# APPROVED <br> NOV 202019 <br> BOARD OF RECREATION <br> AND PARK COMMISSIONERS 

NO. 19-239
DATE November 20, 2019
CD. $\qquad$

## BOARD OF RECREATION AND PARK COMMISSIONERS

SUBJECT: VESTING TENTATIVE TRACT (VTT) NO. 82654 - RECOMMENDATION TO THE ADVISORY AGENCY FOR LAND DEDICATION OR IN-LIEU PARK FEE PAYMENT


Approved $\qquad$ Disapproved $\qquad$ Withdrawn $\qquad$

## RECOMMENDATIONS

1. Recommend that the Advisory Agency require Vesting Tentative Tract (VTT) 82654 (Project) to dedicate land to the City, or provide a combination of land dedication and fee payment in order to fulfill the Project's requirements under provisions of Los Angeles Municipal Code Section 12.33; and,
2. Authorize the Department of Recreation and Parks' (RAP) General Manager or designee to provide a Report to the Advisory Agency informing them of the Board of Recreation and Park Commissioners' (Board) recommendation.

## PARK FEE SUMMARY

Ordinance 184,505 (Parks Dedication and Fee Update Ordinance) became effective on January 11, 2017. Ordinance 184,505 requires most residential projects that create new dwelling units or joint living and work quarters to dedicate land or to pay a fee in-lieu (Park Fee) for the purpose of developing park and recreational facilities. Residential projects that propose one or more additional dwelling units are subject to these requirements unless they meet one of the exceptions listed in Los Angeles Municipal Code (LAMC) Section 12.33 C. 3 (e.g. certain affordable housing units and secondary dwelling units may be exempt from any requirement to pay a fee).

LAMC Section 17.03 (Advisory Agency) states that " $[t]$ he Advisory Agency is charged with the duty of making investigations and reports on the design and improvement of proposed subdivisions, of requiring the dedication of land, the payment of fees in lieu thereof, or a combination of both, for the acquisition and development of park and recreation sites and facilities...". The Director of the City Planning Department (City Planning) is designated as the

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Advisory Agency for the City of Los Angeles and is authorized to act in such capacity through one or more deputies appointed by him or her for that purpose.

LAMC Section 17.04 (Subdivision Committee) states that the Department of Recreation and Parks (RAP) is to submit a Report to the Advisory Agency for each application for subdivision map approval and that report "shall contain recommendations, approved by the Board of Recreation and Park Commissioners, specifying the land to be dedicated, the payment of fees in lieu thereof, or a combination of both for the acquisition and development of park or recreational sites and facilities to serve the future inhabitants of such subdivision... ".

## PROJECT SUMMARY

The proposed Project, located at 4649 West Maubert Avenue in the Los Feliz community of the City, includes the demolition of existing residential buildings and the construction of a residential development with 153 residential units, 17 of which are affordable.

The proposed Project also includes approximately 7,897 square-feet (SF) of common open space, including a roof deck, fitness room and courtyard.

The Project, as submitted to City Planning, is not proposing to make a park land dedication to the City of Los Angeles either on-site or off-site of the Project location.

Conceptual renderings of the Project are attached (Attachment 1).

## EARLY CONSULTATION MEETING

Pursuant to LAMC Section 12.33 D.1, applicants of residential Subdivision projects with more than fifty (50) residential dwelling units are required to meet with RAP and City Planning prior to submitting a tract map application to City Planning. Per LAMC Section 12.33 D.1, " $[t]$ he purpose of this early consultation is to discuss whether the City requires land dedication for the project and/or to discuss credits available to the applicant, if any."

RAP and City Planning staff held an Early Consultation meeting with Project representatives on May 23, 2019. The meeting included a discussion of the requirements of LAMC Section 12.33, the maximum land dedication that the Project could be required to provide, options and opportunities for on-site or off-site park land dedications, the calculation of Park Fees, and the various recreational credits available to the Project.

