



CITY OF LONG BEACH

R-25

DEPARTMENT OF PUBLIC WORKS

333 West Ocean Boulevard • Long Beach, CA 90802 • (562) 570-6383 • FAX (562) 570-6012

April 24, 2007

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Request the City Manager to Implement the Attached Recommended Airport Policies and Actions. (District 5)

DISCUSSION

At the City Council meeting of July 11, 2006, the City Council voted to extend the statute of limitations resulting from the filing of the Notice of Determination for the Airport Terminal Improvement EIR for a period of approximately 90 days, terminating on October 24, 2006. In addition, the City Council directed the City Attorney and the City Manager to discuss and negotiate the proposed size of the Airport Terminal Project and any appropriate mitigation measures with a representative group of Airport EIR appellants. The desired outcome of these discussions was to reach an agreement that would avoid litigation on this matter. Progress was made and the filing period was extended to January 5, 2007, and then again to April 6, 2007. Unfortunately, several members of the appellant group proceeded to file suit over this matter on March 16, 2007. Due to this action, further negotiations on this matter have ceased.

During the negotiation period, many recommendations were made by the appellants' representatives that staff felt could be accommodated and would help alleviate community concerns regarding the proposed project. These recommendations, which could have been a part of the settlement agreement being negotiated, are attached as recommended Airport Policies and Actions.

This matter was reviewed by Assistant City Attorney Mike Mais on April 18, 2007.

TIMING CONSIDERATIONS

City Council approval is requested on April 24, 2007, to insure that these recommended Airport Policies and Actions are implemented in a timely manner.

ADMINISTRATION,
PLANNING & FACILITIES
333 W. Ocean Blvd., 9th Floor
Long Beach, CA 90802
Ph. (562) 570-6383
Fax (562) 570-6012

AIRPORT
4100 Donald Douglas Dr.
Long Beach, CA 90808
Ph. (562) 570-2600
Fax (562) 570-2601

ENGINEERING & STREET
MAINTENANCE
333 W. Ocean Blvd., 9th Floor
Long Beach, CA. 90802
Ph. (562) 570-6634
Fax (562) 570-6012

ENVIRONMENTAL
SERVICES
2929 E. Willow Street
Long Beach, CA 90806
Ph. (562) 570-2850
Fax (562) 570-2861

FLEET SERVICES
2600 Temple Avenue
Long Beach, CA 90806
Ph. (562) 570-5400
Fax (562) 570-5414

TRAFFIC &
TRANSPORTATION
333 W. Ocean Blvd., 10th Floor
Long Beach, CA 90802
Ph. (562) 570-6331
Fax (562) 570-7161

FISCAL IMPACT

Fiscal impacts are unknown at this time.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



CHRISTINE F. ANDERSEN
DIRECTOR OF PUBLIC WORKS

P:\CL\07-08\april\airport project conditions.rev1.doc

Attachment

APPROVED:



GERALD R. MILLER
CITY MANAGER

Recommended Airport Policies and Actions
April 24, 2007

1. The Airport's "Green Airport Program" shall be a key focus of the Airport staff efforts, and the City Council will be presented with an annual progress report on the Program's content and achievement.
2. The Airport's Land Use Compatibility Program shall include the use of mobile noise monitoring units and, potentially, additional fixed/permanent noise monitors, as measures to accurately identify land use noise mitigation impact areas. The need for and location of additional permanent monitors will be determined by the City's expert consultants, and must be approved by City Council action.
3. The City will encourage AQMD to continue and expand air quality monitoring in Long Beach and the Airport area.
4. The City's Airport Enterprise Fund shall maintain an adequate funding mechanism to support vigorous defense of any and all legal or administrative challenges to the City's existing Airport Noise Compatibility Ordinance.
5. The Airport staff will work with the Federal Aviation Administration, pilots, and others to establish approach and takeoff protocols for pilots to follow in order to reduce noise impacts to Long Beach neighborhoods.
6. The City's Airport Land Use Compatibility Plan shall include "end of block" treatments in those instances where residential structures fall within established 65 CNEL noise contours.
7. The City shall eliminate the current option of developing the Airport's Parcel "O". A new environmental review document shall be required if Parcel "O" is to be developed in the future.
8. There will be no capacity changes to the Council approved post-screening facilities within the Terminal Building without formal Council review and approval.
9. Appropriate environmental studies will be conducted, as determined by the City Council, if and when the Airport exceeds the annual passenger level of 4.2 million. Further, funding mechanisms shall be explored at the time of each study to insure that appropriate mitigation measures are implemented.
10. New Airport leases shall include provisions prohibiting the challenge of, or participation in, the challenge to the City's Airport Noise Compatibility Ordinance.