fails to conduct an inspection within 60 days of receiving a request for final inspection (HS 17951).

17. LICENSED CONTRACTOR'S DECLARATION

I hereby affirm under penalty of perjury that I am licensed under the provisions of Chapter 9 (commencing with Section 7000) of Division 3 of the Business and Professions Code, and my license is in full force and effect. The following applies to B contractors only: I understand the limitations of Section 7057 of the Business and Professional Code related to my ability to take prime contracts or subcontracts involving specialty trades.

License Class: **D34** Lic. No.: **821059** Contractor: **CLEAR CHANNEL OUTDOOR INC**

18. WORKERS' COMPENSATION DECLARATION

I hereby affirm, under penalty of perjury, one of the following declarations:

- I have and will maintain a certificate of consent to self insure for workers' compensation, as provided for by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued.
- I have and will maintain workers' compensation insurance, as required by Section 3700 of the Labor Code, for the performance of the work for which this permit is issued. My workers' compensation insurance carrier and policy number are:

Carrier: **Ins. Co. of the State of PA** Policy Number: **WC5144814**

- I certify that in the performance of the work for which this permit is issued, I shall not employ any person in any manner so as to become subject to the workers' compensation laws of California, and agree that if I should become subject to the workers' compensation provisions of Section 3700 of the Labor Code, I shall forthwith comply with those provisions.

WARNING: FAILURE TO SECURE WORKERS' COMPENSATION COVERAGE IS UNLAWFUL, AND SHALL SUBJECT AN EMPLOYER TO CRIMINAL PENALTIES AND CIVIL FINES UP TO ONE HUNDRED THOUSAND DOLLARS (\$100,000), IN ADDITION TO THE COST OF COMPENSATION, DAMAGES AS PROVIDED FOR IN SECTION 3706 OF THE LABOR CODE, INTEREST, AND ATTORNEY'S FEES.

19. ASBESTOS REMOVAL DECLARATION / LEAD HAZARD WARNING

I certify that notification of asbestos removal is either not applicable or has been submitted to the AQMD or EPA as per section 19827.5 of the Health and Safety Code. Information is available at (909) 396-2336 and the notification form at www.aqmd.gov. Lead safe construction practices are required when doing repairs that disturb paint in pre-1978 buildings due to the presence of lead per section 6716 and 6717 of the Labor Code. Information is available at Health Services for LA County at (800) 524-5323 or the State of California at (800) 597-5323 or www.dhs.ca.gov/childlead.

20. CONSTRUCTION LENDING AGENCY DECLARATION

I hereby affirm under penalty of perjury that there is a construction lending agency for the performance of the work for which this permit is issued (Sec. 3097, Civil Code).
 Lender's name (if any): _____ Lender's address: _____

21. FINAL DECLARATION

I certify that I have read this application INCLUDING THE ABOVE DECLARATIONS and state that the above information INCLUDING THE ABOVE DECLARATIONS is correct. I agree to comply with all city and county ordinances and state laws relating to building construction, and hereby authorize representatives of this city to enter upon the above-mentioned property for inspection purposes. I realize that this permit is an application for inspection and that it does not approve or authorize the work specified herein, and it does not authorize or permit any violation or failure to comply with any applicable law. Furthermore, neither the City of Los Angeles nor any board, department officer, or employee thereof, make any warranty, nor shall be responsible for the performance or results of any work described herein, nor the condition of the property nor the soil upon which such work is performed. I further affirm under penalty of perjury, that the proposed work will not destroy or unreasonably interfere with any access or utility easement belonging to others and located on my property, but in the event such work does destroy or unreasonably interfere with such easement, a substitute easement(s) satisfactory to the holder(s) of the easement will be provided (Sec. 91.0106.4.3.4 LAMC).

By signing below, I certify that:

- (1) I accept all the declarations above namely the Licensed Contractor's Declaration, Workers' Compensation Declaration, Asbestos Removal Declaration / Lead Hazard Warning, Construction Lending Agency Declaration and Final Declaration; and
- (2) This permit is being obtained with the consent of the legal owner of the property.

