

CALIFORNIA COASTAL COMMISSION

South Coast Area Office
200 Oceangate, Suite 1000
Long Beach, CA 90802-4302
(562) 590-5071



November 21, 2002

Item Tu7a**RECORD PACKET COPY****MEMORANDUM**

TO: Commissioners and Interested Persons

FROM: Peter Douglas, Executive Director
Deborah Lee, Deputy Director
Teresa Henry, District Manager
Pam Emerson, Los Angeles County Area Supervisor
Charles Posner, Staff Analyst

SUBJECT: Concurrence with the Executive Director's determination that the action of the City of Los Angeles accepting certification with suggested modifications of Venice LUP Amendment No. 1-02 is legally adequate. (For Commission review at its December 10, 2002 meeting in San Francisco.)

STAFF RECOMMENDATION

Staff recommends that the Commission concur with the Executive Director's determination that the City's action is legally adequate.

BACKGROUND

On January 17, 2002, the City of Los Angeles Department of City Planning submitted for Commission certification the first amendment of the certified Land Use Plan (LUP) for Venice. Venice LUP Amendment No. 1-02, submitted by a City Council resolution adopted on September 29, 2000 (Council File No. 00-1505), would change the land use designations on the certified LUP Map for ten geographic areas. Only the LUP would be affected by the proposed amendment. The City has not yet submitted the Implementing Ordinances (LIP) portion of the certified Local Coastal Program (LCP) for Commission certification.

On April 10, 2002, the Commission approved LUP Amendment No. 1-02 with two suggested modifications. The suggested modifications directed the City Council to adopt land use policies for the Open Space and Public Facility land use designations, and to affirm that Subarea 28 was correctly designated with the Commercial Aircraft land use designation.

On October 9, 2002, the Los Angeles City Council adopted the attached resolution (Council File No. 02-2089) incorporating into the LUP the modifications suggested by the

Commission pursuant to its approval of LUP Amendment No. 1-02 (See Attachment). On November 12, 2002, the City submitted its resolution to the Executive Director for a determination that the City has incorporated the Commission's suggested modifications into the LUP consistent with the Commission's action on April 10, 2002.

As provided in Section 13544 of the California Code of Regulations, the Executive Director must determine whether the City's action is legally adequate and report that determination to the Commission. In this case, the Executive Director has determined that the City's action is legally adequate. Unless the Commission objects to the Executive Director's determination, the certification of LUP Amendment No. 1-02 shall become effective upon Commission concurrence with the Executive Director's determination.

End/cp

CITY OF LOS ANGELES

CALIFORNIA



JAMES K. HAHN
MAYOR

DEPARTMENT OF CITY PLANNING

200 N. SPRING STREET, ROOM 525
LOS ANGELES, CA 90012-4801

CITY PLANNING COMMISSION

MITCHELL B. MENZER
PRESIDENT

JOSEPH KLEIN
VICE-PRESIDENT

RICHARD BROWN
MABEL CHANG

DORENE DOMINGUEZ
JAVIER O. LOPEZ
PASTOR GERARD MCCALLUM II
TOM SCHIFF
PETER M. WEIL

GABRIELE WILLIAMS
COMMISSION EXECUTIVE ASSISTANT
(213) 978-1247

EXECUTIVE OFFICES 5TH FLOOR

CON HOWE
DIRECTOR
(213) 978-1271

FRANKLIN P. EBERHARD
DEPUTY DIRECTOR
(213) 978-1273

GORDON B. HAMILTON
DEPUTY DIRECTOR
(213) 978-1272

ROBERT H. SUTTON
DEPUTY DIRECTOR
(213) 978-1274

FAX: (213) 978-1275

INFORMATION
(213) 978-1270

RECEIVED
SOUTH COAST AREA OFFICE

NOV 8 2002

COASTAL COMMISSION

November 4, 2002

Teresa Henry, District Manager
California Coastal Commission South Coast Area Office
200 Oceangate, Suite 1000
Long Beach, CA 90802-4302

Dear Mrs. Henry:

VENICE LOCAL COASTAL PROGRAM LAND USE PLAN MAJOR AMENDMENT NO. 1-02

Pursuant to the provisions of the California Public Resources Code Sections 30512 and 13551 of the California Coastal Commission Regulations, the City of Los Angeles herewith submits for certification Major Amendment No. 1-02 to the Land Use Plan (LUP) of the Venice Local Coastal Program.

