



Venice Neighborhood Council

PO Box 550, Venice, CA 90294
www.VeniceNC.org Email: info@VeniceNC.org



Rules & Selections Committee
Wednesday, December 27, 2023 | 6:00 PM
Extra Space Storage, 658 Venice Blvd., Venice, CA 90291

MINUTES

Translation Services: Si requiere servicios de traducción, favor de avisar al Concejo Vecinal 3 días de trabajo (72 horas) antes del evento. Por favor contacte Secretary@VeniceNC.org para avisar al Concejo Vecinal.

Comments from the public on other matters not appearing on the agenda that are within the Committee's jurisdiction will be heard during the General Public Comment period. Please note that under the Brown Act, the Board 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 Committee meeting. Public comment is limited to one (1) minute per speaker, unless adjusted by the presiding officer of the Committee. Public comments for Homelessness Committee Meetings may be emailed to the chair at alley.bean@venicenc.org

Current Bylaws 7/1/2022 - <https://www.venicenc.org/assets/documents/5/committee63d2e3ea0ffff.pdf>

Current Standing Rules 3/14/2017 - <https://www.venicenc.org/assets/documents/5/committee6361686a6d150.pdf>

CALL TO ORDER: _____ 6:20 _____

ROLL CALL WITH DECLARATION OF EXPARTE COMMUNICATIONS AND CONFLICTS OF INTEREST if any:

CJ Cole, Co-Chair	X	Christopher Lee	ABSENT	
Lisa Redmond, Co-Chair	X			
Helen Fallon	X			VNC President, ex officio

APPROVAL of PRIOR MINUTES:

October 2023

November 2023

Motion to Approve Both - Helen Fallon; Second CJ Cole - Vote 3-0-0

GENERAL PUBLIC COMMENT: Comments from the public on non-agenda items within the Rules & Selections Committee's subject matter jurisdiction. Each speaker will be allowed one (1) minute unless adjusted by the presiding officer of the meeting.

OLD BUSINESS:

1. **Proposed Bylaws Modifications to Article V: Section 7: Absences**
 - a. Pulled from Dec, 2023 Board meeting due to absences
 - b. Will go on Jan. 2024 Board meeting agenda



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- c. Public comment
- d. Committee discussion

No Action

2. VNC Officer & Standing Committee Duties and Responsibilities Update

- a. Current status of response
- b. Public comment
- c. Committee discussion to set duties and responsibilities

Reviewed responses from Officers & Committee Chairs - No Action

3. Stakeholder Email Survey

- a. Review copy and questions
- b. Public comment
- c. Committee discussion and finalization of copy and questions

Reviewed and critiqued survey questions – No Action

4. January 13 meeting

- a. Format planning. Moderator?
- b. Public comment
- c. Committee discussion

Discussion - No Action

NEW BUSINESS:

1. Stakeholder Motion from Robin Rudisill – **Changes to Standing Rules and Bylaws re LUPC a.** **Item Description:**

Whereas existing VNC Standing Rule 3 appears to have been put in place in 2009, before the community understood how the coastal regulations work and projects in the Coastal Zone are required to be approved; and

Whereas existing VNC Standing Rule 3 is in error because approval by the City of a project under the Venice Coastal Zone Specific Plan does not mean that the project is de minimis and therefore there is no need for the VNC to review it; and

Whereas “development,” as defined in Coastal Act section 30106, requires a Coastal Development Permit (CDP), which is a discretionary decision and is not “by right” or subject to approval using a ministerial checklist; and

Whereas existing VNC Standing Rule 3 misconstrues the meaning of “de minimis” in the Coastal Act context, and it ignores the discretionary (not “by right”) nature of Coastal Zone projects requiring a CDP and is therefore misleading and inaccurate; and

Whereas, as reflected in LAMC 12.20.2, the standard of review for CDPs is Chapter 3 of the Coastal Act, and the certified Land Use Plan development standards and policies are to be used to determine a project’s conformance with Chapter 3 of the Coastal Act; and

Whereas most VNC issues are related to land use, the Mission of LUPC should be updated to give the Board discretion and flexibility in assigning land use related issues (other than projects) to other committees as well as to LUPC.



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d. Motion:

Therefore, the VNC Board approves the following changes to its Standing Rules and Bylaws:

I. In the current Standing Rules, pages 3-4, strike the entire Section 3 LUPC Committee:

3. LUPC Committee

For information regarding LUPC processes, rules and forms, see:

(1) LUPC website: <http://venicenc.org/LUPC>

Adopted by Board 090120: Projects which comply with the development standards of the VCZSP or which LUPC determines to be de minimis shall be placed on the board consent calendar without requiring a LUPC hearing or preparation of a LUPC report. The below form letter will be sent to the appropriate entities if the Board agrees with LUPC.

De Minimus Form Letter

Los Angeles City Planning Department
200 North Spring Street
Los Angeles, CA 90012-2601

Subject: CASE NO. (Insert Here)
Project Address: (Insert Here)
Applicant: (Insert Here)

Madame/Sir...: (Note: this will probably go to the ZA or planning staff person)

Please be advised that the Venice Neighborhood Council's Board of Officers, upon the recommendation of our Land Use and Planning Committee, has consented to take a position of "No Opinion, No Recommendation Without Prejudice" and not send a recommendation for action to Council District 11, Planning Department or any other government entity on the referenced planning case. However, we reserve the right to take a position at a later date in the event the project, as initially presented to the hearing authority, is changed without the consent of the affected parties.

