



**THE PORT
OF LOS ANGELES**

Executive Director's
Report to the
Board of Harbor Commissioners

DATE: FEBRUARY 26, 2025

FROM: CARGO & INDUSTRIAL REAL ESTATE

SUBJECT: RESOLUTION NO. _____ - APPROVAL OF JOINT REVOCABLE PERMIT NO. 24-06 BETWEEN PACIFIC BELL TELEPHONE COMPANY DOING BUSINESS AS AT&T CALIFORNIA AND THE CITY OF LOS ANGELES HARBOR DEPARTMENT AND THE PORT OF LONG BEACH, AS JOINT OWNERS

SUMMARY:

Staff requests approval of Joint Revocable Permit No. 24-06 (JRP) between Pacific Bell Telephone Company, dba AT&T California, a California corporation (PacBell) and the City of Los Angeles Harbor Department (Harbor Department) and the Port of Long Beach (POLB), as joint owners (collectively Ports), for installation, maintenance and operations of a fiber optic facility and service vault along the San Pedro Branch of the former Southern Pacific Railroad in Wilmington, California.

Under the proposed JRP, PacBell will be permitted to use an area totaling 510 square feet within the Ports' railroad corridor and no rent will be charged due to the location being in the public street right-of-way.

This JRP requires approval from the Board of Harbor Commissioners of both Ports. The POLB Board of Harbor Commissioners approved this JRP at its meeting on February 24, 2025.

RECOMMENDATION:

It is recommended that the Board of Harbor Commissioners (Board):

1. Find that the Director of Environmental Management has determined that the proposed action is categorically exempt from the requirements of the California Environmental Quality Act (CEQA) under Article III Class 1(2), 3(5) and 4(7) of the Los Angeles City CEQA Guidelines;
2. Approve Joint Revocable Permit No. 24-06 between Pacific Bell Telephone Company doing business as AT&T California and the City of Los Angeles Harbor Department and the Port of Long Beach, as joint owners;
3. Authorize the Executive Director to execute and the Board Secretary to attest to Joint Revocable Permit No. 24-06; and
4. Adopt Resolution No. _____.

SUBJECT: APPROVAL OF JOINT REVOCABLE PERMIT NO. 24-06**DISCUSSION:**

Background - On December 22, 1994, the Harbor Department and POLB jointly purchased rail properties as part of the Alameda Corridor Transportation Authority (ACTA) construction project. The properties contain the former Southern Pacific Railroad and Union Pacific Railroad (UPRR) rights-of-way within the County of Los Angeles and are held by the Ports as tenants-in-common, with each holding an undivided 50 percent interest in the properties. As part of the purchase agreement for the rail properties, the Ports became responsible for the issuance of all railroad agreements, leases, revocable permits, and licenses related to the acquired railroad right-of-way.

PacBell will install new underground fiber optic facilities in 510 square feet of land on the jointly-owned property as part of a larger project that provides the Wilmington community with access to fiber optic services. See Transmittal 1 for a depiction of the location.

The location of the proposed premises covered by the JRP intersects both a street right-of-way on George De La Torre Jr Avenue within the City of Los Angeles' jurisdiction, and the Ports' property. As such, a JRP is needed, but no fee will be charged. The JRP ensures that PacBell will comply with railroad safety requirements for operating and maintaining facilities along the right-of-way and requires PacBell to maintain proper insurance and indemnity commitments for the benefit of the Ports.

The proposed JRP (Transmittal 2) will provide PacBell with the necessary entitlement and access to properly install, operate, and maintain fiber optic facilities and conduit within the railroad right-of-way.

Material terms of the JRP are provided below:

<u>Provisions</u>	<u>Terms - Description</u>
Real Estate Entitlement	Joint Revocable Permit
Permittee	Pacific Bell Telephone Company, dba AT&T California
Permitted Use	Installation, operation, and maintenance of an underground fiber optic line and a service vault
Term	Month-to-month
Termination	Any party may terminate with 180-days' written notice
Effective Date	The effective date is upon last execution by the Executive Directors of the respective Harbor Departments of the Cities
Premises	510 square feet of land on George De La Torre Avenue, Wilmington

SUBJECT: APPROVAL OF JOINT REVOCABLE PERMIT NO. 24-06

Compensation	None
Maintenance	Permittee is responsible for maintaining the premises and all improvements, at its sole cost and expense
Insurance	Standard insurance requirements plus railroad coverage as approved by the Ports' respective Risk Management divisions
Security Deposit	None

ENVIRONMENTAL ASSESSMENT:

The proposed action is the approval of a JRP with PacBell for installation, maintenance and operations of a fiber optic facility and service vault and replacement of an existing splice box, which is the operation, repair, maintenance or minor alteration of existing utilities, a utility extension to serve already approved construction, and the issuance of a permit for new construction. Therefore, the Director of Environmental Management has determined that the proposed action is categorically exempt from the requirements of CEQA in accordance with Article III Class 1(2), 3(5), and 4(7) of the Los Angeles City CEQA Guidelines.

FINANCIAL IMPACT:

Approval of the proposed JRP will not have a financial impact on the Harbor Department. The proposed entitlement will be issued on a rent-free basis as the premises are within a street right-of-way. Furthermore, all costs associated with installation of the fiber-optic facilities will be borne solely by PacBell.

CITY ATTORNEY:

The Office of the City Attorney has reviewed and approved Joint Revocable Permit No. 24-06 as to form and legality.

TRANSMITTALS:

1. Premises Map
2. Joint Revocable Permit No. 24-06

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FIS Approval: *JS*
 CA Approval: *SO*
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