



agenda

**COASTAL
SAN PEDRO
NEIGHBORHOOD COUNCIL**

locally listening & leading ...  ..

BOARD AND STAKEHOLDER MEETING AGENDA

Monday 18 December 2023 6:30 PM

In-Person Meeting (Without Teleconferencing)

Los Angeles Yacht Club, 285 Whalers Walk, San Pedro CA 90731

(see map at end of agenda)

PUBLIC INPUT AT NEIGHBORHOOD COUNCIL MEETINGS — Comments from the public on agenda items will be heard only when the respective item is being considered. Comments from the public on other matters not appearing on the agenda that are within the assembly's jurisdiction will be heard during the General Public Comment period. Please note that under the Brown Act, the assembly is prevented from acting on a matter that you bring to its attention during the General Public Comment period; however, the issue raised by a member of the public may become the subject of a future meeting. Public comment may be limited to a fixed time per speaker or a limited number of speakers by the presiding officer of the assembly. Those wishing to make comment, but not wanting to speak publicly, may submit written communications to the Board.

1. Voluntary opportunity to say the Pledge of Allegiance.
2. Public comment on non-agenda items.
3. Call to order and roll call.
4. Motion to amend the Standing Rules to add voting procedure for filling a vacancy on the Governing Board.
5. Fill vacancy on the Governing Board by vote of serving Governing Board members.
6. Board member comment on non-agenda items. *[May include comment on Board members' own activities/brief announcements; brief response to statements made or questions posed by persons exercising their general public comment rights or asking questions for clarification; introduction of new issues for consideration by the Board at its next meeting; or requests for research and a report back to the Board.]*
7. Approval of prior meeting minutes.
8. Report from law enforcement and public officials.
9. Committee reports *[2 minutes per committee]*
10. Motion authorizing teleconferencing for Board and committee meetings by the Coastal San Pedro Neighborhood Council.
11. Motion to amend the Standing Rules to authorize teleconferencing for Board and committee meetings by the Coastal San Pedro Neighborhood Council.
12. Request for specific parking enforcement call-in line
13. Motion opposing construction of a six-foot concrete block wall at 539 Shepard St.
14. Motion protesting denial of extension of public review period by the Port of Los Angeles and requesting a minimum of 90 days for public review for all environmental documents.
15. Treasurer's report.

Budget and Finance (Consent Calendar)

16. Approval of Monthly Expenditure Reports for October 2023 and November 2023.
17. Approval of Monthly Expenses, including approval of Treasurer's payment of all recurring Neighborhood Council expenses including (but not limited to) Bridgegap Temporary Staffing and Services Agency in the amount not to exceed \$1,000 per month, the Mailroom in the amount not to exceed \$1,000 per month, office supplies in the amount not to exceed \$1,000 per month, an amount not to exceed \$300 for refreshments for the monthly Board meeting, and an amount not to exceed \$200 for cleaning fees after the Board meeting.
18. Approval of funding requests received from committees.
19. Appointments of committee officers, committee members, and Board representatives.
20. Announcements.
21. Public comment on non-agenda items.
22. Adjournment.

4. Motion to amend the Standing Rules to add voting procedure for filling a vacancy on the Governing Board.

Whereas, Article V Section 6 of the Bylaws of the Coastal San Pedro Neighborhood Council specifies that vacancies on the Governing Board shall be filled by a majority vote of serving Governing Board members, but does not provide specific instructions on the voting procedure,

Therefore resolved, the Coastal San Pedro Neighborhood Council shall add the following Standing Rule:

The procedure for the Board to fill a vacancy by vote shall be:

1. Each candidate shall have a two minute opportunity to present their candidacy to the Board.
2. Each Board member votes for one candidate by name.
3. If a candidate receives votes from a majority of serving Governing Board members, that candidate is the winner and voting is finished.
4. Drop the candidacy of:
 - a. all candidates who received no votes; and
 - b. the remaining candidate (or candidates, in the event of a tie) who received the lowest number of votes.
5. If there is one or more candidate remaining, return to Step #2. Otherwise, there are no candidates remaining in the process, the election failed to seat a Board member, and the Board may postpone the election or declare the seat vacant until the next stakeholder election.