Please provide a copy of the decision letter to the Venice Neighborhood Council, Post Office Box 550, Venice, California 90294, or electronically to Board @VeniceNC.org and LUPC@VeniceNC.org.

Thank you for your attention to this matter.

Very truly yours,
Venice Neighborhood Council
President of the Venice Neighborhood Council

Cc: Applicant
Applicant's Representative
CD11, Councilmember
Secretary@VeniceNC.org VNC Land Use and Planning Committee
California Coastal Commission

Replace with:

LUPC Committee

- a. **Review of Projects** The VNC's Land Use & Planning Committee (LUPC) is responsible for reviewing new project applications as a normal course of its business. This is to be accomplished at a public meeting by reviewing the projects listed in the bi-weekly Certified Neighborhood Council (CNC) City Planning Early Notification Reports at the next LUPC meeting after a project appears on that report.



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LUPC will determine if any projects need additional review and a public LUPC hearing by considering the project's conformance with the certified Land Use Plan development standards and policies. If there is not a consensus of the group re. whether to waive the review of a given project or not, it will be put to a vote of the committee.

Those projects selected for further review and hearing will be assigned during the public meeting to a specific LUPC member who will work with the applicant and the neighbors to prepare a written LUPC Staff Report. If there is opposition to the assignment of the specific LUPC member to the given project, it will be put to a vote of the committee. The Staff Report shall be reviewed by LUPC at a public hearing for the project within one month's time.

Those projects for which additional review is waived will appear on the next VNC Board Agenda under the Agenda Item title "Projects for which VNC Recommendation is Waived, Without Prejudice." The Board can vote to approve the list or approve a modified list and send any one of the projects listed back to LUPC for review and a public hearing.

Those projects which have been further reviewed by LUPC will appear on the next VNC Board agenda under the Agenda Item title "Projects for which LUPC Recommends Board Action." The Board can vote to accept the recommended action, reject the recommended action, or return it to LUPC for further review.

The results of the VNC LUPC agenda items shall be sent by the VNC Board Secretary within 48 hours of the meeting to the current City Planning Supervisor for Venice projects, with copies to the LUPC Chair and the VNC President.

b. LUPC Agendas

The Agenda shall be prepared by the LUPC Chair or other LUPC member assigned by the committee and shall include an agenda item listing all new projects on the CNC Early Notification Reports since the last LUPC meeting. It will also include any agenda item(s) requested by a LUPC member, including but not limited to projects that have not previously been heard by the VNC, and the public hearings for cases that were assigned to LUPC members.

The minimum requirements for information provided on the face of both the LUPC Agenda and the VNC Board Agenda for each project are:

- i. New projects:
 - Address:
 - All Case Numbers:
 - Project Description:
 - Link to City Planning website where application and plans are posted:
- ii. Projects for which a hearing is being held:
 - Address :
 - All Case Numbers :
 - LUPC Staff:
 - Applicant:
 - Applicant's Representative:
 - Email for City Planner assigned:



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Project Description:
Link to City Planning website where application and plans are posted:
Link to LUPC Staff Report

c. **LUPC Minutes**

Minutes shall be prepared by the LUPC Chair or other LUPC member assigned by the committee, and the draft shall be provided at the time LUPC Motions are submitted to AdCom. The Minutes shall be approved at the next LUPC meeting.

II. **In the current Bylaws, page 13, Article VII: Committees and their Duties, Section 1: Standing Committees, F. Land Use and Planning Committee:**

Strike:

The Land Use and Planning Committee shall review, take public input, report on and make recommendations of actions to the Board of Officers on any land use and planning issues affecting the community.

Replace with:

The Mission of the Land Use and Planning Committee (LUPC) is to review, outreach to and obtain input from the public, and prepare recommendations derived from these efforts to the VNC Board on all new project applications, and any other land use and planning issues affecting the Venice community, unless otherwise assigned to another VNC committee by the Board, for purposes of the VNC making recommendations to the City. The standard of review used for Coastal Development Permits for new projects is the Coastal Act and the certified Land Use Plan development standards and policies. The standard of review for projects in East Venice is the Venice Community Plan and LAMC.

- c. Public comment
- d. Committee discussion/vote

Motion: Maker to Come Back with a Better Version to be Considered at the 1-3-24 R&S Meeting – Helen Fallon; Second CJ Cole - Vote 3-0-0

COMMITTEE COMMENT: Comments from committee members on items not on the agenda for future consideration, time permitting.

ADJOURNMENT: Time: @ 8:00 PM

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, assistive listening devices, or other auxiliary aids and/or services may be provided upon request. To



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ensure availability of services, please make your request at least 3 business days (72 hours) prior to the meeting by contacting the Department of Neighborhood Empowerment by calling (213) 978-1551 or email: NCsupport@lacity.org

Posting of Agendas

Neighborhood Council agendas are posted for public review as follows:

- Beyond Baroque, 681 Venice Blvd., Venice, CA 90291
- www.venicenc.org
- You can also receive our agendas by email, subscribe to L.A. City's [Early Notification System \(ENS\)](https://lacity.gov/government/subscribe-agendas/neighborhood-councils) <https://lacity.gov/government/subscribe-agendas/neighborhood-councils>

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 Section 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 a majority or all of the board in advance of a meeting may be viewed at our website: www.VeniceNC.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 VNC Secretary, email Secretary@Venicenc.org.

Reconsideration and Grievance Process

For information on the NC's process for board action reconsideration, stakeholder grievance policy, or any other procedural matters related to this Council, please consult the NC Bylaws. The Bylaws are available at our website www.venicenc.org