

JUL 28 2009

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SPECIAL

MOTION

The East Los Angeles Area Planning Commission (APC) issued their written determination on July 15, 2009, approving Preliminary Parcel Map No. 2007-5858-PMLA-PS for the construction, use and maintenance of a two-parcel single-family development with a private street, for property located at 4487-4497 E. Bend Drive (Case No. AA 2007-5858-PMLA-PS-1A) in Northeast Los Angeles.

The East Los Angeles APC also denied the Mitigated Negative Declaration (MND) determining that it was inadequate as to the project description, thereby creating inconsistencies in their decision. The actions of the East Los Angeles APC, therefore, need to be carefully reviewed to provide clarity to community stakeholders as to the impact of the decision.

I THEREFORE MOVE that the Council determine, as provided in Section 54954.2(b)(2) of the Government Code, and pursuant to **Rule 23** of the Rules of the City Council, that there is a need to take immediate action on this matter AND that the need for action came to the attention of the City Council subsequent to the posting of the agenda for today's Council meeting.

I FURTHER MOVE that pursuant to Section 245 of the Los Angeles City Charter (**Prop 5**), the Council assert jurisdiction over the East Los Angeles Area Planning Commission action (July 15th, 2009 written determination), approving a Parcel Map (Preliminary Parcel Map No. 2007-5858-PMLA-PS) for the construction, use and maintenance of a two-parcel single-family development with a private street, and denying the project's Mitigated Negative Declaration, for property located at 4487-4497 E. Bend Drive.

I FURTHER MOVE that upon assertion of jurisdiction, this matter be referred to the Planning and Land Use Management (PLUM) Committee for further review and consideration.

PRESENTED BY *Jose Huizar*
Jose Huizar
Councilmember, 14th District

SECONDED BY *Jamie Hall*

July 28, 2009
[Signature]

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ORIGINAL