

12-1178-51

MOTION

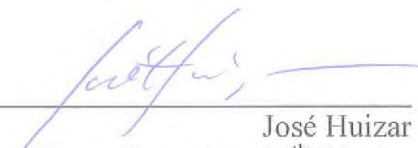
AUG 03 2012

The 1965 State Quimby regulations require dedication of land or payment of an in-lieu fee as a condition of approval for new subdivision maps to balance the impact of new residents on existing park infrastructure. The law further allows local municipalities to adopt ordinances and plans for implementation of a Quimby fee program (Ordinance No. 141,422). State law requires a "reasonable relationship" between the locations where fees are generated and spent and requires municipalities to adopt local park plans. The City of Los Angeles' Public Recreation Plan, part of the General Plan, was adopted in 1974 and has not been updated since.

During the peak of the mid-2000s economic boom, although the City had collected a significant amount of Quimby and Finn fees, it encountered difficulties expending them effectively and efficiently because of limitations within the current, outdated plan. A February 2008 audit by the City Controller (Council File No. 08-0449) found that the Department of Recreation & Parks "does not have a comprehensive plan for Quimby in order to develop adequate parks and recreational facilities" and that the "current Quimby ordinances and operational guidelines contributed to the Department's difficulties in planning projects with Quimby funds." The Departments of Planning and Recreation & Parks responded to some aspects of the audit, but have yet to address the self-imposed limitations within the current Public Recreation Plan. Nonetheless, Council File No. 08-0449 was "received and filed" by the City Clerk in March 2012, as it had not been acted upon.

I THEREFORE MOVE that, within 90 days, the Department of City Planning, in coordination with the Department of Recreation & Parks and the City Attorney, prepare and present an ordinance to amend LAMC Section 17.12 E, following the attached sample draft ordinance, to remove reference to the outdated Public Recreation Plan and allow for the Board of Recreation & Parks, subject to the approval by Council and the Mayor to create policies, procedures, & standards for new parks and open space.

PRESENTED BY



José Huizar
Councilmember, 14th District

SECONDED BY



Richard Alarcon

ORIGINAL


AUG 3 2012

ORDINANCE NO. _____

A proposed ordinance amending Section 17.12 of the Los Angeles Municipal Code to remove a reference to the outdated Public Recreation Plan and authorize the Board of Recreation and Parks Commissioners to create policies, principles, and standards for the effective and efficient use of funds generated by Quimby park impact fees.

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

Section 1. The first paragraph of Subsection E of Section 17.12 of the Los Angeles Municipal Code is amended to read:

- E. Use of Lands or Fees Acquired Pursuant to This Section.** The lands required to be dedicated and the fees required to be paid pursuant to this section in connection with a particular subdivision may be used only for the purpose of providing park or recreational sites and facilities which will serve such subdivision and the future residents therein. Such sites and facilities shall comply with the policies, principles, and standards adopted by the Board of Recreation and Parks Commissioners and set forth in the recreational element of the general plan heretofore approved and adopted by the City Council, and the location of land to be dedicated shall bear a reasonable relationship to the use of the proposed park and recreational facilities by the future inhabitants of the subdivision.

Section 2. The City Clerk shall certify ...