



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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ALHAMBRA, CALIFORNIA 91803-1331
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DONALD L. WOLFE, Director

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

IN REPLY PLEASE

REFER TO FILE: **MP-5**

August 17, 2006

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**RESOLUTION OF SUMMARY VACATION
AVENUE M-15 AND RIMFIELD AVENUE
EAST OF 50TH STREET WEST - QUARTZ HILL
SUPERVISORIAL DISTRICT 5
3 VOTES**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Find that the vacation of Avenue M-15 and Rimfield Avenue, pursuant to the enclosed Resolution of Summary Vacation, is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) in accordance with Sections 15304, 15305, and/or 15321 of Title 14 of the California Code of Regulations (the State CEQA Guidelines).
2. Find that:
 - a. Pursuant to Section 8333(a) of the California Streets and Highways Code, the offers of dedication of road right of way (the Easements) have not been used for the purpose for which they were dedicated or acquired for the immediately preceding five consecutive years.
 - b. Pursuant to Section 8334(a) of the California Streets and Highways Code, the Easements are excess and not required for street or highway purposes.

- c. As required by Section 892 of the California Streets and Highways Code, the Easements are not useful as nonmotorized transportation facilities.
3. Terminate the offers of dedication of road right of way and abandon the County's right to rescind rejection of that offer pursuant to Section 66477.2(c) of the California Government Code.
4. Adopt the enclosed Resolution of Summary Vacation, Avenue M-15 and Rimfield Avenue east of 50th Street West, to terminate and abandon the offers of dedication of road right of way, described in Exhibit A and depicted in Exhibit B of the Resolution.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

Ms. Paula Lawson, along with other adjoining property owners, requested this vacation to extinguish public rights and County interest over the unused Easements within the applicants' properties. This vacation will eliminate the Easements encumbering the properties and increase the buildable area. Vacation of the Easements will not have any negative impact on any adjacent properties nor on the adjoining road.

The Easements were dedicated to the County in 1976 and 1991 by document and 1981 by Parcel Map No. 11588 and were never developed as part of a road right of way.

It is in the County's best interest to terminate and abandon the offers of dedication of road right of way since they no longer serve the purpose for which they were dedicated, and they are not required for general public access, circulation, or as nonmotorized transportation facilities.

Implementation of Strategic Plan Goals

This action meets the County Strategic Plan Goal of Fiscal Responsibility as the vacation of the Easements will result in added revenue through assessment and taxation and reduce the County's possible exposure to liability.

FISCAL IMPACT/FINANCING

Vacation of the Easements will not have a negative fiscal impact on the County's budget. The applicants have paid a \$1,500 fee to defray the expense of the investigation. The fee is authorized by your Board in a Resolution adopted May 4, 1982, Synopsis 62 (Fee Schedule), and as prescribed in Section 8321(d) of the California Streets and Highways Code.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The areas to be abandoned contain approximately 37,350 square feet and are shown on the map attached to the Resolution.

The Streets and Highways Code Section 8333 provides "The legislative body of a local agency may summarily vacate a public service easement in the following case: (a) The easement has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation."

The Government Code Section 66477.2(c) provides "Offers of dedication which are covered by subdivision (a) [including streets] may be terminated and abandoned in the same manner as prescribed for the summary vacation of streets by Part 3 (commencing with Section 8300) of Division 9 of the Streets and Highways Code."

The offers of dedication of road right of way were made by Instrument No. 4606, recorded on March 12, 1976, and by Document No. 91-652117, recorded on May 6, 1991, both of Official Records and by Parcel Map No. 11588, filed in Book 140, page 50 of Parcel Maps, all on file in the office of the Registrar-Recorder/County Clerk.

The offers of dedication of road right of way were never accepted by the County, no improvements were ever made to the rights of way by the County, and these areas have never been used for County highway purposes.

