

R E S O L U T I O N

TO CITY CLERK FOR Pl.f.Sft aff mJ NEXT  
REGULAR COUNCIL AGENDA, JG BC POSTED

Jr. J.

WHEREAS, the City of Los Angeles and the State of California entered into a Freeway Agreement dated August 8, 1961 relating to the portion of Route 5 between the Burbank City Limit at Cohasset Street and San Fernando Road; and

WHEREAS, the pedestrian tunnel at Tonopah Street under the I-5 and I-170 freeways was intended to provide safe access to students and families traveling to their local schools and has since become a site for nuisance and illegal activity; and

WHEREAS, there is strong support to close this pedestrian tunnel from both the local community and the Los Angeles Police Department to address the public safety issues arising from this location; and

WHEREAS, the Bureau of Engineering has recommended that the City install locking gates at the tunnel entrances to abate public safety issues while still ensuring the Department of Water and Power has access to utilities within the tunnel (C.F. 19-0988); and

WHEREAS, the Fiscal Year 2021-22 Adopted Budget programmed \$130,000 in funding as part of the Capital and Technology Improvement Expenditure Program for the closure of the Tonopah pedestrian tunnel; and

WHEREAS, the Tonopah pedestrian tunnel is under the jurisdiction of the State Department of Transportation (Caltrans); and

WHEREAS, Caltrans had requested that the Council adopt a Resolution declaring its support of the closure of this pedestrian tunnel to allow the Bureau of Engineering to proceed with work to close this pedestrian tunnel; and

WHEREAS, on February 24, 2023, the Council adopted Resolution (Lee - Hutt) approving the closing of this pedestrian tunnel (C.F. 19-0988-S1); and

WHEREAS, Caltrans has requested that the Council adopt a revised Resolution clarifying that approval of the closure will modify an existing Freeway Agreement as shown on the attached Exhibit A;

NOW, THEREFORE, BE IT RESOLVED that the City of Los Angeles approves the closing of the pedestrian undercrossing at Tonopah Street under the Interstate 5 and Interstate I-170 freeways and modifying the existing Freeway Agreement executed on August 8, 1961, as shown on Exhibit A.