10. Motion authorizing teleconferencing for Board and committee meetings by the Coastal San Pedro Neighborhood Council.

Administrative Operations Committee

According to SB 411, a neighborhood council "... may elect to use teleconferencing pursuant to this section if two-thirds of the eligible legislative body votes to do so", and then "[t]he eligible legislative body shall notify the city council if it elects to use teleconferencing pursuant to this section and its justification for doing so." Notification is by posting the resolution as a Community Impact Statement to CF 23-1114.

Resolved, the Coastal San Pedro Neighborhood Council authorizes the use of teleconferencing for Neighborhood Council Board and committee meetings subject to the requirements of the Ralph M. Brown Act, Senate Bill 411, and the subsequent motion passed by the City Council on November 1, 2023, because teleconferencing will improve accessibility and increase community engagement.

Post as Community Interest Statement to Council File 23-1114.

11. Motion to amend the Standing Rules to authorize teleconferencing for Board and committee meetings by the Coastal San Pedro Neighborhood Council.

Administrative Operations Committee

Resolved, the Coastal San Pedro Neighborhood Council shall add the following Standing Rule:

A meeting of the Governing Board may be held by teleconferencing upon approval by a $\frac{2}{3}$ vote of the Governing Board or, under exceptional circumstances, agendaized at least 72 hours in advance;

Meetings of committees may be held by teleconferencing at the discretion of the committee chair.

12. Request for specific parking enforcement call-in line

Joint Coastline & Parks and Planning, Land Use, & Transportation Committee

Whereas the Parking Enforcement call-in line menu options are too many for expeditious service in regards to reporting parking violations, as the Parking Enforcement dispatch is dealing with people reporting malfunctioning traffic signals, parking violations, requesting traffic control and locating impounded vehicles, there can be a very long wait depending on the day and time.

Therefore, the Coastal San Pedro Neighborhood Council requests that: 1) the Los Angeles Department of Transportation simplify the call-in for Parking Enforcement requests to a specific line for Parking Enforcement only, without other service options in the same call waiting queue; and 2) more Parking Enforcement officers be hired.

13. Motion opposing construction of a six-foot concrete block wall at 539 Shepard St.

Joint Coastline & Parks and Planning, Land Use, & Transportation Committee

Whereas, the owner of 539 Shepard Street San Pedro, CA 90731 has commenced the process of constructing a six-foot high solid concrete block wall around the property, without permits, and has already completed a deep trench to support the wall, and

Whereas, the property is in the Dual Permit Jurisdiction of the California Coastal Zone where two Coastal Development Permits are required, one from the City of Los Angeles and one from the California Coastal Commission, and

Whereas, Coastal Act Section 30251 states in part:

The scenic and visual qualities of coastal areas shall be considered and protected as a resource of public importance. Permitted development shall be sited and designed to protect views to and along the ocean and scenic coastal areas, to minimize the alteration of natural landforms, to be visually compatible with the character of surrounding areas... New development in highly scenic areas... shall be subordinate to the character of its setting,

and

Whereas, the Certified San Pedro Coastal Land Use Plan p. 21 states in part:

... prevent the blockage of existing views from designated public scenic view areas and Scenic Highways. All development seaward of the turn-out and view site areas of Paseo del Mar and Shepard Street shall be sited, designed and constructed so that public views to and along the ocean are protected... All development in this area... shall be subordinate to their setting and minimized in height and bulk... to accomplish view protection. Any development adjacent to a Scenic Highway shall protect public views to the ocean... be adequately landscaped to soften the visual impact of the development...

and

Whereas, a Senior Coastal Program Analyst on the Coastal Commission Staff wrote in part about a project on Paseo del Mar:

“The subject site is located directly between a public coastal road and the ocean. The Commission has found it important to preserve views to prevent a walling-off effect of the coast. View corridors should be created in the [east] and [west] side yards of the proposed home. To preserve public views from the street, landscape materials within the view corridors should be species with a growth potential not expected to exceed 3 feet at maturity and all proposed landscaping in these yard areas should be maintained at a height of 3 feet or lower (including raised planters). Furthermore, any fencing or gates within the side yard setbacks should permit public views and have at least 75% of its surface area open to light. Please submit a revised landscaping and fencing plan that provides for public views of the coast along the property side yards. In addition, please also confirm that only native, drought-tolerant, non-invasive plants are proposed as part of the landscaping plan.”

