

CONSIDERATION OF PROTESTS, CATEGORICAL EXEMPTION and PUBLIC WORKS AND GANG REDUCTION COMMITTEE REPORT relative to the vacation of a portion of the northeasterly side of Sherman Circle from Gault Street to approximately 445 feet northwesterly thereof, VAC-E1401332 (Vacation).

Recommendations for Council action:

1. CONSIDER protests relative to the proposed Vacation.
2. FIND that the Vacation is exempt from the California Environmental Quality Act (CEQA) of 1970, pursuant to the State CEQA Guidelines Article 19, Section 15305, Minor Alterations in Land Use Limitations, Class 5. The project is also exempt under the City CEQA Guidelines Article III, Section 1, Class 5, Alterations in Land Use Limitations, Category 3.
3. INSTRUCT the Bureau of Engineering to file a Notice of Exemption with the Los Angeles County Registrar/Recorder within 5 days of the Council's approval.
4. FIND that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law be instituted for the vacation of the public right-of way indicated below and shown on the map of the March 14, 2019 City Engineer report, attached to the Council file:

Northeasterly side of Sherman Circle from Gault Street to approximately 445 northwesterly thereof

5. FIND that the vacation area shown colored orange on Exhibit B of said City Engineer report, be denied.
6. FIND that there is a public benefit to the Vacation. Upon vacation of the street, the City is relieved of its ongoing obligation to maintain the street. In addition, the City is relieved of any potential liability that might result from continued ownership of the involved street easements.
7. FIND that the Vacation is in substantial conformance with the purposes, intent and provisions of the General Plan, in conformance with Section 556 of the City Charter.
8. FIND that the Vacation is not necessary for non-motorized transportation facilities, in conformance with Section 892 of the California Streets and Highways Code.
9. FIND that the Vacation is not necessary for present or prospective public use, in conformance with Section 8324 of the California Streets and Highways Code.
10. ADOPT the said City Engineer's report with the conditions contained therein.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$47,080 for the investigation of this request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). Any deficit fee to recover the cost pursuant to Section 7.44 of the LAAC will be

required of the petitioner. Maintenance of the public easement by City forces will be eliminated.

Community Impact Statement: None submitted.

### SUMMARY

At the meeting held on June 19, 2019, your Public Works and Gang Reduction Committee considered the recommendations of the City Engineer as contained in its aforementioned report. The City Engineer reports that the area sought to be vacated is a portion of the northeasterly side of Sherman Circle from Gault Street to approximately 445 feet northwesterly thereof (a map of the area is included in the City Engineer report). The purpose of the vacation request is to unencumber the property owner from a 50-year old public right-of-way easement that has not been utilized. This vacation procedure is being processed under procedures established by Council on March 5, 2002 as detailed in Council file No. 01-1459. After having provided an opportunity for public comment, the Committee moved to recommend approval of the recommendations as contained in said City Engineer report as detailed above. This matter is now submitted to Council for its consideration.

Respectfully Submitted,

PUBLIC WORKS AND GANG REDUCTION COMMITTEE



<u>MEMBER</u>	<u>VOTE</u>
BLUMENFIELD:	YES
RYU:	YES
BUSCAINO:	YES
O'FARRELL	YES
MARTINEZ:	ABSENT

ME 6/19/19

**-NOT OFFICIAL UNTIL COUNCIL ACTS-**