



NORTH VALLEY AREA PLANNING COMMISSION

200 N. Spring Street, Room 272, Los Angeles, California, 90012-4801, (213) 978-1300
www.lacity.org/PLN/index.htm

Determination Mailing Date JUL 02 2014

CASE NO.: APCNV-2013-3600-ZC

CEQA: ENV-2013-3601-MND

Location: 8935 Orion Avenue

Council District: 7

Plan Area: Mission Hills – Panorama City – North Hills

Zone: RA-1

Proposed Zone: (T)(Q)R-3-1

Applicant: John R. Donaldson, JV Orion LLC

Representative: Ken Stockton, Ken Stockton Architects, Inc.

At the meeting on June 5, 2014, the North Valley Area Planning Commission took the following action:

- 1) **Disapproved the Zone Change** request from RA-1 to R3-1.
- 2) **Approved and recommended that the City Council adopt the Zone Change** from RA-1 to (T)(Q)R3-1.
- 3) **Adopted** the attached modified Conditions and Findings.
- 4) **Adopted** the Mitigated Negative Declaration No. ENV-2013-3601-MND.
- 5) **Advised** the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
- 6) **Advised** the applicant that pursuant to State Fish and Game Code Section 711.4, Fish and Game Fee is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination (NOD) Filing.
- 7) **Advised** the applicant that the proposed project shall comply with ZI 2427.

Fiscal Impact Statement: There is no General Fund impact as administrative costs are recovered through fees.

This action was taken by the following vote:

Moved: Commissioner Gonzalez

Seconded: Commissioner Padilla

Ayes: Commissioners Harootyanian and Leyner

Absent: Commissioner Vo-Ramirez

Vote: 4 - 0



Randa M. Hanna, Commission Executive Assistant
North Valley Area Planning Commission

Appeal Status: If the Commission has *disapproved* the Zone Change request, in whole or in part, only the applicant may appeal that disapproval to the City Council within 20 days after the mailing date of this determination. Any appeal not filed within the 20-day period shall not be considered by the Council. All appeals shall be filed on forms provided at the Planning Department's Public Counters at 201 N. Figueroa Street, Fourth Floor, Los Angeles, or at 6262 Van Nuys Boulevard, Suite 251, Van Nuys.

JUL 22 2014

FINAL APPEAL DATE _____

If you seek judicial review of any decision of the City pursuant to California Code of Civil Procedure Section 1094.5, the petition for writ of mandate pursuant to that section must be filed no later than the 90th day following the date on which the City's decision became final pursuant to California Code of Civil Procedure Section 1094.6. There may be other time limits which also affect your ability to seek judicial review.

Attachments: Zone Change Ordinance Map, (T) Tentative Conditions, (Q) Qualified Conditions, Conditions of Approval

c: Notification List
Theodore Irving

FINDINGS

General Plan/Charter Findings

1. **General Plan Land Use Designation.** The subject property is located within the area covered by the Mission Hills-Panorama City-North Hills Community Plan, updated and adopted by the City Council on June 9, 1999. The plan map designates the subject property as Medium Density Residential, with the corresponding R3 Zone. The proposed zone change recommendation to the (T)(Q)R3-1 Zone is consistent with the current Medium Density Residential land use designation and is in substantial conformance with the purposes, intent and provisions of the General Plan as reflected in the adopted Community Plan.
2. **General Plan Text.** The Mission Hills-Panorama City-North Hills Community Plan text includes the following relevant land use Goals, Objectives Policies and Programs:

Goal 1: A SAFE SECURE AND HIGH QUALITY RESIDENTIAL ENVIRONMENT FOR ALL ECONOMIC, AGE AND ETHNIC SEGMENTS OF THE COMMUNITY

Objective 1-1 To provide for the preservation of existing housing and for the development of new housing to meet the diverse economic and physical needs of the existing residents and projected population of the Plan area.

Policy 1-1.1 Designate specific lands to provide for adequate multi-family residential development.

Program: The Plan map identifies specific areas where multi-family residential development is permitted.

Objective 1-5 To promote and insure the provision of adequate housing for all persons regardless of income, age, or ethnic background

Policy 1-5.1 Promote greater individual choice in type, quality, price and location of housing.

Program: The Plan promotes greater individual choice through its establishment of residential design standards and its allocation of lands for a variety of residential densities.

