

**PLANNING DEPARTMENT TRANSMITTAL
TO THE CITY CLERK'S OFFICE**

CITY PLANNING CASE:	ENVIRONMENTAL DOCUMENT:	COUNCIL DISTRICT:
CPC-2021-5499-GPA	ENV-2020-6762-EIR; SCH. No. 2021010130	ALL - CITYWIDE
PROJECT ADDRESS:		
CITYWIDE		
APPLICANT	TELEPHONE NUMBER:	EMAIL ADDRESS:
CITY OF LOS ANGELES DEPARTMENT OF CITY PLANNING <input type="checkbox"/> New/Changed	N/A	N/A
APPLICANT'S REPRESENTATIVE	TELEPHONE NUMBER:	EMAIL ADDRESS:
N/A	N/A	N/A
APPELLANT	TELEPHONE NUMBER:	EMAIL ADDRESS:
N/A	N/A	N/A
APPELLANT'S REPRESENTATIVE	TELEPHONE NUMBER:	EMAIL ADDRESS:
N/A	N/A	N/A
PLANNER CONTACT INFORMATION:	TELEPHONE NUMBER:	EMAIL ADDRESS:
Emily Gable	213-978-1342	emily.gable@lacity.org
ENTITLEMENTS FOR CITY COUNCIL CONSIDERATION		
GENERAL PLAN AMENDMENT RESOLUTION		

FINAL ENTITLEMENTS NOT ADVANCING:

N/A

ITEMS APPEALED:

N/A

ATTACHMENTS:	REVISED:	ENVIRONMENTAL CLEARANCE:	REVISED:
<input checked="" type="checkbox"/> Letter of Determination	<input type="checkbox"/>	<input type="checkbox"/> Categorical Exemption	<input type="checkbox"/>
<input checked="" type="checkbox"/> Findings of Fact	<input type="checkbox"/>	<input type="checkbox"/> Negative Declaration	<input type="checkbox"/>
<input checked="" type="checkbox"/> Staff Recommendation Report	<input type="checkbox"/>	<input type="checkbox"/> Mitigated Negative Declaration	<input type="checkbox"/>
<input type="checkbox"/> Conditions of Approval	<input type="checkbox"/>	<input checked="" type="checkbox"/> Environmental Impact Report	<input type="checkbox"/>
<input type="checkbox"/> Ordinance	<input type="checkbox"/>	<input type="checkbox"/> Mitigation Monitoring Program	<input type="checkbox"/>
<input type="checkbox"/> Zone Change Map	<input type="checkbox"/>	<input type="checkbox"/> Other _____	<input type="checkbox"/>
<input checked="" type="checkbox"/> GPA Resolution	<input type="checkbox"/>		
<input type="checkbox"/> Land Use Map	<input type="checkbox"/>		
<input type="checkbox"/> Exhibit A - Site Plan	<input type="checkbox"/>		
<input checked="" type="checkbox"/> Mailing List	<input type="checkbox"/>		
<input type="checkbox"/> Land Use	<input type="checkbox"/>		
<input type="checkbox"/> Other _____	<input type="checkbox"/>		

NOTES / INSTRUCTION(S):

For this Plan for a Healthy Los Angeles (Health Element) Technical Amendments / General Plan Amendment, please create a supplemental Council File (presumably S3) to the original Health Element (Plan for a Healthy Los Angeles) Council File [15-0103](#).

Related Council Files: 15-0103; 2021-2029 Housing Element (pending Council File); Safety Element Update (pending Council File).

Only the following exhibits to the Staff Recommendation Report should be included:

- [Staff Recommendation Report](#)
- F. [Draft Safety Element and Health Element Resolution](#)
- J. Listing of Amendments to the Health Element of the General Plan
- K. [SB 1000 Compliance Memo](#)
- L. [Health Atlas 2021 – Selected Maps](#)
- M. [Draft Environmental Impact Report Resolution](#)
- N. [Draft Environmental Impact Report \(DEIR\) and Appendices](#)

EIR is available at this link: https://planning.lacity.org/development-services/eir/Housing-Element_2021-2029_Update_Safety-Element_Update_deir

FISCAL IMPACT STATEMENT:

Yes No

*If determination states administrative costs are recovered through fees, indicate "Yes".

