

CATEGORICAL EXEMPTION, STATUTORIAL EXEMPTION, PLANNING AND LAND USE MANAGEMENT (PLUM) COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a Code Amendment regarding Second Dwelling Units.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that this project is exempt from California Environmental Quality Act (CEQA) based upon the categorical exemption set forth in CEQA Guidelines Sections 15061(b)(3) (Common Sense exemption) and 15303(a) (Class 3 Categorical Exemption for New Construction or Conversion of Small Structures). Adoption of these categorical exemptions are appropriate when the Council, exercising its independent judgement, determines the project meets all of the requirements set forth in the above referenced Section of the CEQA Guidelines and none of the exceptions to the use of a Categorical Exemption set forth in CEQA Guidelines Section 15300.2 apply to this project, based upon substantial evidence contained in the entire administrative record.
2. FIND that this project is exempt from CEQA based upon the statutory exemption set forth in California Public Resources Code Section 21080.17, which provides that CEQA does not apply to the adoption of an Ordinance by a City or County to implement the provisions of Section 65852.1 or Section 65852.2 of the Government Code (i.e. Second Dwelling Unit Law). Adoption of this statutory exemption is appropriate when the Council, exercising its independent judgement, determines that the project meets all of the requirements set forth in the above referenced statute, based upon substantial evidence contained in the entire administrative record.
3. ADOPT the FINDINGS of the Los Angeles City Planning Commission (LACPC) as the Findings of the Council.
4. PRESENT and ADOPT the accompanying ORDINANCE dated June 23, 2016, repealing Subsections 12.24.W.43 and 12.24.W.44 of Chapter 1 of the Los Angeles Municipal Code, and granting legal nonconforming status to second dwelling units, for the purpose of complying with State law AB 1866.

Applicant: City of Los Angeles, Department of City Planning

Case No. CPC-2016-1245-CA

Fiscal Impact Statement: None submitted by the LACPC nor the City Attorney. The City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: Yes.

Against: Bel Air-Beverly Crest Neighborhood Council
Encino Neighborhood Council
Studio City Neighborhood Council

(URGENCY CLAUSE - 12 VOTES REQUIRED ON SECOND READING)

Summary:

At a regular meeting held on June 28, 2016 (continued from June 7, 2016), the PLUM Committee considered a draft Ordinance for a Code Amendment for the purpose of complying with State law AB 1866 on Second Dwelling Units. After an opportunity for public comment, the Committee recommended to approve the Ordinance. This matter is now submitted to the Council for it's consideration.

Respectfully Submitted,



PLANNING AND LAND USE MANAGEMENT COMMITTEE

<u>MEMBER:</u>	<u>VOTE:</u>
HUIZAR	YES
HARRIS-DAWSON	YES
CEDILLO	YES
ENGLANDER	ABSENT
FUENTES	YES

SD
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-NOT OFFICIAL UNTIL COUNCIL ACTS-