

TO CITY CLERK FOR PLACEMENT ON NEXT
REGULAR COUNCIL AGENDA TO BE POSTED #53

For Tuesday, March 3, 2015

MOTION

At its meeting on January 28, 2015 (Letter of Determination date: February 18, 2015), the East Los Angeles Area Planning Commission failed to take action in the matter of an Appeal of Case No: ZA-2001-5451-CU-PA1-1A, for the property located at 3721 North Marmion Way, Los Angeles, CA 90065.

The Commission's failure to act resulted in the automatic denial of the appeal, and thereby reaffirmation of the Zoning Administrator's decision to approve plans to permit the installation, use and maintenance of a new wireless telecommunication facility; adoption of the Findings of the Zoning Administrator; and adoption of the environmental clearance, a Mitigated Negative Declaration (ENV-2013-4161-MND), for the project.

Legitimate questions have been raised about this action which need further review. Notwithstanding the ultimate decision in this matter, the public is entitled to a hearing on this issue and an opportunity to express their views.

I THEREFORE MOVE that pursuant to Section 245 of the Los Angeles City Charter (PROP 5), and consistent with the advice of the City Attorney, the City Council assert jurisdiction over the January 28, 2015 (Letter of Determination date: February 18, 2015) East Los Angeles Area Planning Commission failure to take action, and therefore, effective denial of the appeal, in the matter of an Appeal of Case No: ZA-2001-5451-CU-PA1-1A, for the property located at 3721 North Marmion Way, Los Angeles, CA 90065.

I FURTHER MOVE that upon assertion of jurisdiction, this matter be referred to Committee for further review.

PRESENTED BY: Bernard C. Parks
BERNARD C. PARKS
Councilmember, 8TH District

SECONDED BY: Paul Korts

February 27, 2015

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