STATEMENT OF PROCEEDINGS FOR THE

PUBLIC HEARING AND CLOSED SESSION MEETING

OF THE BOARD OF SUPERVISORS

OF THE COUNTY OF LOS ANGELES HELD IN ROOM 381B

OF THE KENNETH HAHN HALL OF ADMINISTRATION

500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012

Tuesday, October 24, 2023

9:30 AM

Present: Supervisor Solis, Supervisor Mitchell, Supervisor Horvath, Supervisor Barger and Supervisor Hahn

Video Link for the Entire Meeting (03-1075)

Attachments: Video Transcript

I. PUBLIC HEARINGS 1 - 7

1. Hearing on the 2024 Hollywood Bowl Season Ticket Price Schedule

Hearing on adoption of a resolution to revise the 2024 Hollywood Bowl season maximum and minimum ticket price schedule proposed by the Los Angeles Philharmonic Association (5); and find that the proposed action is exempt from the California Environmental Quality Act. **(Department of Parks and Recreation)** (23-3785)

All persons wishing to testify were sworn in by the Executive Officer of the Board. Norma E. Garcia-Gonzalez, Director of Parks and Recreation, and Carlos Singer, Director of Government and Community Engagement, Los Angeles Philharmonic Association, responded to questions posed by the Board. Opportunity was given for interested persons to address the Board. Paul Hennessy and Cinthya Rodriguez addressed the Board. No correspondence was received.

After discussion, on motion of Supervisor Barger, seconded by Supervisor Solis, the Board closed the public hearing and took the following actions:

1. **Approved revisions to the 2024 Hollywood Bowl season maximum and minimum ticket price schedule proposed by the Los Angeles Philharmonic Association and adopted the resolution revising the ticket prices; and**

2. Made a finding that the proposed action is exempt from the California Environmental Quality Act.

Said motion was duly carried by the following vote:

Ayes: 5 - Supervisor Solis, Supervisor Mitchell, Supervisor Horvath, Supervisor Barger and Supervisor Hahn

Attachments: Board Letter
Public Comment/Correspondence
Audio

2. Hearing on Ordinance Granting a Proprietary Industrial Gas Pipeline Franchise to Air Products and Chemicals, Inc.

Hearing on ordinance for adoption granting a proprietary industrial gas pipeline franchise to Air Products and Chemicals, Inc., a Delaware corporation (Franchisee), to operate and maintain its industrial gas pipeline system in the same manner as that system existed and was operated at the time of the operative date of this ordinance, for a period of five years, beginning on November 23, 2023 and expiring on November 22, 2028, with the base annual fee payable to the County by Franchisee to be determined according to a formula contained in Section 2 of the ordinance, and the Franchisee will also pay a granting fee of $10,000. **(Department of Public Works)** (23-3481)

All persons wishing to testify were sworn in by the Executive Officer of the Board. Mark Pestrella, Director of Public Works, and Art Vander Vis, Interim Deputy Director, Municipal Services, Department of Public Works, responded to questions posed by the Board. Opportunity was given for interested persons to address the Board. No interested persons addressed the Board. No correspondence was received.

After discussion, on motion of Supervisor Hahn, seconded by Supervisor Horvath, the Board closed the public hearing and adopted Ordinance No. 2023-0043F entitled "An ordinance granting a proprietary industrial gas pipeline franchise to Air Products and Chemicals, Inc., a Delaware Corporation, for a period of five years, beginning on November 23, 2023, and expiring on November 22, 2028." This ordinance shall take effect and become operative on November 23, 2023.

Said motion was duly carried by the following vote:

Ayes: 5 - Supervisor Solis, Supervisor Mitchell, Supervisor Horvath, Supervisor Barger and Supervisor Hahn

