

Contact Information

Neighborhood Council: Northwest San Pedro Neighborhood Council

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Date of NC Board Action: 07/09/2012

Type of NC Board Action: For Proposal

Impact Information

Date: 08/01/2012

Update to a Previous Input: Yes

Directed To: City Council and Committees

Council File Number: 09-2795

Agenda Date:

Item Number:

Brief Summary: The NWSPNC strongly supports the proposed ordinance including the expanded area of notification and time limit on permits, particularly in light of rapidly changing technology. We further urge the Council to place a moratorium on such facilities until such time as the ordinance is adopted, create a working group to help in the drafting of the ordinance, and require permittees to implement new technology as it is developed.

Additional Information: See Attached Resolution



**Northwest San Pedro Neighborhood Council  
July 9, 2012 Board and Stakeholder Meeting (DRAFT) Minutes  
Peck Park, 6:00pm**

1. **Call to Order:** President Diana Nave called the meeting to order at 6:00 pm and welcomed those in attendance. Approximately 25 stakeholders in attendance.
2. **Roll Call:** Board members in attendance were: Scott Allman, Bob Bryant, Peter Burmeister (6:10), Gary Buss, Dan Dixon, Anise Goldfarb, Craig Goldfarb, Cynthia Gonyea, John Greenwood, Carolyn Grayson, Laurie Jacobs, Katie Marrie, Diana Nave, Raymond Regalado, Barbara Schach and Cpt. George Thompson.
3. **Swearing in of Newly Elected/Re-elected Board Members:** Doug Epperhart swore in the new board members and the re-elected board members. The Board members recited the Neighborhood Council Oath.
4. **Election of Officers:**
  - **President:** Bob Bryant nominated Diana Nave who accepted. Diana was elected as President by unanimous vote.
  - **Vice President:** Bob Bryant nominated George Thompson who accepted. George Thompson was elected Vice President by unanimous vote.
  - **Secretary:** Diana Nave nominated Katie Marie who accepted. Katie Marrie was elected by unanimous vote.
  - **Treasurer:** Bob Bryant nominated Scott Allman who accepted. Scott Allman was elected Treasurer by unanimous vote.
5. **Reports from First Responders:**
  - **LAPD: Officer Rhea Garcenila reported.**
    - ✓ Violent crime was very low this past weekend. However, property crime continues to be high. Stakeholders were urged to lock doors and windows of their homes and vehicles.
    - ✓ August 7<sup>th</sup> is National Night Out. San Pedro will be participating and a planning meeting is scheduled for July 18<sup>th</sup>, 6pm at New Harvest Church at 18<sup>th</sup> & Mesa.
    - ✓ Graffiti issue: It is important to report graffiti to 311 as it provides a paper trail for the LAPD to track.
    - ✓ Captain Nancy Lauer, the new commanding officer for the Harbor Area was introduced. She has been at Harbor Division for 2-1/2 months and will be working in partnership with the community to address issues. Her priorities are 1) reducing crime; and 2) Learning about what other concerns the community has.
    - ✓ Evacuation Planning. Diana Nave requested more information on the recently completed Evacuation Plan
6. **Approval of recommended recipient and Presentation of Youth Service Award:** Barbara Schach introduced Lauren Golem who has been selected by the Youth Committee for a \$500 award which was donated by Conoco Phillips. **Barbara moved that the Board accept Lauren Golem as the recipient, seconded by John Greenwood and passed by unanimous vote.**
7. **Congressman Henry Waxman's Office:** Aaron Walensky, a representative from the Congressman's Office was introduced and gave a brief statement. They have offices in Los

Angeles and Washington DC. Their main focus in LA is case work for citizens with Federal issues. The LA office is currently at La Cienega and 3<sup>rd</sup> Street. Board members recommended that they open a local office.

**8. Announcement of Available Board Seats:**

- Candidate applications were available for the position of Youth Board Member. Applicants must be between the ages of 16-21 years.
- Diana announced the resignation of Board member John Mavar. Election of a board member for this vacant seat will be by the NWSPNC Board. The seat is for Census Tract 2970.

**9. Presentations:**

- **LAUSD San Pedro Science Center Update** (John Zavaleny). This presentation was moved to next month.
- **What is the Port building on Front Street?** (Presentation by Augie Bezmalinovich): Augie gave a presentation on the new Scanning Station at the base of Front Street and Knoll Hill Drive. A storm water trench is also being dug. The scanning center is to increase security for deliveries being made to the cruise ship terminal. It will include security cameras and a high powered imaging scanner to view the inside of trucks making deliveries. In addition, old oil pipes are currently being removed as part of the China Shipping expansion and Front Street beautification.