Purpose: The Plan is intended to promote an arrangement of land use, circulation and services which will encourage and contribute to the economic, social and physical health, safety, welfare and convenience of the Community, within the larger framework of the City; guide the development, betterment, and change of the Community to meet the existing and anticipated needs and conditions; contribute to a healthful and pleasant environment; balance growth and stability; reflect economic potentialities and limitations, land development and other trends; and protect investment to the extent reasonable and feasible.

Residential land uses account for 4,361 net acres with approximately 36,320 dwelling units, of which 55% are multi-family units. 59.5% of the housing stock is

between 20 and 40 years of age. Concentrations of multi-family residential uses can be found between I-405, Plummer Street, Van Nuys Boulevard and Roscoe Boulevard near the Regional Commercial Center.

The Community Plan highlights the need to preserve and enhance stable single family neighborhoods and scarcity of affordable housing. Additionally, there is a lack of open space in the existing apartment projects and there is a deterioration of the streetscapes in the multi-family neighborhood. There is a lack of maintenance of the existing housing stock, particularly with regards to multiple family projects. Often, there is a lack of compatibility between lower and higher density residential projects.

As featured, the Plan designates approximately 4,361 net acres of for residential uses. To preserve this valuable land resource from the intrusion of other uses and to insure its development with high quality residential uses, in keeping with the urban residential character of the Community to the extent possible, the Plan proposes that new multi-family development be at the lowest density of the land use category.

Framework Element – Multi-family Residential Land Use - The proposed zone change in conjunction with the proposed 33-unit residential project is consistent with the Framework Element's goal (Goal 3C) to enhance the quality of life for the City's existing and future residents in multi-family neighborhoods. The proposed project helps to stabilize an existing multi-family neighborhood and encourages growth in an area that has been challenging for the city and the development community. The proposed project is designed in compliance with the Citywide Residential Guidelines, which are policies derived from Chapter 5 Urban (Form and Neighborhood) Design of the community plan.

The **Transportation Element** of the General Plan is not likely to be affected by the recommended action herein. Orion Avenue is designated as Collector street in the Transportation Element of the General Plan and fully improved with curb, gutters and a sidewalk. Bureau of Engineering has no recommendation for dedications and/or improvements.

Bicycle Ordinance No. 182,386 -

The proposed project is subject to the provisions of the recently adopted Bicycle Ordinance, which became effective March 13, 2013. For residential projects that exceed three dwelling units, the ordinance requires that a minimum of one long term bicycle parking space be provided for every dwelling unit and that one short term bicycle parking space be provided for every ten dwelling units. The proposed 33-unit apartment project is required to provide a minimum of 36 (33 + 3.3) bicycle parking spaces and will be conditioned to provide the bicycle parking per the municipal code.

The **Sewerage Facilities Element** of the General Plan will not be affected by the recommended action.

The proposed residential project is consistent with the current Mission Hills-Panorama City-North Hills Community Plan. The proposed project preserves and improves land designated for residential purposes, helps to stabilize an existing multi-family neighborhood and encourages growth in an area that has been challenging for the city and the development community. The Department of Transportation and the Bureau of Engineering recommendations to enhance and improve the abutting street and the surrounding circulation system are incorporated into the conditions of approval and contribute to the implementation of the Community Plan.

Entitlement Findings

4. **Zone Change, L.A.M.C. Sec. 12.32.F:** The recommended zone change is in conformance with the public necessity, convenience, general welfare or good zoning practice.

The recommended (T)(Q)R3 for the 19,963 square-foot site is consistent with the Medium Residential Land Use Designation of the Mission Hills-Panorama City-North Hills Community Plan. The proposed project, which involves the re-development of the site for a 33-unit multi-family apartment building, is permitted by the Medium Residential Land Use Designation that permits the corresponding zone of R3. The project fills the demand for housing in the Mission Hills, Panorama City and North Hills sections of the City. The 33-unit multi-family project is in conformance with the public convenience as it will provide new residential opportunities, enhance the aesthetics of the neighborhood and improved an underutilized parcel of land.