## ADVISORY AGENCY

The Project filed a tract map application with City Planning on June 25, 2019. On September 25, 2019, the Advisory Agency sent RAP a notification requesting RAP provide its report and recommendations on the Project by a deadline identified as "Upon Receipt." The Advisory Agency Filing Notification is attached (Attachment 2). If no written Report is provided to the Advisory Agency, the Advisory Agency will assume that RAP has no report to make.

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## REQUIRED LAND DEDICATION AND IN-LIEU FEE PAYMENT

Pursuant to LAMC Section 12.33 C, "All new residential dwelling units and joint living and work quarters shall be required to dedicate land, pay a fee, or provide a combination of land dedication and fee payment for the purpose of acquiring, expanding and improving park and recreational facilities for new residents."

LAMC 12.33 D.2.b states "Any land dedication for park and recreation purposes shall not be deducted from a site's gross lot area for the purposes of calculating project density, lot area, buildable area or floor area ratio."

## Land Dedication

LAMC Section 12.33 D states that residential Subdivision projects with more than fifty (50) residential dwelling units can be required by the City to dedicate land to the City for park and recreation purposes. The maximum amount of land that the Advisory Agency could require a project to dedicate to the City is calculated based on the formula detailed in LAMC Section 12.33 D.2:

- LD = (DU x P) $\times$ F
o LD = Land to be dedicated in acres.
o DU = Total number of new market-rate dwelling units.
o $\mathbf{P}=$ Average number of people per occupied dwelling unit as determined by the most recent version of the U.S. Census for the City of Los Angeles.
- $P=2.88$
o F = Park Service factor, as indicated by the Department of Recreation and Parks rate and fee schedule.
- $F=0.00251$ (2.51 acres of park land per 1,000 residents)

The maximum required land dedication for the Project's proposed 153 units would be:
1.10 Acres $=(153 \times 2.88) \times 0.00251$

The amount of land that is required to be dedicated is subject to change depending on the Park Service factor in effect at the time the Project is required to dedicate the land; the number of exempt dwelling units (e.g. affordable housing units, existing dwelling units to be replaced on site, etc.) included as part of the Project; any Dwelling Unit Construction Tax previously paid by the Project; and, any credits granted by RAP to the Project for improvements to dedicated park land or for eligible privately owned recreational facilities and amenities.

As currently proposed, the Project has 17 affordable units that would likely qualify for an exemption per LAMC Section 12.33 C.3. If those dwelling units are ultimately determined to be exempt, the maximum required land dedication for the Project would be:
0.98 Acres $=(136 \times 2.88) \times 0.00251$

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Per LAMC Section 12.33 D.3, land dedications may be made on-site or off-site of the project location. Any off-site land dedication shall be located within a certain radius of the project site, as specified below:
a) Neighborhood Park: within a 2-mile radius
b) Community Park: within a 5-mile radius
c) Regional Park: within a 10 -mile radius

While the Advisory Agency has the authority to require the Project to dedicate land to the City for park purposes, the Board would need to approve any proposed park land dedication before that land can be acquired and accepted by the City. Therefore, if the Advisory Agency requires the Project to dedicate land to the City, RAP staff would need to prepare a subsequent report to the Board regarding the proposed land dedication. That report would detail the amount and location of the land being dedicated, and the improvements, if any, proposed to be developed on the dedicated property. Additionally, if it is determined that the Project will provide a combination of land dedication and fee payment, the report would also identify the amount of inlieu fees that would be owed to the City after RAP credits the Project for the amount of land being dedicated.

## In-Lieu Fee Payment

Pursuant to LAMC Section 12.33, the Park Fee amount is determined by the type of residential development project (Subdivision or Non-Subdivision) being developed. RAP shall collect these fees pursuant to LAMC Section 19.17 and the Park Fees Section of RAP's Rate and Fee Schedule. As of July 1, 2019, Residential Subdivision projects that are subject to the Subdivision fee shall pay:

## \$12,998.00 x number of new non-exempt dwelling units

The maximum Park Fees payment for the Project's proposed 153 units would be:
\$1,988,694.00 = \$12,998.00 x 153 dwelling units
As currently proposed, the Project has 17 dwelling units that would likely qualify for an exemption per LAMC Section 12.33 C.3. If those dwelling units are ultimately determined to be exempt, the maximum required Park Fee payment for the Project would be:
\$1,767,728.00 = \$12,998.00 $\times 136$ dwelling units
The amount of Park Fees that are required to be paid is subject to change depending on the Park Fee schedule in effect in the year of payment; the number of exempt dwelling units (e.g. affordable housing units, existing dwelling units to be replaced on site, etc.) included as part of the Project; any Dwelling Unit Construction Tax previously paid by the Project; and, any credits granted by RAP to the Project for improvements to dedicated park land or for eligible privately owned recreational facilities and amenities.

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Per LAMC Section 12.33 E.3, any Park Fees collected by the City shall be expended within a certain radius from the project site, as specified below:
a) Neighborhood Park: within a 2-mile radius
b) Community Park: within a 5-mile radius
c) Regional Park: within a 10 -mile radius

## STAFF ANALYSIS AND RECOMMENDATION

In order for RAP staff to determine which mechanism, land dedication or payment of Park Fees, to recommend for the Board's review and approval, RAP staff analyzes each proposed development project, including its location, new population, surrounding parks, any nearby active or proposed park acquisition or park development project, existing park service radius gaps, etc. RAP staff also analyzes any parks, open spaces, or recreational areas anticipated to be provided by each proposed development project in order to determine if those facilities reduce the need for new public recreation and park facilities to serve the project residents.

One of the most critical factors that RAP staff uses to analyze proposed developments is existing park service radius gaps. Approximately 54\% of residents in the City of Los Angeles live within a one-half ( $1 / 2$ ) mile, or a ten (10) minute walk, from a public park or open space. The Mayor's Office of Sustainability pLAn sets a goal of increasing the percentage of Angelenos living within a one-half mile from a park to $65 \%$ by 2025 and to $75 \%$ by 2035 . RAP has employed a variety of strategies, such as the 50 Parks Initiative, that are intended to increase park access and meet these park access goals.

## Site Analysis

The proposed Project is located within the Los Feliz community of the City and within the Hollywood Community Plan Area. Currently, the Project site contains multiple residential buildings. The residential buildings will be demolished as part of the proposed Project. The proposed Project is surrounded by commercial and residential uses on all sides.

An aerial view of the Project site is attached hereto (Attachment 3). A map showing the generalized zoning of the Project site is also attached (Attachment 4).

The proposed Project is located in a high-density area of the City. Below is analysis of the density of the area within walking distance of the Project site and a comparison to both citywide density and local community density:

- Half-mile ( $1 / 2$ ) walking distance of the Project site (EPADSS): 10,252 persons ( 17,376 persons per square mile)
- City of Los Angeles Population Density (2010 United States Census): 8,092 persons per square mile.
- Hollywood Community Plan Area (2017 American Community Survey): 8,006 persons per square mile


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## Project Open Space and Recreational Areas

As previously discussed, the proposed Project also includes approximately 7,897 SF of common open space, including a roof deck, fitness room and courtyard.

The amount of common open space being proposed by the Project does not appear to significantly exceed the amount of open space it would otherwise be required to provide per LAMC Section 12.21 (or other planning documents, specific plans, etc.). Additionally, it does not appear that these open spaces will include the type and variety of active and passive recreational facilities and amenities that are typically found in the City's Neighborhood and Community Parks and that are needed to meet the needs of residents of all ages and abilities.

As currently proposed, these proposed recreational amenities would likely not significantly reduce the Project's impact on existing public recreational and park facilities nor would they likely significantly reduce the need for new or expanded public recreational and park facilities to serve the Project's residents.

## Public Park Access

There is one RAP-owned public park within a half ( $1 / 2$ ) mile walking distance from the Project site. A map showing the Project location and nearby public parks is attached hereto (Attachment 5).