Attachments:
Ordinance
Certified Ordinance
Public Comment/Correspondence
Audio

3. Hearing on County Code, Title 7 - Business Licenses Amendment

Hearing on ordinance for adoption amending County Code, Title 7 - Business Licenses, by adding Ammunition Dealers to Chapter 7.46 - Gun Dealers, to regulate both Gun and Ammunition Dealers in the unincorporated areas of Los Angeles County, requiring: Gun and Ammunition Dealers to apply for a Business License and annually renew a valid license, security camera systems consistent with the California Penal Code, restricts minors' presence where gun and ammunition are sold, display signs warning of risks associated with guns, in accordance with the California Penal Code, approved firearm safety device upon delivery of any gun sold, leased, or transferred, Gun and Ammunition Dealers to secure and maintain on the business premises, a record of every gun and ammunition purchaser's thumbprint, maintenance of annual sales reports of guns and ammunition sold on the business premises for five years and maintenance of inventory in real time, with the names of suspended and revoked licenses to be publicly posted by the Treasurer and Tax Collector, and update various citations of State law; and amending Chapter 7.14 - Fee Schedule, to update fees for the reasonable regulatory costs for issuing the license and renewals and enforcing Chapter 7.46, the updated annual fees are $954 for an initial license application and $577 for an annual renewal. **(Treasurer and Tax Collector)** (23-3786)

All persons wishing to testify were sworn in by the Executive Officer of the Board. Elizabeth Buenrostro Ginsberg, Chief Deputy, and Monica V. Allen, Assistant Operations Chief, Business License Section, Treasurer and Tax Collector, and Elena Miller, Deputy County Counsel, were present. Opportunity was given for interested persons to address the Board. Cinthya Rodriguez addressed the Board. Correspondence was received.

After discussion, on motion of Supervisor Horvath, seconded by Supervisor Solis, the Board introduced, waived reading and ordered placed on the agenda for adoption, an ordinance entitled, "An ordinance amending Title 7 - Business Licenses of the Los Angeles County Code by adding Ammunition Dealers to Chapter 7.46 - Gun Dealers, to regulate both Gun and Ammunition Dealers in the Unincorporated Areas of Los Angeles County. The ordinance establishes the regulations, fees, and penalties for implementing, administering, and enforcing Chapter 7.46."

Said motion was duly carried by the following vote:

Ayes: 5 - Supervisor Solis, Supervisor Mitchell, Supervisor Horvath, Supervisor Barger and Supervisor Hahn

Attachments: Board Letter
Public Comment/Correspondence

4. Hearing on Project No. PRJ2023-000322-(3) for the Santa Monica Mountains Habitat Impact Fee Update

Hearing on Project No. PRJ2023-000322-(3), Advance Planning Case No. RPPL2023000462-(3), and Plan Amendment No. RPPL2023000732-(3), to consider the proposed update to the Habitat Impact Fee for the Santa Monica Mountains Local Coastal Program and Santa Monica Mountains North Area Community Standards District; amend County Code, Title 22 - Planning and Zoning to update the Santa Monica Mountains Local Implementation Plan; and find that the Project is exempt from the California Environmental Quality Act. (On April 19, 2023, the Regional Planning Commission recommended approval of this Project.) **(Department of Regional Planning)** (23-3350)

The Department of Regional Planning submitted a written statement for the record.

All persons wishing to testify were sworn in by the Executive Officer of the Board. Amy Bodek, Director of Regional Planning, addressed the Board and responded to questions. Opportunity was given for interested persons to address the Board. Dr. Genevieve Clavreul and Paul Edelman addressed the Board. Correspondence was received.

After discussion, on motion of Supervisor Horvath, seconded by Supervisor Mitchell, the Board closed the public hearing and took the following actions:

1. **Made a finding that Project No. PRJ2023-000322-(3), Advance Planning Case No. RPPL2023000462-(3), and Plan Amendment No. RPPL2023000732-(3) (Project) is consistent with Chapter 3 policies of the California Coastal Act, Santa Monica Mountains Land Use Plan, and Santa Monica Mountains North Area Plan;**

2. **Indicated its intent to approve the Project, as recommended by the Regional Planning Commission;**

3. **Instructed County Counsel to prepare the final Plan Amendment amending the General Plan and the County Code, Title 22 - Planning and Zoning ordinance, and submit the final documents to the Board for consideration;**

4. **Instructed the Director of Regional Planning to submit the Project to the California Coastal Commission for consideration;**

5. Instructed the Director of Regional Planning to work with the necessary County Departments to establish and administer the Santa Monica Mountains Habitat Impact Mitigation Account, with interest-bearing, to record funds generated for the acquisition, conservation, and long-term management of parcels containing H1/H2 and S1/S2 habitat in the Santa Monica Mountains;