Public Necessity: The granting of the proposed zone change would result in the redevelopment of a 19,963 square-foot site that is one of the few under-improved parcels in the immediate community. The recommended zone change would allow for the construction, use and maintenance of a new 33-unit multi-family apartment building of which 3 units will be set aside for Very Low Income households to help meet the demand for affordable housing in the North San Fernando Valley area. The proposed zone achieves the objective of providing housing to meet the diverse economic and physical needs of the existing residents and projected population of the Mission Hills-Panorama City North Hills Community Plan area.

Convenience: Granting the proposed zone change would result in the construction, use and maintenance of a new 33-unit multi-family apartment building of which 3 units will be set aside for Very Low Income households which will provide quality living space and amenities in a conveniently accessible housing development. The redevelopment of the 19,963 square-foot project site with a new multi-family development offers convenient modern living facilities to the nearby residents in the Mission Hills-Panorama City North Hills community, as well as to the broader San Fernando Valley area. Also, the recommended change of zone for the project site conveniently serves as a catalyst for the redevelopment of similar properties located nearby along Orion Avenue and along Nordhoff Street.

General Welfare: Granting the requested zone change from RA-1 to R3-1, would allow for the development of a new 33-unit multi-family apartment building of which 3 units will be set aside for Very Low Income households. The project would enhance the General Welfare of the immediate neighborhood as well as the broader Community Plan area. The proposed multi-family development will offer modern amenities that are compatible with the surrounding community, while enhancing an underutilized property that has been a source of some nuisance activities and a threat to the general welfare of the community for many years.

The construction activity related to the new buildings will instantly result in demand for local workers and the demand for local goods and services. Upon completion, the new residential facility will add new residents and bring new visitors to the area which will enhance its economic base and culture. The architecture of the new buildings, along with its landscaping, lighting and signage will improve the aesthetics and appearance of the area. Furthermore, the recommended zone change would not conflict with any applicable fire and safety codes which are intended to promote the General Welfare.

Good Zoning Practices: The Mission Hills-Panorama City-North Hills Community Plan has Goals, Objectives, Policies and Programs relative to residential land use for its protection and preservation, in addition to the Land Use Designation. As stated in the General Plan Text section above, "To provide for the preservation of existing housing and for the development of new housing to meet the diverse economic and physical needs of the existing residents and projected population of the Plan area." and to "insure the provision of adequate housing for all persons regardless of income, age, or ethnic."

The recommended zone change from RA-1 to R3-1, allows for the development of a new 33-unit multi-family apartment building of which 3 units will be set aside for Very Low Income households that will be compatible with the residential character of the Mission Hills-Panorama City-North Hills Community. Also, the "Q" Qualified restriction of the proposed zone would restrict the site's use to that which is consistent with the zoning pattern abutting and surrounding the project site, and consistent with the existing land use patterns observed in the broader north valley community. Therefore, the granting of the R3-1 Zone, which is consistent with the Community Plan's land use designation, its policies and existing zoning patterns, is practicing good zoning.

The action, as recommended, is made contingent upon compliance with the "(T)" and "(Q)" conditions imposed herein. Such limitations are necessary to protect the best interests of and to assure a development more compatible with surrounding properties, to secure an appropriate development in harmony with the General Plan, and to prevent or mitigate the potential adverse environmental effects of the subject recommended action.

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.

Dedication(s) and Improvement(s). Prior to the issuance of any building permits, public improvements and dedications for streets and other rights of way adjoining the subject property shall be guaranteed to the satisfaction of the Bureau of Engineering, Department of Transportation, Fire Department (and other responsible City, regional and federal government agencies, as may be necessary), the following:

Responsibilities/Guarantees.

1. As part of early consultation, plan review, and/or project permit review, the applicant/developer shall contact the responsible agencies to ensure that any necessary dedications and improvements are specifically acknowledged by the applicant/developer.
2. Bureau of Engineering. Prior to issuance of sign offs for final site plan approval and/or project permits by the Planning Department, the applicant/developer shall provide written verification to the Planning Department from the responsible agency acknowledging the agency's consultation with the applicant/developer. The required dedications and improvements may necessitate redesign of the project. Any changes to project design required by a public agency shall be documented in writing and submitted for review by the Planning Department.
 - a. Install tree wells with root barriers and plan street trees satisfactory to the City Engineer and Urban Forestry Division of the Bureau of Street Services. The applicant should contact the Urban Forestry Division for further information (213) 847-3077
 - b. All Sewage Facilities Charges and Bonded Sewer Fees are to be paid.
 - c. Construction of necessary sewer facilities to the satisfaction of the Bureau of Engineering. All Sewerage Facilities Charges and Bonded Sewer Fees are to be paid prior to obtaining a building permit.
 - d. An investigation by the Bureau of Engineering Valley District Office Construction may be necessary to determine the capacity of the existing public sewers to accommodate the proposed development. Submit a request to the Central District Office of the Bureau of Engineering (818) 374-5090.
 - e. Submit a parking area and driveway plan to the Valley District Office of the Bureau of Engineering and Department of Transportation for review and approval.

