

ADMINISTRATIVE EXEMPTION, TRADE, TRAVEL, AND TOURISM COMMITTEE REPORT, and ORDINANCE FIRST CONSIDERATION relative to the acquisition by eminent domain of portions of property for use by the Los Angeles World Airports (LAWA) to implement projects under the Landside Access Modernization Program (LAMP).

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. ADOPT the Board of Airport Commissioners findings that any activity (approval of bids, execution of contract, allocation of funds, etc.) for which the underlying project has previously been evaluated for environmental significance and processed according to the requirements of the California Environmental Quality Act (CEQA) is administratively exempt from further review pursuant to Article II, Section 2.i of the Los Angeles City CEQA Guidelines and, further, that the taking of the subject properties is authorized by, inter alia, Section 19, Article I of the California Constitution, Sections 37350.5 and 4040(f) of the California Government Code, Public Utilities Code Section 21661.6, the Los Angeles City Charter Section 632(c), Section 1230.010 et seq., of the California Code of Civil Procedure, and all other applicable law as set forth herein.
2. APPROVE the accompanying RESOLUTION of Necessity No. 26576 as adopted by the Board of Airport Commissioners at its meeting held August 16, 2018, making all necessary findings to authorize commencement of eminent domain proceedings to acquire portions of the property located at 9790 Bellanca Avenue for the Los Angeles International Airport (LAX) LAMP.
3. PRESENT and ADOPT the accompanying ORDINANCE dated August 21, 2018, finding that the public interest and necessity require the acquisition by eminent domain of portions of the property located at 9790 Bellanca Avenue, Los Angeles, California 90045, and bearing Assessor's Parcel Nos. 4125-026-014 and 4125-026015.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that this action will not impact the General Fund or LAWA'S budget. The proposed property acquisition, in the amount of \$2,322,000, will be funded through the LAX Revenue Fund to be reimbursed with Passenger Facility Charges, subject to eligibility. The proposed property acquisition complies with the LAWA's financial policies.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 20, 2018

(LAST DAY FOR COUNCIL ACTION – SEPTEMBER 18, 2018)

SUMMARY

In a report to the Mayor dated August 30, 2018, the CAO states that LAWA requests authority to commence eminent domain proceedings to acquire a 0.208-acre property located at 9790 Bellanca Avenue near LAX required for construction of the \$5.5 billion LAMP project. The proposed acquisition includes an additional 0.017 acres for a permanent wall footing easement

and 0.063 acres for a temporary construction easement.

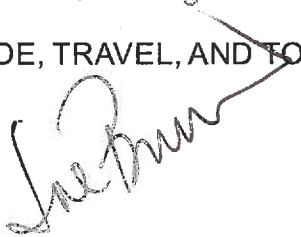
According to the CAO, the property is located due east of the Central Terminal Area near LAX and has been the subject of an effort by LAWA to purchase land needed for construction of required roadway improvements in support of the LAMP project's 98th Street extension. The proposed property purchase and planned use are deemed to be: a more necessary public use than the use to which the subject Property is already devoted; or, in the alternative, a compatible public use which will not unreasonably interfere with or impair the continuance of the public use to which the subject property is already devoted. To date, the property owners have not accepted LAWA's Fair Market Value offers totaling \$2,322,000. Consequently, LAWA is requesting authority to initiate eminent domain proceedings in the event that the two parties are unable to reach an agreement.

On August 16, 2018, the Board of Airport Commissioners approved LAWA's request. The CAO concurs with this action.

At its meeting held September 4, 2018, the Trade, Travel, and Tourism Committee recommended that Council approve LAWA's request to commence eminent domain proceedings for property described above and to approve the related Ordinances and findings, as recommended by the Board of Airport Commissioners and the CAO.

Respectfully Submitted,

TRADE, TRAVEL, AND TOURISM COMMITTEE



<u>MEMBER</u>	<u>VOTE</u>
BUSCAINO:	YES
BONIN:	YES
KREKORIAN:	YES

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-NOT OFFICIAL UNTIL COUNCIL ACTS-