6. Instructed the Director of Parks and Recreation to administer the Santa Monica Mountains Habitat Impact Mitigation Special Fund subject to the parameters outlined in the Board letter; and

7. Made a finding that the Project is exempt from the California Environmental Quality Act.

Said motion was duly carried by the following vote:

Ayes: 5 - Supervisor Solis, Supervisor Mitchell, Supervisor Horvath, Supervisor Barger and Supervisor Hahn

Attachments: Board Letter
Departmental Statement
Public Comment/Correspondence
Audio

5. Hearing on the Appeal of Project No. 03-250-(5) in the Unincorporated Community of Val Verde

Hearing on the appeal of Project No. 03-250-(5), Vesting Tentative Tract Map No. 060257-(5), Conditional Use Permit No. 03-250-(5), Oak Tree Permit No. 200700007-(5), and Highway Realignment P-289, and a Final Environmental Impact Report associated with Environmental Assessment No. 03-250-(5), to authorize 247 lots, including 222 single-family residences, with two publicly-accessible community parks, a multi-use trail system, 21,000 sq feet of neighborhood commercial uses, and a highway realignment on 113 acres, including an offsite conservation area and offsite water tank site, located at the intersection of Del Valle Road and Hunstock Street in the Newhall Zoned District within the Castaic Community Standards District and applied for by Sterling Gateway LP (Hunt Williams). (Appeal from the Regional Planning Commission's approval.) **(Department of Regional Planning)** (23-3788)

The Department of Regional Planning submitted a written statement for the record.

All persons wishing to testify were sworn in by the Executive Officer of the Board. Amy Bodek, Director of Regional Planning, Mark Pestrella, Director of Public Works, Art Vander Vis, Interim Deputy Director, Municipal Services, Department of Public Works, Roland Trinh, Senior Deputy County Counsel, and Celia Zavala, Executive Officer of the Board, responded to questions posed by the Board. David DeGrazia, Deputy Director, Department of Regional Planning, was also present. Opportunity was given for interested persons to address the Board. Lynne Plambeck, Frank Miscione, Kathleen Truman, Cinthya Rodriguez, Andrew Woodward, Christina Oriana, Paul Edelman, Susan Evans, Erica Larsen, Sarah Olaguez, Jonothan O, Dr. Genevieve Clavreul, Abigail Desesa, Bryan George, Mandy OConnor, Rachel Rieckhoff and Norlyn Clemons addressed the Board. Correspondence was received.

After discussion, on motion of Supervisor Barger, seconded by Supervisor Hahn, the Board closed the public hearing and took the following actions:

1. **Denied the appeal;**

2. **Certified the Final Environmental Impact Report along with the required Findings of Fact and Statement of Overriding Considerations and adopted the Mitigation Monitoring and Reporting Program for Project No. 03-250-(5) (Project) pursuant to State and local California Environmental Quality Act guidelines;**

3. Affirmed the Regional Planning Commission's approval of the Project, including Vesting Tentative Tract Map No. 060257, Conditional Use Permit No. 03-250, Oak Tree Permit No. 200700007, and Highway Realignment No. P-289 subject to the findings and conditions, with the addition of the following supplemental conditions of approval:

a. The developer shall provide disclosures and notify all future property owners of their proximity to an existing landfill, to the satisfaction of the Director of Regional Planning;

b. The developer shall provide notice when there will be an impact to ingress/egress to the community in a culturally and linguistically appropriate manner, to the satisfaction of the Director of Regional Planning; and

c. The developer shall ensure that High Efficiency Particulate Air 11, or greater, filters are installed on the central Heating, Ventilation, and Air Conditioning system of all housing units, to the satisfaction of the Director of Regional Planning; and

4. Adopted the Project's findings and conditions of approval, as revised.

Said motion was duly carried by the following vote:

Ayes: 5 - Supervisor Solis, Supervisor Mitchell, Supervisor Horvath, Supervisor Barger and Supervisor Hahn

Attachments:
Board Letter
Motion by Supervisor Barger
Findings and Conditions
Department Statement
Public Comment/Correspondence
Audio I
Audio II

6. Hearing on Amendments to County Code, Titles 12, 21 and 22 Relating to Fee Revsions

Hearing on proposed amendments to County Code, Title 12 - Environmental Protection, Title 21 - Subdivisions, and Title 22 - Planning and Zoning to revise and implement new fees charged by the Department of Regional Planning in connection with the review and processing of development projects; and find that the proposed ordinance is being adopted for the purpose of meeting operational expenses and is, therefore, exempt from the California Environmental Quality Act and the State California Environmental Quality Act Guidelines (All Districts). **(Department of Regional Planning)** (23-3800)

The Department of Regional Planning submitted a written statement for the record.

