



# CITY OF LONG BEACH

# C-5

DEPARTMENT OF DEVELOPMENT SERVICES

333 West Ocean Boulevard • Long Beach, CA 90802 • (562) 570-7713 FAX (562) 570-6068

August 18, 2009

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

## RECOMMENDATION:

Adopt the attached resolution certifying the 2008-2009 Local Development Report and its conformance with the state-mandated Congestion Management Program. (Citywide)

## DISCUSSION

The Congestion Management Program (CMP) is a state-mandated program created to address the negative impacts of increasing urban traffic congestion on the State's economic vitality and quality of life. The CMP statute became effective with voter approval of Proposition 111 in June 1990. This statute links local land use decisions with their impacts on regional transportation and air quality, and develops a partnership among transportation planning decision-makers in order to devise appropriate transportation solutions that include all modes of travel.

In the past, compliance with the CMP was demonstrated by an annual Local Implementation Report, which calculated "debits" when issuing new building permits, and "credits" when implementing strategies that improved transportation and reduced traffic congestion. However, in August 2003, the Metropolitan Transportation Authority Board authorized a Nexus Study to explore the feasibility of implementing a congestion mitigation fee to meet the CMP mandate. While this study is underway, the CMP debit and credit point system has been suspended.

Nevertheless, the City is still required to certify and report building permit data. In that regard, the Department of Development Services has prepared the 2008-2009 Local Development Report (LDR) (Exhibit A).

On July 16, 2009, the Planning Commission recommended that the City Council approve the resolution certifying the 2008-2009 LDR and its conformance with the CMP. The Planning Commission Staff Report is included for your reference (Exhibit B).

This letter was reviewed by Assistant City Attorney Michael J. Mais on July 9, 2009 and by Budget and Performance Management Bureau Manager David Wodynski on July 27, 2009.

SUSTAINABILITY

The intent of the CMP is to better coordinate land use and transportation decisions to reduce vehicle miles traveled, which will have a positive impact on the environment.

TIMING CONSIDERATIONS

City Council action is requested on August 18, 2009 in order to submit the certified LDR to the Metropolitan Transportation Authority by the September 1, 2009 due date.

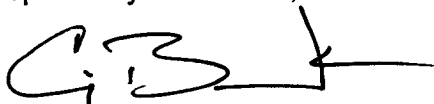
FISCAL IMPACT

Failure to adopt a resolution certifying the LDR and submittal to the Metropolitan Transportation Authority could result in the loss of state and federal transportation monies.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



CRAIG BECK  
DIRECTOR OF DEVELOPMENT SERVICES

CB:JG:IB

Attachments:

Exhibit A - 2008-2009 Local Development Report  
Exhibit B - Planning Commission Staff Report  
City Council Resolution

APPROVED:

  
\_\_\_\_\_  
PATRICK H. WEST  
CITY MANAGER

Contact: Courtney Aguirre  
 Phone Number: 562-570-6004

**CONGESTION MANAGEMENT PROGRAM  
 FOR LOS ANGELES COUNTY**

**2009 DEFICIENCY PLAN SUMMARY<sup>1</sup>**

**\* IMPORTANT: All "#value!" cells on this page are automatically calculated.  
 Please do not enter data in these cells.**

**DEVELOPMENT TOTALS**

**RESIDENTIAL DEVELOPMENT ACTIVITY**

**Dwelling Units**

Single Family Residential	14.00
Multi-Family Residential	399.00
Group Quarters	0.00

**COMMERCIAL DEVELOPMENT ACTIVITY**

**1,000 Net Sq.Ft.<sup>2</sup>**

Commercial (less than 300,000 sq.ft.)	78.00
Commercial (300,000 sq.ft. or more)	0.00
Freestanding Eating & Drinking	0.00

**NON-RETAIL DEVELOPMENT ACTIVITY**

**1,000 Net Sq.Ft.<sup>2</sup>**

Lodging	0.00
Industrial	164.00
Office (less than 50,000 sq.ft.)	285.00
Office (50,000-299,999 sq.ft.)	0.00
Office (300,000 sq.ft. or more)	0.00
Medical	0.00
Government	0.00
Institutional/Educational	65.00
University (# of students)	0.00

**OTHER DEVELOPMENT ACTIVITY**

**Daily Trips**

Replacement Airport Parking Structure	0.00
ENTER IF APPLICABLE	0.00

**EXEMPTED DEVELOPMENT TOTALS**

Exempted Dwelling Units	0
Exempted Non-residential sq. ft. (in 1,000s)	0

1. Note: Please change dates on this form for later years.

2. Net square feet is the difference between new development and adjustments entered on pages 2 and 3.

**City of Long Beach**  
**2009 CMP Local Development Report**  
**Reporting Period: JUNE 1, 2008 - MAY 31, 2009**

Date Prepared: July 16, 2009

Enter data for all cells labeled "Enter." If there are no data for that category, enter "0."

