

CITY OF LOS ANGELES

CALIFORNIA



ANTONIO R. VILLARAIGOSA
MAYOR

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City Clerk

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Office of the
CITY CLERK

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KONRAD CARTER
Acting Chief, Council and Public Services
Division

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September 14, 2009

To All Interested Parties:

(See attached list of additional notifications)

The City Council adopted the action(s), as attached, under Council file No. 09-1060, at its meeting held September 11, 2009, to set a **Public Hearing Date of October 7, 2009**.

City Clerk
et

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 the T-shaped alley westerly of Central Avenue between 45th Street and 46th Street (VAC E1401142).

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 (ER 09-023-LAUDS; State Clearinghouse Number 2008041112) that are associated with the impacts of the street vacation of the T-shaped alley westerly of Central Avenue between 45th Street and 46th Street 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 November 25, 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 A of the June 10, 2009 City Engineer report and attached to the Council file:

T-shaped alley westerly of Central Avenue between 45th Street and 46th Street

3. FIND that there is a public benefit to this vacation and that upon vacation of the alleys, 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 alley easements as detailed in the June 10, 2009 City Engineer report and attached to the Council file.
4. AMEND the City Engineer report dated June 10, 2009 as follows:
 - a. Delete Conditions 4a and 5a
 - b. Delete the language contained in Condition 4c and replace with:

"Dedicate sufficient area as necessary to provide for a hammerhead turnaround at the easterly terminus of the unvacated portion of the east/west alley to be vacated."
 - c. Delete the language contained in Condition 5e and replace with:

"Construct a hammerhead turnaround at the easterly terminus of the unvacated portion of the east/west alley to be vacated."
5. ADOPT the FINDINGS of the City Engineer dated June 10, 2009, as amended, as the Findings of the Council.
6. ADOPT the accompanying City Engineer report dated June 10, 2009, as amended, to

approve the vacation.

7. INSTRUCT the City Clerk to set a public hearing date for **October 7, 2009.**

Fiscal Impact Statement: The City Engineer reports that to date, an estimated \$9,340.28 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.

SUMMARY

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

T-shaped alley westerly of Central Avenue between 45th Street and 46th Street

(A map of the area is included as Exhibit A in the June 10, 2009 City Engineer report and is attached to the Council file). The purpose of this vacation request is to consolidate the proposed areas to be vacated with the adjoining properties to provide for the construction of Central Region Elementary School No. 21. 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 A 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 September 2, 2009, the Public Works Committee considered the recommendations of the City Engineer as contained in its June 10, 2009 report along with the Initial/Final Environmental Impact Reports and Statement of Overriding Considerations. After consideration and having provided an opportunity for public comment, the Committee moved to recommend approval of the recommendations as contained in said City Engineer report, as amended, and detailed above in Recommendation Nos. 1-7. This matter is now submitted to Council for its consideration.

Respectfully submitted,

PUBLIC WORKS COMMITTEE



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

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9/3/09
#091060
CD 9

ADOPTED

SEP 11 2009

LOS ANGELES CITY COUNCIL

FORTHWITH

SET FOR HEARING **SEP 17 2009**

- Not Official Until Council Acts -

1. Los Angeles Unified School District
Attn: Michael Scinto
1055 W. 7th Street, 10th Floor
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2. Pilgrim Baptist Church
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