

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to the California Environmental Quality Act (CEQA) appeal of Board of Public Works (BPW) CEQA Determination for Sidewalk Repair Program – Package No. 62: Design/Build Access Request Acceleration Sites Project (Project) located at multiple access request sites throughout the City filed by the United Neighborhoods for Los Angeles/Angelenos for Trees.

Recommendations for Council action:

1. DENY the appeal filed by Casey Maddren, United Neighborhoods for Los Angeles and Jeanne McConnell, Angelenos for Trees, relative to the determination by the BPW that the Project is categorically exempt under the CEQA.
2. DETERMINE that the Project is categorically exempt from CEQA pursuant to State CEQA Guidelines Article 19, Section 15301(c), Existing Facilities, and Los Angeles CEQA Guidelines Article III, Section 1, Class 1, Existing Facilities, Category 3, and that none of the limitations set forth in State CEQA Guidelines 15300.2 apply, as stated and referenced in the May 10, 2023, actions of the Board and attached and referenced documents, including the Board Report, the Notice of Exemption (NOE), and the NOE Narrative (Attachment No. 1) as found in the Bureau of Engineering (BOE) report dated June 22, 2023, attached to the Council file.
3. SUSTAIN the May 10, 2023, actions of the BPW in which the BPW:
  - a. Concurred with BOE's approval of the sidewalk repairs in the Project.
  - b. Declared Access Pacific, Inc. (Access), the first low bidder, to be the lowest responsive, responsible bidder, and award Access a contract for this project for \$6,792,231.20.
  - c. Authorized the President, BPW, or two members, to execute the contract after approval as-to-form has been obtained from the City Attorney.
  - d. Approved on a programmatic basis the tree removals listed in said BOE report and Directed the Bureau of Street Services Urban Forestry Division to request subsequent BPW approval(s) for individual tree removals after site design.
4. DIRECT staff to file an NOE with the Los Angeles County Clerk.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted

## SUMMARY

At the meeting held on June 28, 2023, your Public Works Committee considered a BOE report relative to the CEQA appeal of BPW CEQA Determination for Project located at multiple access request sites throughout the City filed by the United Neighborhoods for Los Angeles/Angelenos for Trees.

An opportunity for public comment was held. After further discussion of the matter, the Committee moved to deny the appeal, as detailed above. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

PUBLIC WORKS COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
LEE	YES
BLUMENFIELD	YES
RAMAN	YES

ME 6/28/23

**-NOT OFFICIAL UNTIL COUNCIL ACTS-**