PLANNING COMMISSION:	
<input checked="" type="checkbox"/> City Planning Commission (CPC) <input type="checkbox"/> North Valley Area Planning Commission <input type="checkbox"/> Cultural Heritage Commission (CHC) <input type="checkbox"/> South LA Area Planning Commission <input type="checkbox"/> Central Area Planning Commission <input type="checkbox"/> South Valley Area Planning Commission <input type="checkbox"/> East LA Area Planning Commission <input type="checkbox"/> West LA Area Planning Commission <input type="checkbox"/> Harbor Area Planning Commission	
PLANNING COMMISSION HEARING DATE:	COMMISSION VOTE:
October 14, 2021	6 – 0
LAST DAY TO APPEAL:	APPEALED:
N/A	N/A
TRANSMITTED BY:	TRANSMITTAL DATE:
Cecilia Lamas Commission Executive Assistant	October 20, 2021



LOS ANGELES CITY PLANNING COMMISSION

200 N. Spring Street, Room 272, Los Angeles, California, 90012-4801, (213) 978-1300
www.planning.lacity.org

LETTER OF DETERMINATION

Mailing Date: October 20, 2021

Case No. CPC-2021-5499-GPA

Council District: All

CEQA: ENV-2020-6762-EIR; SCH. No. 2021010130

Plan Area: Citywide

Project Location: Citywide

Applicant: City of Los Angeles

At its meeting on **October 14, 2021**, the Los Angeles City Planning Commission considered three related amendments to the Los Angeles General Plan: The 2021-2029 Housing Element, Safety Element Update, and targeted amendments to the Health Element (Plan for a Healthy Los Angeles) (detailed in the Staff Report as “Proposed Plans”). Each of the Proposed Plans and related actions are documented in a separate Letter of Determination.

The Commission took the actions below in conjunction with approval of the following:

Technical amendments to the Plan for a Healthy Los Angeles (Health Element) to clarify its role as the primary compilation of environmental justice policies and programs for the City.

1. **Conducted** a limited public hearing on the Proposed Plan, as described in the Staff Recommendation Report;
2. **Approved** the October 14, 2021 Staff Recommendation Report as the Commission Report;
3. **Approved** and **Recommended** that the City Council **adopt** the Findings in the Staff Recommendation Report, and **directed** staff to prepare the Final EIR, Environmental Impact Report (EIR) Findings, a Statement of Overriding Considerations, and a Mitigation Monitoring Program (MMP) for City Council consideration;
4. **Found** the City Planning Commission has reviewed the Draft EIR (City EIR No. ENV-2020-6762-EIR and State Clearinghouse No. 2021010130), as shown in Exhibit N;
5. **Recommended** the City Council **adopt** the Resolution in Exhibit M to certify the EIR, adopt EIR Findings and a Statement of Overriding Considerations, and adopt a Mitigation Monitoring Program; or in the alternative, if the Resolution to certify the EIR has been adopted in a prior action by the City Council and the Housing Element Update and/or the Safety Element Update and/or the Health Element Update has been approved, find that the Housing Element Update and/or the Safety Element Update and/or the Health Element Update, was considered in the EIR and pursuant to CEQA Guidelines Sections 15162 and 15164, no subsequent EIR or supplemental EIR, or addendum is required;
6. **Approved and Recommended** that the Mayor **approve** and the City Council **adopt** the attached Resolution in Exhibit F to amend the General Plan as follows:
 - a. Amend the Health Element, as shown in Exhibit J, and as modified by the City Planning Commission on October 14, 2021, to add a new Program 91 to the Health Element as follows:

- i. Environmental Justice in the General Plan: Periodically review the Plan for a Healthy Los Angeles and other General Plan Elements to ensure emerging environmental justice concerns are addressed. Emerging concerns may include: the identification of new sources of contamination and new research on related health impacts, changing environmental and economic conditions that alter risk and exposure for specific communities, and new concerns raised through continued public engagement. Evaluate policies and programs to ensure they meaningfully center race and environmental racism, as well as the disproportionate impacts of climate change on vulnerable communities. Actively pursue funding for implementation of environmental justice programs and evaluate the feasibility of a dedicated implementation unit within the Department of City Planning. Center environmental justice as a key priority when updating the growth strategy (Framework Element), as detailed in 2021-2029 Housing Element Program 50. Establish a timeline for comprehensive updates to the Plan for a Healthy Los Angeles to ensure the Element exceeds state standards and exemplifies best practices in environmental justice planning; and
7. **Authorized** the Director of Planning to present the Resolution (Exhibit F) and General Plan Amendment (Exhibit J), as modified by the City Planning Commission on October 14, 2021, to the Mayor and City Council, in accordance with City Charter Section 555 and LAMC Section 11.5.6.

The vote proceeded as follows:

Moved: Millman
 Seconded: Dake Wilson
 Ayes: Campbell, Choe, Hornstock, Leung
 Absent: López-Ledesma, Mack, Perlman

Vote: 6 – 0

Cecilia Lamas (Electronic Signature due to COVID-19)

Cecilia Lamas, Commission Executive Assistant
 City Planning Commission

Effective Date / Appeals: The decision of the Los Angeles City Planning Commission is final and not appealable.

If you seek judicial review of any decision of the City pursuant to California Code of Civil Procedure Section 1094.5, the petition for writ of mandate pursuant to that section must be filed no later than the 90th day following the date on which the City's decision became final pursuant to California Code of Civil Procedure Section 1094.6. There may be other time limits which also affect your ability to seek judicial review.

Attachments:

Attachment 1: Corrections to Exhibits, October 14, 2021

Attachment 2: Findings

Attachment 3: Safety Element and Health Element Resolution

Attachment 4: Environmental Impact Report Resolution

Exhibits:

[Staff Recommendation Report](#)

- F. [Draft Safety Element and Health Element Resolution](#)
- J. Listing of Amendments to the Health Element of the General Plan
- K. [SB 1000 Compliance Memo](#)
- L. [Health Atlas 2021 - Selected Maps](#)
- M. [Draft Environmental Impact Report Resolution](#)
- N. [Draft Environmental Impact Report \(DEIR\) and Appendices](#)

Council File for original adoption of the Health Element: CF15-0103

cc: Arthi Varma, Deputy Director
Nick Maricich, Principal City Planner
Conni Pallini-Tipton, Senior City Planner
Ari Briski, City Planner
Emily Gable, City Planner
Lena Mik, City Planning Associate
Alexander Linz, Planning Assistant

Attachment 1: Corrections to Exhibits

Incorporated the following corrections to the Exhibits of the Staff Recommendation Report, presented to the Commissioners as detailed in the Technical Modifications memo to the City Planning Commission (Agenda Item No. 7) dated October 14, 2021:

1. Exhibit M, removed the footer "Admin Draft" which was erroneously included.
2. Exhibit N, corrected the hyperlink (previously was hyperlinking to two pages).

Attachment 2: Findings

Summary

The Proposed Plan as modified is consistent with the City Charter, LAMC, and General Plan Findings as recommended by the City Planning Commission on October 14, 2021, and the modifications approved by the City Planning Commission on October 14, 2021 are consistent with and further support the Findings of Fact.

Project Location

The Los Angeles Citywide Housing Element 2021-2029 Update, Safety Element Update, and Health Element Amendments (the Proposed Plans) will apply to the entire geographic area located within the boundaries of the City of Los Angeles, which encompasses 467 square miles.

Finding Requirements for General Plan Amendments

City Charter Requirements

Charter Section 555 — Charter Section 555 provides that the City Council may amend the General Plan in its entirety, by subject elements or parts of subject elements, or by geographic areas, provided that the part or area involved has significant social, economic, or physical identity. No legislative findings are required to amend the General Plan. The Proposed Plans propose amendments to three elements of the General Plan: (1) updating the Housing Element of the General Plan, including a new policy document and related Rezoning Program, (2) amendments to the Safety Element of the General Plan, and (3) amendments to the Health Element (Plan for a Healthy Los Angeles) of the General Plan. All the amendments to subject elements of the City's General Plan apply citywide.