Adoption of the enclosed Resolution will terminate the County's rights and interest in the Easements. Your action will also result in the property being unencumbered of the Easements, thereby allowing the underlying fee owners to exercise their reversionary rights over the vacated areas.

The Honorable Board of Supervisors
August 17, 2006
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ENVIRONMENTAL DOCUMENTATION

Based on the foregoing, this proposed abandonment is categorically exempt from CEQA as specified in Sections 15304, 15305, and/or 15321 of the State CEQA Guidelines.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The Fire Department has determined that the proposed abandonment will not affect their ability to respond to fire and medical emergencies and that no fire protection facilities will be affected by the proposed abandonment. The Regional Planning Commission has determined that the proposed abandonment is not in conflict with the County-adopted General Plan and that the abandonment areas are not suitable for bicycle paths or trails.

CONCLUSION

This action is in the County's best interest. Enclosed are two originals of the Resolution of Summary Vacation, both approved as to form by County Counsel. Upon adoption of the Resolution, please return one executed original and one copy to us for further processing. We will record the Resolution and return the executed original Resolution to you when recorded. In the interim, please retain one executed original for your files.

One adopted copy of this letter is requested.

Respectfully submitted,

DONALD L. WOLFE
Director of Public Works

JLS:mr
P5:blAVE M15.doc

Enc.

cc: Chief Administrative Officer
County Counsel

**RESOLUTION OF SUMMARY VACATION
AVENUE M-15 AND RIMFIELD AVENUE EAST OF 50TH STREET WEST**

THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES
HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

1. The County of Los Angeles is the recipient of offers of dedication for road purposes (hereinafter referred to as the Easements) in, over, and across the real property legally described in Exhibit A, and depicted on Exhibit B, both attached hereto. The Easements, east of 50th Street, are generally located in the vicinity of Quartz Hill in the County of Los Angeles State of California.
2. The Easements have not been used for the purpose for which they were dedicated or acquired for the immediately preceding five consecutive years.
3. The Easements are excess rights of way and not required for street or highway purposes.
4. There are no in-place public utility facilities that are in use and would be affected by the vacation of the Easements.
5. The Easements are not useful as nonmotorized transportation facilities as defined in Section 887 of the California Streets and Highways Code.
6. The offers of dedication of road right of way are hereby terminated and abandoned pursuant to Section 66477.2 (c) of the California Government Code and Chapter 4, Part 3, Division 9, of the Streets and Highways Code, State of California, commencing with Section 8330.
7. Public Works be authorized to record the certified original Resolution in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, at which time the offers of dedication of road right of way will be terminated, and the County's rights to accept said offers of dedication will be abandoned.

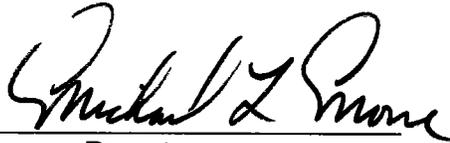
The foregoing Resolution was on the _____ day of _____, 20____, adopted by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts for which said Board so acts.

APPROVED AS TO FORM:

RAYMOND G. FORTNER, JR.,
County Counsel

SACHI A. HAMAI
Executive Officer of the
Board of Supervisors of the
County of Los Angeles

By _____



Deputy

By _____

Deputy

JLS:mr

P5:blAVE M15.doc

EXHIBIT A

AVENUE M-15 & RIMFIELD AVE
EAST OF 50TH STREET WEST
A.P.N. 3101-034-017,018,019,020,
026,027,028,029,042 & 043 (Portions)
T.G. 4194-H1 & J1
I.M. 339-217
R.D. 551
S.D. Fifth District
M0588110

Legal Description

Part A:

Those portions of Parcels 1 to 4, inclusive, of Parcel Map No. 5065 as shown on map filed in Book 66, page 12, of Parcel Maps, in the office of the Registrar-Recorder/County Clerk, designated as "PARCEL 2" in the Offer to Dedicate recorded on March 12, 1976, as Instrument No. 4606, of Official Records, in the office of said Registrar-Recorder/County Clerk.