3. Department of Transportation

- a. **Parking and Driveway Plan.** A preliminary parking area and driveway plan shall be prepared and submitted to the Bureau of Engineering and City Wide Planning Coordination Section of the Department of Transportation in consultation with Council District Office No. 7 for approval prior to the submittal of building plans for plan check by the Department of Building and Safety.

4. Bureau of Street Lighting

- a. Installation of street lights to the satisfaction of the Bureau of Street lighting. If new street(s) are required, the property within the boundary of the development shall form or annexed into a Street Lighting Maintenance Assessment District prior to the final recordation or issuance of certificate of Occupancy.
- b. Making any 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, to the satisfaction of the Department of Telecommunications.
- c. 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.
- d. 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.
- e. 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.

CONDITIONS OF APPROVAL

Pursuant to Section 12.32 G of the Municipal Code, the following conditions are hereby imposed upon the use of the subject property:

A. Conditions of Approval

1. Prior to the issuance of any building permit, the applicant or his successor shall submit to the Planning Department revised plans showing compliance with the applicable L.A.M.C. provisions or as permitted by the grants and conditions of approval herein.
2. The use of the 19,963 square-foot site shall be limited to a new 33-unit, apartment building.
3. The total floor area of the new apartment building shall not exceed the maximum 3:1 FAR.
4. **Parking.** Parking serving the new apartment building shall be in substantial conformance with L.A.M.C Section 12.21-A 4.
5. **Bicycle Parking.** The project shall provide bicycle parking in compliance with Ordinance No. 182,386 as follows:
 - a. a minimum of 1 short term bicycle parking spaces shall be provided for every 10 dwelling units.
 - b. a minimum of 1 long term bicycle parking spaces shall be provided for each dwelling unit.
6. **Architectural Materials.**
 - a. A consistent use of architectural and building materials shall be applied throughout all exterior facades of the buildings to enhance the streetscape and identity of the site.
 - b. The proposed project shall not use architectural finishes that would produce substantial glare.
 - c. The project shall incorporate windows and doors with well-designed trims and details as character defining features to reflect a consistent architectural theme.
7. **Driveway Access.** One 20-foot wide two-way driveway shall be provided along Orion Avenue. Vehicular access shall be placed near the edge of the parcel.
8. **Landscaping.** The landscaping shall be in substantial conformance with the citywide landscape ordinance (L.A.M.C. Section 12.42-B) and as shown on the plans submitted by the applicant and attached to the case file as Exhibit B.

B. Environmental Conditions

9. All open areas not used for buildings, driveways, parking areas, recreational facilities or walks shall be attractively landscaped and maintained in accordance with a landscape plan and an automatic irrigation plan, prepared by a Landscape Practitioner (Sec. 12.40-D) and to the satisfaction of the decision maker.
10. Outdoor lighting shall be designed and installed with shielding, such that the light source cannot be seen from adjacent residential properties, the public right-of-way nor from above.
11. The applicant shall install an air filters capable of achieving a Minimum Efficiency Rating Value (MERV) of at least 11 or better in order to reduce the effects of diminished air quality on the occupants of the project. (MM)
12. 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.
13. 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.
14. 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.
15. All dirt/soil loads shall be secured by trimming, watering or other appropriate means to prevent spillage and dust.
16. All dirt/soil materials transported off-site shall be either sufficiently watered or securely covered to prevent excessive amount of dust.
17. General contractors shall maintain and operate construction equipment so as to minimize exhaust emissions.
18. Trucks having no current hauling activity shall not idle but be turned off.
19. Prior to the issuance of any permit, a plot plan shall be prepared indicating the location, size, type and general condition of the all existing trees on the site and within the adjacent public right(s)-of-way.
20. All significant (8-inch or greater trunk diameter, or cumulative trunk diameter if multi-trunk, as measured 54 inches above ground) non-protected trees on the proposed for removal shall be replaced at a 1:1 ratio with a minimum 24-inches box tree. New trees located within the parkway of the adjacent public right(s)-of-way, may be counted toward replacement tree requirements.
21. Removal and plantings of any tree in the public right-of-way requires the approval of the Board of Public Works. Contact Urban Forestry Division at (213) 847-3077. All trees in the public right(s)-of-way shall be provided per the current standards of the Urban Forestry Division of the Department of Public Work, Bureau of Street Services.

