



Los Angeles  
Department of  
Water & Power

RESOLUTION NO. \_\_\_\_\_

BOARD LETTER APPROVAL

DAVID H. WRIGHT  
Chief Operating Officer

ANDREW C. KENDALL  
Executive Director – Power System  
Construction, Maintenance, and Operations

MARCIE L. EDWARDS  
General Manager

DATE: February 4, 2016

SUBJECT: Grant of Easement for Public Road Purposes, Barren Ridge Renewable Transmission Project (Real Estate File P-88134)

**SUMMARY**

The purpose of this Grant of Easement to Kern County, State of California for public road purposes is to provide an alternate right of way easement over certain real property owned by the City of Los Angeles and under the management and control of the Los Angeles Department of Water and Power (LADWP). An easement is the right to use and/or enter onto the real property of another without possessing the property. The proposed Grant of Easement will be conveyed for no cost to Kern County. The easement is being provided as a condition of Kern County vacating another portion of its public road right of way to allow the LADWP to complete its Barren Ridge Renewables Transmission Project (BR RTP).

City Council approval is required according to Charter Section 675(d)(2).

**RECOMMENDATION**

It is recommended that the Board of Water and Power Commissioners adopt the attached Resolution approving and recommending that the City Council authorize the execution of the Grant of Easement as required in Charter Section 675(d)(2).

**ALTERNATIVES CONSIDERED**

No alternatives are feasible because the existing transmission line corridor is adjacent to the subject property. The LADWP requested that Kern County vacate a portion of its public road right of way in order to accommodate the BR RTP. Kern County approved the vacation, but required that the City of Los Angeles replace the road with an

equivalent public road easement in another location. Failure to approve the granting of this easement would result in increased costs and inefficiency due to the LADWP having to reroute the BRRTP around Kern County's public road.

### **FINANCIAL INFORMATION**

This Grant of Easement will be conveyed for no cost to the County of Kern. The easement will be granted as a condition of and in consideration of Kern County's vacating a public road right of way.

### **BACKGROUND**

LADWP is currently processing a street vacation application through Kern County due to an existing street (Katrina Street) affecting the construction of two new transmission towers for the BRRTP. As a condition of the street vacation, Kern County is requiring LADWP to dedicate a 60-foot easement within the Transmission Line Right of Way (RoW) for public road purposes to allow full access to adjacent property owners. The Transmission Line RoW is 310-feet wide and has taken the 60-foot public road dedication into account. The dedication portion of the Transmission Line RoW will not have an effect on the operations and maintenance of LADWP facilities.

The City Administrative Officer (CAO) report is anticipated before the Board meeting.

### **ENVIRONMENTAL DETERMINATION**

In accordance with the California Environmental Quality Act and the National Environmental Policy Act, the Los Angeles Department of Water and Power along with its federal co-lead agencies the United States Forest Service and Bureau of Land Management, prepared a joint Environmental Impact Statement/Environmental Impact Report (EIS/EIR) to evaluate and disclose the potential environmental impacts associated with the construction and operation of the BRRTP. The Board of Water and Power Commissioners certified the EIR, adopted mitigation measures and approved the BRRTP on September 18, 2012.

### **CITY ATTORNEY**

The Office of the City Attorney reviewed and approved the Grant of Easement Deed and Resolution as to form and legality.

### **ATTACHMENTS**

- Resolution
- Easement Deed
- CAO Report