

ORDINANCE NO. 181479

A proposed ordinance amending Sections 12.03, 12.07, 12.07.01, 12.07.1, 12.08, 16.10 and 16.11 of the Los Angeles Municipal Code to sunset, modify and/or transfer oversight of green building-related programs in order to streamline case processing in light of the California Green Building Standards Code anticipated to take effect on January 1, 2011.

**THE PEOPLE OF THE CITY OF LOS ANGELES
DO ORDAIN AS FOLLOWS:**

Section 1. Subdivision 5 of Subsection C of Section 12.07 of the Los Angeles Municipal Code is amended to add parentheses around paragraph letters a, b and c.

Sec. 2. Paragraph (c) of Subdivision 5 of Subsection C of Section 12.07 of the Los Angeles Municipal Code is amended by adding a new Subparagraph (5) to read as follows:

(5) Termination and Replacement. The reference to the U.S. Green Building Council's (USGBC) Leadership in Energy and Environmental Design (LEED®) for Homes program and requirement to obtain an authorization from the Department of Planning for a plan check described in Paragraph (c) shall no longer apply to projects filed on or after January 1, 2011. Projects filed on or after January 1, 2011, must satisfy LA Green Building Code, as defined in Los Angeles Municipal Code Section 99.01.101.1, Tier 1 or higher in order to obtain additional floor area as described in Subdivision 5.

Sec. 3. Subdivision 5 of Subsection C of Section 12.07.01 of the Los Angeles Municipal Code is amended to add parentheses around paragraph letters a, b and c.

Sec. 4. Paragraph (c) of Subdivision 5 of Subsection C of Section 12.07.01 of the Los Angeles Municipal Code is amended by adding a new Subparagraph (5) to read as follows:

(5) Termination and Replacement. The reference to the U.S. Green Building Council's (USGBC) Leadership in Energy and Environmental Design (LEED®) for Homes program and requirement to obtain an authorization from the Department of Planning for a plan check described in Paragraph (c) shall no longer apply to projects filed on or after January 1, 2011. Projects filed on or after January 1, 2011, must satisfy LA Green Building Code, as defined in Los Angeles Municipal Code Section

99.01.101.1, Tier 1 or higher in order to obtain additional floor area as described in Subdivision 5.

Sec. 5. Subdivision 5 of Subsection C of Section 12.07.1 of the Los Angeles Municipal Code is amended to add parentheses around paragraph letters a, b and c.

Sec. 6. Paragraph (c) of Subdivision 5 of Subsection C of Section 12.07.1 of the Los Angeles Municipal Code is amended by adding a new Subparagraph (5) to read as follows:

(5) Termination and Replacement. The reference to the U.S. Green Building Council's (USGBC) Leadership in Energy and Environmental Design (LEED®) for Homes program and requirement to obtain an authorization from the Department of Planning for a plan check described in Paragraph (c) shall no longer apply to projects filed on or after January 1, 2011. Projects filed on or after January 1, 2011, must satisfy LA Green Building Code, as defined in Los Angeles Municipal Code Section 99.01.101.1, Tier 1 or higher in order to obtain additional floor area as described in Subdivision 5.

Sec. 7. Subdivision 5 of Subsection C of Section 12.08 of the Los Angeles Municipal Code is amended to add parentheses around paragraph letters a, b and c.

Sec. 8. Paragraph (c) of Subdivision 5 of Subsection C of Section 12.08 of the Los Angeles Municipal Code is amended by adding a new Subparagraph (5) to read as follows:

(5) Termination and Replacement. The reference to the U.S. Green Building Council's (USGBC) Leadership in Energy and Environmental Design (LEED®) for Homes program and requirement to obtain an authorization from the Department of Planning for a plan check described in Paragraph (c) shall no longer apply to projects filed on or after January 1, 2011. Projects filed on or after January 1, 2011, must satisfy LA Green Building Code, as defined in Los Angeles Municipal Code Section 99.01.101.1, Tier 1 or higher in order to obtain additional floor area as described in Subdivision 5.

Sec. 9. Subsection D of Section 16.10 of the Los Angeles Municipal Code is amended by adding a new Subdivision 3 to read as follows:

3. **Termination.** The provisions of Subsections A, B, C and D shall be repealed and terminate on December 31, 2010.

Sec. 10. Subsection E of Section 16.10 of the Los Angeles Municipal Code is amended by adding a new Subdivision 3 to read as follows:

3. **Termination and Replacement.** The reference to the U.S. Green Building Council's (USGBC) Leadership in Energy and Environmental Design (LEED®) Certification at the Silver level or higher described in Subsection E shall no longer apply to projects filed on or after January 1, 2011. Projects filed on or after January 1, 2011, must satisfy LA Green Building Code, as defined in Los Angeles Municipal Code Section 99.01.101.1, Tier 1 or higher in order to obtain expedited processing as described in Subsection 5.

Sec. 11. Subsection F of Section 16.10 of the Los Angeles Municipal Code is amended by adding a new Subdivision 6 to read as follows:

6. **Termination.** The provisions of Section 16.10 shall be repealed and terminate on December 31, 2010.

Sec. 12. Section 16.11 of the Los Angeles Municipal Code is amended by adding a new Subsection D to read as follows:

D. **Termination.** The provisions of Subsection F shall be repealed and terminate on December 31, 2010.

Sec. 13. **Urgency Clause.** The City Council finds and declares that this Ordinance is required for the immediate protection of the public peace, health and safety for the following reason: In order for the City of Los Angeles to facilitate a seamless transition of green building requirements and maintain predictability and streamlined case processing for the benefit of economic development during distressed times, it is necessary to immediately modify the existing green building requirements, incentives and related Green Team. The Council, therefore, with the Mayor's concurrence, adopts this ordinance to become effective upon publication pursuant to Los Angeles City Charter Section 253.


Sec. 14. The City Clerk shall certify to the passage of this ordinance and have it published in accordance with Council policy, either in a daily newspaper circulated in the City of Los Angeles or by posting for ten days in three public places in the City of Los Angeles: one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall; one copy on the bulletin board located at the Main Street entrance to the Los Angeles City Hall East; and one copy on the bulletin board located at the Temple Street entrance to the Los Angeles County Hall of Records.

I hereby certify that this ordinance was passed by the Council of the City of Los Angeles, **by a vote of not less than three-fourths** of all of its members, at its meeting of DEC 14 2010.

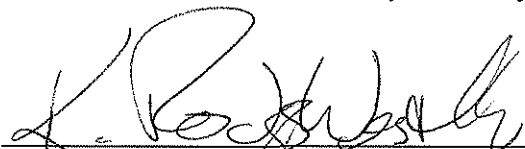
JUNE LAGMAY, City Clerk

By  Deputy

Approved DEC 15 2010

 Mayor

Approved as to Form and Legality
CARMEN A. TRUTANICH, City Attorney

By 
KIM RODGERS WESTHOFF
Deputy City Attorney

Date: November 29, 2010

File No(s). CF 10-0735; CPC 2010-2158-CA

Pursuant to Charter Section 559, I **approve** this ordinance on behalf of the City Planning Commission and recommend that it be adopted

November 24, 2010

See attached report.


Michael LoGrande
Director of Planning