

ORDINANCE NO. _____

An ordinance authorizing the execution of a Second Amendment to that certain 2008 Amended and Restated Development Agreement by and between the City of Los Angeles (City) and Porter Ranch Development Company (Developer) relating to real property in the Chatsworth-Porter Ranch Community Plan area within the area covered by the Porter Ranch Specific Plan, adopted by Ordinance No. 166,068, as amended.

WHEREAS, the 2008 Amended and Restated Development Agreement between the City and Developer was entered into on dated October 7, 2008, and recorded on August 10, 2008, in the Official Records of Los Angeles County, California as Instrument No. 2008-1821875 (the Development Agreement) after adoption by the City Council of Ordinance No. 180084 on July 25, 2008;

WHEREAS, the City and Porter Ranch entered into that certain Amendment to Development Agreement dated November 30, 2015, and recorded on December 7, 2015, in the Official Records of Los Angeles County, California as Instrument No. 2015-1531116 after adoption by the City Council of Ordinance No. 183,579 on May 20, 2015;

WHEREAS, on October 24, 2017, the Planning and Land Use Committee approved and recommended that the City Council approve an amendment to the Development Agreement to extend its term an additional four years from December 31, 2017, to December 31, 2021 (the Amended Development Agreement), which Amended Development Agreement is hereby incorporated by reference into the provisions of this ordinance;

WHEREAS, after due notice, the City Planning Commission and the City Council did conduct public hearings on this matter;

WHEREAS, pursuant to California Government Code Sections 65864, et seq., the City Planning Commission has transmitted its findings and recommendations;

WHEREAS, the Amended Development Agreement is in the public interest and is consistent with the City's General Plan, including the Chatsworth-Porter Ranch Community Plan;

WHEREAS, the Amended Development Agreement is hereby incorporated by reference into the provisions of this ordinance; and

WHEREAS, the City Council has reviewed and considered the Amended Development Agreement and the findings and recommendations of the City Planning Commission.

NOW, THEREFORE,

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

Section 1. The City Council finds, with respect to the Amended Development Agreement, that:

(a) It is consistent with the objectives, policies and programs specified in the General Plan, including the Chatsworth-Porter Ranch Community Plan, and is compatible with the uses authorized in, and the regulations prescribed for, the specific plan and zone in which the real property is located;

(b) It will not be detrimental to the public health, safety and general welfare because it does not propose the construction of, or intensification of, uses beyond those which are already permitted and covered by the Specific Plan and the Development Agreement. Furthermore, the Amendment does not modify those provisions of the Development Agreement that specifically permit application to the project of rules and regulations under Los Angeles Municipal Code Sections 57.01.01 and 91.0101 relating to public health and safety;

(c) It is desirable and beneficial to the public;

(d) It complies with all applicable City and State regulations governing development agreements;

(e) It is necessary to strengthen the public planning process and to reduce the public and private costs of development uncertainty.

Sec. 2. The City Council hereby approves the Amended Development Agreement and authorizes and directs the Mayor to execute the Amended Development Agreement in the name of the City of Los Angeles.

Sec. 3. 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.

Approved as to Form and Legality

MICHAEL N. FEUER, City Attorney

By 
LAURA CADOGAN HURD
Deputy City Attorney

Date 10-24-17

File No. 15-0104

Pursuant to Charter Section 559, I **disapprove** this ordinance on behalf of the City Planning Commission and recommend that it **not** be adopted

October 29 2017

See attached report.


Vincent P. Bertoni, AICP
Director of Planning

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I hereby certify that the foregoing ordinance was passed by the Council of the City of Los Angeles, **by a vote of not less than two-thirds** of all of its members.

CITY CLERK

MAYOR

Ordinance Passed _____

Approved _____