State General Plan Consistency Requirement

State law requires that the General Plan have internal consistency among its elements (Government Code Section 65300.5). The updated Housing Element, Safety Element and the Health Element must be consistent with the other elements and components of the General Plan. Those elements are the Land Use, Circulation (Mobility), Housing, Conservation, Open Space, Noise, Safety and Health Element. In addition to the eight mandated elements, the City's General Plan includes a Framework Element, an Infrastructure Systems Element, a Public Facilities and Services Element, and an Air Quality Element. State Housing law does provide an exception to consistency where the Housing Element includes a program to bring the other elements into consistency with the Housing Element where necessary to make adequate provision for the housing needs of all economic segments of the community (Gov. Code Section 65583(c)(8).)

Neither state law nor local law (City Charter and Code) requires the City to adopt consistency findings or any other findings to amend a general plan element. The consistency discussion is provided for the City Planning Commission's consideration in approving and recommending the Proposed Plans and its determination that the Proposed Plans are consistent with the City's General Plan.

State Housing Element Findings

See separate Council File for Housing Element specific findings.

Housing Element Consistency Discussion and Findings

See separate Council File for Housing Element specific findings.

Safety and Health Element Findings

A. General Plan Consistency Discussion

For all the reasons provided below, the update to the Safety Element and Health Element (Plan for a Healthy Los Angeles) Amendments contain goals, objectives, policies, and programs that are consistent with the General Plan.

Safety Element

See separate Council File for Safety Element specific findings.

Plan for a Healthy Los Angeles (Health Element) Targeted Amendment Consistency Discussion

Targeted amendments to the Health Element are proposed to clarify that the Health Element meets state requirements that pertain to environmental justice. The amendments are limited to revised background text, updates to Health Atlas maps, and two new racial justice related Programs. The Goals, Policies, Objectives, and existing Programs within the document are not proposed to be altered, so the findings made at the time of adoption remain applicable. Complete findings for the Plan for a Healthy Los Angeles are available in the original staff report from its adoption in 2015, associated with Council File 15-0103. Below are findings specific to the amendments proposed in Exhibit J.

With respect to environmental justice and equity, the Health Element amendments are consistent with the General Plan **Framework Element**, which includes policies to assure fair treatment with respect to environmental and development laws and protections, affirmative efforts to inform and

involve environmental justice stakeholders and community groups, and bring the environmental benefits of parks and open space to underserved communities.

The General Plan Framework Element states the following:

Framework Policy 3.1.9. *Assure that fair treatment of people of all races, cultures, incomes and education levels with respect to the development, implementation and enforcement of environmental laws, regulations, and policies, including affirmative efforts to inform and involve environmental groups, especially environmental justice groups, in early planning stages through notification and two-way communication. (P1, P18)*

Policy 4.1.9. *Whenever possible, assure adequate health-based buffer zones between new residential and emitting industries.*

Policy 6.4.2. *Encourage increases in parks and other open space lands where deficiencies exist, such as South East and South Central Los Angeles and neighborhoods developed prior to the adoption of the State Quimby Act in 1965 (As amended in 1972). (P1, P2, P54)*

Policy 9.23.2. *Prioritize the implementation of recreation and park projects in areas of the City with the greatest existing deficiencies. (P14)*

With respect to environmental justice and equity, the Health Element amendments are consistent with Mobility Plan 2035 (General Plan **Circulation Element**) which emphasizes sustainable, active mobility and transit infrastructure, especially for communities which have been heavily impacted by existing and past transportation plans, policies, and projects.

