PROJECT NO. PRJ2023-000135-(2) CONDITIONAL USE PERMIT NO. RPPL2023000190

EXHIBIT B CORRESPONDENCE



AMY J. BODEK, AICP Director, Regional Planning DENNIS SLAVIN Chief Deputy Director, Regional Planning

SENT VIA EMAIL & CERTIFIED US MAIL

October 16, 2024

Attn: Sherrie Olson Fielder Group 1030 North Mountain Avenue Ontario, CA 91762

PUBLIC MEETING NOTICE: DENIAL DUE TO INACTIVITY PROJECT NO. PRJ2023-000135-(2) CONDITIONAL USE PERMIT NO. RPPL2023000190 2060 EAST FLORENCE AVENUE, LOS ANGELES, CA 90001 (APN 6025-016-042)

Dear Applicant:

LA County Planning has made repeated attempts to inform you of the information that is required to proceed with your application for a Conditional Use Permit ("CUP") to authorize alcoholic beverage sales at the above-referenced location. The most recent correspondence dated August 7, 2024, requesting project revisions and additional information is attached for your review. Additionally, staff attempted to reach you by telephone on October 15, 2024. To date, we have not received the requested information and as a result, we are unable to proceed with processing your application.

Section 22.222.100 of the County Code provides that the Hearing Officer may deny, without public hearing, an application for a CUP if such application does not contain the required information contained in Sections 22.222.070 and 22.222.090 of the County Code. Due to the longstanding inactive status of the project identified above, the project **will be scheduled for denial** before a Hearing Officer.

If you wish to keep this project active, please send a written request to LA County Planning, Metro Development Services Section, 320 West Temple Street, 13th Floor, Los Angeles, CA 90012, Attention: Evan Sahagun. You may also submit a completed Withdrawal Request Form, which is enclosed. This correspondence must be received within <u>30 days</u> <u>from the date of this letter</u> in order to avoid being scheduled for denial. If you choose to keep your project active and submit a written request within the timeframe listed above, you must also submit all requested information <u>within 45 days of the date of this letter</u> or this project will be automatically scheduled for denial at the Hearing Officer meeting specified above. Please be advised that if the project is denied, enforcement action may be taken by LA County Planning to ensure compliance with the Title 22 Planning and Zoning Code.

> 320 West Temple Street, Los Angeles, CA 90012 • 213-974-6411 • TDD: 213-617-2292 **O (a)** (c) (a) LACDRP • planning.lacounty.gov

EXHIBIT B CORRESPONDENCE

Public Meeting Notice: Denial Due to Inactivity October 16, 2024 Page 2

For questions or for additional information, please contact Evan Sahagun of the Metro Development Services Section at (213) 204-9939, or ESahagun@planning.lacounty.gov.

Sincerely,

Amy J. Bodek, AICP Director of Regional Planning

Carmen Sainz

Carmen Sainz Supervising Planner Metro Development Services Section

CS:ES

- Enclosures: Notice of Intent to Deny Letter dated August 7, 2024 Request for Additional Information Letter dated March 7, 2024 Application Withdrawal Form
- CC: Seventy Two 01 Alameda Dev LLC, Property Owner, via Certified US Mail (18034 Ventura Boulevard #232, Encino, CA 91316-3516)

PROJECT NO. PRJ2023-000135-(2) CONDITIONAL USE PERMIT NO. RPPL2023000190

EXHIBIT B CORRESPONDENCE



AMY J. BODEK, AICP Director, Regional Planning DENNIS SLAVIN Chief Deputy Director, Regional Planning

SENT VIA EMAIL & CERTIFIED US MAIL

August 7, 2024

Attn: Sherrie Olson Fielder Group 1030 North Mountain Avenue Ontario, CA 91762

SUBJECT:NOTICE OF INTENT TO DENY (CONDITIONAL USE PERMIT NO.
RPPL2023000190 / PROJECT NO. PRJ2023-000135-(2))LOCATION:2060 E FLORENCE AVENUE, LOS ANGELES, CA 90001 (APN 6025-016-042)

Dear Applicant:

Additional information and/or corrections were requested on March 7, 2024, to complete our review of your project. The correction letter, attached, established a deadline of July 11, 2024, when such information was required to be submitted. This deadline has passed.

Although our office endeavors to complete the review of your project in a timely manner, we are unable to proceed without the required material(s). We are also unable to leave your case open indefinitely pursuant to Section 22.222.100.A of the Zoning Code. Therefore, we are sending you this notice of intent to **deny** your application.

Please be informed that unless <u>all</u> of the additional material(s) are submitted to our office by **October 7, 2024**, your application **may be recommended for denial** by the LA County Hearing Officer pursuant to Section 22.222.100.C of the Zoning Code. No extensions or exceptions will be made for failure to submit the required material(s) by this date. Please note that if your application is denied and you resubmit for review, our regulations may have changed. Your project will have to meet current requirements.

320 West Temple Street, Los Angeles, CA 90012 • 213-974-6411 • TDD: 213-617-2292 **O @ ()** @LACDRP • planning.lacounty.gov Project No. PRJ2023-000135-(2) Conditional Use Permit No. RPPL2023000190 Notice of Intent to Deny Page 2

Should you have any questions related to the information in this letter, please contact Evan Sahagun by phone (213) 204-9939 or by email at <u>ESahagun@planning.lacounty.gov</u> from the Metro Development Services Section. Our business hours are, 7:30 a.m. to 5:30 p.m., Mondays through Thursdays. Our offices are closed on Fridays.

