

**CATEGORICAL EXEMPTION and TRADE, TRAVEL, AND TOURISM COMMITTEE REPORT** relative to a proposed successor permit with U. S. Borax, Inc., to occupy and use Harbor Department (Port) properties adjacent to private property owned by Borax.

Recommendations for Council action:

1. ADOPT the determination by the Board of Harbor Commissioners that the proposed action is categorically exempt under the California Environmental Quality Act (CEQA) in accordance with Article III, Class 1 (14) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Port Resolution No. 17-8141 authorizing proposed Successor Permit No. 910 with U.S. Borax, Inc., for the lease of 104,651 square feet of Port properties adjacent to private property owned by Borax for the berthing of vessels; unloading, loading, processing and distributing refined and dry bulk materials, spur track operations; parking and storage; and, other permit-approved Borax activities.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that approval of the proposed permit between the Port and Borax is for a 30-year successor permit. Borax will pay the Port \$240,549 in rent per year, subject to an annual Consumer Price Index and five-year rental adjustments. Borax will pay approximately \$63,000 in dockage charges, the same as in previous permits. Total annual revenue is expected to exceed \$300,000. The proposed compensation conforms to the Port's rate of return policy of 10 percent on the land.

Community Impact Statement: None submitted.

**TIME LIMIT FILE – NOVEMBER 1, 2017**

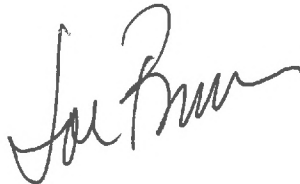
**(LAST DAY FOR COUNCIL ACTION – NOVEMBER 1, 2017)**

**SUMMARY**

In a report to the Mayor dated September 21, 2017, the CAO states that the Port requests authority to approve a proposed First Amendment to successor Permit with Borax to occupy and use the following Port properties adjacent to private property owned by Borax: submerged land, railroad spur tracks, and an employee parking lot. The new permit combines all permits, updates the spur track properties to reflect Borax's current uses, updates the terms and conditions of the permit, and charges the current market rents for Port property. On July 20, 2017, the Board of Harbor Commissioners approved the proposed agreement. The CAO concurs with this action.

At its meeting held October 17, 2017, the Trade, Travel, and Tourism Committee recommended that Council approve the proposed Successor Permit No. 910 with Borax, as recommended by the Board of Harbor Commissioners and the CAO.

Respectfully Submitted,



TRADE, TRAVEL, AND TOURISM COMMITTEE

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

jaw

**-NOT OFFICIAL UNTIL COUNCIL ACTS-**