



West Los Angeles Area Planning Commission
Department of City Planning
200 N Spring St
Los Angeles, CA 90012

Sent Via Email to: apcwestla@lacity.org

Re: ZA-1989-17683-PA2 & ENV-2020-1328-CE; West Pico Drill Site, 9101 & 9151 W. Pico Blvd, Los Angeles, CA, 90035

To the West Los Angeles Area Planning Commission,

The Beverlywood Homes Association represents 1,354 members and their families who reside South of the West Pico Drill Site.

Our Association engages in rigorous design reviews of residential projects in our neighborhood and our organization has participated in multiple land use cases of different kinds that have come before the Zoning Administrator for review. Many of our members have done the same in our professional and private capacities.

In the matter of the "Plan Approval" for the West Pico Drill Site (Case No. ZA-1989-17683-PA2 & ENV-2020-1328-CE), we urge the West Los Angeles Area Planning Commission to overturn both the error-filled June 2, 2021 Zoning Administrator determination and the inappropriate Categorical Exemption from environmental review on which the Zoning Administrator's faulty review was based.

From the perspective of our collective experience in land use cases as well as being neighbors of the West Pico Drill Site, we are shocked that the City allowed 24 major oil well projects to be executed without applications to the Zoning Administrator for legally required discretionary reviews and environmental clearance under CEQA, plus a 25th major project to install one megawatt of microturbine electric generators that are expressly prohibited by ZA conditions of use. This is unfathomable to the many of us who have wrestled with the rigors of Zoning Administrator reviews and CEQA reviews.

In light of these 25 illegal projects and numerous other documented violations of City Code and Conditions of Approval, it is beyond shocking that the Zoning Administrator could declare on page 1 of his determination issued on June 2, 2021 that: ***"I hereby DETERMINE, based on the whole of the administrative record, [t]hat the Conditions of Approval of Determination BZA No. 2000-1697 have been and are being substantially complied with."*** That is an error of law and facts, contradicted many times within the Zoning Administrator's own Letter of Determination.

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We are startled to learn that this massive evasion of required reviews was enabled by the lack of City compliance inspections, from the same City that inspects home remodeling, billboards, and countless other less serious activities that require City approvals and permits. More than a few of our members are frightened to hear that a work culture of sloppiness involving violations of the City's Fire Code, State oil well safety laws, and SCAQMD air emissions laws has grown in the shadow of the City's inattention. We cannot understand how the City can approve initial land use entitlements for an activity as inherently risky and historically troubled as oil production, especially in a residential neighborhood, and then turn a completely blind eye to the most basic requirements of compliance and enforcement during the ongoing life of the land use. We cannot understand how the Zoning Administrator in the current case could order no corrective actions and write no new conditions to protect our health and safety, and at the same time declare that "inspections . . . will continue" when the City does not do even the most basic compliance inspections.

We hoped that the current ZA review would be the starting point to turn this situation around. But we are dismayed to learn that the opposite has happened.

The same oil drill site that was allowed to evade ZA reviews and environmental reviews for 25 major projects is now being exempted from environmental review and being given a pass on a shocking array of illegal projects and other violations.

The same oil drill site that was supposed to have Reviews of Conditions in 2010 and 2015 to "evaluate . . . the efficacy of mitigation measures" and change them as warranted has received a review that excluded consideration of the need for enhanced mitigation measures. There has been no CEQA process to consider the efficacy of mitigation, monitoring, and enforcement measures that have self-evidently failed. This violates both Condition 78 of the 2000 ZA approval and Section 4.b of the 2001 Settlement Agreement, as well as CEQA and every ZA approval since the drill site was first given land use entitlement in 1965. The statements of the presiding ZA at the two summer 2020 public hearings declaring that no mitigation measures will be changed short-circuited legally required review processes

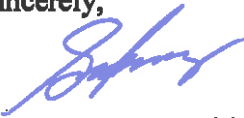
The 25 unapproved projects, dozens of illegal and void City permits, and other problems documented by community members and reported to the Zoning Administrator were not addressed, but were buried in contradictory statements in the ZA's determination, alternately recognizing some of the violations but then determining on page 1 that there has been compliance. This allows illegal activity to stand in place without equity or protection for the community, and it sets in motion another violation of CEQA for segmenting a larger known project into smaller pieces that obscure the full environmental impact.

We implore you to send this case back for the proper environmental review under CEQA that it should have had from the outset: an initial study, followed by either a Mitigated Negative Declaration or an Environmental Impact Report. That is the necessary procedural and substantive first step toward holding a full and proper ZA review that addresses all the requirements of Condition 78 of the 2000 ZA approval, Section 4.b of the 2001 Settlement Agreement, and the documented evidence of 25 major unapproved projects and dozens of additional permitting and compliance problems.

Our homeowner's association understands the importance of following proper rules and regulations. We rely on the rigor of the City's Zoning Administrator, Engineering, and Building and Safety reviews to keep us all safe when our local residents undertake projects that could have an impact upon neighbors. We cannot accept that the same agencies would allow an oil drill site in our neighborhood to escape environmental reviews under CEQA and even facilitate it by granting an exemption, nor can we understand how 25 major projects at an oil drill site could be allowed to happen without a review and allowed to persist when reported to the Zoning Administrator.

The correct course of action is to begin this review again and to do it properly.

Sincerely,



**Scott Krieger, President
On Behalf of the Board of Directors
Beverlywood Homes Association**

Cc:

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