



CITY OF LOS ANGELES
DEPARTMENT OF CITY PLANNING
City Hall 200 North Spring Street Los Angeles CA 90012
NOTICE OF PUBLIC HEARING

To Owners: ☐ Within a 100-Foot Radius
☒ Within a 500-Foot Radius
☐ Abutting a Proposed Development Site

And Occupants: ☐ Within a 100-Foot Radius
☒ Within a 500-Foot Radius
And: ☒ Interested Parties/Others

This notice is sent to you because you own property or are an occupant residing near a site for which an appeal from a Department action was filed with the Department of City Planning. All interested persons are invited to attend the public hearing where you may listen, ask questions, and/or present testimony regarding the project. The environmental document, if applicable, will be among the matters considered at the hearing. The Commission may consider all the testimony presented at the hearing, written communications received prior to or at the hearing, and the merits of the project as it relates to existing environmental and land use regulations. **Please note that your attendance at the hearing is optional.**

Project Site: 319-323 5th Street and 440-442 South Hill Street, Los Angeles, CA 90013

Case No. VTT-74593-1A
CPC-2016-3765-TDR-MCUP-CUX-ZAD-DD-SPR
CEQA No. ENV-2016-3766-EIR (SCH No. 2017031018)
Held By: City Planning Commission
Date: September 12, 2019
Time: After 8:30 AM
Place: Los Angeles City Hall
Council Chambers, Rm 340
200 N. Spring St. Los Angeles, CA 90012
(Please use the 201 N. Main Street entrance)
Staff Contact: Kathleen King, City Planning Associate
221 N. Figueroa St., Suite 1350
Los Angeles, CA 90012
kathleen.king@lacity.org
(213) 847-3624

cpc@lacity.org

Council No: 14 - Huizar
Related Case: None
Plan Area: Central City
Zone: C2-4D
Plan Overlay: None
Land Use: Regional Center Commercial

Applicant: JMF Enterprises V LLC, Jeffrey Fish
Applicant Representative: Montgomery Clark Advisors, Loren Montgomery
Appellant: Supporters Alliance for Environmental Responsibility
Appellant Representative: Lozeau Drury LLP, Michael Lozeau

Governor's Office of Planning & Research
AUG 19 2019
STATE CLEARINGHOUSE

PROPOSED PROJECT:

The Project would develop a vacant site with a mixed-use development consisting of 190 hotel guest rooms, 31 residential condominium units, and 29,232 square feet of commercial restaurant uses. In total, the Project would contain up to 255,812 square feet of floor area on a 16,663 square-foot (0.38-acre) lot, for a floor area ratio (FAR) of 13:1. The proposed uses would be located within a 53-story building with a maximum height of 784 feet. As proposed, the Project would provide 126 vehicle parking spaces within two subterranean and three-above grade parking levels; and 157 bicycle parking spaces located on levels B1, L3 and L4.

The City Planning Commission will consider:

ENV-2016-3766-EIR

1. The information contained in the Environmental Impact Report prepared for this project, which includes the Draft EIR, No. ENV-2016-3766-EIR (SCH No. 2017031018), dated November 1, 2018, and the Final EIR, dated April 26, 2019 (5th and Hill EIR), as well as the whole of the administrative record.

1. Appeal of the Advisory Agency's determination to approve Vesting Tentative Tract Map No. 74593 to permit the merger and re-subdivision of three (3) lots and re-subdivision of a 0.38-acre vacant site to create two (2) ground lots and four (4) airspace lots.

CPC-2016-3765-TDR-MCUP-CUX-

1. Pursuant to Los Angeles Municipal Code (LAMC) Section 14.5.6, approval of a Transfer of Floor Area Rights (TFAR) from the City of Los Angeles-owned Convention Center (Donor Site), located at 1201 South Figueroa Street, for up to 160,711 square feet to the Project Site (Receiver Site), thereby permitting a maximum of 13:1 FAR in lieu of the otherwise permitted 6:1 FAR;
2. Pursuant to LAMC Section 12.24 W.1, a Master Conditional Use Permit (MCUP) to allow the sale and dispensing of a full line of alcoholic beverages within four restaurants and bars, mini-bars within hotel guest rooms, room service to hotel rooms, and the hotel and residential pool deck;
3. Pursuant 12.24 W.18, a Conditional Use Permit (CUX) to allow live entertainment and dancing within the hotel banquet room;
4. Pursuant to LAMC Section 12.24 X.22, a Zoning Administrator's Determination to allow a building height of 250 feet for the portion of the building located on a C2-zoned lot within 100 feet of an OS Zone (Pershing Square), in lieu of the otherwise maximum height 61 feet, as permitted by LAMC Section 12.21.1 A.10;
5. Pursuant to LAMC Section 12.21 G.3(a), a Director's Decision to permit a 10-percent increase in the qualifying area of recreation rooms, up to a maximum of 35 percent of the total required usable common open space; and a 10-percent reduction in the required area for planting of ground cover, shrubs and trees within the common open space areas; and
6. Pursuant to LAMC Section 16.05, Site Plan Review for development of a project that results in an increase of 50 or more dwelling units and/or guest rooms.

