

COMMUNICATION

File No. 06-2748

TO: LOS ANGELES CITY COUNCIL

FROM: COUNCILMEMBER JOSE HUIZAR, CHAIR
PUBLIC WORKS COMMITTEE

FINAL ENVIRONMENTAL IMPACT REPORT and COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to vacating Marathon Street and Alvarado Street Vacation District in connection with the construction of Central Region Elementary School No. 14 (VAC E1401019).

Recommendations for Council action:

1. FIND that the City Council has imposed all of the mitigation measures that are within the control of the City, as described in Final Environmental Impact Report (EIR-09-025 LAUSD; SCH No. 2005061007), that are associated with the impacts of the street vacation of Marathon Street and Alvarado Street Vacation District and that other mitigation measures that are not within the authority of the City, have been or should be imposed as set forth in the findings of the Board of Education of the City of Los Angeles, dated June 26, 2007 and attached to the Council file.
2. 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 August 20, 2009 City Engineer report and attached to the Council file:
 - a. A portion of Marathon Street from Alvarado Street to the alley southeast of Mohawk Street.
 - b. The northeast/southwest Alley adjoining Lot 15, Block 1, Bellevue Avenue Tract.
 - c. The northwest/southeast Alley adjoining Lots 5, 7, 9, 11 and I3, Bellevue Avenue Tract No.2.
 - d. The northeast/southwest Alley adjoining Lot 6, Bellevue Avenue Tract No.2.
3. FIND that there is a public benefit to this vacation and that upon vacation of the alleys; that the City is relieved of its ongoing obligation to maintain the rights-of-way and that the City is relieved of any potential liability that might result from continued ownership of the involved street and alley easements as detailed in the August 20, 2009 City Engineer report and attached to the Council file.
4. AMEND the August 20, 2009 report of the City Engineer as follows:
 - a. Delete Condition 4(d)
 - b. Delete the text in Condition 5(b)(1) and replace with:

“From the new property line, construct a 10-foot wide concrete sidewalk, integral curb and gutter and asphalt concrete pavement providing for a 20-foot wide half roadway along the northerly side of Santa Ynez Street. Provide a proper transition to join the existing improvements.”

- c. Delete the text in Condition 5(c)(3) and replace with:

“Construct an intersection transition at the intersection of Marathon Street with Mohawk Street, including integral curb and gutter and a minimum 7-foot wide sidewalk. Provide a proper transition to join existing improvements.”

5. ADOPT the FINDINGS of the City Engineer dated August 20, 2009, as amended, as the Findings of the Council.
6. ADOPT the accompanying City Engineer report dated August 20, 2010, as amended, to approve the vacation.
7. INSTRUCT the City Clerk to set a public hearing date for **April 9, 2010**.

Fiscal Impact Statement: The City Engineer reports that to date, an estimated \$15,816.32 in charges have been expended in the investigation and processing of this vacation proceeding. Since Section 7.46 of the Los Angeles Administrative Code (LAAC) exempts all governmental agencies from payment of fees, the processing of this vacation action will be absorbed by the Bureau of Engineering. Maintenance of the public easement by City Forces will be eliminated.

Community Impact Statement Submitted: No

SUMMARY

The City Engineer reports that the area sought to be vacated is:

- a. A portion of Marathon Street from Alvarado Street to the alley southeast of Mohawk Street.
- b. The northeast/southwest Alley adjoining Lot 15, Block 1, Bellevue Avenue Tract.
- c. The northwest/southeast Alley adjoining Lots 5, 7, 9, 11 and I3, Bellevue Avenue Tract No.2.
- d. The northeast/southwest Alley adjoining Lot 6, Bellevue Avenue Tract No.2.

(A map of the area is included as Exhibit B in the August 20, 2009 City Engineer report and is attached to the Council file). The purpose of this vacation request is to consolidate the alleys to be vacated with the adjoining properties for the construction of Central Region Elementary School No. 14. This vacation procedure is being processed under procedures established by Council on March 5, 2002 as detailed in Council File No. 01-1459.

Furthermore, according to the City Engineer, the vacation of the public street areas as shown on the map designated as Exhibit B could be conditionally approved based upon the following: 1) it is unnecessary for present or prospective public use; 2) it is not needed for vehicular circulation or

access; and 3) it is not needed for nonmotorized transportation purposes.

On March 3, 2010, the Chair of the Public Works Committee considered the recommendations of the City Engineer as contained in its August 20, 2009 report along with the Initial/Final Environmental Impact Reports. After consideration and having provided an opportunity for public comment, the Committee Chair moved to recommend approval of the recommendations as contained in said City Engineer report and detailed above in Recommendation Nos. 1-3 and 5-7. Additionally, the Committee recommended making technical changes to Condition Nos. 4(d), 5(b)(1), and 5(c)(3) in the August 20, 2009 City Engineer report and detailed above in Recommendation No. 4.

This matter is now submitted to Council for its consideration.

Respectfully submitted,

Councilmember Jose Huizar, Chair
Public Works Committee

<u>MEMBER</u>	<u>VOTE</u>
HUIZAR:	YES
ALARCÓN:	ABSENT
SMITH:	ABSENT

ARL
3/4/10
#062748
CD 13

- Not Official Until Council Acts -