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When making inquiries relative
to this matter, please refer to
the Council File No. 10-1832

City of Los Angeles CALIFORNIA



ERIC GARCETTI
MAYOR

OFFICE OF THE
CITY CLERK

Council and Public Services Division
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BRIAN WALTERS
DIVISION MANAGER

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November 9, 2017

Honorable Mike Feuer
City Attorney
Attention: Terry Kaufmann-Macias
Adrienne Khorasane

REQUEST FOR FINAL ORDINANCE

On October 3, 2017, the Planning and Land Use Management (PLUM) Committee considered a report from the City Attorney and draft Ordinance relative to amending the Los Angeles Municipal Code to allow for discretionary approval of Certified Farmers' Markets in Residential (R) zones and to permit by right the operation of Certified Farmers' Markets in the Agricultural (A), Commercial (C), Manufacturing (M) and Parking (P) zones, including recommendations for Council to: Find, pursuant to CEQA Guidelines Section 15074(b), after consideration of the whole of the administrative record, including Negative Declaration (ND) No. ENV-2011-1331-ND that was recirculated on December 22, 2016, including with corrections and additions made consistent with CEQA Guidelines Section 15073.5 (c)(4), and all comments received, there is no substantial evidence that the project will have a significant effect on the environment; Find that the ND reflects the independent judgment and analysis of the City; Adopt the ND; and, Determine, based on the whole of the administrative record, that the Project is exempt from CEQA pursuant to State CEQA Guidelines Class Three, Four, 11 and 32 Categorical Exemptions, as well as Class Four, Subsection Six, of the City's CEQA Guidelines, and there is no substantial evidence demonstrating that an exception to a categorical exemption pursuant to CEQA Guidelines, Section 15300.2 applies.

During the discussion, the PLUM Committee requested the Office of the City Attorney to amend the final Ordinance to incorporate amendments proposed as follows:

1. Eliminate the annual review requirement under Section 12.24 X Subdivision 6(e) for Certified Farmers' Markets, by removing the requirement in its entirety.
2. Add a new requirement under Section 12.24 X Subdivision 6(c)(9) and Section 14.00 Subdivision 11(a)(10) to allow acceptance of electronic benefit transfer (EBT) card payments at Certified Farmers' Markets, and whereby a Food and Nutrition Service

number, issued by the United States Department of Agriculture, shall be provided on the application as proof of EBT card payment acceptance.

3. Addition of an administrative process to allow for Council Districts the discretion to modify hours of operation for Certified Farmers' Markets.

Please transmit the final Ordinance and written response to the City Council, c/o the Office of the City Clerk, City Hall, Room 395. In addition, please reference Council file No. 10-1832. When this matter is scheduled for Council consideration, your attendance, or that of your designee, is respectfully requested. If you have questions, please contact me at (213) 978-1074 or zina.cheng@lacity.org.

Thank you,

Zina Cheng
Deputy City Clerk
Planning and Land Use Management Committee