

CONSIDERATION OF PROTESTS, CATEGORICAL EXEMPTION and PUBLIC WORKS AND GANG REDUCTION COMMITTEE REPORT relative to the vacation of McFarland Avenue between D and E Streets (VAC - E1400999).

Recommendations for Council action:

1. CONSIDER protests relative to the proposed vacation of McFarland Avenue between D and E Streets.
2. FIND that the vacation of McFarland Avenue between D and E Streets is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City's Environmental Guidelines.
3. FIND that the 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 indicated below and shown colored blue on Exhibit B of the September 2, 2015 City Engineer report:

McFarland Avenue between D and E Streets.
4. REAFFIRM the determination of BE-456-07, which was approved by the City Council on February 13, 2008 under Council File No. 06-1125.
5. FIND that there is a public benefit to the vacation of McFarland Avenue between D and E Streets. Upon vacation of the street, the City is relieved of its ongoing obligation to maintain the right-of-way. In addition, the City is relieved of any potential liability that might result from continued ownership of the involved street easement.
6. FIND that the vacation of McFarland Avenue between D and E Streets is in substantial conformance with the purposes, intent and provisions of the General Plan, in conformance with Section 556 of the City Charter.
7. FIND that the vacation of McFarland Avenue between D and E Streets is not necessary for non-motorized transportation facilities, in conformance with Section 892 of the California Streets and Highways Code.
8. FIND that the vacation of McFarland Avenue between D and E Streets is not necessary for present or prospective public use, in conformance with Section 8324 of the California Streets and Highways Code.
9. ADOPT the City Engineer's report dated September 2, 2015 with the conditions contained therein.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$32,597.94 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 LAAC Section 7.44 will be required of the petitioner. Maintenance of the public easement by City forces will be eliminated.

Community Impact Statement: None submitted.

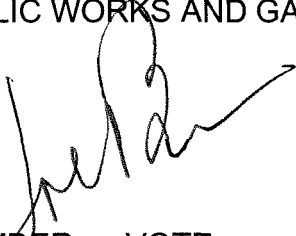
SUMMARY

In a report to Council dated September 2, 2015, the City Engineer states that the petitioner, Daniel J. Domonoske of Potential Industries, Inc., representing the owners of the properties shown in the accompanying map, requests the proposed public street vacation. The purpose of the vacation is to consolidate the proposed vacation area with the adjoining properties for expansion of the petitioner's facilities. The City Engineer recommends approval of the request.

At its meeting held on September 14, 2015, the Public Works and Gang Reduction Committee recommended that Council approve the City Engineer's recommendations and conditions relative to the proposed street vacation proceedings.

Respectfully Submitted,

PUBLIC WORKS AND GANG REDUCTION COMMITTEE

A handwritten signature in black ink, appearing to be 'Jaw', is written over the committee name.

<u>MEMBER</u>	<u>VOTE</u>
BUSCAINO:	YES
MARTINEZ:	YES
PRICE:	ABSENT
O'FARRELL:	YES
RYU:	YES

jaw

-NOT OFFICIAL UNTIL COUNCIL ACTS-