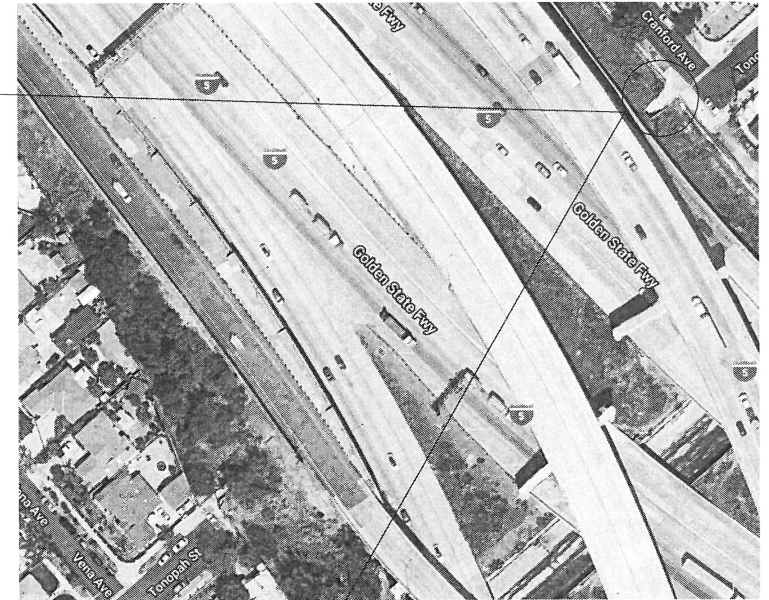
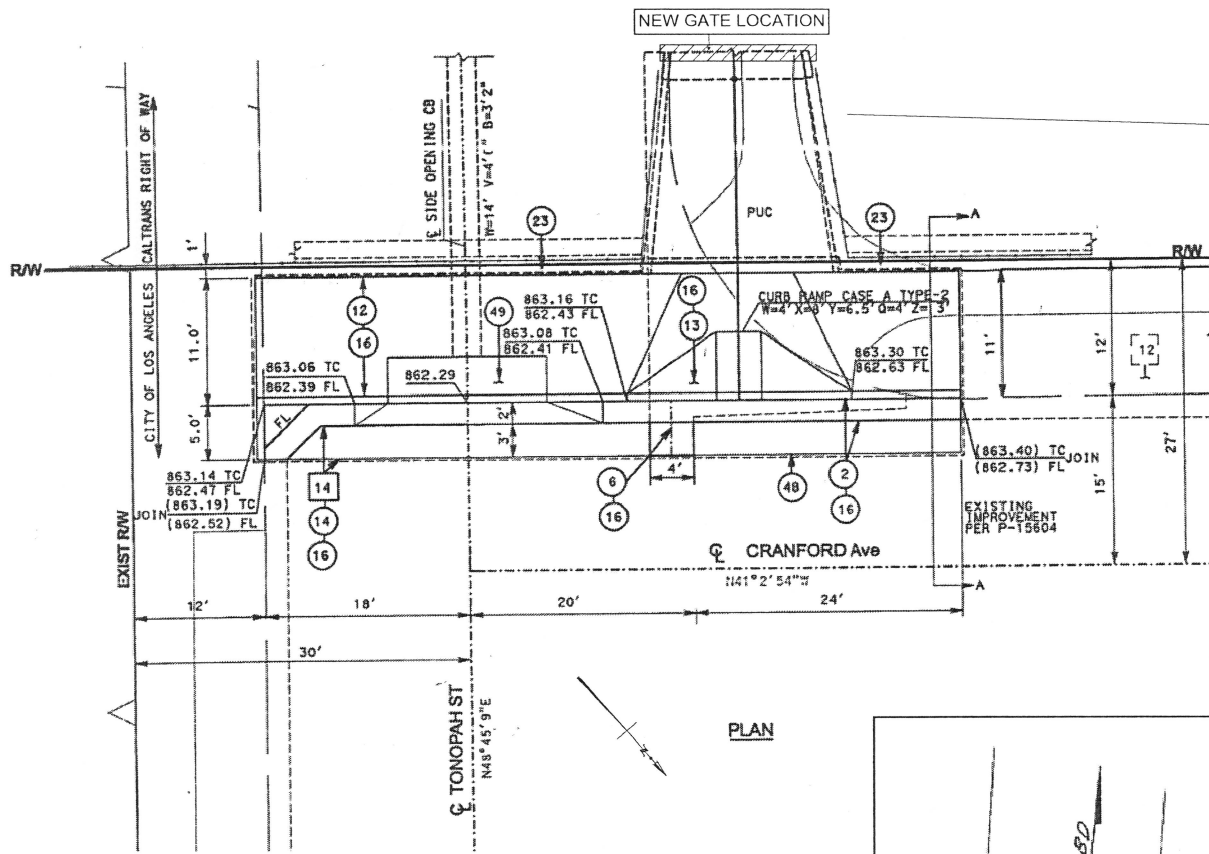
PRESENTED BY:

IMELDA PADILLA  
Councilmember, 6<sup>th</sup> District

SECONDED BY:



SEP 26 2023

majs

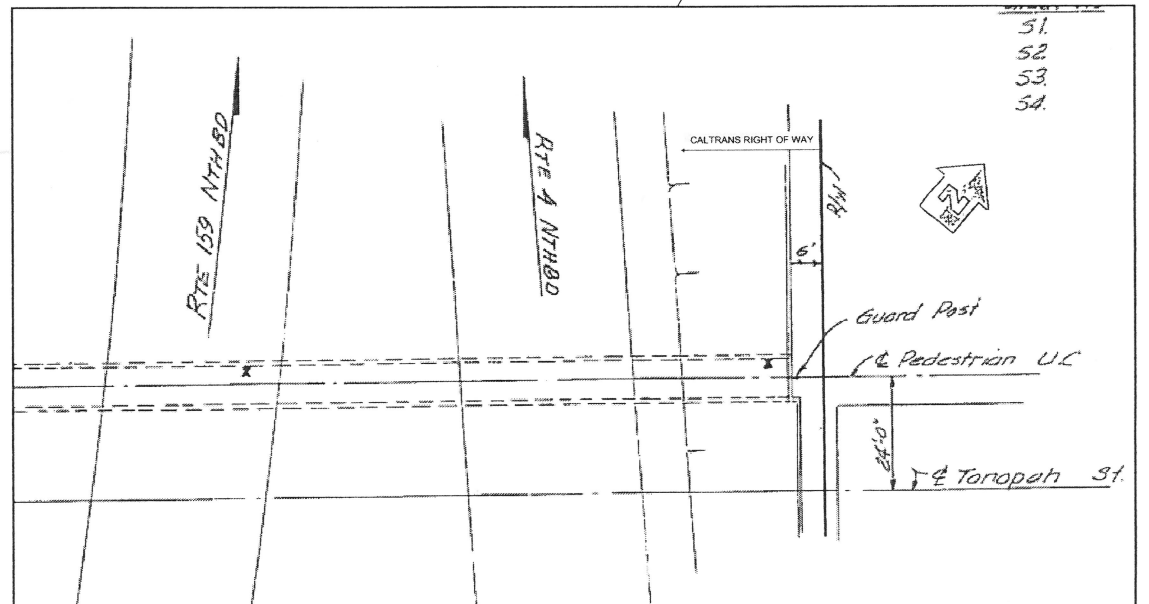


# **TONOPAH PEDESTRIAN TUNNEL N-E ENTRANCE**

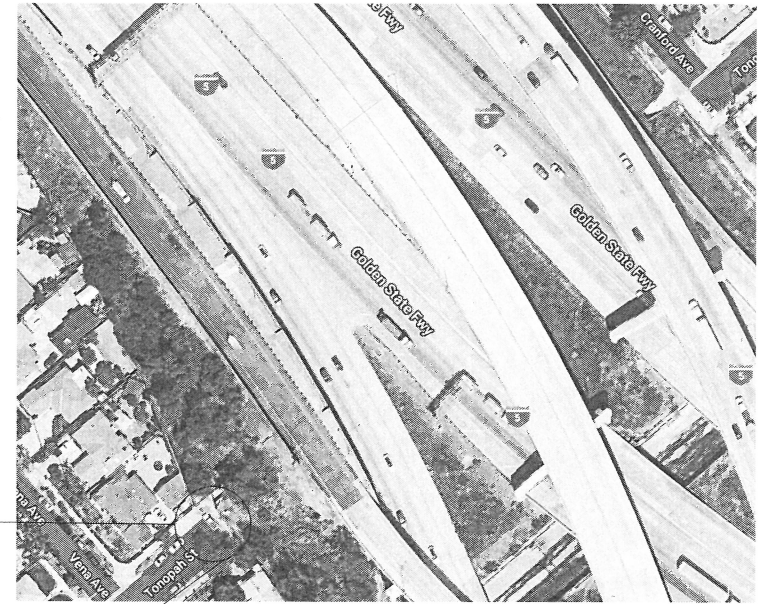
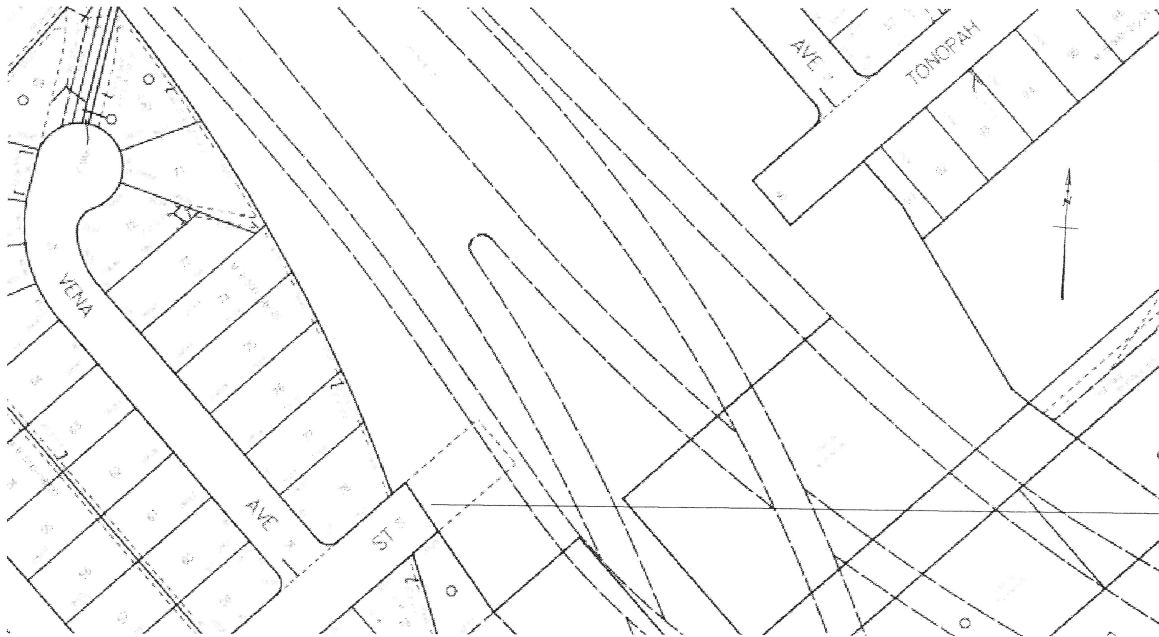
## **LEGEND:**