22. 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.
23. The applicant shall provide a staked signage at the site with a minimum of 3-inch lettering containing contact information for the Senior Street Use Inspector (Department of Public Works), the Senior Grading Inspector (LADBS) and the hauling or general contractor.
24. Chapter IX, Division 70 of the Los Angeles Municipal Code addresses grading, excavations, and fills. All grading activities require grading permits from the Department of Building and Safety. Additional provisions are required for grading activities within Hillside areas. The application of BMP includes but is not limited to the following mitigation measures:
 - a. Excavation and grading activities shall be scheduled during dry weather periods. If grading occurs during the rainy seasons (October 15 through April 1), diversion dikes shall be constructed to channel runoff around the site. Channels shall be lined with grass or roughened pavement to reduce runoff velocity.
 - b. Stockpiles, excavated and exposed soil shall be covered with secured tarps, plastics sheeting, erosion control fabrics, or treated with a bio-degradable soil stabilizer.
25. Only low- and non-VOC-containing paints, sealants, adhesives, and solvents shall be utilized in the construction of the project.
26. (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.
27. (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.
28. Polychlorinated Biphenyl – Commercial and Industrial Buildings) Prior to issuance of a demolition permit, a polychlorinated biphenyl (PCB) abatement contractor shall conduct a survey of the project site to identify and assist with compliance with applicable state and federal rules and regulation governing PCB removal and disposal.
29. A minimum five-foot wide landscape buffer shall be planted adjacent to the residential use.
30. A landscape plan prepared by a licensed Landscape Architect shall be submitted for review and approval by the decision maker.

31. 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.
32. 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.
33. Demolition and construction activities shall be scheduled so as to avoid operating several pieces of equipment simultaneously, which causes high noise levels.
34. The project contractor shall use power construction equipment with state-of-the-art noise shielding and muffling devices.
35. A 6-foot high solid decorative masonry wall adjacent to residential uses and/or zones shall be constructed if no-such wall exists.
36. Concrete, not metal, shall be used for construction of parking ramps.
37. The interior ramps shall be textured to prevent tire squeal at turning areas.
38. Parking lots located adjacent to residential buildings shall have a solid decorative wall adjacent to the residential.
39. All exterior windows having a line of sight of a Major or Secondary Highway shall be constructed with double-pane glass and use exterior wall construction which provides a Sound Transmission Coefficient (STC) value of 50, as determined in accordance with ASTM E90 and ASTM E413, or any amendment thereto. The applicant, as an alternative, may retain an acoustical engineer to submit evidence, along with the application for a building permit, any alternative means of sound insulation sufficient to mitigate interior noise levels below a CNEL of 45 dBA in any habitable room.
40. The following recommendations of the Fire Department relative to fire safety shall be incorporated into the building plans, which includes the submittal of a plot plan for approval by the Fire Department either prior to the recordation of a final map or the approval of a building permit. The plot plan shall include the following minimum design features: fire lanes, where required, shall be a minimum of 20 feet in width; all structures must be within 300 feet of an approved fire hydrant, and entrances to any dwelling unit or guest room shall not be more than 150 feet in distance in horizontal travel from the edge of the roadway of an improved street or approved fire lane.
41. The plans shall incorporate the design guidelines relative to security, semi-public and private spaces, which may include but not be limited to access control to building, secured parking facilities, walls/fences with key systems, well-illuminated public and semi-public space designed with a minimum of dead space to eliminate areas of concealment, location of toilet facilities or building entrances in high-foot traffic areas, and provision of security guard patrol throughout the project site if needed. Please refer to "Design Out Crime Guidelines: Crime Prevention Through Environmental Design", published by the Los Angeles Police Department. Contact the Community Relations Division, located at 100 W. 1st Street, #250, Los Angeles, CA 90012; (213) 486-6000. These measures shall be approved by the Police Department prior to the issuance of building permits.