**10. Port Report:**

- USS IOWA had a successful grand opening on July 7<sup>th</sup>. They will be open from 10am-5pm, 7 days a week.
- Crafted at the Port of Los Angeles also had a successful grand opening. They are planning to charge \$5 parking in order to augment income while keeping the booth rental fee reasonable.
- Cars and Stripes was held June 29<sup>th</sup>. 20,000 people attended.
- Catalina Express Construction - They will be moved to the old Pavilion site.
- Concerts at the Fountain will be held every Thursday evening (except First Thursdays) starting this Thursday.
- Navy Days, August 15-19. This year they will have just one Destroyer coming to Berth 87.
- Lobster Festival is scheduled for Sept. 14-16.
- A public workshop on the Port Master Plan is scheduled for July 16<sup>th</sup>.
- Downtown Harbor, SP Slip, Plaza Park are all under construction.

**11. Presentations (Continued)**

**Councilmember Buscaino's Proposed Parking Plan for San Pedro** (Report from John Larson): Sixty percent of the meters in San Pedro are underutilized. The proposed plan would remove meters along 5<sup>th</sup> Street, Beacon Street up to 8<sup>th</sup> Street, about two-thirds of the meters on Pacific, all the meters on 10<sup>th</sup> Street, and a quarter of the meters on 7<sup>th</sup> Street. Those remaining would be 50 cents per hour and 75 cents per hour. They are planning free parking lots behind Warner Grand and at 8<sup>th</sup> & 9<sup>th</sup> Streets with time restrictions. Croatian Cultural Center also has free parking. The plan is being considered by the Transportation Committee of the City Council. There is also a plan for improved directional signs. A series of meetings will take place next week to look at traffic and signage related to the USS Iowa etc.

**12. Public Comment on Non-Agenda Items:**

- **Lanny Nelms for LAUSD** reported that the San Pedro Adult School is being combined with Harbor Occupational Center. He also distributed a breakdown on two education funding related initiatives that will be on the ballot November 2012. The District is looking forward to working with the USS Iowa for educational opportunities.
- **Don Galaz:** Update on the progress for Project Street Legal. Wilmington NC is on board to support them.

- **Julie Bender:** Mural at Peck Park is almost complete. Dedication is scheduled for July 12<sup>th</sup> 6:00pm.

**13. Consent Calendar:**

- Approval of Minutes of the June 11, 2012 meeting
- Approval of Minutes of the June 23, 2012 Retreat
- Approval of 2011-2012 Expenditure Report
- Approval of motion instructing our PCAC representative to vote yes on the PCAC Resolution regarding Train Noise
- Approval of Motion to instruct our PCAC representative to vote for Carrie Scoville as the new PCAC Chair
- Approval of resolution requesting City Council perform risk analyses of movement of hazardous materials by rail tank car, truck tank, and pipeline.

There was a request to take item “F” off the Consent Calendar in order to have discussion. **The board approved items A through E on the Consent Calendar with a vote of 13 yes, 0 no.**

**Item F: Approval of Resolution requesting City Council perform risk analysis of movement of hazardous material.** **The motion was passed in the Port Committee and was brought forth for full Board approval. After a brief discussion, the motion was passed unanimously. Wording of motion follows:**

**RESOLUTION  
RE: CITY COUNCIL PUBLIC SAFETY COMMITTEE  
TRANSPORT OF HAZARDOUS MATERIALS IN HARBOR AREA**

*WHEREAS, Councilman Buscaino recently chaired a meeting of the City Council Public Safety Committee in San Pedro to take public comment on hazardous material transport in the harbor area; and  
WHEREAS, at the conclusion of the hearing, the Committee moved to ask the Legislative Analyst to provide further information to the Council so that it might consider further action regarding the safety of hazardous material transport in the harbor area; and  
WHEREAS, much of the movement of hazardous materials in the harbor area is associated with Port activity, and consists of rail tank car transport, truck tank car transport, and pipeline transport; and  
WHEREAS, far more accidents occur in the transport of hazardous product by truck, rail and pipeline than occur at fixed facilities; and  
WHEREAS, the Harbor Department has developed a risk analysis approach that evaluates the blast, toxicity, and fire hazard potential of fixed facilities and could evaluate those potentials for tank car and pipeline transport also;  
NOW THEREFOR, BE IT RESOLVED that the Northwest San Pedro Neighborhood Council suggests and requests that the City Council consider performing, either through Council-controlled departments or by the Harbor Department, risk analyses of movement of hazardous materials by rail tank car, truck tank car, and pipeline in and around the Harbor area.  
BE IT FURTHER RESOLVED, that the risk analyses include the product being transported, the location of storage of tank cars and pipelines, and the routing of trucks and rail cars.*