All persons wishing to testify were sworn in by the Executive Officer of the Board. Amy Bodek, Director of Regional Planning, responded to questions posed by the Board. Opportunity was given for interested persons to address the Board. Adriana B, Cinthya Rodriguez, Abigail Desesa, Lynne Plambeck and Roger Pugliese addressed the Board. Correspondence was received.

After discussion, on motion of Supervisor Horvath, seconded by Supervisor Barger, the Board closed the public hearing and took the following actions:

1. **Revised the proposed fee schedules in County Code, Title 22 - Planning and Zoning, Section 7, 22.250.010, to retain the current "non-applicant" appeal fees, at the current rates, for the Regional Planning Commission, Landmark Commission, and Board of Supervisors, and create a "non-applicant" fee for a California Environmental Quality Act Appeal, at a rate of $1,052; and**

2. **Approved the ordinance amending County Code, Title 12 - Environmental Protection, Title 21 - Subdivisions, and Title 22 - Planning and Zoning, approving the revised and new fees to be charged by the Department of Regional Planning in connection with the review and processing of development projects subject to the revision to Section 22.250.010 so that the new higher appeal fees only apply to "applicants;"**

3. Adopted Ordinance No. 2023-0044 entitled, "An ordinance amending County Code, Title 12 - Environmental Protection, Title 21 - Subdivisions and Title 22 - Planning and Zoning, revising the fees for applications and petitions to be filed with the Department of Regional Planning" as revised; and

4. Made a finding that the ordinance is being adopted for the purpose of meeting operational expenses and is, therefore, exempt from the California Environmental Quality Act.

Said motion was duly carried by the following vote:

Ayes: 5 - Supervisor Solis, Supervisor Mitchell, Supervisor Horvath, Supervisor Barger and Supervisor Hahn

Attachments:
Board Letter
Motion by Supervisors Horvath and Barger
Revised Ordinance
Certified Ordinance
Departmental Statement
Public Comment/Correspondence
Audio I
Audio II

7. Hearing on Project No. PRJ2023-003408-(All Districts) for the Pathways to Removing Obstacles to Housing Grant Application

Hearing on Project No. PRJ2023-003408-(All Districts), Advance Planning Project No. RPPL2023004980-(All Districts), an application for the United States Department of Housing and Urban Development's Pathways to Removing Obstacles to Housing (PRO Housing) Grant to fund the preparation and adoption of planning documents to increase the production and preservation of housing for unincorporated Los Angeles County; accept the grant award; authorize the Director of Regional Planning to execute all necessary documents to administer the grant; and find that the proposal is not a project for which review is required under the California Environmental Quality Act (CEQA), in accordance with Section 15378(b)(4) of CEQA, and exempt from the National Environmental Policy Act (NEPA), in accordance with Section 58.34(a) (1) of NEPA. **(Department of Regional Planning)** (23-3816)

The Department of Regional Planning submitted a written statement for the record.

All persons wishing to testify were sworn in by the Executive Officer of the Board. Amy Bodek, Director of Regional Planning, responded to questions posed by the Board. Opportunity was given for interested persons to address the Board. Adriana B. and Dr. Genevieve Clavreul addressed the Board. Correspondence was received.

Supervisor Solis instructed the Director of Regional Planning to report back to the Board on the Department's preservation and anti-displacement efforts.

After discussion, on motion of Supervisor Mitchell, seconded by Supervisor Solis, the Board closed the public hearing and took the following actions:

1. **Adopted a resolution to submit the County's United States Department of Housing and Urban Development's (HUD) Pathways to Removing Obstacles to Housing (PRO) Grant Program application to fund the preparation and adoption of planning documents; accept a HUD PRO Housing Grant award of up to $10,000,000; and administer any said grant;**

2. **Authorized the Director of Regional Planning to execute all necessary documents to apply, accept, or administer a HUD PRO Housing Grant;**

4. Instructed the Director of Regional Planning to report back to the Board on the Department's preservation and anti-displacement efforts; and

3. Made a finding that the proposed actions are exempt under the National Environmental Policy Act and are not a project under the California Environmental Quality Act.