Puede obtener información en Español acerca de esta junta llamando al (213) 978-1300

GENERAL INFORMATION

FILE REVIEW - The complete file is available for public inspection between the hours of 8:30 a.m. to 4:00 p.m., Monday through Friday. Please call or email the staff identified on the front page, at least three (3) days in advance to assure that the files will be available. **Files are not available for review the day of the hearing.**

AGENDAS AND REPORTS- Commission agendas are posted for public review in the Main Street lobby of City Hall East, 200 N. Main Street, Los Angeles, California. Commission Agendas are accessible online at planning.lacity.org, by selecting "Commissions & Hearings", the specific Area or City Planning Commission and "Agendas". Appeal Recommendation Reports are available on-line seven (7) days prior to the Commission meeting and are hyperlinked to the case numbers on the agenda. **Please note that Appeal Recommendation Reports are not prepared for appeals related to Zoning Administrator decisions.**

Be advised that the Commission may RECONSIDER and alter its action taken on items listed on the meeting agenda at any time during this meeting or during the next regular meeting, in accordance with the Commission Policies and Procedures and provided that the Commission retains jurisdiction over the case. **If a Commission meeting is cancelled or adjourned due to lack of quorum, all remaining agenda items shall be continued to the next regular meeting or beyond, as long as the continuance is within the legal time limits of the case or cases.**

TESTIMONY AND CORRESPONDENCE - Your attendance is optional; oral testimony can only be given at the Commission meeting and may be limited due to time constraints. Written testimony or evidentiary documentation may be submitted prior to, or at the meeting in accordance to the Commission's submittal requirements. Commissions function in a quasi-judicial capacity and therefore, cannot be contacted directly. Any materials submitted to the Commission become City property and will not be returned. This includes any correspondence or exhibits used as part of your testimony.

REQUIREMENTS FOR SUBMISSION OF MATERIALS - Written materials may be submitted prior to or at the meeting in accordance with the submittal requirements below. When required, hard copies must be presented on letter size (8 ½ " x 11") or legal size (8 ½ " x 14") paper. All oversized exhibits must be folded to fit into a legal-sized folder. Plans (i.e. site plans, floor plans, grading plans) must be presented on paper size not smaller than ledger size (11" x 17"). The case number must be written on all communications, plans and exhibits.

- **Regular Submissions** – Written materials not limited as to volume must be received by the Commission Executive Assistant no later than by end of business day Monday of the week prior to the week of the Commission meeting. Materials must be delivered electronically to the staff and commission email identified on the front of this page. In addition, an **original plus six (6) copies** must be submitted to the Commission Office directly at **200 North Spring Street, Room 272, Los Angeles, CA 90012** in attention to the Commission Secretariat.
- **Secondary Submissions** - All written materials in response to an Appeal Recommendation Report and/or additional comments must be submitted no later than **48 hours before to the Commission meeting (for Central, South LA and Harbor APCs, materials must be received no later than by 3:00 p.m., Thursday of the week prior to the Commission Meeting)**. Submissions, including exhibits, shall not exceed ten (10) pages and must be submitted electronically to the Commission identified on the front of this notice.
- **Day of Hearing Submissions** - Submissions less than 48 hours prior to, and including the day of the Commission meeting, must not exceed two (2) written pages, including exhibits. Photographs do not count toward the page limitation.
- **Non-Complying Submissions** - Submissions that do not comply with these rules will be stamped "*File Copy. Non-complying Submission*". Non-complying submissions will be placed into the official case file, but they will not be delivered to, or considered by the Commission. The Commission Rules and Operating Procedures are available online at planning.lacity.org by selecting "Commissions & Hearings" and selecting the specific Commission.

EXHAUSTION OF ADMINISTRATIVE REMEDIES AND JUDICIAL REVIEW - If you challenge these agenda items in court, you may be limited to raising only those issues you or someone else raised at the public hearing agenzized here, or in written correspondence on these matters delivered to this agency at or prior to the public hearing. 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.

ACCOMMODATIONS - 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. The hearing facility and its parking are wheelchair accessible. Sign language interpreters, assistive listening devices, or other services, such as translation between English and other languages, may also be provided upon written request submitted a minimum of seven (7) working days in advance to: per.planning@lacity.org. Be sure to identify the language you need English to be translated into, and indicate if the request is for oral or written translation services. If translation of a written document is requested, please include the document to be translated as an attachment to your email.