

CONSIDERATION OF PROTESTS, Draft and Final Environmental Impact Report (DEIR and FEIR) and PUBLIC WORKS AND GANG REDUCTION COMMITTEE (PWGR) REPORT relative to the vacation of a portion of Crescent Heights Boulevard Adjacent Lot 1, Tract 31173, between Sunset Boulevard and Crescent Heights Boulevard - VAC-E1401351 (Vacation).

Recommendations for Council action:

1. INSTITUTE street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law for the vacation of the public right-of-way indicated below and shown colored blue on the attached Exhibit A of the City Engineer report dated October 25, 2019, attached to the Council file, and the actual limits of the vacation area shall be permitted to be adjusted based on the actual design of the intersection of Sunset Boulevard and Crescent Heights Boulevard:

Portion of Crescent Heights Boulevard adjacent Lot 1, Tract 31173, between Sunset Boulevard and Crescent Heights Boulevard.

2. REVIEW and CONSIDER the DEIR and FEIR for the 8150 Sunset Boulevard Mixed Use Project (State Clearinghouse No. 2013091044), dated September 2015 (Transmittal No. II of said City Engineer report) and May 2016 (Transmittal No. III of said City Engineer report) respectively, which was prepared by the ESA PCR on behalf of Department of City Planning (DCP) in compliance with California Environmental Quality Act (CEQA) and certified by the City on June 23, 2016.
3. FIND under CEQA Guidelines Section 15091 that changes or alterations have been required in, or incorporated into, the airspace vacation that reduce or substantially lessen the significant environmental effects as identified in Chapter 4, Mitigation Monitoring Program of the FEIR, pages 4-1 through 4-19 and in the City's CEQA review Memo, dated September 12, 2019 (Transmittal IV of said City Engineer report) and incorporated herein.
4. FIND that regarding the significant impacts to construction related noise and traffic impacts during the shoring and excavation phase would remain even after mitigation, specific overriding economic, legal, social, technological, or other benefits of the airspace vacation outweigh the significant effects on the environment. These specific overriding considerations are described on pages 160 through 171 of Section XII, Statement of Overriding Considerations in the Vesting Tentative Tract Map No. 72370-CN-1A document, a copy of which is attached (Transmittal V of said City Engineer report) and incorporated herein.
5. FIND that no new information exists to show that the project or circumstances of the project have been changed to require additional environmental review, as described in State CEQA Guidelines Section 15162, and therefore the existing environmental documents adequately describe the potential impacts for this street vacation.
6. SPECIFY the Land Development and GIS Division of the Bureau of Engineering located at 201 North Figueroa Street, Los Angeles, CA 90012, as the custodian of the documents or other relevant material which constitute the record of the proceedings upon which the

Council's decision is based.

7. FIND that there is a public benefit to this street vacation. Upon vacation of the streets, the City is relieved of its ongoing obligation to maintain the street. In addition, the City is relieved of any potential liability that might result from continued ownership of the involved street easements.
8. FIND that the Vacation is in substantial conformance with the purposes, intent and provisions of the General Plan, in conformance with Section 556 of the City Charter.
9. DETERMINE that the Vacation area is not necessary for non-motorized transportation facilities, in conformance with Section 892 of the California Streets and Highways Code.
10. DETERMINE that the Vacation area is not necessary for present or prospective public use, in conformance with Section 8324 of the California Streets and Highways Code.
11. ADOPT said City Engineer report with the conditions contained therein as amended in the PWGR meeting of November 6, 2019 to include the following new conditions:
 - a. A right turn phase signal shall be incorporated into the traffic design for the intersection of Sunset Boulevard and Crescent Heights Boulevard, satisfactory to the Los Angeles Department of Transportation (LADOT).
 - b. The applicant shall comply with the Entitlement Condition 1(c) as specified in CPC-2013-2551-MCUP-DB-SPR (attached to Council file No. 16-1011-S1) entitled Neighborhood Traffic Improvement Plan in a manner satisfactory to the DCP and the LADOT.
 - c. In the event that the project as described in Tract No. VTT-72370 is revised or modified in a manner that the DCP determines supplemental environmental documentation is required, the applicant shall submit a revision to this vacation application for Council review and consideration of the vacation area within the two-year time limit of this vacation approval. Should the revision to this application not be considered by Council within the two-year time limit, the vacation will expire with no additional time extension.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$34,980 for the investigation of this request pursuant to Section 7.42 of the Administrative Code. Any deficit fee to recover the cost pursuant to Section 7.44 of the Administrative Code will be required of the petitioner. Maintenance of the public easement by City forces will be eliminated.

Community Impact Statement: None submitted.

SUMMARY

At the meeting held on November 6, 2019, the PWGR considered the recommendations of the City Engineer as contained in its aforementioned report. The City Engineer reports that the area sought to be vacated is a portion of Crescent Heights Boulevard Adjacent Lot 1, Tract 31173, between Sunset Boulevard and Crescent Heights Boulevard - VAC- E1401351 (a map of the

area is included in the said City Engineer report). The purpose of the vacation request as described in the vacation application is to allow for roadway and sidewalk improvements on and around the pedestrian island located adjacent to the proposed vacation area, which would enhance pedestrian safety, in conjunction with a development project under case numbers CPC-2013-2551 and VTT-72370. This vacation procedure is being processed under procedures established by Council on March 5, 2002 as detailed in Council file No. 01-1459. After having provided an opportunity for public comment, the Committee moved to recommend approval of the recommendations as contained in said City Engineer report as modified in PWGR, as detailed above. This matter is now submitted to Council for its consideration.

Respectfully Submitted,

PUBLIC WORKS AND GANG REDUCTION COMMITTEE

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

ME 11/6/19

-NOT OFFICIAL UNTIL COUNCIL ACTS-