-  TO BE MAINTAINED BY THE CITY AT CITY'S EXPENSE
-  RIGHT OF WAY LIMITS

**EXHIBIT "A"**  
**NO SCALE**







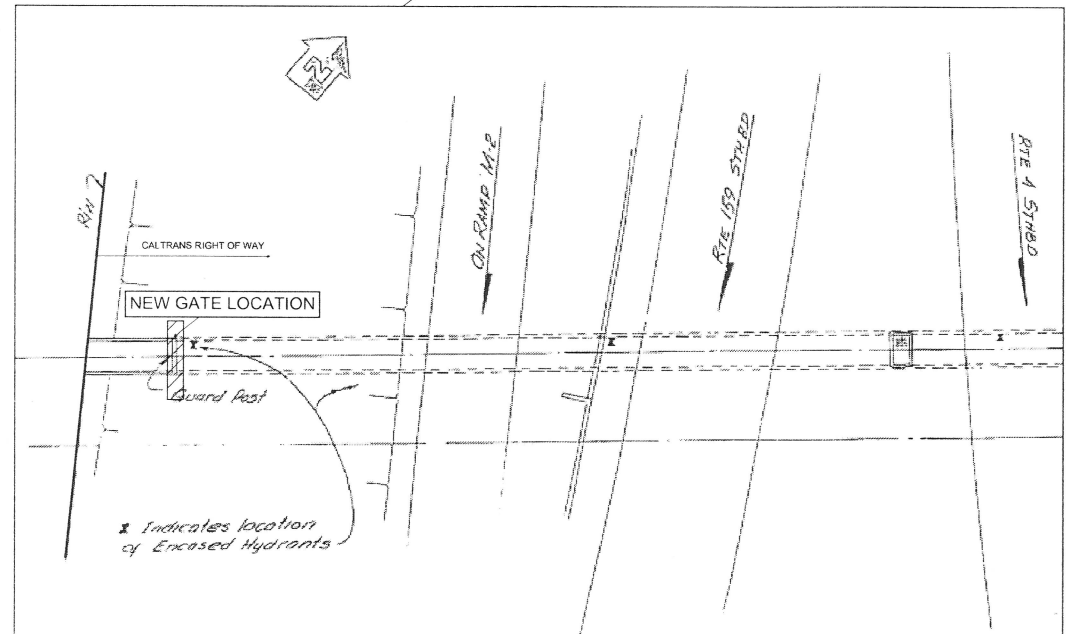
# TONOPAH PEDESTRIAN TUNNEL S-W ENTRANCE

## LEGEND:

 TO BE MAINTAINED BY THE CITY AT CITY'S EXPENSE

 RIGHT OF WAY LIMITS

**EXHIBIT "A"**  
NO SCALE



Freeway Agreement Dated  
August 8, 1961.

14

146922

VII-LA-4-LA  
Between Burbank CL at  
Cohasset St. and San Fernando  
Road

FREEWAY AGREEMENT

THIS AGREEMENT, made and entered into in duplicate on  
this 8<sup>th</sup> day of August, 1961, by and between the STATE  
OF CALIFORNIA, acting by and through the Department of Public  
Works, Division of Highways, hereinafter for convenience re-  
ferred to as the "STATE", and the City of Los Angeles, herein-  
after for convenience referred to as the "CITY",

WITNESSETH:

WHEREAS, the California Highway Commission on November 18,  
1953, passed a resolution declaring that portion of Routes 4  
and 159 in the Cities of Burbank and Los Angeles and the County  
of Los Angeles between Jackson Street (NCL Burbank) and the junc-  
tion of San Fernando Road and Sepulveda Boulevard with connec-  
tion to Route 159 to be a freeway, and

WHEREAS, the State and the City of Los Angeles have here-  
tofore entered into a freeway agreement dated February 13, 1957,  
covering the Golden State Freeway, Road VII-LA-4-LA, between  
Burbank City Limit at Cohasset Street and San Fernando Road,  
and

WHEREAS, subsequent to entering into said freeway agree-  
ment dated February 13, 1957, the State and the City have mu-  
tually agreed to certain revisions of plan, and

WHEREAS, a plan map for such freeway has heretofore been  
prepared showing the proposed plan of the State as it affects  
streets of the City, including provisions for closing city  
streets, for carrying city streets over or under or to a connec-  
tion with such freeway, for relocation of city streets, for  
construction of frontage roads and other local roads, and for

1 construction of certain pedestrian facilities, and

2 WHEREAS, it is the mutual desire of the parties hereto to  
3 enter into a new freeway agreement in accordance with the re-  
4 vised plan of said freeway,

5 NOW, THEREFORE, IT IS AGREED:

6 1. This agreement supersedes the freeway agreement be-  
7 tween the State and the City of Los Angeles dated February 13,  
8 1957, in its entirety.