**PART 1: NEW DEVELOPMENT ACTIVITY**

**RESIDENTIAL DEVELOPMENT ACTIVITY**

Category	Dwelling Units
Single Family Residential	30.00
Multi-Family Residential	427.00
Group Quarters	0.00

**COMMERCIAL DEVELOPMENT ACTIVITY**

Category	1,000 Gross Square Feet
Commercial (less than 300,000 sq.ft.)	82.00
Commercial (300,000 sq.ft. or more)	0.00
Freestanding Eating & Drinking	0.00

**NON-RETAIL DEVELOPMENT ACTIVITY**

Category	1,000 Gross Square Feet
Lodging	0.00
Industrial	164.00
Office (less than 50,000 sq.ft.)	295.00
Office (50,000-299,999 sq.ft.)	0.00
Office (300,000 sq.ft. or more)	0.00
Medical	0.00
Government	0.00
Institutional/Educational	65.00
University (# of students)	0.00

**OTHER DEVELOPMENT ACTIVITY**

Description	Daily Trips
Replacement Airport Parking Structure	0.00
ENTER IF APPLICABLE	0.00
ENTER IF APPLICABLE	0.00

**City of Long Beach**  
**2009 CMP Local Development Report**  
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Enter data for all cells labeled "Enter." If there are no data for that category, enter "0."

**PART 2: NEW DEVELOPMENT ADJUSTMENTS**

IMPORTANT: Adjustments may be claimed only for 1) development permits that were both issued and revoked, expired or withdrawn during the reporting period, and 2) demolition of any structure with the reporting period.

**RESIDENTIAL DEVELOPMENT ADJUSTMENTS**

Category	Dwelling Units
Single Family Residential	16.00
Multi-Family Residential	28.00
Group Quarters	0.00

**COMMERCIAL DEVELOPMENT ACTIVITY**

Category	1,000 Gross Square Feet
Commercial (less than 300,000 sq.ft.)	4.00
Commercial (300,000 sq.ft. or more)	0.00
Freestanding Eating & Drinking	0.00

**NON-RETAIL DEVELOPMENT ACTIVITY**

Category	1,000 Gross Square Feet
Lodging	0.00
Industrial	0.00
Office (less than 50,000 sq.ft.)	10.00
Office (50,000-299,999 sq.ft.)	0.00
Office (300,000 sq.ft. or more)	0.00
Medical	0.00
Government	0.00
Institutional/Educational	0.00
University (# of students)	0.00

**OTHER DEVELOPMENT ACTIVITY**

Description (Attach additional sheets if necessary)	Daily Trips
	0
ENTER IF APPLICABLE	0.00
ENTER IF APPLICABLE	0.00

**City of Long Beach**  
**2009 CMP Local Development Report**  
**Reporting Period: JUNE 1, 2008 - MAY 31, 2009**

Date Prepared: July 16, 2009

Enter data for all cells labeled "Enter." If there are no data for that category, enter "0."

**PART 3: EXEMPTED DEVELOPMENT ACTIVITY**  
**(NOT INCLUDED IN NEW DEVELOPMENT ACTIVITY TOTALS)**

Low/Very Low Income Housing	<input type="text" value="0"/>	Dwelling Units
High Density Residential Near Rail Stations	<input type="text" value="0"/>	Dwelling Units
Mixed Use Developments Near Rail Stations	<input type="text" value="0"/>	1,000 Gross Square Feet
	<input type="text" value="0"/>	Dwelling Units
Development Agreements Entered into Prior to July 10, 1989	<input type="text" value="0"/>	1,000 Gross Square Feet
	<input type="text" value="0"/>	Dwelling Units
Reconstruction of Buildings Damaged in April 1992 Civil Unrest	<input type="text" value="0"/>	1,000 Gross Square Feet
	<input type="text" value="0"/>	Dwelling Units
Reconstruction of Buildings Damaged in Jan. 1994 Earthquake	<input type="text" value="0"/>	1,000 Gross Square Feet
	<input type="text" value="0"/>	Dwelling Units
Total Dwelling Units	<input type="text" value="0"/>	
Total Non-residential sq. ft. (in 1,000s)	<input type="text" value="0"/>	

