

# CITY OF LOS ANGELES

CALIFORNIA

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May 10, 2018

Honorable City Council  
City of Los Angeles  
c/o City Clerk  
Room 395, City Hall  
Los Angeles, California 90012

**ORDINANCE AUTHORIZING GRANT OF EASEMENT TO  
LOS ANGELES COUNTY SANITATION DISTRICT NO. 2  
COUNCIL FILE NO. 17-0760, COUNCIL DISTRICT 15**

On June 30, 2017, the City Council adopted a Motion directing the Department of General Services (GSD) with the assistance of the City Attorney's Office to negotiate the grant of a small subsurface easement to the Los Angeles County Sanitation District (LACSD). To provide legal authority for this grant of easement, the City Attorney's Office prepared and GSD now transmits for your consideration the enclosed draft ordinance, approved as to form and legality.

**BACKGROUND**

LACSD requires this easement for its seven mile long, \$700 million effluent tunnel project transporting wastewater from LACSD's pollution control plant in the City of Carson to its ocean discharge facility in the tidelands off Royal Palms Beach in San Pedro (LACSD Project). To build this Project, LACSD requires the subject easement under Capitol Drive in San Pedro which is approximately 88 square feet in size and located at subsurface depths of 39.3 to 51.9 feet. LACSD offers a purchase price of \$1,000 for the easement.

**COUNCIL RULE 38 REFERRAL**

A copy of the draft ordinance was sent, pursuant to Council Rule 38, to GSD and the Department of Public Works (Bureau of Street Services) with a request that comments be presented directly to City Council or its Committees when this matter is considered.

**CALIFORNIA ENVIRONMENTAL QUALITY ACT**

To adopt the proposed ordinance authorizing grant of this easement to LACSD (and execution of the related easement agreement), City Council must first comply with the California Environmental Quality Act (CEQA). Council may comply with CEQA in connection with the

grant of this easement by making the CEQA findings set forth below under Recommended Action 1 below.

As background for these CEQA findings, the Board of Directors of District No. 2 of LACSD certified an EIR/EIS for the LACSD Project (SCH No. 2008101074) on November 28, 2012. This EIR/EIS analyzed impacts of the construction and operation of the tunnels through the easements needed for this Project (including the subject easement). Also, LACSD advised City staff that since the date of EIR/EIS certification, there are: (1) no changes to this Project, (2) no changes to the circumstances under which this Project is being undertaken, and (3) no new information not discussed in the EIR/EIS on significant environmental impacts, or on feasible or substantially more effective mitigation measures or alternatives for this Project.

### RECOMMENDATION

That the Los Angeles City Council, subject to the approval of the Mayor:

1. Concur with the CEQA findings for the Clearwater Program Environmental Impact Report/Environment Impact Statement certified on November 28, 2012 by the Board of Directors of District No. 2 of LACSD; and
2. Approve the attached draft ordinance authorizing grant of the easement to LACSD.

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Tony M. Royster  
General Manager