9 2. The City agrees and consents to the closing of city  
10 streets, relocation of city streets, construction of frontage  
11 roads and other local roads, and other construction affecting  
12 city streets, all as shown on said plan map attached hereto  
13 marked Exhibit B between Burbank city limits at Cohasset Street  
14 and San Fernando Road and made a part hereof by this reference.

15 3. The State in the construction of said freeway will,  
16 at the State's expense, make such changes affecting city streets  
17 in accordance with the said plan map attached hereto or as the  
18 same may hereafter be modified by subsequent agreement between  
19 the parties hereto.

20 4. The State agrees to acquire all necessary right of  
21 way as may be required for construction of frontage roads and  
22 other local roads, and the construction, reconstruction or al-  
23 teration of city streets, and the City hereby authorizes the  
24 State to acquire in its behalf all such necessary right of way.

25 5. The City will accept control and maintenance over  
26 each of the relocated or reconstructed city streets, the pedes-  
27 trian facilities, and the frontage roads and other State con-  
28 structed local roads on notice to the City Engineer from the  
29 State that the work thereon has been completed, except as to any  
30 portion thereof which is adopted by the State as a part of the  
31 freeway proper. The City will also accept title to the portions  
of such roads lying outside the freeway limits, upon relinquish-



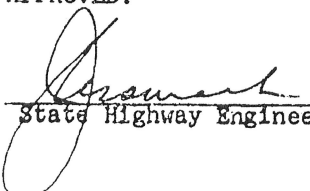
1 ment by the State.

2 5. The grade separations shown on plan map Exhibit "B"  
3 will either be underpasses or overpasses as detailed engineering  
4 studies may determine will best fit the locality. It is under-  
5 stood between the parties that the right of way may be acquired  
6 in sections or units and that, both as to the acquisition of  
7 right of way and the construction of the freeway projects, the  
8 obligations of State hereunder shall be carried out at such  
9 time and for such unit or units of the project as funds are  
10 budgeted and made lawfully available for such expenditures.


11 7. This agreement may be modified at any time by the  
12 mutual consent of the parties hereto, as may become necessary  
13 for the best accomplishment through State and City cooperation  
14 of the whole freeway project for the benefit of the people of  
15 the State and of the City.

16 IN WITNESS WHEREOF, the parties hereunto have set their  
17 hands and seals the day above first written.

18  
19  
20  
21 APPROVED:

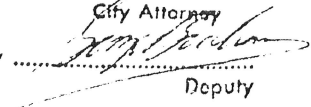
22   
23 State Highway Engineer

24  
25 APPROVED AS TO FORM:

26  
27   
28 Attorney (State)

29 Approved as to form and legal effect  
MAY 3 1961 19.....

30 ROGER ARNEBERGH  
City Attorney

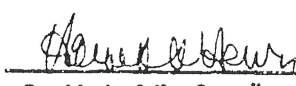
31 By   
Deputy

State of California  
Department of Public Works

ROBERT B. BRADFORD  
Director of Public Works

By   
RUSSELL J. COONEY  
Deputy Director (Management)

THE CITY OF LOS ANGELES  
A municipal corporation

  
President of the Council

WALTER C. PETERSON, City Clerk,

By   
Deputy



## CERTIFICATION

STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES, } ss.

I, WALTER C. PETERSON, City Clerk of the City of Los Angeles and ex-officio Clerk of the City Council of the City of Los Angeles, do hereby certify and attest the foregoing to be a full, true and correct copy of the original letter embodying the action of the Council of the City of Los Angeles taken at its meeting held July 13, 1961, C.F. 76947

on file in my office, and that I have carefully compared the same with the original.

In Witness Whereof, I have hereunto set my hand and affixed the Seal of the City of Los Angeles, this 20th day of July, 1961.

*Walter C. Peterson*

City Clerk of the City of Los Angeles

By

*Albert C. Quatt*  
Deputy

CITY OF LOS ANGELES  
CALIFORNIA

WALTER C. PETERSON  
CITY CLERK



OFFICE OF  
CITY CLERK  
ROOM 198, CITY HALL  
LOS ANGELES 12  
MADISON 4-6211

WHEN MAKING INQUIRIES  
RELATIVE TO THIS MATTER,  
REFER TO FILE NO.

76947

SAMUEL WM. YORTY  
MAYOR

July 13, 1961

CD #1

Board of Public Works - 8  
City Engineer (with agenda & 2 extra ctd letters)  
City Administrative Officer  
Controller

Greetings:

At the meeting of the Council held July 13, 1961,  
the attached report of the State, County and Federal Affairs  
Committee was adopted. The agreement mentioned therein is  
No. 29683 of contracts.

