

RECEIVED ON: June 05, 2024

Council Meeting: 06/11/2024
Agenda Item No: 10

Possible violations of California and Los Angeles County Urban Canopy Codes

TO Mayor Joe Vinatieri, Mayor Pro Tem Cathy Warner, Whittier City Council
FROM Linda de Vries
DATE June 4, 2024
RE: Greenleaf Promenade Study Session,
Possible Violations of Statues

Dear Council,

This is a list of code sections I believe the Council may be violating if it goes forward with the Greenleaf Promenade Plan as currently designed. The Uptown Specific Plan is, of course, the WMC violation, and that has been discussed at length, but I have heard little on these statues. I write to alert you and to get this material into the record. I have written on these before, and I spoke in public comment at the last study session.

I apologize for the lack of detail, but I have been in and out of hospitals for the past several weeks. I hope to have more before the June 18 Study Session.

United States Code, Title 16, Chapter 1

California AB 2251

Code of Civil Procedure § 733. Injuries to Trees or Timber

California Fire Code
Div 1.5 Forestry & Fire Protection

Fish and Wildlife Code, §§ 12802.10 et seq.

Government Code, §§ 16428.8 et seq

Government Code, §§ 25621. et seq

Government Code §§ 40401

Government Code §§ 53067

CC: CM; ACM; CA; Council; Original to CC; Public Binder; Department

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Government Code, Title 7. Planning and Land Use § 65000--§ 66499.58

Division 1. Planning and Zoning § 65000--§66301

Chapter 3. Local Planning [65100-65763]

Article 8. Specific Plans [65450-65457)

Health and Safety Code

Public Resources Code, PRC §§ 4511 et seq

Public Resources Code, PRC §§ 5640

Public Resources Code PRC §§ 21064 et seq

Public Resources Code, PRC §§ 21081.64799.06-4799.12, with proposed 12.1.5

Public Resources Code Section 25982 et seq

Streets and Highways Code

DIVISION 15 - TREE PLANTING, LANDSCAPING, AND LIGHTING;

PART 2 - LANDSCAPING And D LIGHTING ACT OF 1973;

CHAPTER 1 - Introductory Provisions

California Code of Regulations 21000-21189 is CEQA

California Code of Regulations Chapter 5.60 Heritage Trees, 5.50.0.010

I would also like to restate what I said at the previous study session: Octavio Marinez should conder recusing himself on voting on the Greenleaf Promenade, given that several people have said they are willing to put in writing that they have heard him say in public that no discussion would make him change his mind.

I urge you again to listen to the people and approve a compromise on the Promenade—one that balances Love of Environment one has known with a viable business center. THANK YOU.