

CATEGORICAL EXEMPTION and PUBLIC SAFETY COMMITTEE REPORT relative to the vacation request for Fountain Avenue (portion of southerly side) between Vermont Avenue and the north/south alley westerly of Vermont Avenue.

Recommendations for Council action:

1. FIND that 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 shown blue on Exhibit B of the Bureau of Engineering (BOE) report dated October 26, 2017 (attached to the Council file) as follows:

*12 feet wide and variable width portion of the southerly side of Fountain Avenue between Vermont Avenue and the north/south alley westerly of Vermont Avenue.*

2. DENY the vacation of the area shown orange on Exhibit B of the BOE report dated October 26, 2017 (attached to the Council file).
3. FIND that the vacation is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City's Environmental Guidelines.
4. FIND that there is a public benefit to this street vacation and upon vacation of the ingress/egress easement, the City is relieved of any potential liability that might result from continued ownership of the involved ingress/egress easement.
5. FIND, 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, 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, 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 October 26, 2017 with the conditions contained therein.

Fiscal Impact Statement: The BOE reports that the petitioner has paid a fee of \$14,980 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. Maintenance of the public easement by City forces will be eliminated.

Community Impact Statement: None submitted.

Summary:

At a regular meeting held on October 3, 2018, the Public Safety Committee considered a BOE report regarding the vacation of a portion of Fountain Avenue between Vermont Avenue and north/south alley of Vermont Avenue. After an opportunity for public comment, the Committee recommended on consent to approve the recommendations in the BOE report. This matter is

now submitted to the Council for consideration.

Respectfully Submitted,



PUBLIC SAFETY COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
ENGLANDER	YES
O'FARRELL	YES
BUSCAINO	ABSENT
RYU	ABSENT
RODRIGUEZ	YES

SD

**-NOT OFFICIAL UNTIL COUNCIL ACTS-**