The Mobility Plan states the following:

Mobility Plan Objective 6. *Increase pedestrian safety improvements in the design and implementation of complete streets projects within the top 25% SB535 disadvantaged communities located in the City of Los Angeles or as subsequently identified through tools utilized by the City.*

Policy 4.3. Fair and Equitable Treatment: *Ensure the fair and equal treatment of people of all races, cultures, incomes and education levels with respect to the development and implementation of citywide transportation policies and programs.*

Policy 4.6. Data-Driven Prioritization of Projects: *Make the most of limited financial resources by utilizing data to prioritize transportation projects based upon equity in safety, public health, access, social benefits, and/or economic benefits.*

Policy 5.1. Sustainable Transportation: *Encourage the development of a sustainable transportation system that promotes environmental and public health.*

With respect to environmental justice and equity, the Health Element amendments are consistent with the General Plan **Open Space** Element which states the following:

***Health Element Policy 2.37.** Impacted areas should receive priority of funding for open space purposes, particularly in respect to providing recreational facilities.*

With respect to environmental justice and equity, the Health Element amendments are consistent with the General Plan **Public Facilities and Services** Element which states the following:

***Public Facilities and Services Element Policy 5.** Park and recreation sites shall be acquired and developed first in those areas of the City found to be most deficient in terms of the recreation standards.*

With respect to environmental justice and equity, the Health Element amendments are consistent with the General Plan **2021-2029 Housing Element** which promotes healthy neighborhoods and environments through community engagement, building standards and designs, and policies to correct for past discrimination and harms.

The Housing Element states the following:

***Housing Element Objective 3.1.** Use design to create a sense of place, promote health, foster community belonging, and promote racially and socially inclusive neighborhoods.*

***Policy 3.1.4.** Site buildings and orient building features to maximize benefit of nearby amenities and minimize exposure to features that may result in negative health or environmental impacts.*

***Policy 3.1.6.** Establish plans and development standards that promote positive health outcomes for the most vulnerable communities and populations.*

***Housing Element Goal 4.** A City that fosters racially and socially inclusive neighborhoods and corrects the harms of historic racial, ethnic, and social discrimination of the past and present.*

B. State Planning Requirements – Safety Element

See separate Council File for Safety Element specific findings.

Summary of CEQA Findings

The EIR analyzed the approval of the Proposed Plans. In regard to the Housing Element, the EIR analyzed the potential effect from the construction and operation of 420,327 housing units (full RHNA build out of 456,643 units minus the 36,316 housing units that have been approved but not

built). The Draft EIR found that the environmental impacts of several of the issue areas were significant and unavoidable, even with imposition of mitigation measures. Based on the analysis in the Draft EIR, the EIR concluded the Proposed Project could result in unavoidable significant environmental impacts with regard to:

- Air Quality – Threshold 4.2-2 (Construction and Operational Air Criteria Air Pollutant Emissions: Project and Cumulative)
- Biological Resources – Threshold 4.3-1 (Special-Status Species: Project and Cumulative); Threshold 4.3-2 (Sensitive Habitats: Project and Cumulative); Threshold 4.3-3 (Wildlife Corridors: Project and Cumulative)
- Cultural Resources – Threshold 4.4-1 (Historic Resources: Project and Cumulative); Threshold 4.4-2 (Archaeological Resources: Project and Cumulative)
- Geology and Soils – Threshold 4.5-1 (Paleontological Resources: Project and Cumulative)
- Hazards and Hazardous Materials – Threshold 4.7-2 (Hazardous Materials Near Schools: Project and Cumulative); Threshold 4.7-3 (Hazardous Materials Sites: Project and Cumulative)
- Noise – Threshold 4.10-1 (Construction Noise: Project and Cumulative); Threshold 4.10-2 (Operation Noise: Project and Cumulative); Threshold 4.10-3 (Construction Vibration: Project and Cumulative)
- Public Services – Threshold 4.12-1 (Fire Protection: Project); Threshold 4.12-2 (Police Protection: Project); Threshold 4.12-3 (School Facilities: Project)
- Recreation – Threshold 4.13-1 (Deterioration of Recreational Facilities: Project and Cumulative); Threshold 4.13-2 and Threshold 4.13-3 (Construction of Recreational Facilities: Project and Cumulative)
- Transportation (Freeway Queuing: Project and Cumulative)
- Tribal Cultural Resources – Threshold 4.15-1 (Construction: Ground Disturbance during Construction: Project and Cumulative)
- Wildfire – Threshold 4.17-1 (Impair Emergency Response Plan: Project and Cumulative), Threshold 4.17-2 (Exacerbate Wildfire Risks in State Responsibility Area or VHFHSZ: Project and Cumulative), Threshold 4.17-3 (Require Infrastructure that may Exacerbate Fire Risk: Project and Cumulative), Threshold 4.17-4 (Expose People or Structures to Significant Risks in State Responsibility Area or VHFHSZ: Project and Cumulative), Threshold 4.17-5 (Expose People or Structures to Significant Risks Involving Wildland Fires: Project and Cumulative)