On October 9, 2002, the Los Angeles City Council adopted by resolution the Coastal Commission's suggested modifications to the Venice LUP Amendment No. 1-02 the Coastal Commission approved on April 10, 2002. Enclosed you will find:

1. A report of the City Council's action
2. The Resolution related to the amendment and technical correction
3. The Open Space and Public Facility Land Use Policy Text

The Venice Specific Plan is currently being revised in accordance with the Council's action, so that it will be consistent with the amended LUP. The post-certification permit-issuing ordinance is also being revised to be consistent with the City's procedural changes arising out of the Charter revisions of July 2000. Both of these components of the Local Implementation Plan (LIP) will be transmitted for your consideration upon adoption by the City Council.

COASTAL COMMISSION

EXHIBIT #

A

PAGE

1

OF

8



Should you need additional information, please contact Helene T. Bibas, City Planner at (213) 485-6901.

Your expeditious ^{110.1} processing of this submittal would be appreciated.

Sincerely,

CON HOWE
Director of Planning


Robert H. Sutton
Deputy Director

Attachments

cc: Deborah N. Lee, Deputy Director
Pam Emerson, Los Angeles County Area Supervisor
Charles R. Posner, Coastal Program Analyst

HB/D:FINALLUP1-02AMENDCCC

COASTAL COMMISSION

EXHIBIT # A
PAGE 2 OF 8

J. MICHAEL CAREY
City Clerk

FRANK T. MARTINEZ
Executive Officer

When making inquiries
relative to this matter
refer to File No.

02-2089

CD 11

October 11, 2002

Councilmember Miscikowski
City Planning Department
Attn: Helene Bibas
City Planning Commission
Attn: Gabriele Williams
Director of Planning
Community Planning Section
Geographic Information Section
Attn: Fae Tsukamoto
California Coastal Commission

RE: AMENDING THE VENICE LOCAL COASTAL PLAN TO INCORPORATE A TECHNICAL
CORRECTION AND TO INCLUDE OPEN SPACE AND PUBLIC FACILITY LAND USE
POLICY LANGUAGE IN THE CERTIFIED LAND USE PLAN

At the meeting of the Council held OCTOBER 9, 2002, the following action
was taken:

Attached report adopted	X
Attached resolution adopted	X
Findings adopted	X

J. Michael Carey
City Clerk
dw

steno\022089

CITY OF LOS ANGELES
CALIFORNIA



JAMES K. HAHN
MAYOR

Office of the
CITY CLERK
Council and Public Services
Room 395, City Hall
Los Angeles, CA 90012
Council File Information - (213) 978-1043
General Information - (213) 978-1133
Fax: (213) 978-1040

HELEN GINSBURG
Chief, Council and Public Services Division

CPC 98-0119 (LCP)
RETD. PLAN COMM.

PLACE IN FILES

OCT 21 2002

DEPUTY

COASTAL COMMISSION

EXHIBIT # A
PAGE 3 OF 8

TO THE COUNCIL OF THE
CITY OF LOS ANGELES

FILE NO. 02-2089

Your PLANNING AND LAND USE MANAGEMENT Committee

reports as follows:

	<u>Yes</u>	<u>No</u>
Public Comments	<u>XX</u>	<u> </u>

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and RESOLUTION relative to amending the Venice Local Coastal Plan to incorporate a technical correction and to include Open Space and Public Facility land use policy language in the Certified Land Use Plan (LUP).

