

CONSIDERATION OF PROTESTS, FINAL ENVIRONMENTAL IMPACT REPORT (FEIR) and PUBLIC WORKS AND GANG REDUCTION COMMITTEE REPORT relative to the vacation of a portion of Wilshire Boulevard between Spaulding Avenue and Stanley Avenue, Airspace Vacation - VAC- E1401310 (Vacation).

Recommendations for Council action:

1. INSTITUTE street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit A of the City Engineer report dated October 18, 2019, attached to the Council file:

Wilshire Boulevard (Portion of) between Spaulding Avenue and Stanley Avenue (Airspace vacation), above a lower limit of approximately 19 feet above the finished grade and below an upper limit of approximately 197 feet above the finished grade.

2. REVIEW and CONSIDER the FEIR for the Los Angeles County Museum of Art (LACMA) Building for the Permanent Collection (State Clearinghouse No. 2016081014), dated October 2017 (Transmittal No. II of said City Engineer report) and March 2019 (Transmittal No. III of said City Engineer report), which was prepared by the County of Los Angeles in compliance with California Environmental Quality Act (CEQA) and certified by Los Angeles County on April 9, 2019.
3. FIND under CEQA Guidelines Section 15091(a)(1) that changes or alterations have been required in, or incorporated into, the Vacation that reduce or substantially lessen the significant environmental effects as identified in Chapter IV, Mitigation Monitoring and Reporting Program of the FEIR, pages IV-1 through IV-38 and in the City's CEQA Review Memo, dated September 16, 2019 (Transmittal IV of said City Engineer report) which is attached and incorporated herein, and as set forth on pages 69 through 84 of the LACMA Building for the Permanent Collection: CEQA Findings of Facts and Statement of Overriding Considerations, a copy of which is attached (Transmittal V of said City Engineer report) and incorporated herein.
4. FIND under CEQA Guidelines Section 15091(a)(3) that regarding the significant air quality, noise and traffic impacts during construction that would remain even after mitigation, specific economic, legal, social, technological, or other considerations make infeasible additional mitigation or the alternatives considered in the FEIR, as set forth on pages 85 through 112 of the LACMA Building for the Permanent Collection: CEQA Findings of Fact and Statement of Overriding Considerations (Transmittal V of said City Engineer report).
5. FIND under CEQA Guidelines Section 15093, that regarding the significant air quality, noise and traffic impacts during construction that would remain even after mitigation, specific overriding economic, legal, social, technological, or other benefits on the airspace vacation outweigh the unavoidable significant effects on the environment. These specific overriding considerations are described on pages 113 through 118 of the LACMA Building for the Permanent Collection: CEQA Findings of Fact and Statement of Overriding Considerations (Transmittal V of said City Engineer report).

6. FIND that no new information exists to show that the project or circumstances of the project have been changed to require additional environmental review, as described in State CEQA Guidelines Section 15162, and therefore the existing environmental documents adequately describe the potential impacts for this airspace vacation.
7. SPECIFY the Land Development and GIS Division of the Bureau of Engineering located at 201 North Figueroa Street, Suite 290, Los Angeles, CA 90012, as the custodian of the documents or other relevant material which constitute the record of the proceedings upon which the Council's decision is based.
8. FIND that there is a public benefit to this airspace vacation. The proposed action is limited to an airspace vacation which will be used for a public art museum.
9. 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.
10. DETERMINE that the Vacation area is not necessary for non-motorized transportation facilities, in conformance with Section 892 of the California Streets and Highways Code.
11. DETERMINE that the Vacation area is not necessary for present or prospective public use, in conformance with Section 8324 of the California Streets and Highways Code.
12. ADOPT the City Engineer's report with the conditions contained therein.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$50,000 for the investigation of this request pursuant to Section 7.42 of the Administrative Code. Any deficit fee to recover the cost pursuant to Section 7.44 of the Administrative Code 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 November 6, 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 Wilshire Boulevard between Spaulding Avenue and Stanley Avenue, Airspace Vacation - VAC- E1401310 (a map of the area is included in the City Engineer report). The purpose of the vacation request is to construct a new Los Angeles County Museum building for permanent collection. 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

A handwritten signature in blue ink, appearing to read "Ed Humayon", is written over the committee name.

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

ME 11/6/19

**-NOT OFFICIAL UNTIL COUNCIL ACTS-**