

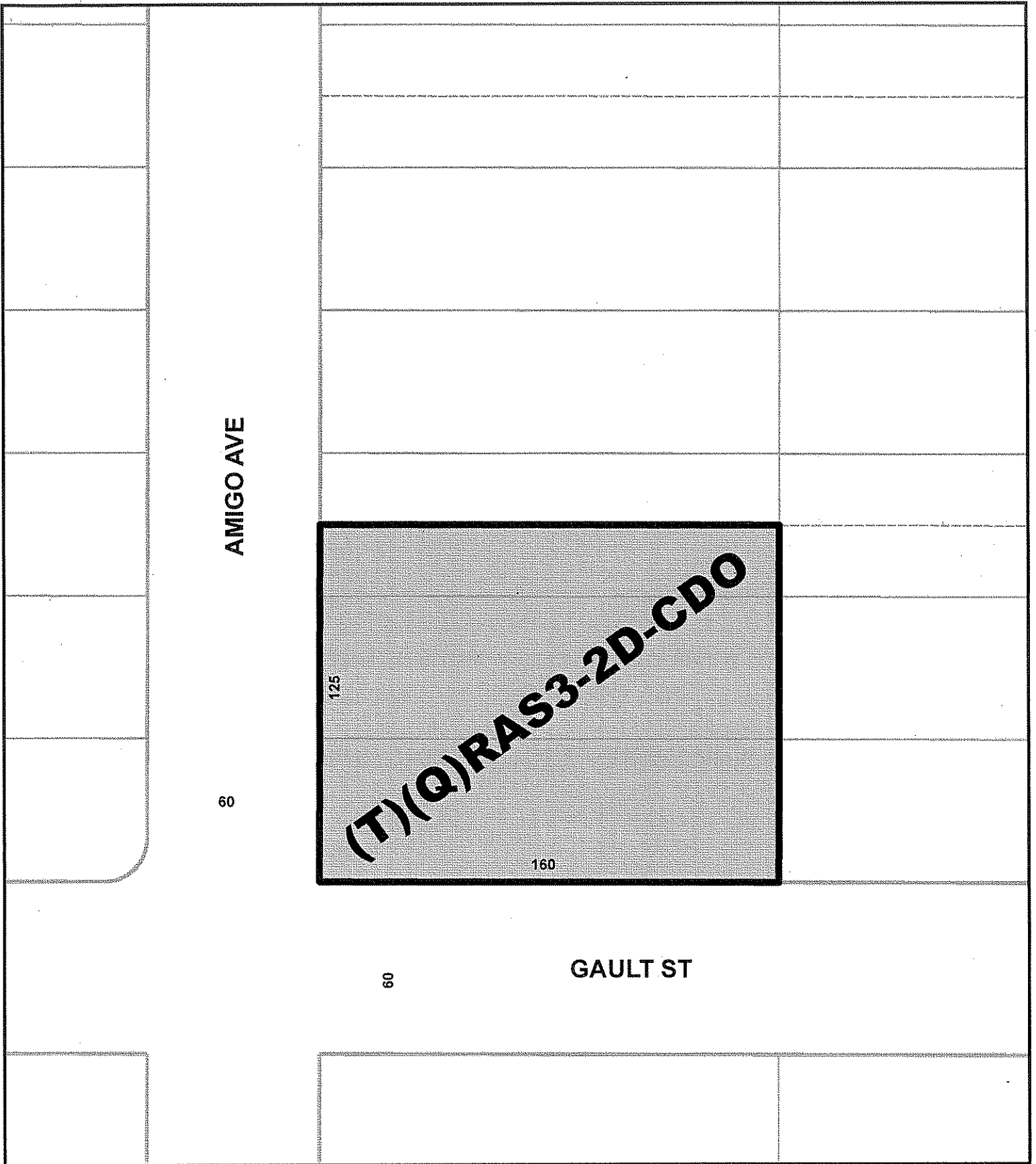
183132

ORDINANCE NO. _____

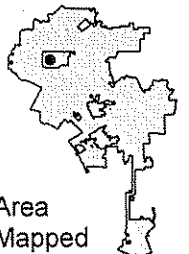
An ordinance amending Section .12.04 of the Los Angeles Municipal Code by amending the zoning map.

