

CITY OF LOS ANGELES

CALIFORNIA



JUNE LAGMAY
City Clerk

HOLLY L. WOLCOTT
Executive Officer

Office of the
CITY CLERK

Council and Public Services
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ANTONIO R. VILLARAIGOSA
MAYOR

April 20, 2010

To All Interested Parties:

The City Council adopted the action(s), as attached, under Council file No.

09-0683, at its meeting held April 16, 2010, to set a Public Hearing

Date of MAY 14, 2010.


City Clerk
VCW

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**TO THE COUNCIL OF THE
CITY OF LOS ANGELES**

Your

PUBLIC WORKS COMMITTEE

reports as follows:

FINAL ENVIRONMENTAL IMPACT REPORT and PUBLIC WORKS COMMITTEE REPORT relative to vacating Council Street and Madison Avenue Vacation District in connection with the construction of Central Region Elementary School No. 20 (VAC E1401143).

Recommendations for Council action:

1. FIND that the City Council has imposed all of the mitigation measures that are within the control of the City, as described in Final Environmental Impact Report (SCH No. 2008051093), that are associated with the impacts of the vacation of Council Street and Madison Avenue Vacation District and that other mitigation measures that are not within the authority of the City, have been or should be imposed as set forth in the findings of the Board of Education of the City of Los Angeles, dated December 9, 2008 and attached to the Council file.
2. 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 colored blue on Exhibit B of the February 17, 2010 City Engineer report and attached to the Council file:
 - a. Council Street between Juanita Avenue and Madison Avenue.
 - b. The L-shaped alley westerly of Madison Avenue from the alley southerly of Beverly Boulevard to its intersection with Madison Avenue.
3. FIND that there is a public benefit to this vacation and that upon vacation of the alleys; that the City is relieved of its ongoing obligation to maintain the rights-of-way and that the City is relieved of any potential liability that might result from continued ownership of the involved street and alley easements as detailed in the February 17, 2010 City Engineer report and attached to the Council file.
4. AMEND the February 17, 2010 report of the City Engineer as follows:
 - a. Delete the text in Condition 8 and substitute the following:

That satisfactory arrangements be made with the Los Angeles County Flood Control District and Los Angeles County Department of Public Works for the relocation or abandonment of the existing County of Los Angeles sewer and storm drain facilities located within the areas to be vacated, unless easements or rights for the protection of any affected facilities to remain in place are provided to the County of Los Angeles to their satisfaction.
 - b. Delete Conditions 4a, 4b, 5(a).1 and 5(a).2.

5. ADOPT the FINDINGS of the City Engineer dated February 17, 2010, as amended, as the Findings of the Council.
6. ADOPT the accompanying City Engineer report dated February 17, 2010, as amended, to approve the vacation.
7. INSTRUCT the City Clerk to set a public hearing date for **May 14, 2010**.

Fiscal Impact Statement: The City Engineer reports that to date, an estimated \$20,988.59 in charges have been expended in the investigation and processing of this vacation proceeding. Since Section 7.46 of the Los Angeles Administrative Code (LAAC) exempts all governmental agencies from payment of fees, the processing of this vacation action will be absorbed by the Bureau of Engineering. Maintenance of the public easement by City Forces will be eliminated.

Community Impact Statement Submitted: No

SUMMARY

The City Engineer reports that the area sought to be vacated is:

- a. Council Street between Juanita Avenue and Madison Avenue.
- b. The L-shaped alley westerly of Madison Avenue from the alley southerly of Beverly Boulevard to its intersection with Madison Avenue.

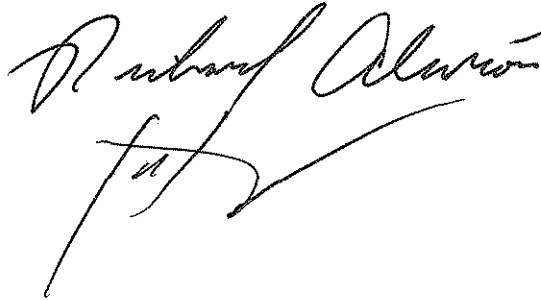
(A map of the area is included as Exhibit B in the February 17, 2010 City Engineer report and is attached to the Council file). The purpose of this vacation request is to consolidate the alleys to be vacated with the adjoining properties for the construction of Central Region Elementary School No. 20. This vacation procedure is being processed under procedures established by Council on March 5, 2002 as detailed in Council File No. 01-1459.

Furthermore, according to the City Engineer, the vacation of the public street areas as shown on the map designated as Exhibit B could be conditionally approved based upon the following: 1) it is unnecessary for present or prospective public use; 2) it is not needed for vehicular circulation or access; and 3) it is not needed for nonmotorized transportation purposes.

On April 7, 2010, your Committee considered the recommendations of the City Engineer as contained in its February 17, 2010 report along with the Initial/Final Environmental Impact Reports. After consideration and having provided an opportunity for public comment, the Committee Chair moved to recommend approval of the recommendations as contained in said City Engineer report and detailed above in Recommendation Nos. 1-3 and 5-7. Additionally, the Committee recommended making technical changes to Condition No. 8 and deleting Condition Nos. 4a, 4b, 5(a).1 and 5(a).2 in the February 17, 2010 City Engineer report and detailed above in Recommendation No. 4.

This matter is now submitted to Council for its consideration.

Respectfully submitted,
PUBLIC WORKS COMMITTEE



ADOPTED

APR 16 2010

LOS ANGELES CITY COUNCIL
SET FOR HEARING May 14, 2010

<u>MEMBER</u>	<u>VOTE</u>
HUIZAR:	YES
ALARCÓN:	YES
SMITH:	ABSENT

ARL
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#090683
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- Not Official Until Council Acts -