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3516 N. BROADWAY
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September 2, 2021

COMMUNITY IMPACT STATEMENT CF 21-0024

The Board Approves This Community Impact Statement Yea (x), Nay (x), Abstain (x) on September 2, 2021

Honorable City Council
Los Angeles City Hall
200 North Spring Street, Room 395
Los Angeles, CA 90012

SUPPORT APPEAL

RE: CF 21-0024 UNLAWFUL TERMINATION OF 135-153 WEST AVENUE 34 / 3401-3437 NORTH PASADENA AVENUE / CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) / APPEAL

Dear Honorable City Council members:

Lincoln Heights Neighborhood Council demands the reinstatement of this CEQA appeal. In a letter addressed to the PLUM Committee from City Planning, dated March 3 2021, City Planning incorrectly claimed that the CEQA appeal of DIR-2019-6048-TOC-SPR-WDI-1A / ENV-2016-273-MND-REC1-1A "Has been terminated and requires not further action from the LA City Council." City Planning's letter to the appellant, dated February 26, was filled with misrepresentations of the law which made the erroneous claim that the appeal was "not filed in conformance with the LAMC." These letters are an illegal attempt to silence thousands of Lincoln Heights residents whose lives and health will be negatively impacted by City Planning's attempts to circumvent the California Environmental Quality Act.

City Planning is either misinformed or dismissive of the law. Their Feb. 26 letter cites LAMC Section 11.5.13 to argue that the Feb 5, 2021 appeal application missed the 15-day deadline by some 1,265 days, as the original MND was originally approved in 2017. LAMC Section 11.5.13 actually states that a decision-maker's "determination may be appealed to the City Council provided the appeal is filed within 15 days of the project approval becoming final." This project's final approval was issued on December 22, 2020, and the CEQA appeal was filed on January 4, 2021. As the appeal deadline is tied to the project approval, not to the environmental review, the appeal application was submitted in conformance with the law. The December 22 Determination Letter also adopted the MND and the Addendum, and this is a CEQA determination for which you must allow an administrative appeal pursuant to both the Municipal Code 11.5.13 and CEQA.

Sincerely,

Sara Clendening, President
Lincoln Heights Neighborhood Council

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