The Draft EIR has also identified the following significant impacts that are anticipated to be reduced to less than significant with identified mitigation measures: Air Quality (Construction TACs); Hydrology (Impeding or Redirect Flood Flows); and Transportation (Conflict with Circulation Plan, Policy, Ordinance; Hazard due to Geometric Design; Emergency Access).

Recommended Project

The Proposed Project was analyzed in the Draft EIR. As discussed above some changes have been made to the Proposed Project since the Draft EIR was published. None of the changes affect the analysis or conclusions in the Draft EIR. In particular, while the Proposed Project has been revised to include a higher overall required rezoning need (increased to 255,415 units from 220,000 units), this changed number does not affect the analysis presented in the Draft EIR as the rezoning need is determined to be needed in order to accommodate build-out of the RHNA. The Draft EIR analyzed build-out of the RHNA, and therefore this and other changes do not result in new significant impacts or an increase in the severity of the significant impacts identified in the Draft EIR. As such, that change and the others to be described in the Final EIR do not result in significant new information as defined in CEQA Guidelines Section 15088.5 requiring recirculation.

FINAL EIR

Section 15088 of the CEQA Guidelines requires the lead agency, Department of City Planning (DCP), to evaluate comments on environmental issues received from public agencies and interested parties who review Draft EIR and provide written responses. The City received written comments on the Draft EIR from public agencies, groups, and individuals. Responses to all comments received during the comment period will be included in the Final EIR.

CPC RECOMMENDATION

Pursuant to Section 15025(c) of the CEQA Guidelines, the City Planning Commission, as a recommending body on the Proposed Project, is required to consider the Draft EIR and make a recommendation to the City Council.

The Final EIR will be completed after the City Planning Commission meeting, and the Final EIR and associated CEQA Finding and Statement of Overriding Considerations will be considered by the City Council prior to adoption of the Proposed Project and certification of the EIR.

Attachment 3: Safety and Health Element Resolution

WHEREAS, California Government Code Sections 65302(g) requires cities to prepare a safety element, which may include a local hazard mitigation plan, for the protection of the community from any unreasonable risks associated with the effects of seismically induced surface rupture, ground shaking, ground failure, tsunami, seiche, and dam failure; slope instability leading to mudslides and landslides; subsidence; liquefaction; and other seismic hazards and other geologic hazards, flooding; and wildland and urban fires, as a component of each city's general plan and to revise it upon undertaking an update to the Housing Element, which the City has prepared under separate resolution; and

WHEREAS, California Government Code Sections 65302(h), as amended by SB 1000, requires cities to prepare an environmental justice element(s) that identify disadvantaged communities within the community and identify objectives and policies to reduce the unique or compounded health risks in disadvantaged communities by means that include, but are not limited to, the reduction of pollution exposure, including the improvement of air quality, and the promotion of public facilities, food access, safe and sanitary homes, and physical activity; identify objectives and policies to promote civic engagement in the public decision making process; identify objectives and policies that prioritize improvements and programs that address the needs of disadvantaged communities; and to adopt or review the environmental justice element upon the adoption or next revision of two or more elements concurrently on or after January 1, 2018, as a component of each city's general plan and to revise it regularly; and

WHEREAS, pursuant to Charter Section 555, the Director of City Planning initiated an amendment to the Housing, Safety, and Health Elements (Plan for a Healthy Los Angeles) of the General Plan (collectively, "Proposed Plans") and prepared a proposed update to the Safety Element, which replaces the current Safety Element adopted in 1996, and prepared targeted amendments to the Health Element, which included clarification that the Health Element serves as the Health, Wellness and Equity Element of the General Plan; and