Recommendations for Council action:

1. ADOPT FINDINGS of the Director of Planning as the Findings of the City Council.
2. ADOPT the accompanying RESOLUTION, as recommended by the Mayor and the Director of Planning, APPROVING amendments to the Venice Coastal LUP to incorporate a technical correction to change the land use designation of Subarea 28 from Neighborhood Commercial to Commercial Artcraft, and to include Open Space and Public Facility land use policy language in the Certified Land Use Plan, Chapter 2.1, as recommended by the California Coast Commission.

CPC No, 98-0119 LCP

3. AFFIRM that Subarea 28 is designated Commercial Artcraft on the Venice Coastal LUP Map.
4. INSTRUCT the Planning Department to transmit the LUP amendment and Resolution to the Executive Director of the Coastal Commission - South Coast District, for certification, per the Coastal Commission's action of April 10, 2002.

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

Summary:

In a September 23, 2002 report to Council (attached to Council file), the Planning Department reports that Council adopted the

COASTAL COMMISSION

EXHIBIT # A
PAGE 4 OF 8

LUP portion of the Venice Local Coastal Program (LCP) on October 29, 1999. The California Coastal Commission certified the LUP on June 14, 2001.

On April 10, 2002, the Coastal Commission approved Venice LUP Amendment No. 102 with two suggested modifications. The modifications will not become effectively certified until the City Council adopts them by resolution and they are subsequently transmitted to the Coastal Commission.

The Planning Department goes on to report that the Venice LUP Amendment No. 102, consisted of changes to the land use designations for ten geographic subareas on the certified land use map of the Venice Coastal LUP. These changes were part of the Venice Community Plan Update program (CF No. 00-1505). However, the Coastal Commission in its subsequent approval found that one of the ten subareas, Subarea 28 was erroneously called out as Neighborhood Commercial in the Land Use Change Matrix for the LUP, instead of Commercial Artcraft. Commercial Artcraft is the accurate land use designation for Subarea 28, as depicted in the CPU Change Matrix for the Venice Community Plan, and it is consistent with existing zoning (C1.5-CA) and current land use. The Coastal Commission requested that Council affirm that Subarea 28 is to be designated Commercial Artcraft on the official Venice LUP land use map.

The Commission's also suggests that Open Space and Public Facility land use policy language be included in the certified LUP Chapter 2.1 (Locating and Planning New Development). The suggested language reflects Open Space policies already contained in the Venice Community Plan Text. The Public Facility land use policy is consistent with the Planning and Zoning Code and with the Coastal Act.

The Planning Department concludes its reports by stating that the Commission's suggested modifications constitute only minor changes to the City-adopted LUP, do not change existing policies, and are intended to further protect coastal resources and the individual character of the various Venice neighborhoods. The Director of Planning, acting on behalf of the City Planning Commission pursuant to Section 559 of the City Charter, finds these modifications to be consistent with the General Plan and with the Coastal Act and to substantially conform with the last action of the City Planning Commission on this matter.

At its meeting held October 1, 2002, the Planning and Land Use Management Committee discussed this report with a representative of the Planning Department. The Department representative stated that the changes are technical in nature and have no policy

implications. The Committee recommended that Council adopt the accompanying resolution to amend the Venice Local Coastal Plan as described above, and to approve the other related actions recommended by the Director of Planning.

Respectfully submitted,

PLANNING AND LAND USE MANAGEMENT COMMITTEE

Ed P. Reyes
Carl B...

JAW
10/04/02
RESOLUTION
CD 11

#022089.wpd

REPT., RESOL. +
FINDINGS
ADOPTED

OCT 09 2002

LOS ANGELES CITY COUNCIL

v

COASTAL COMMISSION

EXHIBIT # A
PAGE 6 OF 8

OPEN SPACE AND PUBLIC FACILITY LAND USE POLICY TEXT

Venice Local Coastal Program Land Use Plan is amended to read as follows:

1. Bottom of Page 2-35:

"C. Industrial, Open Space, Public Facility and Rights-of-Way Land Use and Development Standards"

2. Bottom of Page 2-36"

"Policy I.C.10. Open Space. Land and water areas designated as Open Space shall be protected for recreational, ecological and scenic uses while providing for other uses which would benefit the public without significant impairment of the environment or recreational uses. Open Space is defined as land and water which is essentially free of structures or is natural in character, and which functions in one or more of the following ways:

1. Recreational and educational opportunities.
2. Scenic, cultural and historic values.
3. Public health and safety.
4. Preservation and creation of community identity.
5. Preservation of physical resources or ecologically important areas.