Respectfully yours,

City Clerk

ca

## STATE, COUNTY AND FEDERAL AFFAIRS

The City Engineer transmits proposed agreement between the State Department of Public Works and the City of Los Angeles covering the Golden State Freeway between the Burbank city limits at Cobasset Street and San Fernando Road.

All sections of the Golden State Freeway between the subject limits are either under construction or have been advertised for bids. A review of the records indicates that the proposed Freeway Agreement incorporates the existing agreement dated February 13, 1937 and all subsequent revisions approved or requested by Council Resolutions.

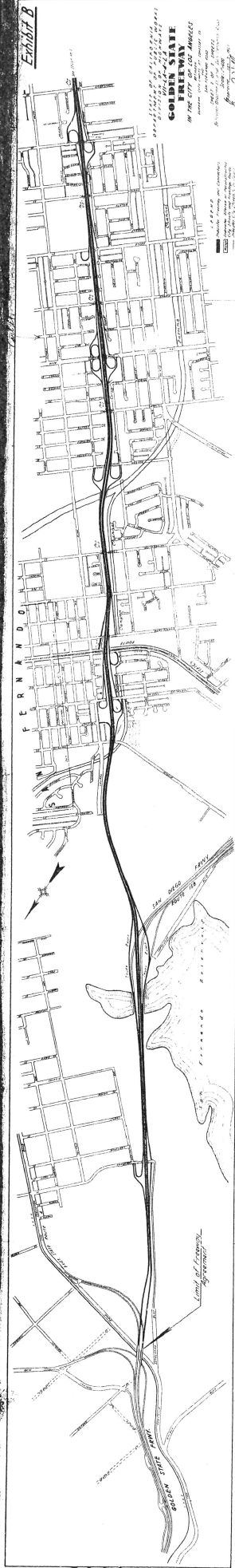
We RECOMMEND that the attached proposed agreement between the State Department of Public Works and the City of Los Angeles, relative to the above, approved as to form and legality by the City Attorney, be approved and the President of the City Council and the City Clerk be authorized to execute and attach same on behalf of the City; thereafter, both copies be returned to the City Engineer for further processing.

Respectfully submitted,

STATE, COUNTY AND FEDERAL AFFAIRS  
OF LOS ANGELES

cc: 6-24-61  
6-24-61  
6-24-61  
Enc. Agreement on duplicate  
Re: to

Exhibit B



GOLDEN STATE  
IN THE CITY OF SAN FRANCISCO

Map of the City of San Francisco  
showing the location of the  
Golden State Freeway  
and the proposed  
extension of the  
freeway to the  
Golden Gate Bridge.

14622 5





## Memorandum

To : Mr. R. J. Datel

Attn: Mr. W. R. Green

Date: April 5, 1972

File : 07-1A-5 36.4/36.6  
Golden State Freeway  
Tonopah St to  
Wentworth St  
07205 -From : Mr. R. H. Laughlin, District 07  
Department of Public Works—Division of Highways

Subject:

RECEIVED

APR 10 1972

DESIGN DEPT.

Attached for your information and file is a copy of a resolution and a report adopted by the Council of the City of Los Angeles on March 23, 1972. This resolution approves the removal of an existing sidewalk on the north-easterly side of the Route 5 Freeway between Tonopah Street and Wentworth Street and the permanent closing of the Wentworth Street Pedestrian Undercrossing. (It should be noted that this pedestrian undercrossing has been closed since construction and is covered by a previous resolution dated September 28, 1961).

The resolution refers to the executed freeway agreement with the City of Los Angeles, dated February 13, 1957, covering the Golden State (Route 5) Freeway, Road 07-1A-5. This is an erroneous date which should read August 8, 1961; however, the intent of the City's resolution is to modify the existing freeway agreement currently governing this section of freeway.

A print of Exhibit "A", referred to in the resolution is attached to the copy of the resolution.

To correct this problem, the District proposes to incorporate the sidewalk into the freeway right of way by minor contract.



R. H. LAUGHLIN  
District Design Engineer  
Design C

Attach.

CITY OF LOS ANGELES  
CALIFORNIA

REX E. LAYTON  
CITY CLERK



SAM YORTY  
MAYOR

OFFICE OF  
CITY CLERK  
ROOM 385, CITY HALL  
LOS ANGELES, CALIF. 90012  
405-2708

WHEN MAKING INQUIRIES  
RELATIVE TO THIS MATTER,  
REFER TO FILE NO.

