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ARTS, ENTERTAINMENT, PARKS AND RIVER and ENERGY, CLIMATE CHANGE, AND ENVIRONMENTAL JUSTICE COMMITTEES' REPORT relative to a California Land Reuse and Revitalization Act Voluntary Clean-Up (CLRRA) Agreement with the California Department of Toxic Substances Control (DTSC) regarding the Taylor Yard G2 parcel (G2).

Recommendation for Council action:

AUTHORIZE the Bureau of Engineering to execute a CLRRA Agreement with the DTSC regarding G2.

Fiscal Impact Statement: The Municipal Facilities Committee reports that approval of the above recommendation will have no impact on the General Fund.

Community Impact Statement: None submitted.

SUMMARY

At the meeting held on November 29, 2017, your Arts, Entertainment, Parks and River Committee considered a Municipal Facilities Committee report relative to executing a CLRRA Agreement with the DTSC regarding G2. The Bureau of Engineering reports that the City purchased G2 from the Union Pacific Railroad Company (UP) on March 1, 2017. G2 is a Los Angeles River-adjacent, approximately 42-acre property, located in the Cypress Park community of Council District 1. Due to known soil and groundwater contamination from prior uses as a rail yard, G2 is under the regulatory oversight of the DTSC. With the purchase of G2, the City inherited an Enforceable Agreement dated April 9, 1990 between DTSC and Southern Pacific Transportation Company which subsequently was acquired by UP. The Enforceable Agreement mandates several investigatory and clean-up actions, such as groundwater monitoring and soil cleaning, for a specified list of contaminants at G2.

Also inherited by the City is a Remedial Action Plan (RAP) dated February 14, 2014, prepared by UP in accordance with the Enforceable Agreement and approved by DTSC. The RAP sets forth the parties' agreed-upon plan to remediate an updated list of contaminants at G2 to industrial use standards. Additionally, the City entered a Purchase and Sale Agreement (PSA) with UP dated October 28, 2016 for the City's purchase of G2. The PSA requires the City to seek a voluntary clean-up agreement with DTSC to implement the RAP. The above-referenced CLRRA Agreement is one type of voluntary clean-up agreement offered to landowners who have not released the subject contaminants but agree to remediate them under DTSC monitoring, and in return, receive immunities from future DTSC enforcement actions upon completion of such remediation. After an opportunity for public comment was held, the Arts, Entertainment, Parks and River Committee moved to approve the recommendation presented in the Municipal Facilities Committee transmittal, as detailed above.

Subsequently, on December 5, 2015 the Energy, Climate Change, and Environmental Justice Committee also considered this matter and after providing an opportunity for public comment, the Energy, Climate Change, and Environmental Justice Committee concurred with the recommendation of the Arts, Entertainment, Parks and River Committee. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

ARTS, ENTERTAINMENT, PARKS AND RIVER COMMITTEE



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

ENERGY, CLIMATE CHANGE AND ENVIRONMENTAL JUSTICE COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
MARTINEZ:	YES
KORETZ:	YES
KREKORIAN:	YES
CEDILLO:	ABSENT
O'FARRELL:	YES

-NOT OFFICIAL UNTIL COUNCIL ACTS-