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

Section 1. Section 12.04 of the Los Angeles Municipal Code is hereby amended by changing the zones and zone boundaries shown upon a portion of the zone map attached thereto and made a part of Article 2, Chapter 1 of the Los Angeles Municipal Code, so that such portion of the zoning map shall be as follows:



30 15 0 30 Feet



Area Mapped

CM: 183 B 121, 183 B 125 | APCSV-2013-2365-ZC-CDO



(Q) QUALIFIED CONDITIONS OF APPROVAL

Pursuant to Section 12.32-G of the Municipal Code, the following limitations are hereby imposed upon the use of the subject property, subject to the "Q" Qualified classification.

A. Development Conditions:

1. **Use.** The use of the subject property shall be limited to those uses permitted in the RAS3-1 Zone as defined in Section 12.10.5 of the L.A.M.C.
2. **CDO District.** The subject property shall be in compliance with the provisions of Ordinance Nos. 175,557 and 176,558, effective on May 2, 2005, otherwise known as Reseda Central Business District Community Design Overlay District.
3. **Plans.** The use and development of the property shall be in substantial conformance with the submitted Site Plans, Floor Plans, and Building Elevations, attached to the subject case file, marked "Exhibit A" and dated February 25, 2014. Deviations may be allowed in order to comply with provisions of the Municipal Code, the subject conditions, and the intent of the subject permit authorization.
4. **Balconies.** There shall be no balconies along the rear elevation facing the school.
5. **Construction Management.** Prior to any permits being issued, and in consultation with the Council Office of the District, the applicant shall develop a Construction Management Plan that shall include, but not be limited to, the following:
 - a. Construction shall not begin before 7:00 A.M. Monday – Friday and 8:00 A.M. on Saturday. There shall be no construction of Sunday.
 - b. Site deliveries and loading and unloading of equipment and materials shall not take place prior to 8:30 A.M., and between the hours of 2:30 and 3:30 P.M., during school drop-off and pick-up periods.
 - c. All loading and unloading of equipment and materials shall be done on the project site.
 - d. A phone number connected to a live voice shall be posted conspicuously on-site at all times for neighbors to utilize with construction concerns.
6. **Landscaping.** All open areas not used for buildings, driveways, parking areas, recreational facilities or walks shall be attractively landscaped, including an automatic irrigation system, and maintained in accordance with a landscape plan prepared by a licensed landscape architect or licensed architect, and submitted to the Council Office of the District for review, and to the Department of City Planning for approval. The rear yard setback shall include a minimum five foot wide landscape buffer set back from the property line that shall include a minimum of three (3) 36 inch box trees at a minimum of 20 feet in height at planting.
7. **Height.** Height of building and structures shall correspond with the Building Elevations in Exhibit A of the subject case file. In no case shall any building or structure located on the subject property shall exceed 50 feet in height as allowed in the RAS3-1 Zone. Any

structures on the roof, such as air conditioning units and other equipment, shall be fully screened from view of any nearby single-family residential properties.

8. **Parking.** Residential parking, including bicycle parking, shall be provided pursuant to Los Angeles Municipal Code Section 12.21.A.4 and any amendment thereto. A parking plan, prepared by a licensed architect or civil engineer, with a minimum of 27 automobile, 15 long-term bicycle, and 2 short-term bicycle parking spaces, shall be submitted to the Department of City Planning for approval.