Section I, Page 4

**Exempted Development Definitions:**

1. Low/Very Low Income Housing: As defined by the California Department of Housing and Community Development as follows:
  - Low-Income: equal to or less than 80% of the County median income, with adjustments for family size.
  - Very Low-Income: equal to or less than 50% of the County median income, with adjustments for family size.
2. High Density Residential Near Rail Stations: Development located within 1/4 mile of a fixed rail passenger station and that is equal to or greater than 120 percent of the maximum residential density allowed under the local general plan and zoning ordinance. A project providing a minimum of 75 dwelling units per acre is automatically considered high density.
3. Mixed Uses Near Rail Stations: Mixed-use development located within 1/4 mile of a fixed rail passenger station, if more than half of the land area, or floor area, of the mixed use development is used for high density residential housing.
4. Development Agreements: Projects that entered into a development agreement (as specified under Section 65864 of the California Government Code) with a local jurisdiction prior to July 10, 1989.
5. Reconstruction or replacement of any residential or non-residential structure which is damaged or destroyed, to the extent of > or = to 50% of its reasonable value, by fire, flood, earthquake or other similar calamity.
6. Any project of a federal, state or county agency that is exempt from local jurisdiction zoning regulations and where the local jurisdiction is precluded from exercising any approval/disapproval authority. These locally precluded projects do not have to be reported in the LDR.



# CITY OF LONG BEACH

DEPARTMENT OF DEVELOPMENT SERVICES

333 West Ocean Blvd., 5<sup>th</sup> Floor

Long Beach, CA 90802

(562) 570-6194

FAX (562) 570-6068

July 16, 2009

CHAIR AND PLANNING COMMISSIONERS  
City of Long Beach  
California

**RECOMMENDATION:**

Recommend that the City Council adopt a resolution certifying the Local Development Report and its conformance with the Congestion Management Program. (Citywide)

APPLICANT: City of Long Beach  
333 W. Ocean Blvd  
Long Beach, CA 90802

**DISCUSSION**

Public concern over the impacts of traffic congestion and air pollution on the State's economic vitality and quality of life contributed to the passage of Proposition 111 in 1990. Proposition 111 instituted the Congestion Management Program (CMP) and an increase in State gas tax for traffic reduction measures. The intent of this State-mandated program (§65088 et seq.) is to address the impacts of local growth on the regional transportation system. The CMP comprises two main program areas: (1) traffic and building permit data collection and analysis, and (2) action plans to reduce traffic congestion on regional highways and corridors.

Traffic congestion is, in part, the result of intra-regional travel; as a result, the ability of one city to address traffic congestion within its jurisdiction is limited. Land use and transportation planning occurs individually within the 89 jurisdictions in Los Angeles County. The CMP encourages cities and counties to address traffic congestion on a regional scale. By utilizing a regional approach, the CMP seeks to maximize the effectiveness of local efforts to reduce traffic congestion and air pollution. The Metropolitan Transportation Authority (MTA), which administers the CMP in Los Angeles County, uses the traffic and building permit data collected from cities and the County to create a "snapshot" of how the County's highways and roadways operate as a system. This understanding of regional traffic congestion, and its relationship to local growth and transportation improvements, aids cities and the County in selecting the best mix of projects and strategies to reduce traffic congestion.

In addition, the CMP requires cities and counties to offset a portion of the impact that their new development has on regional mobility by implementing coordinated transportation

improvements. Previously, cities and the County demonstrated compliance with the CMP by utilizing a point system – implementing tracking debits from new developments and credits from capital improvements and strategies to reduce traffic congestion – where cities and the County must have a positive balance of credits over debits to maintain CMP conformance and to ensure receipt of Proposition 111 State gas tax funds.

However, in August 2003, the MTA Board authorized a Nexus Study to explore the feasibility of implementing a congestion mitigation fee to meet CMP Deficiency Plan requirements. While this study is underway, the CMP point system has been suspended. Nevertheless, the City is still required to certify and report building permit data on an annual basis.

