



Los Angeles CITY PLANNING COMMISSION

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

www.lacity.org/PLN/index.htm

Determination Mailing Date: APR 08 2010

CASE NO. CPC-1998-361-CUZ-CUB-PA1

Applicant: Stephen Clark, J. Paul Getty Trust
Rep.: Jeffery Haber

Location: 17985 W. Pacific Coast Highway
Council District 11 – Rosendahl
Plan Area: Brentwood-Pacific Palisades
Request(s): Conditional Use

At its meeting on March 25, 2010, the following action was taken by the City Planning Commission:

1. **Certified and Approved** the Addendum to Environmental Impact Report No. ENV-96-0077-EIR, State Clearing House No. 96051051 and associated Findings.
2. **Approved** the requested Plan Approval that the operation requirements established under Case No. CPC-1998-361-CU have been complied with as requested.
3. **Approved** the requested Plan Approval to Modify Condition No. 6 to permit an annual maximum of 104 nighttime class, lecture, reception, events or scheduled activity, anticipated to draw 100 or more people, other than performances in the Outdoor Classical Theater, with no more than 12 per month and 4 per week as requested.
4. **Approved** the requested Plan Approval to Modify Condition No. 7 (b) to increase the seating limit in the Outdoor Classical Theater from 450 to 500 seats.
5. **Approved** the requested Plan Approval to Modify Condition No. 7 (d) to permit patrons of the Outdoor Classical Theater to arrive prior to 7:00 p.m.
6. **Approved** the requested Plan Approval to Modify Condition No. 7 (e) to delete the requirement for a Outdoor Classical Theater off-site shuttle program.
7. **Approved** the requested Plan Approval to Modify Conditions No. 7 (g) and 7 (h) to allow and regulate amplification of recorded and electronic music in the Outdoor Classical Theater.
8. **Approved** the requested Plan Approval to Modify Condition No. 15 to allow and regulate amplification of voice and instrumental music in the inner and outer Peristyle Gardens and the Herb Garden.
9. **Approved** the requested Plan Approval to Modify Condition No. 23 to modify the complaint monitoring and community liaison process.
10. **Disapproved** the requested Plan Approval to Modify Condition No. 25 (h) to delete the requirement for the third party sound monitoring program as filed.
11. **Approved** a Plan Approval to Modify Condition No. 25 (h) to require the continuation of the third party sound monitoring program for one (1) year after the installation of a sound amplification system.
12. **Approved** the requested Plan Approval to add a new condition which would explicitly recognize the City Planning Commission's authority to impose additional conditions if deemed necessary.
13. **Adopted** the attached Conditions of Approval.
14. **Adopted** the attached Findings.
15. **Advised** the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that the mitigation conditions, identified as "(MM)" on the condition pages, are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
16. **Advised** the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game fee and / or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination (NOD) filing.

Fiscal Impact Statement: There is no General Fund impact as administrative costs are recovered through fees.

This action was taken by the following vote:

Moved: Freer
Seconded: Romero
Ayes: Burton, Cardoso, Orozco, Roschen
Absent: Holoman, Kezios, Woo

Vote: 6 - 0



James Williams, Commission Executive Assistant I

Appeals: An aggrieved party may appeal the decision of the City Planning Commission to the City Council within 15 days after the mailing date of this determination. Any appeal not filed within the 15-day period shall not be considered by the Council. All appeals shall be filed on forms provided at the Planning Department's Public Counters at 201 N. Figueroa Street, Fourth Floor, Los Angeles, or at 6262 Van Nuys Boulevard, Suite 251, Van Nuys.

Final Appeal Date: APR 23 2010

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: Modified Conditions of Approval, Findings
City Planner: Kevin Jones