Sincerely,

Amy J. Bodek, AICP Director of Regional Planning

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Evan Sahagun, Planner Metro Development Services Section

Enclosures: Request for Additional Information letter dated March 7, 2024

PROJECT NO. PRJ2023-000135-(2) CONDITIONAL USE PERMIT NO. RPPL2023000190

EXHIBIT B CORRESPONDENCE



AMY J. BODEK, AICP Director, Regional Planning DENNIS SLAVIN Chief Deputy Director, Regional Planning

SENT VIA EMAIL

March 7, 2024

SHERRIE OLSON, FIELDER GROUP 1030 N MOUNTAIN AVENUE ONTARIO, CA 91762

SUBJECT:	INCOMPLETE APPLICATION: REQUEST FOR ADDITIONAL
	INFORMATION (CONDITIONAL USE PERMIT NO. RPPL2023000190 /
	PROJECT NO. PRJ2023-000135-(2))
PROPERTY:	2060 E FLORENCE AVENUE, LOS ANGELES, CA 90001 (APN 6025-016-042)

Dear applicant,

LA County Planning is currently reviewing the Conditional Use Permit ("CUP") application identified above to authorize a Type 20 ABC license for alcohol sales ("Project") at 2060 E Florence Avenue ("Project Site"). Upon review of the submitted materials, we have determined that the application is incomplete and additional information is required before we can proceed with the Project.

Your plans indicate that the alcohol sales are to be conducted in a proposed convenience store, accessory to a proposed gas station, approved by Site Plan Review ("SPR") No. RPPL2019002371. This SPR was approved on April 17, 2019. This approval expired on July 25, 2023, and was not used to obtain a building permit prior to the expiration date; therefore, pursuant to Section 22.222.270 of the County Code, the plan approval became null and void. The Project Site, indicated in your CUP application and referenced above, currently does not have an existing or proposed permanent structure. The following case numbers are associated with the Project Site:

Permit type	Case number	Status	
Site Plan Review	RPPL2019002371	Expired on July 25, 2023	
Conditional Use Permit	RPPL2020004066	Withdrawn on October 5, 2022	
Site Plan Review	RPPL2022013482	Void on December 28, 2022	
Conditional Use Permit	RPPL2023000190	Open	

The Project Site was rezoned to MXD (Mixed Use Development) on March 7, 2023, with the adoption of the Florence-Firestone Transit Oriented District Specific Plan on February 7, 2023. Because the SPR approval was not used, current regulations apply. Therefore, you must propose a new building and primary use, allowed in the MXD Zone, to propose alcohol sales with a CUP. You may also request to withdraw this CUP application. The proposed plans in your CUP application refer to the expired SPR, noted above. Gas stations are not allowed in the MXD Zone per <u>Code</u> Section 22.26.030 (Mixed Use Development Zone).

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Project No. PRJ2023-000135-(2) Conditional Use Permit No. RPPL2023000190 Incomplete Application: Request for Additional Information Page 2

Please apply for a new Site Plan Review to propose a primary use, allowed in the MXD Zone, to proceed with processing of the Project:

- 1. Architectural Plans. Plans must be drawn to either architect's or engineer's scale and combined into one PDF. Include title sheet, site plans, floor plans, elevations, sections, topo plans, grading plans, landscaping plans, etc. as applicable. The proposed use must be allowed in the MXD Zone.
- 2. Ownership Acknowledgement Form. Complete and submit the Ownership Acknowledgement Form.
 - a. Letter of Authorization. To sign on behalf of the property owner, a notarized letter of authorization from the property owner must be submitted.
- **3. Proof of Ownership.** Our records indicate that the property is owned by a corporation; therefore, proof of ownership is required. This disclosure must list the name and addresses of the principal owners (25% or greater); attach a copy of the current corporate articles, partnership agreement, or trust document, as applicable.
- 4. Color Photographs. Provide minimum six photos of the project area on the site. Aerial photos and screenshots not allowed.

Please submit the above-requested items in a new application <u>via EPIC-LA</u> by **July 11, 2024**, approximately 120 days from the date of this letter. <u>If no activity occurs within 120 days of this letter</u>, your project may be scheduled before a Hearing Officer. Pursuant to Sections 22.222.100 and 22.222.200 of the County Code, the Hearing Officer may deny, without public hearing, an application for a conditional use permit if such application does not contain the required information contained in Sections 22.222.070, 22.158.030 and 22.158.050 of the County Code.

Review of the Project will proceed after a new primary use is proposed and such application is deemed complete. Additional comments and requirements may be forthcoming after new materials have been submitted. If you have any questions concerning the information in this letter or any other questions about your project, please call Evan Sahagun at (213) 204-9939 or by email at ESahagun@planning.lacounty.gov.

Sincerely,

Amy J. Bodek, AICP Director of Regional Planning

Evan Sahagun 2024.03.07 17:55:59-08'00'

Evan Sahagun Planner Metro Development Services Section