WHEREAS the Safety Element and Local Hazard Mitigation Plan comply with the requirements of state law and set forth the disaster prevention, response and recovery policies for the City and the Safety Element has been updated to minimize impacts from climate change, and increase resilience in the City; and

WHEREAS, the Health Element complies with the requirements of state law as described in Government Code Section 65302 pertaining to an environmental justice element; and

WHEREAS, the Draft Environmental Impact Report was circulated to the public, responsible agencies and other interested parties as required by CEQA Guidelines Section 15087 for a period of 45 days commencing on July 22, 2021 and closing on September 7, 2021; and

WHEREAS, as consultation with public agencies was conducted, the City received comments on the draft Safety Element from CAL FIRE and incorporated recommendations into the draft presented to the City Planning Commission; and

WHEREAS, the Hearing Officer, as a representative of the City Planning Commission, held a public hearing on the Proposed Plans on September 21 and 22, 2021; and

WHEREAS, a notice of public hearing was published in the "Daily Journal" on September 1, 2021, for a hearing on September 21 and 22, 2021, in accordance with Section 12.32-C4 of the Los Angeles Municipal Code; and

WHEREAS, the City Planning Commission conducted a noticed public hearing on October 14, 2021; and

WHEREAS, the City Planning Commission, on October 14, 2021, recommended that the Mayor approve and the City Council adopt the proposed Safety Element Update and amendments to the Health Element and transmitted its recommendation pursuant to the City Charter and the Municipal Code; and

WHEREAS, the City Council's Planning and Land Use Management Committee and Public Safety Committee, each held a public hearing on _____ 2021 and _____ 2021 regarding the Safety Element Update and Health Element amendments in accordance with the City's Charter and Municipal Code; and

WHEREAS, pursuant to the provisions of the Los Angeles City Charter Section 555 and Los Angeles Municipal Code Section 11.5.6, the Mayor and the City Planning Commission have transmitted their recommendations on the Safety Element and Health Element Amendments; and

WHEREAS, in a separate action, the City Council adopted a resolution to certify Environmental Impact Report (Case No. EIR-2020-6762-EIR and State Clearinghouse No. 2021010130) for the Proposed Plans, adopted EIR Findings, a Statement of Overriding Considerations and a Mitigation and Monitoring Program; and

NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS:

1. Recitals. The foregoing recitals are true and correct and incorporated herein by reference.
2. General Plan Amendment. The City Council approves the following amendments to the General Plan:
 - a. The Safety Element Update found in Council File No. _____
 - b. The amendments to the Health Element, found in Council File No. _____
3. Reversion to Prior Element. Unless otherwise provided by action of the City Council, to the extent the Safety Element Update is enjoined (in whole or in part,

permanently or temporarily), or set aside by court order, the Safety Element (1996), shall, by operation of law, be revived and continue in full force and effect, until such time as the injunction is dissolved, the court order is set aside, and/or until further action of the City Council.

Unless otherwise provided by action of the City Council, to the extent the Health Element amendments are enjoined (in whole or in part, permanently or temporarily), or set aside by court order, the Health Element (2015), as applicable, shall, by operation of law, be revived and continue in full force and effect, until such time as the injunction is dissolved, the court order is set aside, and/or until further action of the City Council.

Attachment 4: Environmental Impact Report Resolution

A RESOLUTION OF THE COUNCIL OF THE CITY OF LOS ANGELES, CERTIFYING ENVIRONMENTAL IMPACT REPORT STATE CLEARINGHOUSE (SCH) No. 2021010130 (ENV-2020-6762-EIR) AS RELATED TO THE AMENDMENTS TO THE HOUSING ELEMENT OF THE GENERAL PLAN, THE SAFETY ELEMENT OF THE GENERAL PLAN, AND THE HEALTH AND WELLNESS ELEMENT OF THE GENERAL PLAN (“PROPOSED PROJECT”); ADOPTING FINDINGS OF FACT PURSUANT TO PUBLIC RESOURCES CODE SECTION 21081(a), ADOPTING A MITIGATION MONITORING PLAN, AND ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS.

