

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a haul route appeal for the property located at 1461 North Amalfi Drive.

Recommendations for Council action:

1. FIND that the project is Categorically Exempt under the California Environmental Quality Act (CEQA) pursuant to Section 15301 (Class 1), Section 15303 (Class 3) and Section 15332 (Class 32) (Case No. ENV-2021-8272-CE), per the Notice of Exemption prepared by the Department of City Planning.
2. ADOPT the FINDINGS of the Board of Building and Safety Commissioners (BBSC) as the Findings of Council.
3. RESOLVE TO DENY THE APPEAL filed by Marjorie Perloff, from the determination of the BBSC; and, THEREBY SUSTAIN the decision of the BBSC in approving a Categorical Exemption as the environmental clearance, and a haul route application to export 3,045 cubic yards of earth, for the property located at 1461 North Amalfi Drive, subject to Conditions of Approval. (The proposed Project is for the demolition of the existing single-family dwelling, attached garage, and swimming pool and the construction of a new two-story, 8,137 square-foot single-family dwelling, 2,726 square-foot basement, attached three-car garage, swimming pool and spa, and retaining walls, the project includes approximately 3,121 cubic yards of grading and excavation activity comprised of 2,840 cubic yards of cut and 281 cubic yards of fill and requires a haul route for the export of 3,045 cubic yards of soil.)

Applicant: Nick Leathers – Crest Real Estate

Owner: Jeffrey Schwartz and Rachel Schwartz
As Co-Trustees of The Schwartz Family

Board File No. 220008

Environmental No. ENV-2021-8272-CE

Fiscal Impact Statement: None submitted by the BBSC. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted

Summary:

At a regular meeting held on September 19, 2023, the PLUM Committee considered a report from the BBSC and haul route appeal for the property located at 1461 North Amalfi Drive. The Appellant's Representative, Victor De la Cruz, Manatt, Phelps & Phillips submitted a communication dated September 18, 2023 withdrawing the appeal, the communication is attached to the Council file. After an opportunity for public comment,

the Committee recommended to deny the appeal and sustain the determination of the BBSC relative to the haul route application. This matter is now submitted to the Council for consideration.

Respectfully Submitted,

PLANNING AND LAND USE MANAGEMENT COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
HARRIS-DAWSON:	YES
LEE:	YES
YAROSLAVSKY:	ABSENT
PADILLA:	YES
HUTT:	ABSENT

CR
23-0920_rpt_PLUM_09-18-22

-NOT OFFICIAL UNTIL COUNCIL ACTS-