

## RESOLUTION

### ESTABLISHMENT OF AN UNDERGROUND UTILITY DISTRICT (6TH STREET VIADUCT)

WHEREAS, the Sixth Street Viaduct Replacement project, the Sixth Street Park, Arts, River and Connectivity (PARC) Improvements project, and various Active Transportation Program (ATP) Improvements projects, collectively known herein as the Project, require the removal of approximately 2.6 miles of overhead utility facilities along Mateo Street, Santa Fe Avenue, 6th Street, Mission Road, Clarence Street, Anderson Street, Jesse Street, and Myers Street, collectively known herein as the Designated Area and shown in the attached map; and,

WHEREAS, the properties on Mission Road between 6th Street and Jesse Street, and Jesse Street between Mission Road and Myers Street, shall be referred to as ATP 1 Part 1 of the Designated Area; and,

WHEREAS, the properties on Myers Street between Jesse Street and 7th Street shall be referred to as ATP 1 Part 2 of the Designated Area; and,

WHEREAS, the properties on Jesse Street between Clarence Street and Anderson Street, Clarence Street between Jesse Street and 4th Street, 6th Street between Clarence Street and Anderson Street, and Anderson Street between Jesse Street and 6th Street, including the northwest corner of 6th Street and Anderson Street, shall be referred to as ATP 2 of the Designated Area; and,

WHEREAS, the properties on Santa Fe Avenue between 4th Street and 7th Street, Mateo Street between Santa Fe Avenue 7th Street, and 6th Street between Mateo Street and Mesquit Street, shall be referred to as ATP 3 of the Designated Area; and,

WHEREAS, the Project represents over \$530 million worth of public improvements that will provide a new 3,500 linear foot Viaduct, 12 acres of public open space, over 19,000 linear feet of new or reconstructed sidewalk, 17,000 linear feet of bicycle facilities, 3 new traffic signals, 50 ADA ramps, 30 curb extensions, 4 new pedestrian activated crosswalks, 80 new shade trees, and pedestrian level lighting in the Arts District and Boyle Heights; and,

WHEREAS, an Underground Utility District can be declared in conformance with Ordinance No. 145,148, which establishes regulations and procedures for the removal of overhead utility facilities and their replacement with new underground facilities in a process known as conversion; and,

WHEREAS, the utility companies are required to plan, finance, and carry out the conversion of their utility lines to underground by January 1, 2020 for ATP 1 Part 1, March 1, 2021 for ATP 1 Part 2, October 1, 2022 for ATP 2, and September 1, 2026 for ATP 3; and,

WHEREAS, the California Public Utilities Commission, through Rule 32, and the Los Angeles Department of Water and Power, through Rule 20A, require all the utilities in the Designated Area to comply with a designation of the area so described and designated as an Underground Utility District, and remove the overhead utility facilities and place them underground; and,

WHEREAS, all private property owners located within the ATP 1 Part 1 of the Designated Area shall be required to convert to receive underground utility service by January 1, 2020; and,

WHEREAS, all private property owners located within the ATP 1 Part 2 of the Designated Area shall be required to convert to receive underground utility service by March 1, 2021; and,

WHEREAS, all private property owners located within the ATP 2 of the Designated Area shall be required to convert to receive underground utility service by October 1, 2022; and,

WHEREAS, all private property owners located within the ATP 3 of the Designated Area shall be required to convert to receive underground utility service by September 1, 2026.

NOW, THEREFORE, BE IT RESOLVED that the Council has held a public hearing on July 31, 2018, at 10:00 a.m., in the John Ferraro Council Chambers, Room 340, City Hall, 200 North Spring Street, Los Angeles, CA 90012 to find if public necessity, health, safety or welfare requires such conversion within the Designated Area; and,

BE IT FURTHER RESOLVED that the Council, on May 25, 2018, adopted the findings contained in the Los Angeles Department of Water and Power report dated April 17, 2018 relative to the formation of an Underground Utility District within the Designated Area; and,

BE IT FURTHER RESOLVED that the Council finds that the public necessity, health, safety or welfare requires the conversion of parts of Mateo Street, Santa Fe Avenue, 6th Street, Mission Road, Clarence Street, Anderson Street, Jesse Street, and Myers Street, within the Designated Area, to an Underground Utility District; and,

BE IT FURTHER RESOLVED that Mateo Street, Santa Fe Avenue, 6th Street, Mission Road, Clarence Street, Anderson Street, Jesse Street, and Myers Street, within the Designated Area as shown on the attached map, be declared an Underground Utility District in accordance with the provisions of Ordinance No. 145,148; and,

BE IT FURTHER RESOLVED that the conversion work pursuant to Ordinance No. 145,148 for the Underground Utility District on Mateo Street, Santa Fe Avenue, 6th Street, Mission Road, Clarence Street, Anderson Street, Jesse Street, and Myers Street, within the Designated Area, is hereby ordered; and,

BE IT FURTHER RESOLVED that, pursuant to Ordinance No. 145,148, the conversion of the

Underground Utility District for ATP 1 Part 1 of the Designated Area be completed by January 1, 2020; and,

BE IT FURTHER RESOLVED that, pursuant to Ordinance No. 145,148, the conversion of the Underground Utility District for ATP 1 Part 2 of the Designated Area be completed by March 1, 2021; and,

BE IT FURTHER RESOLVED that, pursuant to Ordinance No. 145,148, the conversion of the Underground Utility District for ATP 2 of the Designated Area be completed by October 1, 2022; and,

BE IT FURTHER RESOLVED that, pursuant to Ordinance No. 145,148, the conversion of the Underground Utility District for ATP 3 of the Designated Area be completed by September 1, 2026; and,

BE IT FURTHER RESOLVED that within 15 days after the effective date of this resolution, the City Clerk shall notify all affected utilities and all persons owning real property within the Designated Area and notify affected property owners of the necessity such that, if they or any person occupying such property desire to continue to receive utility service, they or the occupant shall provide all necessary facility changes on their premises to receive such services from the lines of the supplying utilities at a new location.

I hereby certify that the foregoing resolution was adopted by the council of the City of Los Angeles at its meeting of \_\_\_\_\_.

Holly L. Wolcott, City Clerk

By: \_\_\_\_\_  
Deputy