B. Environmental Conditions.

1. **Air Pollution. Demolition, Grading, and Construction.** All unpaved demolition and construction areas shall be wetted at least twice daily during excavation and construction, and temporary dust covers shall be used to reduce dust emissions and meet SCAQMD District Rule 403. Wetting could reduce fugitive dust by as much as 50 percent. The construction area shall be kept sufficiently dampened to control dust caused by grading and hauling, and at all times provide reasonable control of dust caused by wind. All clearing, earth moving, or excavation activities shall be discontinued during periods of high winds (i.e., greater than 15 mph), so as to prevent excessive amounts of dust. All dirt/soil loads shall be secured by trimming, watering or other appropriate means to prevent spillage and dust. All dirt/soil materials transported off-site shall be either sufficiently watered or securely covered to prevent excessive amount of dust. General contractors shall maintain and operate construction equipment so as to minimize exhaust emissions. Trucks having no current hauling activity shall not idle but be turned off.
2. **Seismic.** The design and construction of the project shall conform to the California Building Code seismic standards as approved by the Department of Building and Safety.
3. **Explosion/Release (Existing Toxic/Hazardous Construction Materials). Asbestos.** Prior to the issuance of any permit for the demolition or alteration of the existing structure(s), the applicant shall provide a letter to the Department of Building and Safety from a qualified asbestos abatement consultant indicating that no Asbestos-Containing Materials (ACM) are present in the building. If ACMs are found to be present, it will need to be abated in compliance with the South Coast Air Quality Management District's Rule 1403 as well as all other applicable State and Federal rules and regulations.
4. **Explosion/Release (Existing Toxic/Hazardous Construction Materials). Lead Paint.** Prior to issuance of any permit for the demolition or alteration of the existing structure(s), a lead-based paint survey shall be performed to the written satisfaction of the Department of Building and Safety. Should lead-based paint materials be identified, standard handling and disposal practices shall be implemented pursuant to OSHA regulations.
5. **Increased Noise Levels. Demolition, Grading, and Construction.** The project shall comply with the City of Los Angeles Noise Ordinance No. 144,331 and 161,574, and any subsequent ordinances, which prohibit the emission or creation of noise beyond certain levels at adjacent uses unless technically infeasible.
6. **Increased Noise Levels. Demolition, Grading, and Construction.** Construction and demolition shall be restricted to the hours of 7:00 am to 6:00 pm Monday through Friday, and 8:00 am to 6:00 pm on Saturday, and all activities shall be scheduled so as to avoid operating several pieces of equipment simultaneously, which causes high noise levels.

The project contractor shall use power construction equipment with state-of-the-art noise shielding and muffling devices.

7. **Utilities (Local Water Supplies) – Landscaping.** The project shall comply with Ordinance No. 170,978 (Water Management Ordinance), which imposes numerous water conservation measures in landscape, installation, and maintenance (e.g. use drip irrigation and soak hoses in lieu of sprinklers to lower the amount of water lost to evaporation and overspray, set automatic sprinkler systems to irrigate during the early morning or evening hours to minimize water loss due to evaporation, and water less in the cooler months and during the rainy season). In addition to the requirements of the Landscape Ordinance, the landscape plan shall incorporate the following:
 - a. Weather-based irrigation controller with rain shutoff
 - b. Matched precipitation (flow) rates for sprinkler heads
 - c. Drip/microspray/subsurface irrigation where appropriate
 - d. Minimum irrigation system distribution uniformity of 75 percent
 - e. Proper hydro-zoning, turf minimization and use of native/drought tolerant plan materials
 - f. Use of landscape contouring to minimize precipitation runoff
 - g. A separate water meter (or submeter), flow sensor, and master valve shutoff shall be installed for all landscape irrigation uses.
8. **Utilities (Local Water Supplies) Residential.** Install high-efficiency toilets (maximum 1.28 gpf), including dual-flush water closets, and high-efficiency urinals (maximum 0.5 gpf), including no-flush or waterless urinals, in all restrooms as appropriate. Install restroom faucets with a maximum flow rate of 1.5 gallons per minute.
9. **Utilities (Local Water Supplies) Residential** Single-pass cooling equipment shall be strictly prohibited from use. Prohibition of such equipment shall be indicated on the building plans and incorporated into tenant lease agreements. (Single-pass cooling refers to the use of potable water to extract heat from process equipment, e.g. vacuum pump, ice machines, by passing the water through equipment and discharging the heated water to the sanitary wastewater system.)
10. **Utilities (Local Water Supplies) Residential** Install no more than one showerhead per shower stall, having a flow rate no greater than 2.0 gallons per minute.
11. **Utilities (Local Water Supplies) Residential** Install and utilize only high-efficiency clothes washers (water factor of 6.0 or less) in the project, if proposed to be provided in either individual units and/or in a common laundry room(s). If such appliance is to be furnished by a tenant, this requirement shall be incorporated into the lease agreement, and the applicant shall be responsible for ensuring compliance.
12. **Utilities (Local Water Supplies) Residential** Install and utilize only high-efficiency Energy Star-rated dishwashers in the project, if proposed to be provided. If such appliance is to be furnished by a tenant, this requirement shall be incorporated into the lease agreement, and the applicant shall be responsible for ensuring compliance.