Print Name: **DANIEL A. VOORHEES** Sign: *Daniel A. Voorhees* Date: **9-9-08** Contractor Authorized Agent

1701 N Silver Lake Blvd

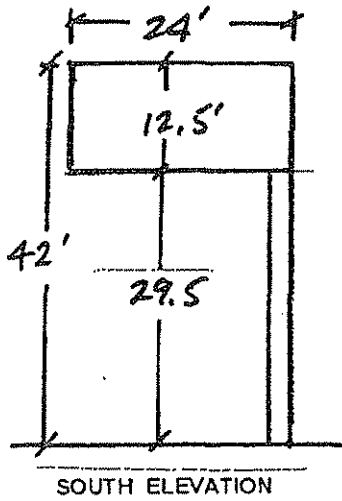
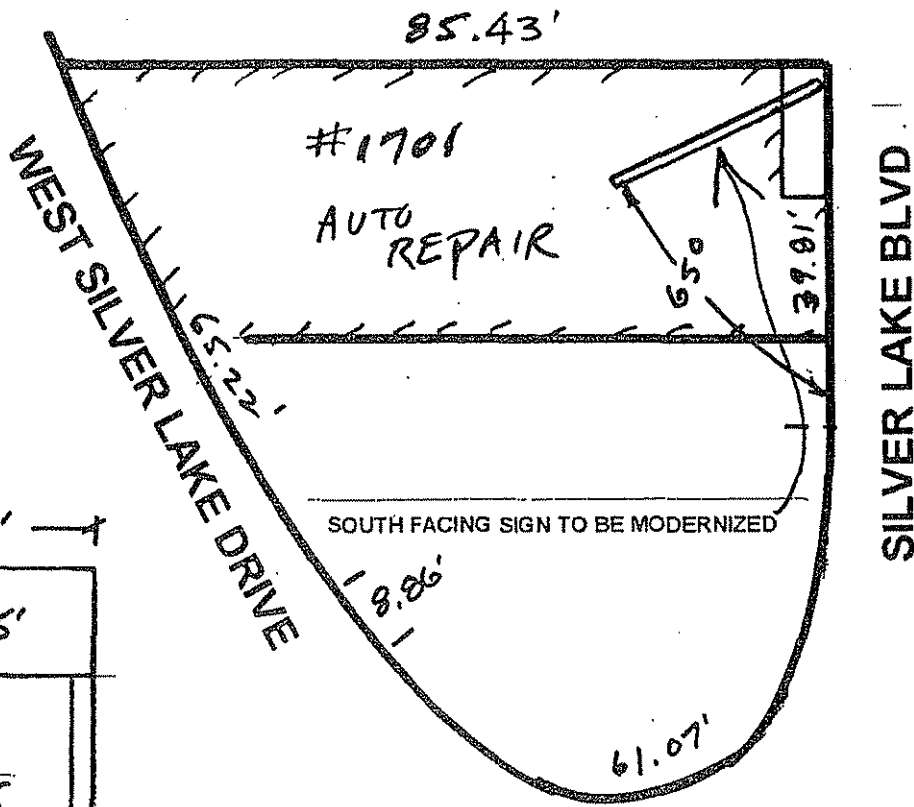
Permit Application #: 08048 - 10000 - 01154

Sign
Offsite
Plan Check

City of Los Angeles - Department of Building and Safety

Plan Check #: B08LA05916FO
Initiating Office: METRO
Printed on: 07/18/08 08:06:44

PLOT PLAN ATTACHMENT



(DO NOT DRAW, WRITE, OR PASTE ATTACHMENTS OUTSIDE BORDER)

1020811200876358

1701 N Silver Lake Blvd



Application #:

08041 - 10000 - 20591

Plan Check #: E08LA01780

Printed: 11/12/08 09:07 AM

Event Code:

