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May 22, 2023

Los Angeles City Council
c/ o Office of the City Clerk City Hall,
Room 395 Los Angeles, California 90012

Attention: PLUM Committee

Dear Honorable Members:

**CF-22-0617; PLUM COMMITTEE CONSIDERATION TO RESCIND ORDINANCE 187,822;
CASE NO. CPC-2017-432-CPU; CPC-2014-1582-CA; ENV-2017-433-EIR**

On April 24, 2023, the PLUM Committee recommended approval of the Downtown Community Plan with amendments. PLUM's Recommendation to City Council included an instruction to the Department of City Planning to incorporate the amendments requested by Council Offices 1-Hernandez, 9-Price, and 14-de Leon, and to amend the proposed ordinances to ensure consistency with the Downtown Community Plan. On May 3, 2023, the City Council adopted the PLUM Committee's report with an additional amendment.

On May 10, 2023, the Downtown Community Plan's zoning ordinance (Ordinance 187822) was posted to the Council File, with an effective date of June 19, 2023. However, the zoning ordinance is not meant to go into effect until the underlying General Plan Land Use Designations, and supporting Community Plan Implementation Overlay (CPIO) also go into effect. The CPIO has been referred to the City Attorney for Form and Legality, and will be presented to the City Council for final adoption at a future date. This means that if the zoning ordinance goes into effect on June 19th, it would be in conflict with Government Code Section 65860, which requires that a city's zoning ordinance be consistent with the General Plan. It also means that the zoning ordinance

would not be supported by the various regulations contained within the CPIO. To ensure the City's zoning ordinances are in compliance with State law as being in conformity with the general plan, the resolution for the Downtown Community Plan specified that the community plan amendments would not be operative until the zoning ordinances and the Downtown CPIO are adopted by the City Council.

The PLUM Committee's report, which was adopted by the City Council, requested that the City Attorney prepare and present the Downtown Community Plan Implementation Overlay Ordinance.

Recommendation

Based on the above, Los Angeles City Planning recommends the following action:

RECOMMEND the City Council rescind the Downtown Community Plan zoning ordinance (Ordinance 187,822), and direct the Department of City Planning to prepare a corrected zoning ordinance and to refer the corrected ordinance back to the PLUM Committee so that it may be considered concurrently with the other ordinances prepared for the proposed Downtown Community Plan, including the Downtown CPIO.

Sincerely,



VINCENT P. BERTONI, AICP
Director of Planning

VPB:SMMB:CW:ba