



● McQUISTON ASSOCIATES

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May 7, 2015

CF09-3072 & 15-0455

ITEMS 9 & 10 PLUM 5/5/15

S. Gin

Honorable Jose Huizar and
Sharon Gin
Los Angeles City PLUM Committee:

Dear Councilmember Huizar and Clerk Gin:

REFERENCE: Items 9 & 10 heard May 5, 2015

During the hearing of Reference: **the quorum was lost when only Councilmember Hulzar was at the hearing.**

I witnessed the quorum-lack and when possible notified a Committee aide, who then observed the lack.

Because testimony was not halted until quorum was regained, a report to Council is not valid as being from a "Committee" hearing..

Please take appropriate action.

Respectfully submitted,

J. H. McQuiston

c: Interested parties



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ITEM 18 COUNCIL 5/12/15

P. Lattimore

**STATEMENT of J.H. McQUISTON on
LAW VIOLATIONS re: 805-833 S. CATALINA *et al* REPORT**

Honorable President and Members of the Committee:

This Report from PLUM and papers purporting to support it are “bogus”, violate settled law which this City is required to obey, and disobey court orders to the City to obey those laws.

This Council was served numerous times with papers clearly citing the City’s onus to obey specific laws which govern this Item. Council File has Statements on this Item with laws the City must obey for this Item.

And, PLUM massively-violated due-process of law required by California Constitution and laws, City Charter and laws, and Court decisions applicable to *this* Item.

I remind Council that the Government Code allows this City to amend its General Plan **only 4 times per year**, which Plan includes **every Community Plan, every Specific Plan, the Framework Plan, and any other Plan which also is a part of it.** **Already this year the City is way-over the 4-time limit it is allowed.** The City cannot afford more hulking-derelicts it is generating *ultra vires* trying to create *ad hoc* (and void) special-benefits to favored-landowners. **Inhabitants are repelled by City’s flagrant abuse of process.**

It is time for the City to **obey the Legislature’s 1971 enactment in the Government Code.** California and Courts say **the City must desist from *ad hoc* special-benefits for landowners and conserve the limited land within its borders.** Stop creating **unlawful inconsistencies** between Plan and zoning.

Council is required to operate per the Constitution, Charter, and laws, and the Supreme Court of California decreed ordinances violating laws are **void *ab initio***; bodies granting void special-benefits are **personally-liable for damages therefrom.** I entreat the Council **not to approve this Item, which by law must be returned to the appropriate Commission for review.** Send it to the APC as law requires.

Also:

1. **PLUM lost its quorum in the midst of hearing this Item. Thus its “Report” violates law.** Several attendees witnessed the quorum-loss; it was reported to the Chairman and the Council President.

2. **CD10 testified at the hearing falsely; the Chairman permitted CD10’s testimony and did what CD10 wanted despite contrary law regarding the CPC Decision.** And the Attorney General said in 1998 that **CD10 couldn’t give testimony at PLUM** because it is not a member of that standing committee.

CD10 also said it may ignore law contrary to its wish if the law is “old”! **Imagine the havoc resulting if everyone decided “old” laws don’t govern their conduct. No official should suggest that course.**

Council *must desist* from directing administration of law. Instead, obey State law and City Charter.

Respectfully submitted,
c: Interested parties

J. H. McQuiston