and

Whereas, the project site is located in the geologically hazardous area indicated on Appendix D in the San Pedro Specific Plan, and

Whereas, the footing of the trench may extend into the path that is utilized by first responders and by the public and is also located in a hazardous area, and

Whereas, the Certified San Pedro Coastal Land Use Plan states in part on p 18–19:

6. The following requirements shall apply to all new development proposed in the hazardous areas designated on Appendix [B] SPSP — Geologically Hazardous Areas map: Prior to the approval of any coastal permit, it shall be determined that the proposed development will neither create nor contribute significantly to erosion, geologic instability or destruction of the site or surrounding properties and that risk to life and property has been considered and adequately mitigated. The applicant shall submit a geologic and/or soils report prepared by a qualified registered geologist and/or soils engineer which describes the conditions on the site, analyzes the proposed development’s impacts, and recommends how risks shall be minimized. No coastal permit shall be approved unless the Department of Building and Safety has approved the geologic report and verified that the recommendations in the report have been incorporated into the development. No coastal development permit shall issue for any development until the owner executes and records a document with the Los Angeles County Recorder approved as to the form and content by the Los Angeles City Department of Building and Safety, setting forth in language understandable to the general public, any geologic hazards identified in a report as referred to above and particularly identifying said report. The document shall be recorded as part of the deed of the subject property and shall indicate that the owner has had the nature of the geologic hazard fully explained, clearly understands the hazard, and accepts full responsibility for damage to his/[her] or to adjacent property which may be caused by proceeding under the terms thereof.

7. New development, including additions to and remodels of existing structures, along coastal bluffs shall not be approved unless it minimizes risk to life and property, assures structural stability and integrity for the economic lifetime of the development, and neither creates nor contributes significantly to erosion, geologic instability, or destruction of the site or surrounding areas or in any way requires the construction of protective devices that would substantially alter natural landforms.

Whereas, according to the Coastal Program Manager of the South Coast District Office of the Coastal Commission, no Coastal Development Permit Exemption has been issued for this site, and

Whereas, an enforcement officer from the Coastal Commission said that he “... reached out to the City of Los Angeles Department of Building and Safety and an inspector informed me that earlier today the City issued a notice of code violation and personally delivered a stop-work order to the property owner for work done in preparation of construction for a dividing wall. The inspector informed the property owner that such development would need a permit from both the City and Coastal Commission, and I requested that he keep us updated on the case’s progress.”

Therefore, be it resolved, the Coastal San Pedro Neighborhood Council strongly opposes a six-foot solid wall as it is inappropriate in this highly scenic area as it would substantially block public views and be dramatically out of character with this beautiful coastal setting, and strongly urges the City of Los Angeles and the California Coastal Commission to deny any permits that would allow such development.

Further resolved, the Coastal San Pedro Neighborhood Council requests a certified survey be done or provided, defining the boundaries of the property.

Further resolved, the Coastal San Pedro Neighborhood Council emphasizes the importance of all the points detailed in the preamble of the motion because they not only provide many of the rules people considering any coastal development must follow, but especially because they detail in so many ways why the people of California banded together against powerful developer interests to pass Proposition 20 in 1972 which lead to the creation of the California Coastal Act of 1976 whose purpose is to protect the 1,100 miles of California Coastline as a resource of public importance for all people and all generations.

14. Motion protesting denial of extension of public review period by the Port of Los Angeles and requesting a minimum of 90 days for public review for all environmental documents.