13. **Utilities (Solid Waste Recycling). Operational.** Recycling bins shall be provided at appropriate locations to promote recycling of paper, metal, glass, and other recyclable material. These bins shall be emptied and recycled accordingly as a part of the project's regular solid waste disposal program.
14. **Utilities (Solid Waste Recycling). Construction/Demolition.** Prior to the issuance of any demolition or construction permit, the applicant shall provide a copy of the receipt or contract from a waste disposal company providing services to the project, specifying recycled waste service(s), to the satisfaction of the Department of Building and Safety. The demolition and construction contractor(s) shall only contract for waste disposal services with a company that recycles demolition and/or construction-related wastes.
15. **Utilities (Solid Waste Recycling). Construction/Demolition.** To facilitate on-site separation and recycling of demolition- and construction-related wastes, the contractor(s) shall provide temporary waste separation bins on-site during demolition and construction. These bins shall be emptied and the contents recycled accordingly as a part of the project's regular solid waste disposal program.
16. **Utilities (Solid Waste Disposal).** All waste shall be disposed of properly. Use appropriately labeled recycling bins to recycle demolition and construction materials including: solvents, water-based paints, vehicle fluids, broken asphalt and concrete, bricks, metals, wood, and vegetation. Non recyclable materials/wastes shall be taken to an appropriate landfill. Toxic wastes must be discarded at a licensed regulated disposal site.

C. Administrative Conditions:


1. **Approval, Verification and Submittals.** Copies of any approvals, guarantees or verification of consultations, review or approval, plans, etc., as may be required by the subject conditions, shall be provided to the Planning Department for placement in the subject file.
2. **Code Compliance.** Area, height and use regulations of the zone classification of the subject property shall be complied with, except where herein conditions are more restrictive.
3. **Covenant.** Prior to the issuance of any permits relative to this matter, an agreement concerning all the information contained in these conditions shall be recorded in the County Recorder's Office. The agreement shall run with the land and shall be binding on any subsequent property owners, heirs or assign. The agreement must be submitted to the Planning Department for approval before being recorded. After recordation, a copy bearing the Recorder's number and date shall be provided to the Planning Department for attachment to the file.
4. **Definition.** Any agencies, public officials or legislation referenced in these conditions shall mean those agencies, public officials, legislation or their successors, designees or amendment to any legislation.
5. **Enforcement.** Compliance with these conditions and the intent of these conditions shall be to the satisfaction of the Planning Department and any designated agency, or the agency's successor and in accordance with any stated laws or regulations, or any amendments thereto.

6. **Building Plans.** Page 1 of the grants and all the conditions of approval shall be printed on the building plans submitted to the City Planning Department and the Department of Building and Safety.
7. **Project Plan Modifications.** Any corrections and/or modifications to the Project plans made subsequent to this grant that are deemed necessary by the Department of Building and Safety, Housing Department, or other Agency for Code compliance, and which involve a change in site plan, floor area, parking, building height, yards or setbacks, building separations, or lot coverage, shall require a referral of the revised plans back to the Department of City Planning for additional review and final sign-off prior to the issuance of any building permit in connection with said plans. This process may require additional review and/or action by the appropriate decision making authority including the Director of Planning, City Planning Commission, Area Planning Commission, or Board.
8. **Indemnification.** The applicant shall defend, indemnify and hold harmless the City, its agents, officers, or employees from any claim, action, or proceeding against the City or its agents, officers, or employees relating to or to attack, set aside, void or annul this approval which action is brought within the applicable limitation period. The City shall promptly notify the applicant of any claim, action, or proceeding and the City shall cooperate fully in the defense. If the City fails to promptly notify the applicant of any claim action or proceeding, or if the City fails to cooperate fully in the defense, the applicant shall not thereafter be responsible to defend, indemnify, or hold harmless the City.


