

INITIAL STUDY (IS), NEGATIVE DECLARATION (ND) and PUBLIC SAFETY COMMITTEE REPORT relative to the vacation request for Mariondale Avenue and Lillyvale Avenue Vacation District.

Recommendations for Council action:

1. INSTRUCT the Bureau of Engineering (BOE) to initiate street vacation proceedings, pursuant to the Public Streets, Highways and Service Easements Vacation Law, for the vacation of the public right-of-way shown blue in Exhibit B of the BOE report dated March 23, 2018, attached to the Council file, and the exact limit of the vacation area be permitted to be adjusted based on the existing street improvements as follows:

Mariondale Avenue and Lillyvale Avenue Vacation District

2. ADOPT the IS and ND for the street vacation - Mariondale Avenue and Lillyvale Avenue Vacation District (Work Order No. E1401293); FIND, based on the independent judgment and analysis of the whole record of proceedings of the project, including the IS/ND and any public and agency comments received therefrom, there is no substantial evidence that the project will have a significant effect on the environment, and all potentially significant environmental effects of the project have been properly disclosed, evaluated and mitigated in the IS/ND in compliance with the California Environmental Quality Act (CEQA) and the State and City CEQA Guidelines.
3. INSTRUCT the BOE to file a Notice of Determination for the adopted IS/ND with the City Clerk and the Los Angeles County Registrar/Recorder within five days of the Council's approval.
4. FIND that there is a public benefit to this street vacation and upon vacation of the street, the City is relieved of its ongoing obligation to maintain the street and any potential liability that might result from continued ownership of the involved street easements.
5. FIND that in conformance with Section 556 of the City Charter, the vacation is in substantial conformance with the purposes, intent and provisions of the General Plan.
6. FIND that in conformance with Section 892 of the California Streets and Highways Code, the vacation area is not necessary for non-motorized transportation facilities.
7. FIND that in conformance with Section 8324 of the California Streets and Highways Code, the vacation area is not necessary for present or prospective public use.
8. ADOPT the BOE report dated March 23, 2018 with the conditions contained therein, as modified by the Public Safety Committee, to include the following:
 - a. Remove Condition Nos. 5, 6, 13 and 14.
 - b. Add Condition No. 16 as follows: Deposit \$250,000 into a new account in the Council District 14 Public Benefits Trust Fund entitled Valley Boulevard Streetscape

Improvements.

Fiscal Impact Statement: The BOE reports that the petitioner has paid a fee of \$35,080 for the investigation of this request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). Any deficit fee to recover the cost pursuant to Section 7.44 of the LAAC will be required of the petitioner.

Community Impact Statement: None submitted.

Summary:

At a regular meeting held on September 5, 2018, the Public Safety Committee considered a BOE report regarding the vacation of Mariondale Avenue and Lillyvale Avenue Vacation District. After an opportunity for public comment, the Committee recommended to approve the recommendations in the BOE report, with amendments presented by Council District 14. This matter is now submitted to the Council for consideration.

Respectfully Submitted,



PUBLIC SAFETY COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
ENGLANDER	ABSENT
OFARRELL	YES
BUSCAINO	YES
RYU	ABSENT
RODRIGUEZ	YES

SD

-NOT OFFICIAL UNTIL COUNCIL ACTS-