Part B:

Those portions of Parcels 1 to 4, inclusive, of Parcel Map No. 11588, as shown on map filed in Book 140, page 50, of above mentioned Parcel Maps, designated, as "AVENUE (PRIVATE AND FUTURE STREET) M-15" and that portion of Parcel 2 of said Parcel Map No. 11588, designated as "RIMFIELD (PRIVATE AND FUTURE STREET) AVENUE", on said last mentioned parcel map.

Part C:

That portion of Lot 135, of Tract No. 11761, as shown on map filed in Book 215, pages 48,49, and 50 of Maps, in the office of said Registrar-Recorder/County Clerk, designated as "PARCEL 1" in the Irrevocable Offer to Dedicate and Grant of Easement, recorded on May 6, 1991, as Document No. 91-652117, of the above-mentioned Official Records.

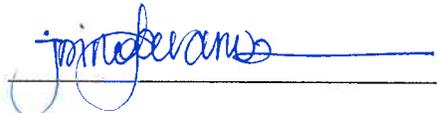
Containing: 37,350 ± square feet

APPROVED AS TO DESCRIPTION

July 31, 2006

COUNTY OF LOS ANGELES

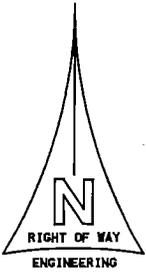
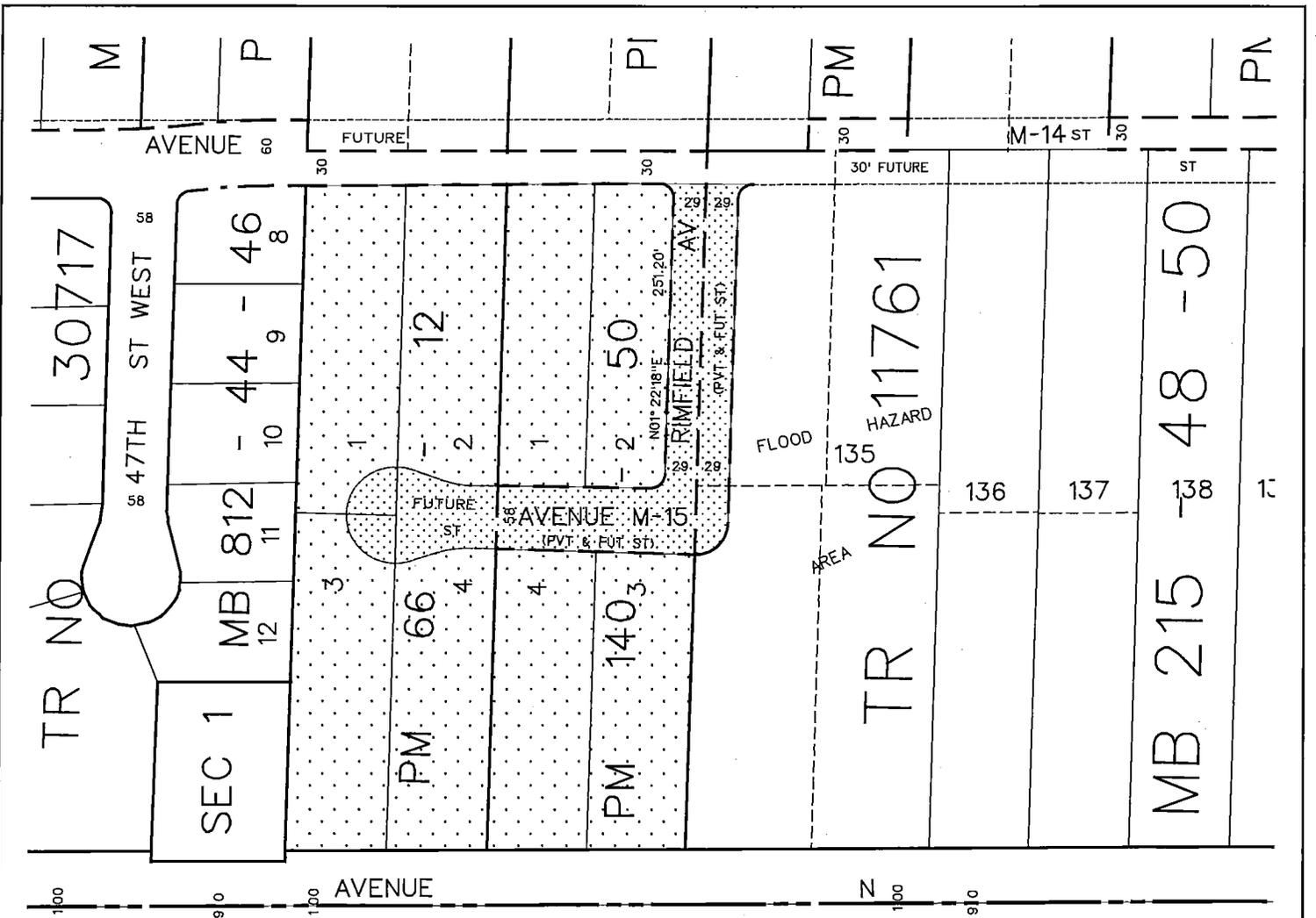
By