Sec. ____ The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, at its meeting of JUN 24 2014.

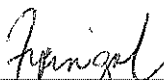
HOLLY L. WOLCOTT, Interim City Clerk

By 
Deputy

Approved JUN 27 2014


Mayor

Pursuant to Section 558 of the City Charter, the South Valley Area Planning Commission on March 13, 2014, recommended this ordinance be adopted by the City Council.


Fely C. Pingol, Commission Executive Assistant
South Valley Area Planning Commission

File No. 14-0650

CONDITIONS FOR EFFECTUATING (T) TENTATIVE CLASSIFICATION REMOVAL

Pursuant to Section 12.32-G of the Municipal Code, the (T) Tentative Classification shall be removed by the recordation of a final parcel or tract map or by posting of guarantees through the B-permit process of the City Engineer to secure the following without expense to the City of Los Angeles, with copies of any approval or guarantees provided to the Department of City Planning for attachment to the subject planning case file.

1. That the following improvements be constructed or that the construction be suitably guaranteed:

- a. Dedication Required:

Amigo Avenue (Local Street) – none

Gault Street (Local Street) – Dedicate a 15 foot radius property line return at the intersection.

- b. Improvements required:

Amigo Avenue – Construct a 12-foot full width concrete sidewalk adjoining the property.

Install tree wells with root barriers and plant street trees as required by the City Engineer and the Urban Forestry Division of the Bureau of Street Services. The applicant should contact the Urban Forestry Division for further information (213) 847-3077

Install street lights as required by Bureau of street Lighting (213) 847-2551.

Gault Street – Construct a concrete curb, 2-foot gutter, 12-foot full width concrete sidewalk, and AC pavement to complete an 18-foot half roadway adjoining the property.

Install tree wells with root barriers and plant street trees as required by the City Engineer and the Urban Forestry Division of the Bureau of Street Services. The applicant should contact the Urban Forestry Division for further information (213) 847-3077

Install street lights as required by Bureau of street Lighting (213) 847-2551.

2. No major drainage problems are involved.
3. Sewer lines exist in Amigo Avenue. All Sewerage Facilities Charges and Bonded Sewer Fees are to be paid prior to obtaining a building permit.
4. Submit shoring plans and lateral support plans to the Bureau of Engineering Excavation Counter for review and approval prior to excavating in the public right-of-way.

5. Submit parking area and driveway plan to the Valley District Office of the Bureau of Engineering and Department of Transportation for review and approval.
6. That the Quimby fee be based on the RAS3 Zone if condominiums are constructed.
10. Make necessary arrangements with the appropriate cable television franchise holder to assure that cable television facilities will be installed in City rights of way in the same manner as is required of other facilities, pursuant to Municipal Code Section 17.05N, as required by the Department of Telecommunications.
12. Covenant. Prior to the issuance of any permits relative to this matter, an agreement concerning all the information contained in these conditions shall be recorded by the property owner in the County Recorder's Office. The agreement shall run with the land and shall be binding on any subsequent owners, heirs or assigns. Further, the agreement must be submitted to the Planning Department for approval before being recorded. After recordation, a copy bearing the Recorder's number and date must be given to the City Planning Department for attachment to the subject file.

Notice: Prior to issuance of a clearance letter by the Bureau of Engineering, all engineering fees pertaining to Ordinance No. 176,077 adopted by the City Council, must be paid in full at the Development Services Division office.

Notice: Certificates of Occupancy for the subject property will not be issued by the City until the construction of all the public improvements (streets, sewers, storm drains, etc.), as required herein, are completed to the satisfaction of the City Engineer.

CONDITIONS OF APPROVAL - CDO

Pursuant to Section 13.08.E 3 of the Municipal Code, Community Design Overlay Plan Approval, the following limitations are hereby imposed upon the subject development project, in compliance with the Reseda Central Business District Community Design Overlay Q-Conditions and Design Guidelines.

