

**THE DEPARTMENT OF REGIONAL PLANNING
COUNTY OF LOS ANGELES
NOTICE OF PUBLIC HEARING**

**PROJECT NUMBER R2008-01980-(3)
CONDITIONAL USE PERMIT RCUP200800165**

Notice is hereby given that the Regional Planning Commission will conduct a public hearing concerning this land use proposal on, **Wednesday, April 21, 2010 at 9:00 a.m.** in Room 150, Hall of Records, 320 West Temple Street, Los Angeles, California 90012. Interested persons will be given an opportunity to testify. The hearing room will open at 8:50 a.m.

REQUEST: An appeal to the Regional Planning Commission of the Hearing Officer's determination. On February 16, 2010 a conditional use permit (CUP) was granted to authorize the applicant Omnipoint Communications the installation of a new wireless telecommunications facility in the public right-of-way (ROW). The proposed project is compatible with both Los Angeles County Code and the surrounding community.

Section 704 of Title 7 of the Federal Telecommunications Act of 1996 (effective February 8, 1996), contains the following language:

"IV. No State or local government or instrumentality thereof may regulate the placement, construction, and modification of personal wireless service facilities on the basis of the environmental effects of radio frequency emissions to the extent that such facilities comply with the Commission's regulations concerning such emissions."

Any concerns regarding health risks from this proposed facility should be directed to the Federal Communications Commission – Office of Engineering and Technology – 445 12th Street S. W., Washington DC 20554, or by phone (202) 418-2464; toll free (888) CALL-FCC; www.fcc.gov/oet/rfsafety; e-mail rfsafety@fcc.gov.

LOCATION OF SUBJECT PROPERTY: The subject property is located at public right-of-way (ROW) in front of **3418 Shoreheights Dr.** in the unincorporated community of Malibu, in the Malibu Zoned District.

This case does not affect the zoning of surrounding property. If you are unable to attend the public hearing but wish to send written comments, please write to the Hearing Officer, 320 West Temple Street, Los Angeles, California 90012.

If the final decision on this proposal is challenged in court, testimony may be limited to issues raised at the public hearing or by written correspondence delivered to the Hearing Officer at or prior to the public hearing.

This project has been determined to be categorically exempt Class 3 from the reporting requirements under the California Environmental Quality Act.

Case materials, including the environmental documentation, are available for review between 7:30 a.m. and 5:30 p.m., Monday through Thursday (**closed on Fridays**) in the offices of the Department of Regional Planning, Hall of Records, Room 1348, 320 West Temple Street, Los Angeles, California 90012. Selected materials are also available on the Regional Planning website at <http://planning.lacounty.gov/case.htm> and at the following location beginning Friday, March 5, 2010:

Malibu Library
23519 W. Civic Center Way
Malibu CA 90265 (310) 456-6438

Additional information concerning this case may be obtained by telephoning **Daniel Fierros** at (213) 974-6443 between 7:30 a.m. and 5:30 p.m., Monday through Thursday. **Our offices are closed on Fridays.** Callers from North County areas may dial (661) 272-0964 (Antelope Valley) or (661) 253-0111 (Santa Clarita) toll free and then request a connection to (213) 974-6443.

"Este es un aviso de una audiencia pública de acuerdo al Decreto de la Protección del Medio Ambiente de California. El proyecto que se considera por el Condado de Los Angeles es una apelación a la Comisión de Planificación Regional de la determinación del Oficial de audiencia. El 16 de febrero de 2010 un permiso de uso condicional (CUP) se concedió para autorizar al solicitante Omnipoint de Comunicaciones la instalación de una nueva instalación de telecomunicaciones inalámbricas en el derecho público de vía (DDV). El proyecto propuesto es compatible con el Condado de Los Angeles Código y la comunidad. Una audiencia pública para considerar el proyecto tendrá lugar el día 21, de abril 2010. Si necesita mas información, o si quiere este aviso en Español, favor llamar al Departamento de Planificación al (213) 974-6443."

"ADA ACCOMMODATIONS: If you require reasonable accommodations or auxiliary aids and services such as material in alternate format or a sign language interpreter, please contact the ADA (Americans with Disabilities Act) Coordinator at (213) 974-6488 (Voice) or (213) 617-2292 (TDD), with at least three business days notice".