SUPERVISING CADASTRAL ENGINEER II

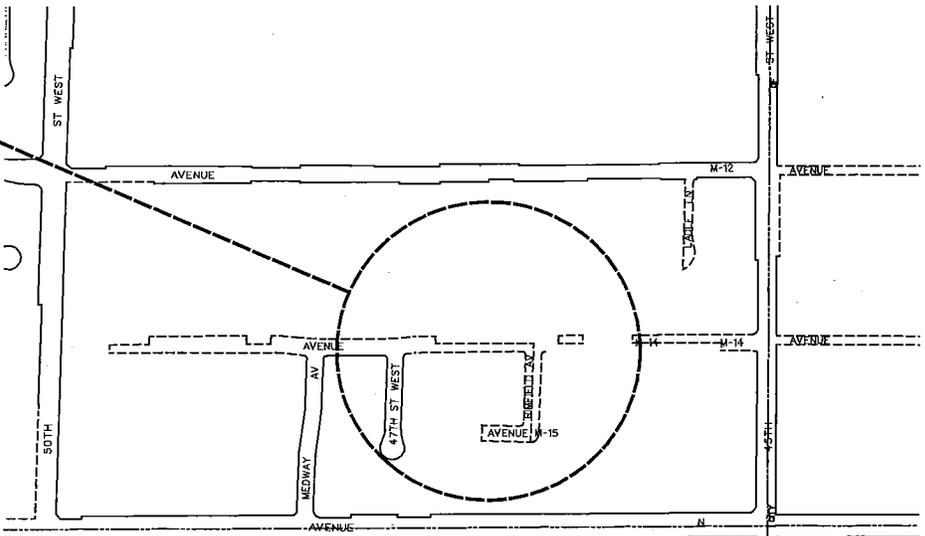
Mapping & Property Management Division

This real property description has been prepared in conformance with the Professional Land Surveyors Act. The signatory herein is exempt pursuant to Section 8726 of the Land Surveyors Act.



SUBJECT LOCATION

EXHIBIT B



LEGEND	
	Area to be vacated Total Area 37,350± s.f.
	Applicants

REVISIONS	1. 07-26-05	2.	3.
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DEPARTMENT OF PUBLIC WORKS MAPPING & PROPERTY MANAGEMENT DIVISION

SD. 5	RD. 551	A.M.B. 3101-034	T.G. 4194-H1&J1	AVENUE M-15 & RIMFIELD AVE	DRAWING NO. M0588110
SCALE NONE	DATE 11-01-04	I.M. 339-217	E/O 50TH STREET W		