- Barnsdall Art Park, located at 4800 Hollywood Boulevard, is a 14.59-acre facility that includes the Barnsdall Art Center, Junior Arts Center, Municipal Art Gallery, Galley Theater, and the Hollyhock House. Barnsdall Art Park is operated by the Department of Cultural Affairs (DCA).

As previously noted in this Report, a land dedication for a new public park could be located either on-site or off-site of the Project location. If a new public park was provided at the Project location the park would serve the new residents of the proposed Project and would serve approximately 3,873 new, previously unserved, residents within a half-mile ( $1 / 2$ ) walking distance (Attachment 6). If a new public park was provided off-site of the Project location the park would serve the new residents of the proposed Project as well as an unknown number of new, previously unserved, residents within a half-mile ( $1 / 2$ ) walking distance. If the proposed Project does elect to make some or all of its required land dedication off-site, staff would work with the proposed Project to identify a site that would serve project residents, help close an existing park service area gap, and maximize, to the extent feasible, the number of new residents who would be within a half-mile ( $1 / 2$ ) walking distance of a public park.

## Nearby Public Park Projects

There are no new public parks currently in development within a two (2) mile radius of the Project site.

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There are no park renovation projects currently in development within a two (2) mile radius of the Project site.

## Staff Recommendation

The proposed Project is located in a high-density area of the City. The density of the area within walking distance of the Project site is higher than the average density of the City and is higher than the average density of the Community Plan Area in which the Project is located.

The Project site is not located in an existing park service radius gap. However, as a regional facility operated by DCA, Barnsdall Art Park does not provide the typical recreational amenities found in a neighborhood or community park. There are no neighborhood or community parks within a half-mile walking distance of the Project site.

There are no new public parks or park renovations currently in development within a two (2) mile radius of the Project site.

If a new public park was provided at the Project location, the park would serve Project residents and 3,873 currently unserved residents within a half $(1 / 2)$ mile walking distance.

Therefore, RAP staff recommends that the appropriate mitigation measure for this Project is that the Project be required to dedicate land to the City, or provide a combination of land dedication and fee payment.

## FISCAL IMPACT STATEMENT

As it is not known at this time if the Advisory Agency will recommend the proposed Project dedicate park land to the City or to pay Park Fees, the potential Fiscal Impact to the RAP's General Fund is unknown.

## STRATEGIC PLAN INITIATIVES AND GOALS

Approval of this Board Report advances RAP's Strategic Plan by supporting:
Goal No. 1: Provide Safe and Accessible Parks
Outcome No. 1: Every Angeleno has walkable access to a park in their neighborhood.
Result: A land dedication would provide space for a new park in the Project area.
Goal No. 3: Create \& Maintain World Class Parks and Facilities
Outcome No. 1: Newly developed park projects and redesign of signature City parks.
Result: A land dedication would provide an opportunity for the City to develop a new park project.

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Goal No. 3: Create \& Maintain World Class Parks and Facilities Outcome No. 3: Increased park maintenance, with a focus on cleanliness.
Result: Collected fees could serve to fund improvements of existing parks in the Project area.

This Report was prepared by Meghan Luera, Management Analyst, Planning, Maintenance and Construction Branch.

## LIST OF ATTACHMENTS

1) Conceptual Project Renderings
2) Advisory Agency Filing Notice
3) Aerial View of Project Site
4) Generalized Zoning
5) Project Location and Surrounding Parks
6) EPADSS Report