A. Development Conditions:

1. **Landscaping.** In accordance with Standards 8a, 8b, and 8c of the Reseda CDO, all open areas not used for buildings, driveways, or walks shall be attractively landscaped, including an automatic irrigation system, and maintained in accordance with a landscape plan prepared by a licensed landscape architect or licensed architect, and shall be and submitted to the Council Office of the District for Review and to the Department of City Planning for approval that contains the following elements:
 - a. In accordance with Standard 2a of the Reseda CDO, appropriate trees and shrubs shall be planted along the western building façade and eastern wall/fence to adequately screen the first floor parking.
 - b. In accordance with Standard 8d of the Reseda CDO, hardscape materials can be used to accent and enhance the overall landscape plan, but shall not be used in-lieu of plant materials.
 - c. In accordance with Standard 8e, 9a, and 9b of the Reseda CDO, a minimum fifteen-foot wide planted landscape front yard setback is required. The landscape area shall include a minimum of four shade trees, 24-inch box in size, planted approximately every twenty-five feet on center.
 - d. The rear yard setback shall include a minimum five foot wide landscape buffer set back from the property line that shall include a minimum of three (3) 36 inch box trees at a minimum of 20 feet in height at planting.
2. **Driveway Material.** Per [Q] Condition D.4 of the Reseda CDO, the interior and exterior driveways and ramps for parking structures shall be broom-finished concrete.
3. **Pedestrian Walkways.** In accordance with Standard 5a of the Reseda CDO, a minimum 5-foot wide pedestrian walkway shall be provided from the sidewalk to the main entrance of the building.
4. **Balconies.** There shall be no balconies along the rear elevation facing the school.
5. **Equipment Screening.** In accordance with Standard 8d of the Reseda CDO, trash storage bins and recycling areas shall be located inside the building at the garage floor, and shall be fully enclosed. Each individual trash bin shall have a cover.
6. **Building Materials.** In accordance with Guidelines 10 and Standards 10a, 10b, and 10c of the Reseda CDO, materials and features for this project shall be in substantial conformance with those depicted in the Building Elevations (Exhibit A). Bare aluminum finishes, unfinished metal panels, metal windows/doors and the like shall be anodized or painted.

7. **Building Colors.** In accordance with Standards 12a and 12b of the Reseda CDO, a maximum of four exterior colors shall be used. Colors for this project shall be in substantial conformance with the colors depicted in the color renderings in Exhibit A.
8. **Lighting Design.** In accordance with Standard 14a of the Reseda CDO, a complete exterior lighting plan shall be prepared by a licensed landscape architect or licensed architect, and submitted to the Department of City Planning for approval.
9. **Roof Lines and Forms.** In accordance with Standards 20a and 20b of the Reseda CDO, the building's roofline shall be articulated with vertical relief provided approximately every 15-feet.

DECLARATION OF POSTING ORDINANCE


I, MARIA VIZCARRA, state as follows: I am, and was at all times hereinafter mentioned, a resident of the State of California, over the age of eighteen years, and a Deputy City Clerk of the City of Los Angeles, California.

Ordinance No. 183132 – Zone change for properties located at 7108 North Amigo Avenue and 18561 West Gault Street – APCSV-2013-1388-ZC-CDO - a copy of which is hereto attached, was finally adopted by the Los Angeles City Council on **June 24, 2014**, and under the direction of said City Council and the City Clerk, pursuant to Section 251 of the Charter of the City of Los Angeles and Ordinance No. 172959, on **July 1, 2014** I posted a true copy of said ordinance at each of the three public places located in the City of Los Angeles, California, as follows: 1) one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; 2) one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; 3) one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

Copies of said ordinance were posted conspicuously beginning on **July 1, 2014** and will be continuously posted for ten or more days.

I declare under penalty of perjury that the foregoing is true and correct.

Signed this **1st** day of **July, 2014** at Los Angeles, California.



Maria Vizcarra, Deputy City Clerk

Ordinance Effective Date: August 10, 2014
Rev. (2/21/06)

Council File No. 14-0650