Electrical Commercial Plan Check at Counter Plan Check	City of Los Angeles - Department of Building and Safety APPLICATION FOR ELECTRICAL PLAN CHECK AND INSPECTION	Issued On: 09/12/2008 Last Status: Permit Finaled Status Date: 09/17/2008
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1. PROPERTY OWNER		
Thomas, Virginia V Tr Virginia V Thor	1396 Dorado Way	BULLHEAD AZ 86442
2. APPLICANT INFORMATION (Relationship: Contractor)		
Clear Channel -	19320 Harborgate Way	LOS ANGELES 90501 (310) 806-7754
3. TENANT INFORMATION		

4. CONTRACTOR, ARCHITECT, & ENGINEER NAME			CLASS	LICENSE#	PHONE#
(C) Far West Electric	9692 Luders,	Garden Grove, CA 92844	C10	861907	714-392-6164

E08LA01780

5. APPLICATION COMMENTS	6. DESCRIPTION OF WORK MODERNIZATION OF (E) SINGLE FACE [SOUTH FACING] OFF-SITE SIGN [1986LA39391, 12' x 25' x 42'H, 65d FROM SILVERLAKE BLVD] . NEW SERVICE, PANEL AND CIRCUITS FOR AN LED SIGN. BUILDING SIGN PERMIT # 08048-10000-01154.
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7. COUNCIL DISTRICT: 13

For Inspection requests, call toll-free (888) LA4BUILD (524-2845).
LA County, call (213) 482-0000 or request inspections via
www.ladbs.org. To speak to a Call Center agent, call 311 or
(866) 4LACITY (452-2489). Outside LA County, call (213) 473-3231.

8. APPLICATION PROCESSING INFORMATION

Plan Check By: Michael Warren
OK for Cashier: Michael Warren
Signature: _____ Date: _____

For Cashier's Use Only **W/O #: 84120591**

NOTICE: The work included in this permit shall not be construed as establishing the legal number of dwelling units or guest rooms. That number is established by a Building Permit or a Certificate of Occupancy.
In the event that any box (i.e. 1-10) is filled to its capacity, it is possible that additional information has been captured electronically and could not be printed due to space restrictions. Nevertheless, the information printed exceeds that required by Section 19825 of the Health and Safety Code of the State of California.

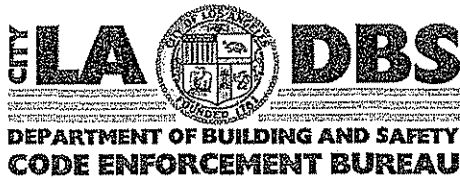
9. FEE INFORMATION Final Fee Period

Payment Date:
Receipt No:
Amount:

1701 N Silver Lake Blvd
08041-10000-20591



* P 0 8 0 4 1 1 0 0 0 0 2 0 5 9 1 F N *



CUSTOMER SERVICE REQUEST

CSR No.: 207612
 CALL DATE: September 22, 2008 10:00 am
 DUE BY: September 25, 2008 10:00 am
 SOURCE: COUNCIL OFFICES
 TAKEN BY: FRANK LARA

CITATIONS
 OSCAR SALGADO
 PRIORITY:3

CASE #:

1701 N SILVER LAKE BLVD 90026 - DIGITAL BILLBOARD

APN: 5431-036-001	ZONE: C2		
LADBS Branch Office	LA	Council District	13
Census Tract	1955.00	Energy Zone	9
Fire District	2	Fire District	VHFHSZ
Hillside Grading Area	YES	Hillside Ordinance	YES
Near Source Zone Distance	2.8	Thomas Brothers Map Grid	594-D5
Thomas Brothers Map Grid	594-D6	District Map	144A205
Area Planning Commission	East Los Angeles	Certified Neighborhood Council	Silver Lake
LAPD Bureau	CENTRAL	LAPD Division	NORTHEAST
LAPD Reporting District	1172	Community Plan Area	Silver Lake - Echo Park - Ely
Affidavit	OB-12601	Ordinance	ORD-165167-SA1325
City Planning Cases	CPC-1986-255	Ordinance	ORD-176825-SA43
CNAP area	2	Low to moderate income %	34.17%
City Planning Cases	CPC-1995-357-CPU		

