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REPORT NO. R16-0265
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REPORT RE:

DRAFT ORDINANCES ESTABLISHING THE WARNER CENTER MOBILITY TRUST FUND AND THE WARNER CENTER CULTURAL AMENITIES TRUST FUND FOR THE WARNER CENTER 2035 PLAN, AND REPEALING THE WARNER CENTER INTERCEPT PARKING FACILITY TRUST FUND AND THE WARNER CENTER TRANSPORTATION DEMAND MANAGEMENT AND TRAFFIC MITIGATION RESTITUTION TRUST FUND

The Honorable City Council
of the City of Los Angeles
Room 395, City Hall
200 North Spring Street
Los Angeles, California 90012

Council File No. 13-0197-S3

Honorable Members:

This Office has prepared and now transmits for your consideration three draft ordinances, approved as to form and legality, adding Chapters 163 and 164 to Chapter 5 of Division 5 of the Los Angeles Administrative Code to establish the Warner Center Mobility Trust Fund and the Warner Center Cultural Amenities Trust Fund in connection with the Warner Center 2035 Specific Plan, and repealing the Warner Center Intercept Parking Facility Trust Fund and the Warner Center Transportation Demand Management and Traffic Mitigation Restitution Trust Fund.

Background and Summary of Ordinance Provisions

On October 23, 2013, your Honorable Body adopted an ordinance repealing the Warner Center Specific Plan and establishing the Warner Center 2035 Plan (2035

Plan). On July 30, 2015, Council adopted a motion (Blumenfield-Englander) requesting the City Attorney to prepare and present an ordinance to amend the Administrative Code to establish the appropriate trust funds for the 2035 Plan, to designate the Planning Department as the administrative department for these funds, and to delete any obsolete trust funds that were established under the original Warner Center Specific Plan.

Two of the enclosed draft ordinances would create: (1) the Warner Center Mobility Trust Fund (Mobility Trust Fund); and (2) the and the Warner Center Cultural Amenities Trust Fund (Cultural Amenities Trust Fund) within the City Treasury. The Mobility Trust fund, if created, would be used for the receipt, retention and disbursement of fees relating to transportation and traffic circulation, as required by the 2035 Plan. The Cultural Amenities Trust Fund, if created, would be used for the receipt, retention and disbursement of cultural amenities fees collected pursuant to the 2035 Plan. The collection and deposit of monies into these two trust funds, as well as the disbursement of funds from them, would be done in accordance with the 2035 Plan. The draft ordinances establish the Department of City Planning as the administrator of the funds.

The third draft ordinance would repeal two ordinances that created trust funds to serve the original Warner Center Specific Plan: (1) the Warner Center Intercept Parking Facility Trust Fund (Parking Facility Fund); and (2) the Warner Center Transportation Demand Management and Traffic Mitigation Restitution Trust Fund (TDM Fund). Those trust funds have been rendered obsolete by the adoption of the 2035 Plan.

CEQA Determination

Adoption of the draft ordinances to establish and repeal various trust funds is an administrative act and not a project as defined by California Environmental Quality Act (CEQA) Guidelines Section 15378; therefore, it is not subject to CEQA's regulations.

Council Rule 38 Referral

Pursuant to Council Rule 38, a copy of the draft ordinances for the Mobility Trust Fund and for the repeal of the Parking Facility Fund and the TDM Fund was sent to the Department of Transportation and the Office of the City Administrative Officer. A copy of the draft ordinance for the Cultural Amenities Trust Fund was sent to the Department of Cultural Affairs and the Office of the City Administrative Officer. The departments were requested to report their comments, if any, directly to the City Council or its Committees when this matter is considered.

If you have any questions regarding this matter, please contact Deputy City Attorney Adrienne Khorasanee at (213) 978-8246. She or another member of this Office will be present when you consider this matter to answer any questions you may have.

Very truly yours,

MICHAEL N. FEUER, City Attorney

By



DAVID MICHAELSON
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DM:ASK:mgm
Transmittal