## MAUBERT <br> ENTITLEMENT SUBMITTAL, REV. 1




ENTITLEMENT SUBMITTAL, REV. 1 JUNE 06, 2019





(1) third floor plan

(2) FOURTH - Seventh floor plan

(1) EIGHTH FLLORR PLAN

(2) roof plan



| SITE AMENITIES LEGEND (2ND FLOOR) |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: |
| smmeot | AREA DESCRPRTON | AеEASQPFI) | err. | remaners |
| - | HARDSCAPE | 308 | NA | HARDSCAPE SUCH AS: CONCRETE PAVING, BRICK PAVERS, PERMEABLE PAVERS, OR TILE |
| $\square$ | Planting area | ${ }^{335}$ | NA | SHRUBS \& GROUNDCOVER, 1 GaLLON MINIMUM SIZE |
| $\odot$ | STREET TREE | NA | 0 | 36" Box MnMuM SIEE |
| $\bigcirc$ | Evergren shade tree | NA | 0 | 24 "B0X MNMMUM |
| $\bigcirc$ | FLOWERING SHADE TREE / PALM | NA | 0 | $24{ }^{24}$ Box MNIMUM |
| $\odot$ | VERTICAL ACCEnt tree / PALM | NA | 0 | 24" Box мnıMum |
| - | bikerack | NA | 0 | EACH RACK Provides (2) SPACES |
| E-b | tree grate | NA | 0 | 4*8\%, Shal meet doa requirements |
| $\bigcirc$ | TRASH / RECYCLING RECEPTACLE | NA | 0 | - |
| $\square$ | SEATMG | NA | 0 | $6^{\prime}$ Length, SURFACE MOUNTED |

ENTITLEMENT SUBMITTAL, REV. 1 JUNE 06, 2019


| SITE AMENITIES LEGEND（3RD FLOOR） |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: |
| sweol | AREAOSCRPTITON | AREAGQPFI） | err． | remanes |
|  | HARDSCAPE | 4，918 | NA | HARDSCAPE SUCHAS：CONCRETE PAVING， CONCRETE PAVERS PERMEABEEPAVERS <br>  |
|  | PLANTING AREA | 1.492 | NA | SHRUBS \＆GROUNDCOVER， 1 GALLON MINIMUM SIZE |
| $0$ | LARGE SPECIMEN TREE | NA | 1 | з6＂BOX MINMUM SIEE |
| $*$ | Evergren shade tree | NA | 7 | 24＂Box minmum |
| $x_{i}^{2}$ | FLOWERING SHADE TREE／ PALM | NA | 4 | 24＂Box minmum |
| $\bigcirc$ | VERTICAL ACCENT TREE／ <br> PALM | NA | 18 | 24＂Box minmum |
| － | BiKE rack | NA | 0 | EACH RACK Provides（2）SPACES |
| Et | tree grate | NA | 0 | $4 \times 8$ ；Shal meet dad requirements |
| $\bigcirc$ | TRASH／RECYCLING RECEPTACLE | NA | 2 |  |
| 叫吅㽞 | SEATMG | NA | 65 | A VARIETY OF COMMON AREA EXTERIOR SEATING PROVIDED（65 PERSONS） |



| SITE AMENITIES LEGEND（8TH FLOOR） |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| sweol | AREADESCRFPTON | AREASPFFT） | err． | Remanes |  |
| (82) | HARDSCAPE | 960 | NA | HARDSCAPE SUCHAS：CONO OVER PEDESTTA |  |
| 如 | PLANTING AREA | 100 | NA | SHRUBS \＆GROUNDCOVER， MINIMUM SIZE | gallon |
|  | STREET TREE | NA | 0 | 36＂Box minmum size |  |
|  | Evergreen shade tree | NA | 0 | $24{ }^{\text {B BOX MNIMUM }}$ |  |
| $\mathrm{cos}^{3}$ | FLOWERING SHADE TREE／ PALM | NA | 1 | $24^{\text {＂BOX MNMMUM }}$ |  |
| $\cdots$ | VERTICAL AcCent tree／ PALM | NA | 4 | $24^{\text {2 BOX M M M M M }}$ |  |
| － | bike rack | NA | 0 | EaCH rack provides（2）SPR | saces |
| E島 | tree grate | NA | 0 | $4 \times 8$ ；SHALL MEET ADA REQ | Qurements |
| $\bigcirc$ | TRASH／RECYCLING RECEPTACLE | NA | 2 |  |  |
| $\square \square$ 囫 $\otimes$ | SEating | NA | 29 | A VARIETY OF COMMON ARE SEATING PROVIDED（65 PER\＄ | A EXTERIOR <br> \＄ONS） |