PROBLEM: ISSUES REGARDING TENNIS COURT OR FLOOD LIGHTS IN RESIDENTIAL AREAS
CALLER COMMENT: Council Dist. 13 request investigation of lighting intensity / glare violation on multiple adjacent residential properties.
COMMENT: 10/09/08: Principal Inspector Frank Lara, Sr. Inspector Matt Kellerman, and Inspector Oscar Salgado conducted a lighting intensity / glare inspection at site per Sec. 93.0117 LAMC using a light meter instrument at adjacent residential properties with the following results -

2957 W. Effie St. - 1.2 footcandles
 1711 N. Silver Lake Blvd. - 1.3 footcandles
 1721 N. Silver Lake Blvd. - 1.3 footcandles

The test revealed that the light intensity / glare does not exceed the amount to create a violation and no violation was determined at the time of the inspection.

SITE OWNER: VIRGINIA V THOMAS (TR), VIRGINIA V THOMAS TRUST
 1396 DORADO WAY
 BULLHEAD, AZ 86442
 Contact ID: AC901655

RESOLUTION: No Violation Duplicate Complaint Start a Case Refer to:

APPROVED USE: _____ **PRESENT USE:** _____ **STORIES:** _____ **TOTAL DWELLING UNITS:** _____

CONSTRUCTION TYPE: _____ **APPROXIMATE SIZE:** _____ X

DWELLING UNITS IN VIOLATION: _____ **NON RESIDENTIAL SQUARE FOOTAGE IN VIOLATION:** _____

USES: **YARDS:** **OTHER STRUCTURES:** **HOME OCCUPATION:**

HISTORICAL PRESERVATION OVERLAY ZONE: **RECYCLING CENTER:** **CONSTRUCTION EQUIPMENT:**

EXHIBIT No. 7

MOTION

It has been six years since the City implemented in 2002 an inspection and fee program for off-site signs (billboards). Implementation of this land use policy has been delayed due to on-going litigation. In a series of settlements, the City has reached agreements with certain billboard companies that will allow the inspection program to move forward.

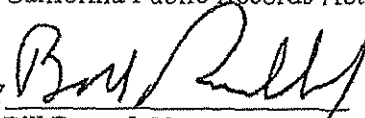
As part of the settlements, the City has required the billboard companies to take down many billboards and provide the City with an inventory of all off-site signs and their locations. While the basic settlement terms are not disputed, some of the billboard companies have requested that the inventory lists they provide be preserved as proprietary information not subject to the California Public Records Act. The settlements also allows for a limited number of modernizations to existing billboard sites.

It would behoove the City to know the exact number of all existing billboards. A starting point would be the implementation of a "pilot program" whereby the City's Department of Building and Safety (LADBS) prepares a report that provides an inventory of all existing billboards in Council District 11. LADBS can begin the inventory process by partnering with local community members who have started the process to develop an inventory database on their own.

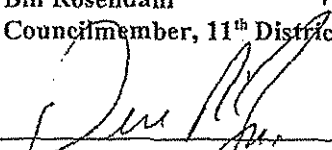

I THEREFORE MOVE that the Council instruct the Department of Building and Safety (LADBS), to prepare a report that provides an inventory of all existing billboards in Council District 11, and encourage LADBS to begin the inventory process by partnering with local community members who have started the process to develop an inventory database on their own; and,

I FURTHER MOVE that the Council take a formal policy position that any billboard inventory lists are not proprietary and should be subject to the California Public Records Act.

PRESENTED BY


Bill Rosendahl
Councilmember, 11th District


SECONDED BY

October 3, 2008

RME

08-2667

 REFER TO CF 07-1630