- 14. Motion in Support of Proposed Parking Plan:** **John Greenwood presented the following motion in support of Councilman Joe Buscaino’s Proposed Parking Plan. The motion was seconded by George Thompson and approved unanimously by the Board.**

“Whereas the sharp increase in the cost of parking in downtown San Pedro has been a detriment to local business and events; and Whereas LA City Councilmember Joe Buscaino has developed a thoughtful alternative that is much preferable; Therefore, the NWSPNC endorses Councilmember Buscaino’s plan and urges its passage by the City Council.”

- 15. Motion Re: Council File 09-2645, proposed ordinance to regulate cell towers to included expanded area for required notice and permit duration limits:** A proposed motion was presented to the board for approval. Chuck Hart from Homeowner’s United was in agreement of the motion but offered a suggestion which was incorporated. The following motion was moved by

John Greenwood, seconded by Bob Bryant and passed by the Board with 15 yes, 1 no, and 1 abstention.

Approved motion reads as follows:

*WHEREAS Cell towers are increasingly being constructed in or near residential areas throughout the City of Los Angeles, including many installations in public rights of way which are either unregulated or minimally regulated under the City's current regulatory scheme, and*

*WHEREAS the number of cell tower facilities required to accommodate growing telecommunications needs is rapidly expanding, and*

*WHEREAS concerns have been raised about the impact of cell towers on nearby residents, including noise, aesthetics and safety issues,*

*WHEREAS there is an urgent need for robust and comprehensive aesthetic and safety regulations, in light of the telecommunications industry's statement that projections for data traffic show a 30-fold increase in demand and efforts by the telecommunication to severely limit public input into the siting process,*

*WHEREAS the Northwest San Pedro Neighborhood Council previously urged that the City Attorney review recent court cases and report on what tools are available to regulate wireless telecommunication facilities and craft a comprehensive new ordinance, and*

*WHEREAS the City Attorney has completed the review (CF 09-2645), and based on that review, the Public Works and Planning and Land Use Committees of the council have adopted a motion requesting the City Attorney prepare an ordinance that would: 1) Delete exemption for cell installations mounted on utility poles, 2) Broaden public notice of applications and public hearings, 3) Enhance aesthetic requirements by adding specific criteria to be applied, 4) Create a time limit for permits, and 5) Mandate certification that antennas installed operate within FCC requirements.*

**Now Therefore Be It Resolved that the Northwest San Pedro Neighborhood Council:**

- 1. Strongly supports the motion and urges that all five of the provisions be incorporated into the proposed ordinance;*
- 2. Urges the City immediately impose a moratorium on all wireless telecommunications facility installations in the City and/or applications for approval of such installations in the City in order to allow time for the crafting and adoption of the new ordinance as set forth above; and*
- 3. That the City establish a task force composed of appropriate city departments including, but not limited to, Department of Water and Power, Planning, Building and Safety, Harbor, Public Works, and the CAO, representatives of Neighborhood Councils, and other community organizations and stakeholder groups;*
- 4. Permittees be required to upgrade with any technical advancements which benefit the community; and*
- 5. That the City Attorney obtain input from the above referenced task force in the preparation of the ordinance.*

16. **Motion to approve and submit comments on the Draft EIR for City Dock 1:** Phil Nicolay gave an explanation of the report and motion being presented: **The following motion was brought forth from the Port Committee and passed unanimously by the full NWSPNC Board:**

**RESOLUTION CONCERNING CITY DOCK ONE**

*WHEREAS, the proposed city Dock One project continues the process of de-industrializing the west portion of the main channel of the San Pedro Waterfront to allow for less-intensive uses that are more compatible with the surrounding community; and*

*WHEREAS, the project would consolidate existing research organizations and personnel that are currently performing similar work in scattered locations throughout the region and proposes a new NOAA research facility which the Northwest San Pedro Neighborhood Council believes could serve as a catalyst for researchers to locate to San Pedro resulting in new business and development; and*