$\qquad$

| NUMEER | ROOM SIEE | SFPERUNT | \#unts | Total |
| :---: | :---: | :---: | :---: | :---: |
| habitable rooms | 1-BEDROom, Stuolo | 100 | ${ }^{94}$ | 9,400 |
| =3 Habitablerooms | 1.BEDROom Pus den /2 EEDRooms | 125 | ${ }^{34}$ | 4,250 |
| >3 Habitable rooms | 2.EEDROom Pus den / 3 EEDRooms | 175 | 25 | 4,375 |
|  |  |  | 153 | 18,025 |
|  |  |  | TOTAL | 18,025 |
|  |  |  |  | 13,519 |

EXTERIOR LANDSCAPE OPEN SPACE PROVIDED

| 3rd floor CoMMON OPEN SPACE | 3.963 S.F. |
| :--- | :--- | :--- |
| SKY DECK COMMON OPEN SPACE | 742 S.F. |


| ITEM | remark | REQUIRED (S.F.) | $\begin{gathered} \text { PROUIDEDD } \\ \text { (S.F.) } \end{gathered}$ |
| :---: | :---: | :---: | :---: |
| OPEN SPACE | See open Space requirements | 13,519 | 13,700 |
| Planting area | MINMUM 15\% OF REQURED COMMON AREA (REQUIRED COMMON AREA $50 \%$ OF REQURED <br>  | 1,014 | 2,477 |
| TREES | (1) TREE PER EVERY (4) UNITS 153 UNITS / 4 = 38.25 MIIIMUM 24" BOX SIZE | 38 | 40 |




## Filing Notification and Distribution

Tract Map No. VTT-82654
Tract Map Date: June 25, 2019
Property Address: 4649 W MAUBERT AVE, 90027
Community Plan: Hollywood

Distribution Date: October 22, 2019
Application Filing Date: June 25, 2019 Hillside $\square$ Yes $\boxtimes$ No

B Bureau of Sanitation
St. Services / Investigation \& Enforcement-(haul routes - email ONLY: bss.haulroute@lacity.org)

凹 Urban Forestry / Land Development Section
X Housing Department (No P.S.)
区 Board of Education/Environmental Health \& Safety (No P.S.)

Board of Education/Transportation (No P.S.)
$\boxtimes$ County Health Department (No P.S.)
GIS (Final Map \& LOD)Animal Regulation (Hillside-ONLY)

## D Department of Recreation and Parks

## DATE DUE: UPON RECEIPT

Please send your reports to the following e-mail address: jason.hernandez@lacity.org and maria.reyes@lacity. Thank you.

Pursuant to Sections 17.50 through 17.60 of the Los Angeles Municipal Code, the attached tentative tract map is submitted for your consideration. The Advisory Agency will await your report and recommendation regarding the above matter for 39 days. If we have not received a written report from you after 40 days from the date of filing, we will assume that you have no report to make.

VINCENT P. BERTONI, AICP
Advisory Agency

KEVIN S.GOLDEN
Deputy Advisory Agency
200 N. Spring Street, Room 621


## ATTACHMENT 4

City of Los Angeles




## Scenario Information

Scenario Name:
82654-4629 Maubert Avenue

Description:

Scenario Type:
New Park

Park Class:
Improved
Baseline Dataset*:
All Parks (RAP and Non-RAP)
*The baseline dataset is the existing parks dataset whose service areas are used to calculate the currently non-served metrics given below in blue. These residents and households, which would be served by the proposed park, are not currently served by any existing park in the baseline dataset.

Population and Age Breakdown

|  | Total Residents <br> Served: | Currently Non-Served <br> Residents Served: | Total Households <br> Served: | Currently Non-Served <br> Households Served: |  |
| ---: | ---: | ---: | ---: | ---: | ---: |
| Residents Served: | 10,252 | 3,873 | Households Served: | 4,599 | 1,565 |

Disclaimer: This report is for informational purposes only and relies on data from a variety of sources, which may or may not be accurate or current. The City of Los Angeles assumes no responsibility arising from the use of this report. The map and associated data are provided "as is" without warranty of any kind.