WHEREAS, the City of Los Angeles analyzed the Proposed Project in the Environmental Impact Report (Case No. EIR-2020-6762-EIR and State Clearinghouse No. 2021010130) (“EIR”); and

WHEREAS, pursuant to the California Environmental Quality Act (CEQA) Guidelines Section 15082, a Notice of Preparation for the Draft EIR was issued on January 13, 2021, by the City for a 30-day public review period (“Scoping Period”), with a closing date of February 15, 2021; and

WHEREAS, two public scoping meetings were held during the Scoping Period on January 26, 2021 and January 28, 2021; and

WHEREAS, during the Scoping Period, the City received a total of 252 written and verbal comments and letter responses to the Notice of Preparation, which are addressed throughout the Draft EIR, where relevant; and

WHEREAS, the Draft EIR was circulated for a 45-day public review and comment period, which began on July 22, 2021, with a closing date of September 7, 2021; and

WHEREAS, pursuant to Section 15088 of the CEQA Guidelines, written responses to all comments on the adequacy of the Draft EIR received during the comment period are provided in the Final EIR; and

WHEREAS, the City Council has reviewed and considered the Final Environmental Impact Report (FEIR) No. ENV-2020-6762-EIR and the whole of the administrative record in its determination of adopting the Proposed Project.

NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS:

1. Recitals. The foregoing recitals are true and correct and incorporated herein by reference.
2. CEQA Certification and Findings.
 1. Contents of FEIR. Pursuant to CEQA Guidelines Section 15132, the Final Environmental Impact Report (FEIR), which is attached hereto and incorporated herein by this reference, at Exhibit 1, includes the Draft EIR SCH No. 2021010130 (ENV-2020-6762-EIR), dated July 22, 2021, the Draft EIR appendices, and the document titled “Final EIR” dated _____, including all its related appendices and attachments.

2. EIR Certification. The City Council certifies:
 1. The FEIR has been completed in compliance with CEQA;
 2. The FEIR was presented to the City Council and that the City Council has reviewed and considered the information contained in the FEIR prior to approval of the Proposed Plan, and all of the information contained therein has substantially influenced all aspects of the decision by the City Council; and
 3. The FEIR reflects the City Council's independent judgement and analysis.
- c. Mitigation Monitoring. The Mitigation Monitoring Program (MMP) set forth in Exhibit 2 to this resolution, which is attached hereto and incorporated herein by this reference, is adopted to ensure that all mitigation measures described in the MMP are fully implemented. The City Council finds all of the mitigation measures in the MMP are feasible.
- d. CEQA Findings. The Council, in its independent judgement, based on the whole of the administrative record, adopts all of the findings in the EIR Findings set forth in Exhibit 1 to this Resolution, which are added hereto and incorporated herein by this reference. In adopting the EIR Findings, the Council ratifies, adopts, and incorporates the analysis and explanation in the FEIR, and ratifies, adopts and incorporates in these findings the determinations and conclusions in the FEIR relating to environmental impacts and mitigation measures.
- e. Statement of Overriding Considerations. The City Council adopts the Statement of Overriding Considerations attached at Exhibit 3 to this Resolution, which is attached hereto and incorporated herein by reference. The City Council finds that each listed Proposed Project benefit identified in the Statement of Overriding Considerations provides a separate and independent ground for its approval of the Proposed Project and overrides all of the identified significant and unavoidable impacts of the Proposed Project.
- f. Location and Custodian of Documents. The record of approval of the Proposed Project shall be kept in the office of the City Clerk, City of Los Angeles, City Hall, 200 North Spring Street, Los Angeles, California 90012 which shall be held by the City Clerk as the custodian of the documents; all other record of proceedings shall be kept with the Department of City Planning and the Director of the Department of City Planning shall be the custodian of the documents.
- g. Notice of Determination. The Director of the Department of City Planning is directed to file a Notice of Determination as required by the Public Resources Code and CEQA Guidelines.