Whereas, a primary responsibility of neighborhood councils as set forth in the City Charter is to advise City agencies of stakeholder concerns regarding City actions; and

Whereas, neighborhood councils require adequate time to formulate a resolution, including time to engage stakeholders, prepare an analysis, and adopt a motion at a monthly Board Meeting; and

Whereas, the Port of Los Angeles provided a 45 day public review period upon issuing a “Notice of Preparation of a Draft Environmental Impact Report for the John S. Gibson Truck & Chassis Parking Lot Project” on 26 October 2023 and, on 4 December 2023, denied a request by the Coastal San Pedro Neighborhood Council (CSPNC) for an extension of the review period, making it impossible for CSPNC to gather and analyze stakeholder concerns as a formal comment;

Therefore, the Coastal San Pedro Neighborhood Council (CSPNC) protests the denial by the Port of Los Angeles of the CSPNC's request for an extension of the public review period of the “Notice of Preparation of a Draft Environmental Impact Report for the John S. Gibson Truck & Chassis Parking Lot Project”; and

Further resolved, the CSPNC requests that the public review period for the “Notice of Preparation of a Draft Environmental Impact Report for the John S. Gibson Truck & Chassis Parking Lot Project” be re-opened for 90 days so that the CSPNC has adequate time to collect stakeholder concerns and formulate a comment; and

Further resolved, the Coastal San Pedro Neighborhood Council requests the Board of Harbor Commissioners to require that all environmental documents issued by the Port of Los Angeles be given a minimum of 90 days for public review.

Post as a Community Impact Statement to the Board of Harbor Commissioners

For more information, please call 310-918-8650; write to CSPNC, 1840 S. Gaffey Street #34, San Pedro, CA 90731; or visit the Coastal San Pedro Neighborhood Council website at www.cspnc.org.

STATE OF CALIFORNIA PENAL CODE SECTION 403 (Amended by Stats. 1994, Ch. 923, Sec. 159. Effective January 1, 1995.) — Every person who, without authority of law, willfully disturbs or breaks up any assembly or meeting that is not unlawful in its character, other than an assembly or meeting referred to in Section 302 of the Penal Code or Section 18340 of the Elections Code, is guilty of a misdemeanor.

NOTICE TO PAID REPRESENTATIVES — If you are compensated to monitor, attend, or speak at this meeting, City law may require you to register as a lobbyist and report your activity. See Los Angeles Municipal Code §§48.01 et seq. More information is available at ethics.lacity.org/lobbying. For assistance, please contact the Ethics Commission at (213) 978-1960 or ethics.commission@lacity.org

PUBLIC ACCESS OF RECORDS — In compliance with government code section 54957.5, non-exempt writings that are distributed to all or a majority of the Board members in advance of a meeting may be viewed at 1840 S Gaffey St, San Pedro, CA 90731, at our website: <http://www.cspnc.org>, or at the scheduled meeting. In addition if you would like a copy of any record related to an item on the Agenda, please contact the Coastal San Pedro Neighborhood Council at 310-918-8650.

PUBLIC POSTING OF AGENDAS — Coastal San Pedro Neighborhood Council agendas are posted for public review as follows: 1840 S Gaffey St, San Pedro, CA 90731 and <http://www.cspnc.org> You can also receive our agendas via email by subscribing to L.A. City's Early Notification System at: <http://www.lacity.org/government/Subscriptions/NeighborhoodCouncils/index.htm>

RECONSIDERATION AND GRIEVANCE PROCESS — For information on the Coastal San Pedro Neighborhood Council's process for board action reconsideration, stakeholder grievance policy, or any other procedural matters related to this Council, please consult the CSPNC Bylaws. The Bylaws are available at our Board meetings and our website <http://www.cspnc.org>

THE AMERICAN WITH DISABILITIES ACT — As a covered entity under Title II of the Americans with Disabilities Act, the City of Los Angeles does not discriminate on the basis of disability and upon request will provide reasonable accommodation to ensure equal access to its programs, services, and activities. Sign language interpreters, assisted listening devices, or other auxiliary aids and/or services may be provided upon request. To ensure availability of services please make your request at least 3 business days (72 hours) prior to the meeting by contacting the CSPNC secretary at 310-918-8650.

SERVICIOS DE TRADUCCION — Si requiere servicios de traducción, favor de avisar al Concejo Vecinal 3 días de trabajo (72 horas) antes del evento. Por favor contacte Secretaria, CSPNC, al 310-918-8650 o por correo electrónico board@cspnc.org para avisar al Concejo Vecinal.

Meeting locating is Los Angeles Yacht Club, past the DoubleTree Hotel.