Land and water areas designated as Open Space on the Land Use Map include the beach, the canals, Ballona Lagoon and its banks, Venice Boulevard median, Ocean Front Walk, and the parks identified in LUP Policy Group III - Recreation and Visitor-Serving Facilities. Open Space areas identified as Environmentally Sensitive Habitat Areas (ESHA) are governed by LUP Policy Group IV - Water and Marine Resources, Environmentally Sensitive Habitat Areas and Hazards.

"Policy I.C.11. Public Facility. Land designated as Public Facility on the Land Use Plan Map includes publicly-owned and operated facilities such as public libraries, public schools, fire and police stations, community services, and utilities (i.e. sewer, transportation, water and power). Public Facilities shall be developed in accordance with the policies of the certified LUP so that the design, scale and height of structures on land designated as Public Facility is compatible with adjacent uses and the neighboring community. Adequate off-street parking shall be required for all new or expanded public facilities consistent with Policy II.A.3."

The within instrument approved by
the Council of the City of Los
Angeles of its meeting of

OCT 09 2002

By Barbara Trachsel
Deputy



COASTAL COMMISSION

EXHIBIT #

7 OF 8

RESOLUTION

WHEREAS, the California Coastal Act of 1976 has declared that the California Coastal Zone is a distinct and valuable resource of vital and enduring interest to all the people and exists as a delicately balanced ecosystem; and

WHEREAS, one of the basic goals of the State is to protect, maintain, and where feasible, enhance and restore the overall quality of the Coastal Zone environment and its natural and manmade resources; and

WHEREAS, the California Coastal Act of 1976 requires each local government lying, in whole or in part, within the Coastal Zone to prepare a Local Coastal Program for that portion of the Coastal Zone within its jurisdiction to assure that maximum public access to the coast and public recreation areas is provided, consistent with Chapter 3 of the Coastal Act; and

WHEREAS, portions of the Venice Community Plan located west of Lincoln Boulevard lie within the Coastal Zone, as designated by the State Legislature; and

WHEREAS, on October 29, 1999, and pursuant to California Public Resources Code Section 30510(a), the City Council of the City of Los Angeles certified that the Land Use Plan of the Venice Local Coastal Program is consistent with the California Coastal Act of 1976;

WHEREAS, on June 14, 2001, the California Coastal Commission certified the adopted Venice Coastal Land Use Plan consistent with Section 30511(b) of the Coastal Act;

WHEREAS, written and oral evidence was duly presented to and considered by the California Coastal Commission at the aforesaid public meeting, including but not limited to a staff report, exhibits, appendices and public testimony; and

WHEREAS, a plan amendment and a technical correction to the Venice Coastal Land Use Plan are necessary to reflect the California Coastal Commission's adopted modifications; and

WHEREAS, pursuant to the City Charter and ordinance provisions, the Mayor and the Director of Planning on behalf of the City Planning Commission have transmitted their recommendations; and

WHEREAS, a Notice of Exemption (No. CE-1999-882- LCP) was issued on the Venice Coastal Land Use Plan on March 8, 2000 pursuant to Article III, Sec. 7 of the City CEQA Guidelines and Sec. 15266(a)(1) of State CEQA Guidelines, and the amendments to the Venice Coastal Land Use Plan are considered to be statutory exempt per Public Resources Code Section 21080.5; and

NOW, THEREFORE, BE IT RESOLVED, that pursuant to California Public Resources Code Section 30510(b) and to Section 00071 of the Local Coastal Program Regulations of the California Coastal Commission, the City Council herewith submits the amendment to the Land Use Plan of the Venice Local Coastal Program.

ASTAL COMMISSION

EXHIBIT #

A

PAGE 3 OF 8