


		CITY OF LOS ANGELES California	
		Foothill Trails District Neighborhood Council	
<p>DALE GIBSON president</p> <p>BILLY HAYS vp administration</p> <p>CRIS HUGHES vp communications</p> <p>KEVIN DAVIS treasurer</p> <p>ROYAN HERMAN recording secretary</p> <p>NANCY WOODRUFF correspondence secretary</p>	<p>BOARD MEMBERS</p> <p>CHERYL GRESLIE CILE BORMAN ERWING DAVIS FRITZ BRONNER JACOB LOHR JOHN BLUE HERGET KEN KEEBLE TERRY KAISER BART PAUL</p>	 <p>ANTONIO R. VILLARAIGOSA MAYOR</p>	<p>9747 WHEATLAND BLVD, SHADOW HILLS, CA 91040 818-353-2000 www.ftdnc.org</p> <p>C/O DEPARTMENT OF NEIGHBORHOOD EMPOWERMENT Attn: Barry Stone Project Coordinator 340 E. 2nd St., 4th Floor Los Angeles, Ca, 90012 213-485-1585 barry.stone@lacity.org</p>

May 21, 2009

Maya Zaitzevsky, Associate Zoning Administrator
City Planning Department
City of Los Angeles
200 North Main Street 5th Floor
Los Angeles, CA 90012

ZAQ-2009-527-ZV and ENV 2009-528-MND 9436 Glenoaks Blvd Sun Valley 91352
Conditional Use Permit for Continued operation of CalMat Pit to 2024.

Dear Ms. Zaitzevsky:

At the Regularly Scheduled Board Meeting on May 21, 2009 of the Foothill Trails District Neighborhood Council (FTDNC), the board approved a motion to SUPPORT the Sun Valley Area Neighborhood Council's position to:

Request the Zoning Administrator extend the comment period before ruling on the above case for a period of at least 60 days based on the following and require that a new EAF be completed for the project reflecting condition changes that have taken place since 1999.

- The MND has never been received by the Sun Valley Area Neighborhood Council and may not be available from the applicant until after the comment period ends. SVANC cannot evaluate present conditions or mitigations or comment on the applicant's compliance. ***The Foothill Trails District Neighborhood Council was only able to collect this document from the applicant on Tuesday, May 19 after the comment period ended.***
- The SVANC challenges the accuracy of the EAF completed by the applicant, because it does not reflect changes in land use conditions from 1982 to 2009.
 - The HPOZ box does not reference the Stonehurst Historic Preservation Zone that is within 50 feet of the project effective Oct 4, 2008 Council file 08-2026 Ordinance No 180160.
 - The Cultural/Historic Box does not reference Historic Cultural Monument LA#172 at 9901 Dronfield in Stonehurst Park which is within 50 feet of the project.
 - There is no reference to the emergency drought condition or ongoing water supply issues affecting Los Angeles and California proclaimed by Gov Schwarzenegger February 27, 2009,

which has a particular bearing on the future use of this site as part of a Citywide Action Plan to improve water supply <http://www.c40cities.org/news/news-20080814.jsp>

- Or the 2003 FEIR Program Environmental Impact Report-Sun Valley Watershed Management Plan Section 3.4.1.1 Cal Mat Pit SCH No. 2002111051 County of Los Angeles Department of Public Works.
- There is no reference to *Sun Valley Renaissance :Concept Plan* Revitalization Plan - Sun Valley, California - Developed by the American Institute of Architects and Economic Alliance of the San Fernando Valley, Urban Design Assistance Team with input from the Sun Valley Area Neighborhood Council Land Use Committee. <http://www.valleyofthestars.net/>
- There is no reference to the San Gabriel-Verdugo Mountains Specific Plan. Effective February 8, 2004, Council File 03-1744, Ordinance No. 175736. This Plan requires separate Project Permit Compliance and SVANC recommends those measures be adopted into the MND.
- The“Monopoly” status as the single inert landfill completely within the City of Los Angeles. (reference Strathern Pit)
- There is an inconsistency in the EAF. In terms of volume, it refers to PATRONS not truck trips Dividing 6000 tons per day by 300 Patrons produces the number 20. Is this the average of tons per truck trip?
- There is no reference to the changed condition placing the property in the Sun Valley Environmental Justice Improvement Area. Council File No. 03-2529 and Council File No. 08-1805. In a communication on May 16, 2005, the City’s Environmental Affairs Department General Manager communicated the following :

It is the standing practice of the City of Los Angeles to support measures that promote environmental justice and work to ensure an equitable distribution of the burden of environmental impacts on its communities. In 2004, the City Council supported AB 392 to protect Caltrans grant funding for environmental justice projects. Through local policies and initiatives, the City has promoted awareness of environmental justice and mitigation of impacts. Examples include:

- The City’s General Plan Framework established the goal of “assurance of environmental justice and a healthful living environment.”
 - In 2003, the City Attorney’s Office established the City’s Environmental Strike Force, coordinating multi-agency inspections and legal action in communities impacted by environmental crime.
 - Also in 2003, the City Council designated the Sun Valley Environmental Justice Improvement Area to focus City departments on the need to apply coordinated planning and environmental justice principles and practices to the siting of new industrial and waste facilities in the area and on the importance of strict enforcement of existing environmental laws and regulations.
 - The Environmental Affairs Department (EAD) is currently representing the City on the Cal/EPA Environmental Justice Advisory Committee, serving on behalf of Local/Regional Land Use Planning Agencies. EAD previously represented the City in development of Cal/EPA’s Environmental Action Plan (October 2004).
- Vulcan Materials Company is also subject to California State Law and regulated by the Integrated Waste Management Board (CIWMB). Vulcan is required to copy planning document as part of the CUP and CIWMB permit 19-AR-1160. This permit addresses many more issues than the Tons per day. Both the City’s Local Enforcement Agent, Mr. Wayne Tsuda, and The City of Los Angeles Department of Public Works, Bureau of Sanitation are responsible parties under State Law. A copy should be available for public review prior to the issuance of any extension of the CUP.

NOTE: In 2006, Vulcan Materials Company submitted a draft EIR SCH No. 2006051107 to the City of Irwindale for Conditional Use Permit and a Development Agreement to allow Continued operations of the "U" class Inert Debris Engineered fill (IDEF) Operation at Reliance II Landfill. Paula Kelly - City of Irwindale - - (626) 430-2200 - 5050 N. Irwindale Avenue Irwindale, CA 91706

CONCLUSION

The City's Local Enforcement Agency (LEA) should be notified of this process, as well as the Bureau of Sanitation, and County of Los Angeles Public Works.

Vulcan Materials Company has dismissed the jurisdictional authority of the County of Los Angeles, Department of Public Works. Their jurisdictional authority over flood control includes the right of eminent domain.

The determination for what constitutes sufficient environmental review should first be determined. Errors and Omissions in the EAF must be corrected and missing documents must be examined.

Conditions may need to be updated from those established for operations as of 1999. There may be additional impacts that currently are not part of the 1999 CUP Conditions. The 25 year old CEQA document may not be sufficient, given the number of land use ordinances which have changed surrounding the project.

The State Clearing House has records going back to 1986, so it was not possible to determine what type of document was issued and approved in 1982. After 25 years- ending at the exact time the landfill will reach ground level may be too late to begin a full program EIR. This leaves a possibility that the applicant may ask for Continued operations and Development Agreements that extend the height above ground level.

Respectfully submitted,

***Dale Gibson, President
Foothill Trails District Neighborhood Council***

***CC
Wayne Tsuda, LEA
Jim Dantona, CD 2
Vulcan Materials***