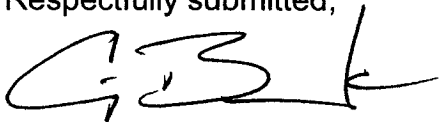
In that regard, the Department of Development Services has prepared the Local Development Report (LDR) for the reporting year 2008-2009 (Exhibit A). The LDR is organized into three parts: New Development Activities, New Development Adjustments (i.e. demolition activity) and Exempt Development Activity. The major projects that were permitted during this reporting period include: 48 townhouses at 2021 Atlantic Avenue (Brookfield Homes), 46 units at 2355 Long Beach Boulevard (Meta Housing) and Long Beach Airport Parking Structure. As a result of current economic conditions, residential and commercial building permits have remained relatively unchanged for this reporting period.

The report must be certified by the City Council and submitted to the Metropolitan Transportation Authority by September 1, 2009.

**GENERAL PLAN CONSISTENCY**

The proposed 2008-2009 Local Development Report (LDR) of the Congestion Management Plan (CMP) is consistent with the goals and policies of the General Plan. The Congestion Management Program is intended to allow for growth balanced with transportation improvements that will mitigate traffic impacts. Traffic improvements attract businesses while improving the quality of life for residents. These efforts are consistent with the growth management and economic development goals of the General Plan.

Respectfully submitted,



CRAIG BECK  
DIRECTOR OF DEVELOPMENT SERVICES

CB:JG:IB  
P:\Planning\Advance Planning\CMP\CMP 2009

Exhibit A: Local Development Report 2007-2008: Congestion Management Program



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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF LONG BEACH FINDING THE CITY OF LONG  
BEACH TO BE IN CONFORMANCE WITH THE  
CONGESTION MANAGEMENT PROGRAM (CMP) AND  
ADOPTING THE CMP LOCAL DEVELOPMENT REPORT, IN  
ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE  
SECTION 65089

WHEREAS, California Government Code §65088, et seq., requires the Los Angeles County Metropolitan Transportation Authority ("LACMTA"), acting as the Congestion Management Agency for Los Angeles County, to annually determine that the County and cities within the County are conforming to all Congestion Management Plan (CMP) requirements; and

WHEREAS, LACMTA requires submittal of the CMP Local Development Report by September 1 of each year; and

WHEREAS, the City Council held a noticed public hearing on August 18, 2009;

NOW, THEREFORE, the City Council of the City of Long Beach resolves as follows:

Section 1. That the City of Long Beach (City) has taken all of the following actions, and that the City is in conformance with all applicable requirements of the 2004 CMP adopted by the LACMTA on July 22, 2004.

By June 15, of odd-numbered years, the City will conduct annual traffic counts and calculated levels of service for selected arterial intersections, consistent with the requirements identified in the CMP Highway and Roadway System chapter.

The City has locally adopted and continues to implement a transportation

1 demand management ordinance, consistent with the minimum requirements identified in  
2 the CMP Transportation Demand Management chapter.

3           The City has locally adopted and continues to implement a land use  
4 analysis program, consistent with the minimum requirements identified in the CMP Land  
5 Use Analysis Program chapter.

6           The City has adopted a Local Development Report, attached hereto and  
7 made a part hereof, consistent with the requirements identified in the 2004 CMP. This  
8 report balances traffic congestion impacts due to growth within the City with  
9 transportation improvements, and demonstrates that the City is meeting its  
10 responsibilities under the Countywide Deficiency Plan consistent with the LACMTA Board  
11 adopted 2003 Short Range Transportation Plan.

12           Sec. 2. The Director of Development Services is hereby directed to forward  
13 a copy of this Resolution to the Los Angeles County Metropolitan Transportation  
14 Authority.

15           Sec. 3. This resolution shall take effect immediately upon its adoption by  
16 the City Council, and the City Clerk shall certify the vote adopting this resolution.

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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of \_\_\_\_\_, 2009, by the following vote:

Ayes: Councilmembers: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Noes: Councilmembers: \_\_\_\_\_  
\_\_\_\_\_

Absent: Councilmembers: \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
City Clerk

OFFICE OF THE CITY ATTORNEY  
ROBERT E. SHANNON, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664