104131  
70-3069

CD No. 1

March 23, 1972

Board of Public Works - 8 (with copy of resolution)  
City Engineer (with 4 extra certified letters and copy  
of resolution)

CLOSING OF THE PEDESTRIAN UNDERCROSSING

I HEREBY CERTIFY that the attached report of the PUBLIC  
WORKS COMMITTEE and RESOLUTION ~~were~~ adopted by the Council  
of the City of Los Angeles at its meeting held  
March 23, 1972.

REX E. LAYTON, CITY CLERK

By

*J. H. Kennedy*  
Deputy

maa  
Attach

TO THE COUNCIL OF THE  
CITY OF LOS ANGELES

Your

PUBLIC WORKS

Committee

reports as follows:

The City Engineer reports that Wentworth Street is an unimproved street, extending southwesterly from Laurel Canyon Boulevard, ending near the Golden State Freeway. The Wentworth Street pedestrian undercrossing was constructed in accordance with the Freeway Agreement entered into on February 13, 1957, between the State of California and the City of Los Angeles. Subsequently, as a result of the City Council's action of September 28, 1961 and August 17, 1971, under C.F. Nos. 104131 and 70-3069, the said pedestrian undercrossing was closed. The pedestrian undercrossing in Tonopah Street was constructed in lieu of the Wentworth Street undercrossing.

A sidewalk is located northeast of the Golden State Freeway between Wentworth Street and Tonopah Street. This sidewalk was originally constructed with the freeway to provide access to the Wentworth Street undercrossing which has subsequently been closed. Complaints have been registered by property owners whose property is contiguous to this sidewalk.

Therefore, vacation of the subject street area and the physical closure of the pedestrian undercrossing at Wentworth Street, under the above Council File Nos., eliminates the need for the walkway shown on Exhibit "A" attached to the file.

We RECOMMEND, as recommended by the Board of Public Works, as follows:

1. That the accompanying resolution requesting the California Highway Commission to amend the existing Golden State Freeway (Route 5) Agreement, to provide for the removal of the sidewalk easterly of Wentworth Street and the permanent closing of the pedestrian undercrossing at the said location, be adopted.
2. That the City Engineer be instructed to formally notify the State Division of Highways of the action taken by the City Council on this matter.

Respectfully submitted,

PUBLIC WORKS COMMITTEE

CBP:dm  
3-6-72  
CD #1  
Xerox

## RESOLUTION

WHEREAS, the City of Los Angeles and the State of California have heretofore entered into a Freeway Agreement, dated February 13, 1957, covering the Golden State (Route 5) Freeway between Burbank City Limits at Cohasset Street and San Fernando Road; and

WHEREAS, the pedestrian undercrossing and walk in Wentworth Street were to provide ingress and egress to areas northerly and southerly of the freeway; and

WHEREAS, the Wentworth Street pedestrian undercrossing was closed and abandoned in 1962; and

WHEREAS, the Tonopah Street pedestrian undercrossing was subsequently constructed in lieu of the Wentworth Street pedestrian undercrossing; and

WHEREAS, complaints have been registered by property owners whose property is contiguous with the sidewalk easterly of Wentworth Street; and

WHEREAS, the sidewalk serves no useful purpose:

NOW, THEREFORE, BE IT RESOLVED, that the City Council of Los Angeles hereby approves the removal of that sidewalk easterly of Wentworth Street and permanent closing of the pedestrian undercrossing as shown on Exhibit "A", it being understood that a revised Freeway Agreement incorporating said sidewalk removal and undercrossing closure is to be entered into at some future date.

I hereby certify that the foregoing is a true and correct copy of the Resolution of the City of Los Angeles as adopted at its meeting held