42. The applicant shall pay school fees to the Los Angeles School District School Office to offset the impact of additional student enrollment at schools serving the project area.
43. The project shall comply with the Bureau of Engineering requirements for street dedications and improvements that will reduce traffic impacts in direct portion to those caused by the proposed project's implementation.
44. Pursuant to Section 21.10 of the Los Angeles Municipal Code, the applicant shall pay the Dwelling Unit Construction Tax for the construction of apartment buildings.
45. 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 loss due to evaporation, and water loses in cooler months and during the rainy season.
46. In addition to the requirements of Landscape ordinance, the landscape plan shall incorporate the following.
 - a) Weather based irrigation controller with rain shut-off,
 - b) Matched precipitation (flow) rates for sprinkler heads,
 - c) Drip/micro spray/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 plant materials;
 - f) Use of landscape contouring to minimize precipitation runoff
 - g) A Separate water meter (sub meter), flow sensor, and master valve shutoff shall be installed for existing and expanded irrigation landscape areas totaling 50,000 s.f. and greater
47. If conditions dictate, the Department of Water and Power may postpone new water connections for this project until water supply capacity is adequate.
48. 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.
49. Install restroom faucets with a maximum flow rate of 1.5 gallons per minute.
50. A separate water meter (sub meter) flow sensor, and master valve shutoff shall installed for all landscape irrigation uses.
51. Single-pass cooling equipment shall be strictly prohibited from use. Prohibition of such equipment shall be indicated on the building plans and incorporated into the 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.)
52. Install no more than one showerhead per shower stall, having a flow rate no greater than 2.0 gallons per minute.

53. 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.
54. 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.
55. The project shall include a holding tank large enough to hold three times the project's daily wastewater flow so that the tank would hold all the project wastewater during peak wastewater flow periods for discharge into the wastewater collection system during off-peak hours.
 - a. A grey water system to reuse wastewater from the project.
 - b. Off-set excess waste water generation by restricting the wastewater generation of other land uses within the same service area (e.g. by dedicating open space).
 - c. New wastewater treatment or conveyance infrastructure, or capacity enhancing alteration to existing systems.
56. Recycling bins shall be provided at appropriate locations to promote recycling of paper, metal, glass, and other material. These bins shall be emptied and recycled accordingly as a part of the project's regular solid waste program.
57. 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 services(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 waste.
58. All waste shall be disposed of properly. Use appropriately labeled recycled bins to recycle demolition and construction material including solvents, water-based paints, vehicle fluids, broken asphalt and concrete, bricks, metals, wood, and vegetation. Non-recycle material/waste shall be taken to an appropriate landfill. Toxic waste must be discarded at a licensed regulated disposal site.

Administrative Conditions of Approval

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 R3-1 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. **Corrective Conditions.** The authorized use shall be conducted at all time with due regards to the character of the surrounding district, and the right is reserved to the City Planning Commission, or the Director pursuant to Section 12.27.1 of the Municipal Code to impose additional corrective conditions, if in the Commission's or Director's opinion such conditions are proven necessary for the protection of persons in the neighborhood or occupants of adjacent property.
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.
9. **Expediting Processing Section.** Prior to the clearance of any conditions, the applicant shall show that all fees have been paid to the Department of City planning Expedited Processing Section.

Case Number
APCNV-2013-3600-ZC
Determination Letter Mailing
MAILING DATE: **July 02, 2014**

Theodore Irving
6262 Van Nuys Blvd., 351
Mail Stop 366

GIS/Fae Tsukamoto
City Hall, Room 825
Mail Stop 395

Council District 7
City Hall, Room 455
Mail Stop 211

Dept of Transportation
Taimour.tanavoli@lacity.org

Dept of Engineering
debra.engle@lacity.org

Fire Department
Marylou.najera@lacity.org

Dept of Public Works
Street Services Division
Greg.monfette@lacity.org

John R Donaldson
JV Orion, LLC
21704 Devonshire St, #102
Chatsworth, CA 91311

Ken Stockton Architects
26500 W Agoura Rd
Calabasas, CA 91302

Loida De Leon
15453 Raven
North Hills, CA 91342