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October 17, 2000

By Facsimile
(626) 396-7525

Dave Mercer
Zoning Hearing Officer
c/o Lola Workman Osborne
Planning & Permitting Department
175 North Garfield Ave.
Pasadena, CA 91109

Re: Supplement to Letter of Opposition to Kidspace Museum Conditional
Use Permit Application; CUP # 3579.

Dear Mr. Mercer,

On behalf of the Arroyo Seco Foundation (“ASF”), on September 19, 2000 we objected in writing to approval of a Conditional Use Permit (“CUP”) for the Kidspace Museum (“Museum”) in Brookside Park. This letter is intended to supplement that letter with additional relevant information related to the intent of the Charter Amendment which arose in response to the Hall of Science Museum proposal in 1979; document the non-availability of publicly-accessible space; and include the original Arroyo Seco preservation resolution.

A. The Hall of Science Museum Debate Preceded the City Charter Amendment to Preserve City Parkland.

Our September 19 letter referred to the fact that the Charter was amended to prohibit use of parkland for non-park purposes without a public vote. September 19, 2000 Letter, p. 3. Attached to this letter are the editorial pages from several issues of the Pasadena Star News that demonstrate the debate over the proposed Hall of Science was vigorous and largely based upon the fact that the Arroyo was intended to be kept in a natural state. See Enclosure 1. This debate immediately preceded the 1981 enactment of Charter Sections 1301 and 1303 requiring voter approval of changes in use of City parkland and compensatory acquisition of parkland. From the timing of this Charter amendment, it can be inferred that the intent of the amendment was to keep the Arroyo in a

natural, rather than developed, condition.

B. Documentation of the Limitation of Publicly-Available Space is Attached.

At the hearing on September 20, 2000, civil engineer Dr. Gordon Treweek of Environmental Defense Sciences stated that only 14% of the relatively flat area of the Arroyo was accessible to the public as open space. Attached is a map demonstrating the derivation of that conclusion. Obviously, this makes the loss of any additional flat open space in the Arroyo a matter of grave concern.

C. The Declaration of the Intent that the Arroyo Seco Area Lands Be Preserved and Maintained as a Natural Park is Attached.

We stated in our letter that section 3.32.110 of the City's Municipal Code prohibited the construction of new buildings in the Arroyo for museum purposes. September 19, 2000 Letter, p. 4. Attached is Resolution 8603 passed in 1964 by the Board of Directors of the City of Pasadena, also known as the Jencks Resolution. This resolution states "be it hereby resolved that it shall be the policy of the City of Pasadena to preserve and maintain the Arroyo Seco area lands owned by it as a natural park, in so far as such lands have not already been devoted to existing active recreational facilities..." This statement of intent clearly supports our view that the prohibition of new construction in the Arroyo Seco in section 3.32.110 of the Municipal Code prevents the new construction of a building for the Kidspace Museum.

We look forward to your consideration of this matter on October 18, 2000.

Sincerely,

Douglas P. Carstens

cc: Michele Bagneris

Enclosures:

1. January, 1979 editorial pages from Pasadena Star-News.
2. Annotated Map of Central Arroyo Seco Master Plan
3. November, 1964 Jencks Resolution (Resolution No. 8603)