*WHEREAS, as part of the proposed project we request that the LAHD evaluate the use of solar and other alternative electrical sources such as tidal or wave power, or Bloom Energy Servers for this project. Given the expected energy intensive uses, wave generation, life support systems for animals, and marine vessel support, the using alternative energy sources will be advantages to the project and LAHD.*

*NOW THEREFOR, based on our review of the DEIR and understanding of the project the Neighborhood Council supports the adoption of the City Dock No. 1 Marine Research Center Project Draft Environmental Impact Report Dated May 2012 by the Board of Harbor Commissioners, as modified by our comment herein.*

17. **Motion to instruct our representative on PCAC to vote yes on the VOPAK resolution.** **The Board unanimously approved instructing NWSPNC's PCAC representative to vote yes on the following motion at the next PCAC meeting:**

*The Wilmington Waterfront Development Subcommittee recommends that the PCAC recommend to the Board of Harbor Commission that they consider and support the Vopak (Preferred) Berth Reconfiguration*

*Project, to move their vessel activity to Berth 191-194, a MOTEMS compliant berth. This plan has widespread endorsements from industry groups, labor organizations, elected officials and environmental justice advocates.*

18. **Budget Discussion and Approval of 2012-2013 Budget:** The 2012-2013 Budget was brought forth from the Budget and Finance Committee for approval by the Board, seconded by John Greenwood and passed with 16 yes votes and 0 no votes.
19. **President's Report:** A written report was provided by President Diana Nave in the Agenda Packet.
20. **Committee Reports/Questions:**
  - The Safety and Security Committee has proposed October 20, 2012 as the date for the Emergency Preparedness Fair. They are currently considering venues.
  - The Planning Committee will meet on the 3<sup>rd</sup> Thursday this month and the Issues committee on the 4<sup>th</sup> Wednesday of the month.
21. **Announcements:** Dan Dixon thanked John Mavar for his work on the NWSPNC. Bob Bryant thanked Cynthia Gonyea for her work as Secretary.
22. **Adjournment:** Adjourned at 7:13pm.

Respectfully submitted,

Kristina Smith, Administrative Assistant to NWSPNC

## **NORTHWEST SAN PEDRO NEIGHBORHOOD COUNCIL RESOLUTION RE CELL TOWERS**

WHEREAS Cell towers are increasingly being constructed in or near residential areas throughout the City of Los Angeles, including many installations in public rights of way which are either unregulated or minimally regulated under the City's current regulatory scheme, and

WHEREAS the number of cell tower facilities required to accommodate growing telecommunications needs is rapidly expanding, and

WHEREAS concerns have been raised about the impact of cell towers on nearby residents, including noise, aesthetics and safety issues, and

WHEREAS there is an urgent need for robust and comprehensive aesthetic and safety regulations, in light of the telecommunications industry's statement that projections for data traffic show a 30-fold increase in demand and efforts by the telecommunication to severely limit public input into the siting process, and

WHEREAS the Northwest San Pedro Neighborhood Council previously urged that the City Attorney review recent court cases and report on what tools are available to regulate wireless telecommunication facilities and craft a comprehensive new ordinance, and

WHEREAS the City Attorney has completed the review (CF 09-2645), and based on that review, the Public Works and Planning and Land Use Committees of the council have adopted a motion requesting the City Attorney prepare an ordinance that would: 1) Delete exemption for cell installations mounted on utility poles, 2) Broaden public notice of applications and public hearings, 3) Enhance aesthetic requirements by adding specific criteria to be applied, 4) Create a time limit for permits, and 5) Mandate certification that antennas installed operate within FCC requirements.

### **Now Therefore Be It Resolved that the Northwest San Pedro Neighborhood Council:**

1. Strongly supports the motion and urges that all five of the provisions be incorporated into the proposed ordinance;
2. Urges the City to immediately impose a moratorium on all wireless telecommunications facility installations in the City, and/or applications for approval of such installations in the City, in order to allow time for the crafting and adoption of the new ordinance as set forth above;
3. Requests that the City establish a task force composed of appropriate city departments including, but not limited to, Department of Water and Power, Planning, Building and Safety, Harbor, Public Works, and the CAO, representatives of Neighborhood Councils, and other community organizations and stakeholder groups;
4. Requests that permittees be required to upgrade with any technical advancements which benefit the community; and
5. Requests that the City Attorney obtain input from the above referenced task force in the preparation of the ordinance.

**Adopted 7/9/12; 15 yes, 1 no, 1 abstention**