



**THE PORT
OF LOS ANGELES**
Executive Director's
Report to the
Board of Harbor Commissioners

DATE: JULY 9, 2020

FROM: CARGO & INDUSTRIAL REAL ESTATE

SUBJECT: RESOLUTION NO. _____ - APPROVAL OF EASEMENT DEED FOR PARCEL NE-1593-1 FROM THE CITY OF LOS ANGELES HARBOR DEPARTMENT AND THE PORT OF LONG BEACH TO THE ALAMEDA CORRIDOR TRANSPORTATION AUTHORITY

SUMMARY:

Staff requests approval of an Easement Deed for Parcel NE-1593-1 from the City of Los Angeles Harbor Department (Harbor Department) and the Port of Long Beach (POLB) to the Alameda Corridor Transportation Authority (ACTA) for a 2,000 square foot nonexclusive easement interest for vehicular and pedestrian ingress and egress. The property is located north of the intersection of East Washington Boulevard and East 23rd Street, along the vacated Butte Street location, in the City of Los Angeles. There is no monetary consideration for the conveyance of this easement.

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 Section 15305 of the State CEQA Guidelines;
2. Find pursuant to Section 7.27 of the City of Los Angeles Administrative Code that conveyance of the property interest through the Easement Deed without public sale or bidding is in the public interest in that the conveyance will create public benefits by allowing the Alameda Corridor Transportation Authority to utilize the property for the purpose of maintaining and operating the Alameda Corridor;
3. Approve the Easement Deed from the City of Los Angeles, acting by and through its Board of Harbor Commissioners, to Alameda Corridor Transportation Authority for vehicular and pedestrian ingress and egress on Parcel NE-1593-1;
4. Direct the Board Secretary to transmit the Easement Deed, Order and Ordinance to the City Council for approval pursuant to Section 385 of the City Charter;
5. Authorize the Executive Director to execute and the Board Secretary to attest to the Easement Deed upon approval by City Council; and
6. Adopt Resolution No. _____ and Order No. _____.

SUBJECT: APPROVAL OF EASEMENT DEED FOR PARCEL NE-1593-1 TO ACTA

DISCUSSION:

Background - In August 1989, the Harbor Department and POLB created ACTA as a joint powers authority, pursuant to California Government Code Section 6500, et seq., for the purpose of constructing, operating and maintaining the rail infrastructure project commonly known as the Alameda Corridor.

In December 1994, the Harbor Department and POLB jointly purchased certain railroad properties in connection with the construction of the Alameda Corridor under a Purchase and Sale Agreement. The purchased properties cross several local municipalities between San Pedro Bay and downtown Los Angeles. All corridor railroad properties are held by both ports as tenants in common, each holding an undivided 50 percent interest in the property. Pursuant to a Tenancy In Common Agreement, dated July 6, 2012, the Harbor Department and POLB jointly manage these corridor railroad properties.

Current Action- Under this action, staff is requesting the Board approve an Easement Deed granting ACTA a nonexclusive easement of 2,000 square feet along the vacated portion of Butte Street (Transmittal 1) for vehicular and pedestrian ingress and egress in order to access corridor property for maintenance and operational purposes. Upon execution of the proposed Easement Deed, ACTA will determine other potential users of the easement and convey the same nonexclusive easement to such users.

The Use Permit Agreement dated October 12, 1998 (Board Resolution No. 5759) amongst the Harbor Department, POLB, and ACTA, authorizes the conveyance of easements of this nature. The conveyance does not have any monetary consideration, as it is part of the maintenance and operation of the rail facilities as stated in the Use Permit Agreement described above.

The POLB Board of Harbor Commissioners approved the proposed Easement Deed (Transmittal 2) on May 11, 2020.

ENVIRONMENTAL ASSESSMENT:

The proposed action is approval of the Easement Deed for Parcel NE-1593-1 from the Harbor Department and POLB to ACTA for vehicular and pedestrian ingress and egress, which is an activity involving minor alterations in land use limitations. Therefore, the Director of the Environmental Management Division has determined that the proposed action is categorically exempt from the requirements of CEQA in accordance with Section 15305 of the State CEQA Guidelines.

FINANCIAL IMPACT:

There is no fiscal impact to the Harbor Department, as there is no monetary consideration for the Easement Deed.

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CITY ATTORNEY:

The Office of the City Attorney has reviewed and approved the Easement Deed, Order and Ordinance as to form and legality.

TRANSMITTALS:

1. Site Map
2. Easement Deed
3. Order and Ordinance

FIS Approval: 
CA Approval: 

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