

RESOLUTION

WHEREAS, on August 10, 2016 through Board Report No. 16-172 (the Board Report) the Board of Recreation and Park Commissioners (Board) approved the Water Pipeline Installation Project and associated park improvements (Project) proposed by the City of Santa Monica (CSM), Public Works Department, Civil Engineering Division CED);

WHEREAS, to construct the Project, CSM CED requires the City of Los Angeles (City) to grant CSM an easement through Penmar Golf Course (the easement);

WHEREAS, the Board through the Board Report directed the Department of Recreation and Parks (RAP) staff to work with staff from CSM CED and the City Attorney's Office in the processing of the easement;

WHEREAS, the Board through the Board Report authorized RAP to issue a right of entry permit (ROE) to CSM and its contractors to allow for the construction of the Project;

WHEREAS, the Board through the Board Report requested that the City Council approve a Resolution granting an easement to CSM and requested that CSM and the City Attorney's office assist in the drafting, processing, and execution of all documentation necessary to granting and recording the easement to CSM;

WHEREAS, the Board through the Board Report found the proposed Project is categorically exempt from CEQA; and,

WHEREAS, CSM CED will complete the Project without material aid from the City;

WHEREAS, CSM CED has provided the Legal Description (as Exhibit "A" attached) and Plat of the location for the easement granted (as Exhibit "B" attached);

WHEREAS, the City will not incur any costs in granting the easement;

NOW, THEREFORE, BE IT RESOLVED that the Board finds and determines that the public interest, convenience, and necessity require that the easement through the Penmar Golf Course be granted to CSM for the proposed Project, subject to the approval of the City Council, whereupon the General Manager is authorized to execute the easement grant documents;

BE IT FURTHER RESOLVED that RAP will exercise only such reserved rights in said easement as will not interfere with or prohibit the free and complete use by CSM CED of the rights hereby granted; and

BE IT FURTHER RESOLVED that upon City Council approval of an easement to CSM, that the Board recommends that the City Council direct/instruct the General Services Department, and the City Attorney's Office to draft and process any required document necessary to process said easement.