Said motion was duly carried by the following vote:

Ayes: 5 - Supervisor Solis, Supervisor Mitchell, Supervisor Horvath, Supervisor Barger and Supervisor Hahn

Attachments:
Board Letter
Departmental Statement
Report
Public Comment/Correspondence
Audio

CLOSED SESSION MATTERS FOR OCTOBER 24, 2023

CS-1. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
(Paragraph (4) of subdivision (d) of Government Code Section 54956.9)

Initiation of litigation (one case).

No reportable action was taken. (23-3903)

Attachments: Public Comment/Correspondence

CS-2. CONFERENCE WITH LABOR NEGOTIATORS
(Government Code Section 54957.6)

Agency designated representatives: Fesia Davenport, Chief Executive Officer and designated staff.

Employee Organization(s) for represented employees: All individual member unions of the Coalition of County Unions, AFL CIO; Local 721, SEIU; All affiliated member unions of AFSCME Council 36; Association of Deputy District Attorneys; Los Angeles County Association of Environmental Health Specialists; and Los Angeles County Public Defenders.

No reportable action was taken. (17-0363)

Attachments: Public Comment/Correspondence

II. GENERAL PUBLIC COMMENT 8

8. Opportunity for members of the public to address the Board on items of interest that are within the subject matter jurisdiction of the Board.

Adriana B, Paul Hennessy, Josefine Joshua, Heather Detwiler, Dr. Genevieve Clavreul, Julip Thomas, Cinthya Rodriguez, Shannon Deegan, Jonathan Gonzalez, Chala Hodge, Craig Jones, Harriet Elliott, and Rigoberto Lopez addressed the Board. Interested person(s) also submitted written testimony. (23-3952)

Attachments: Public Comment/Correspondence
Audio

Closing 9

9. Open Session adjourned to Closed Session at 11:37 a.m. following public comment:

CS-1:
Confer with Legal Counsel on anticipated litigation, pursuant to Paragraph (4) of Subdivision (d) of Government Code Section 54956.9):

Initiation of litigation (one case).

CS-2:
Confer with Labor Negotiators, pursuant to Government Code Section 54957.6:

Agency designated representatives: Fesia Davenport, Chief Executive Officer, and designated staff.

Employee Organization(s) for represented employees: All individual member unions of the Coalition of County Unions, AFL CIO; Local 721, SEIU; All affiliated member unions of AFSCME Council 36; Association of Deputy District Attorneys; Los Angeles County Association of Environmental Health Specialists; and Los Angeles County Public Defenders.

Closed Session convened at 11:39 a.m. Present were Supervisors Hilda L. Solis, Holly J. Mitchell, Lindsey P. Horvath, Kathryn Barger and Janice Hahn, Chair presiding.

Closed Session adjourned at 1:16 p.m. Present were Supervisors Hilda L. Solis, Holly J. Mitchell, Lindsey P. Horvath, Kathryn Barger and Janice Hahn, Chair presiding.

Open Session reconvened at 1:17 p.m. for the purpose of reporting actions taken in Closed Session. Present were Supervisors Hilda L. Solis, Holly J. Mitchell, Lindsey P. Horvath, Kathryn Barger and Janice Hahn, Chair presiding.

On motion by Supervisor Hahn, and by Common Consent, there being no objection, the Board of Supervisors of the County of Los Angeles, and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts, adjourned its meeting at 1:18 p.m.

The Board will hold a Special Closed Session Meeting on Tuesday, October 31, 2023, at 9:30 a.m.

The next Regular Meeting of the Board will be Tuesday, November 7, 2023 at 9:30 a.m. (23-3962)

Report of Closed Session (CSR-23)

Attachments: Audio Report of Closed Session 10/24/23

The foregoing is a fair statement of the proceedings of the public hearing meeting held October 24, 2023, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Celia Zavala, Executive Officer
Executive Officer-Clerk
of the Board of Supervisors

By

Adela Guzman
Administrative Services Manager I,
Board Services Division