

REVISED

September 27, 2016

Lina Hramtsov
1341 Torres Drive
Glendale, CA 91207

RE: 1348 IMPERIAL DRIVE
NOISE CODE VIOLATION CASE NO. NNOISE 1305975

Dear Ms. Hramtsov:

This letter supersedes the decision letter dated September 21, 2016. The Planning Commission of the City of Glendale conducted a public hearing on September 21, 2016 on an appeal to reverse the decision of the Community Development Department Director (then Deputy Director Timothy Foy) granting an exemption from the noise ordinance under Glendale Municipal Code (GMC) 8.36.290(K) located at **1348 Imperial Drive**, in the "R1R" Restricted Residential Zone described as Tract No. 7013, Lot 21, BLK 1, in the City of Glendale, County of Los Angeles for noise associated with air conditioner units.

After due consideration, the Planning Commission **OVERTURNED** the decision (Exemption Letter dated July 10, 2014 and reaffirmed on September 11, 2015) of the Community Development Department Director granting an exemption from the noise ordinance under Glendale Municipal Code (GMC) 8.36.290(K). A motion adopted by the Planning Commission is attached.

Under the provisions of the Glendale Municipal Code, Title 30, Chapter 30.62, any person affected by the above decision has the right to appeal said decision to the City Council if it is believed that the decision is in error or that procedural errors have occurred, or if there is substantial new evidence which could not have been reasonably presented. It is strongly advised that appeals be filed early during the appeal period and in person so that incompleteness may be corrected before the appeal period expires. Any appeal must be filed on the prescribed forms within fifteen (15) days following the date of the decision. Information regarding appeals and appeal forms will be provided by the Community Development Department (CDD) upon request and must be filed with the prescribed fee prior to expiration of the 15-day period, on or before **October 6, 2016**, at the Community Development Department (CDD), 633 East Broadway, Room 103, Monday thru Friday 12:00 PM to 5:00 PM. The Appeal form is also available on the City's website at the following link: <http://www.glendaleca.gov/home/showdocument?id=11926>.

If you have any questions, contact Rene Sada via email at rsada@glendaleca.gov or via phone at (818) 937-8184.

Sincerely,


Philip Lanzafame
Director of Community Development
EB:JB:RS:sm

cc: Andre and Curtis Cronthall
Aaron Betit

MOTION

Moved by Planning Commissioner Landregan, seconded by Planning Commissioner Manoukian, that upon review and consideration of the appeal of the Deputy Director's Decision (Noise Code Violation Case No. NNOISE 1305975) (the "Deputy Director's Decision"), and after having conducted a public hearing on the appeal pursuant to the Glendale Municipal Code, 1995 ("GMC"), and receiving testimony, evidence, documents, materials and exhibits, the Planning Commission, based on all of the evidence in the record, **OVERTURNED** the decision (Exemption Letter dated July 10, 2014 and reaffirmed on September 11, 2015) of the Community Development Department Director (then Deputy Director Timothy Foy) granting an exemption from the noise ordinance under Glendale Municipal Code (GMC) 8.36.290(K), with the following:

- (1) Planning Commissioners did not agree with the relocation of the air conditioner units.
- (2) Planning Commissioners did not require the installation (by applicant) of a new higher STC-rated double-paned window at the appellant's residence.
- (3) Planning Commissioners required that applicant pursue sound reducing techniques (including but not limited to, noise reducing curtain, louvered enclosure, sound reducing barrier or any other technique presented during the mediation process or during the 9/21/16 Public Hearing) and that applicant shall obtain all necessary City approvals to install the selected sound reducing technique in order to further reduce the noise from the air conditioner units to meet the City's noise ordinance (GMC Chapter 8.36). Applicant shall provide sufficient evidence to demonstrate sound reducing techniques have been explored and are found to be acceptable and installed with City approval or found to not be feasible (per GMC Section 8.36.290[K]) for installation and present findings to the Community Development Department.

Adopted this 21st day of September, 2016.

VOTE

Ayes: Manoukian, Shahbazian, Landregan

Noes: Astorian, Lee

Abstain: None

Absent: None