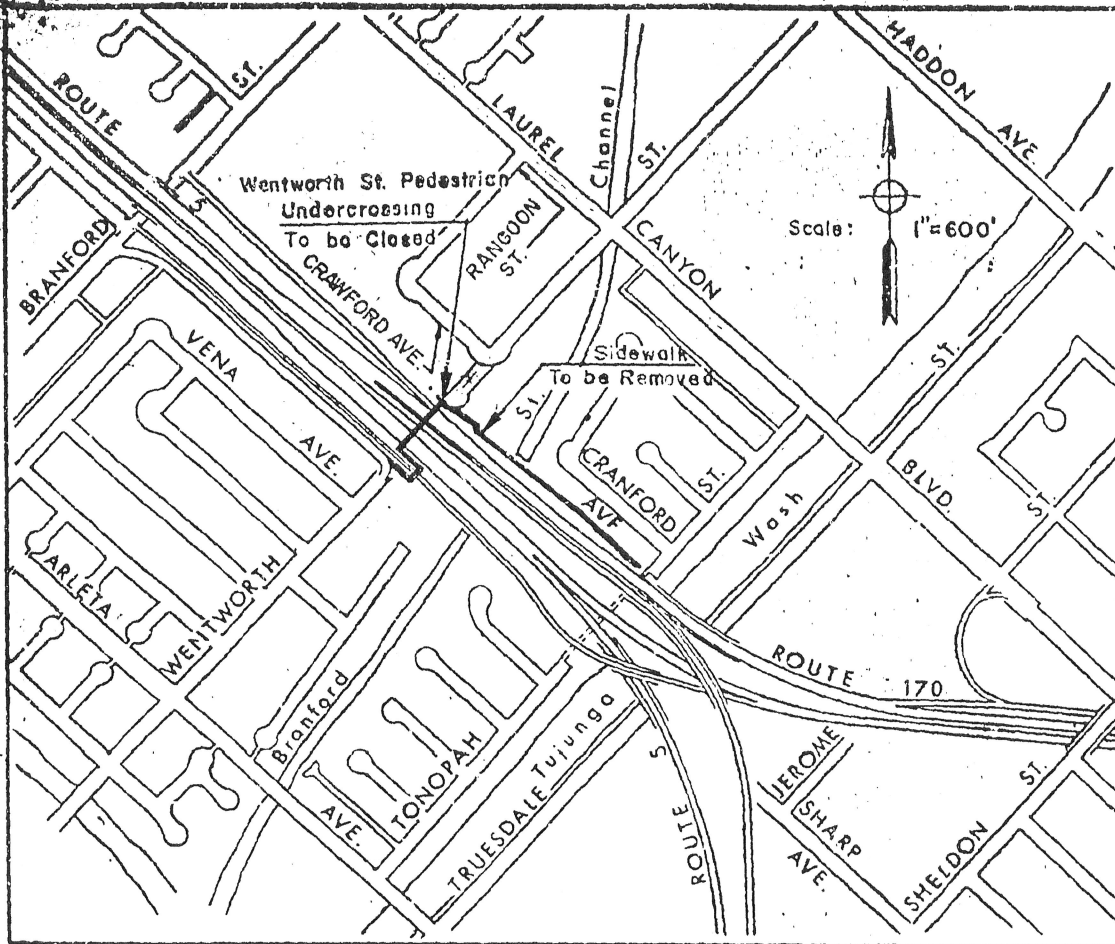
MAY 28 1974

RE: E. LAYTON, City Clerk




By: *[Signature]*  
City Clerk

70-5315





# LEGEND

-  Wentworth Street Vacation
-  Sidewalk to be deleted from Freeway Agreement
-  Wentworth Street Pedestrian Overcrossing

## EXHIBIT "A" IN THE CITY OF LOS ANGELES

07-L.A.-5

AT WENTWORTH ST PED. U.C.

OCT. 4 1971

by E.J.A.



1. Mr. Donald E. Trull  
U. S. Federal Highway Administration

Date: May 10, 1972

2. California Division of Highways  
Highway Design Department

07 - LA - 5 36.4 / 36.6  
Dist. Co. Rte. P.M.

Subject: Modification of Approved Plan of  
Development (Minor Changes in  
Major Design Features)

07-083  
Design Hearing No.

File Ref:

Attached Maps:

- (1) ~~Approved plan map marked~~  
(2) Modified plan map marked Exhibit 'A'

It is proposed to revise the approved plan of development for  
that portion of Route 5 ( ) in Los Angeles County,  
between Tonopah St and  
Wentworth St. The approved  
plan is covered by executed freeway agreement with  
Los Angeles County dated August 8, 1961.

The proposed changes in the plan are shown in red on the  
attached modified plan map. They are minor changes in major design  
features and we do not propose to hold a design public hearing on this  
matter.

It is proposed to permanently close the Wentworth St.  
Pedestrian undercrossing and remove the existing sidewalk  
leading into it. The Ped. O.C. has been closed since 1962.

Changes reviewed and found generally satisfactory by: (1) The FHWA  
Area Engineer Sec. (2) Local Agency Sec  
attached Resolution.

Please indicate your concurrence in the space provided below  
and return one copy of this route slip to this office.

W. R. GREEN  
Highway Design Engineer

\*\*\*\*\*

For Federal Highway Administration Use

Date: 6-2-72

☒ Accepted - No Comments Required.

☐ FHWA Comments to State: \_\_\_\_\_

By E. R. Jensen  
(Name)

Acting Distr. Engr.

Form H.D. 115 12-71