

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a Haul Route appeal for property at 944 Airole Way.

Recommendations for Council action:

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 13-1716 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV-2013-1578-MND].
2. ADOPT FINDINGS of the Board of Building and Safety Commissioners as the Findings of the Council.
3. RESOLVE TO DENY THE APPEAL filed by David and Masa Rosen (Representative: Brad L. Callaway) from the determination of the Board of Building and Safety Commissioners, and THEREBY APPROVE an application to export 39,805 cubic yards of earth from 944 Airole Way, subject to modified Conditions of Approval as attached to the Council file.

Applicant: Chris Parker

Owner: Nile Niemi

Case No. BF130109

Fiscal Impact Statement: None submitted by the Board of Building and Safety Commissioners. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis on this report.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 19, 2014

(LAST DAY FOR COUNCIL ACTION - JANUARY 17, 2014)

Summary

At the public hearing held on January 14, 2014, the Planning and Land Use Management (PLUM) Committee considered a Mitigated Negative Declaration and appeal for 944 Airole Way.

During the discussion of this matter, staff from the Department of Building and Safety presented an overview of the project. Testimony was heard from the appellant's representative, the applicant's representatives, and the public. Staff from Council District Five spoke and requested modifications to the Conditions of Approval. After an opportunity for public comment, the PLUM Committee

recommended that Council approve the modified Conditions of Approval requested by the Council Office, deny the appeal filed by David and Masa Rosen, and approve an application to export 39,805 cubic yards of earth from 944 Airole Way, subject to modified Conditions of Approval as attached to the Council file. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

PLANNING AND LAND USE MANAGEMENT COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
HUIZAR:	YES
CEDILLO:	YES
ENGLANDER:	YES

-NOT OFFICIAL UNTIL COUNCIL ACTS-