

COMMUNICATION

TO: LOS ANGELES CITY COUNCIL

FILE NO. 10-1953

**FROM: COUNCILMEMBER JOSE HUIZAR, VICE CHAIR
PLANNING AND LAND USE MANAGEMENT COMMITTEE**

COMMUNICATION FROM VICE CHAIR, PLANNING AND LAND USE COMMITTEE and CATEGORICAL EXEMPTION relative to appeal of corrective Conditions imposed on the operation of the business known as Ken's Market located at 1123 East Seventh Street.

Recommendations for Council action:

1. FIND that this action is categorically exempt from the California Environmental Quality Act pursuant to Article VII, Section 1, Class 21(2) of the City's Environmental Guidelines.
2. ADOPT FINDINGS of the Zoning Administrator, acting on behalf of the Director of Planning, as the Findings of Council.
3. RESOLVE TO DENY APPEAL filed by Michael Kim (Baret C. Fink, Esq., Perelman and Fink, Representative), from part of the determination of the Zoning Administrator, and THEREBY IMPOSE conditions on the operation of a market/liquor store known as Ken's Market located at 1123 East Seventh Street, inasmuch as the business was found to be a public nuisance and required modification of its operation to mitigate adverse impacts on persons and properties in the surrounding area.

Applicant: City of Los Angeles, Office of Zoning Administration DIR 2010-1361 (RV)

Fiscal Impact Statement: None submitted by the Planning Department. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 2, 2011

(LAST DAY FOR COUNCIL ACTION – MARCH 2, 2011)

Summary:

On February 8, 2011, the Planning and Land Use Management (PLUM) Committee conducted a public hearing relative to appeals filed by Michael Kim (Baret C. Fink, Esq., Perelman and Fink, Representative) from part of the Zoning Administrator's determination in imposing various Conditions in her finding that modification of the operation of a market/liquor store known as Ken's Market located at 1123 East Seventh Street, was required in order to mitigate adverse impacts caused by said operation and the sale of alcoholic beverages and any potential impacts caused by any future operation of the market/liquor store.

After consideration of testimony by the Zoning Administrator, a representative for the appellant, multiple officers from the Los Angeles Police Department and the public, the PLUM Committee recommended that Council sustain the decision of the Zoning Administrator, acting for the Director of Planning, in imposing conditions on the operation of the business known as Ken's Market located at 1123 East Seventh Street.

Respectfully submitted,

Councilmember Jose Huizar, Vice Chair
PLANNING AND LAND USE MANAGEMENT COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
REYES	ABSENT
HUIZAR	YES
KREKORIAN	ABSENT

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