County of Los Angeles
CHIEF EXECUTIVE OFFICE
Kenneth Hahn Hall of Administration
500 West Temple Street, Room 713, Los Angeles, California 90012
(213) 974-1101
http://ceo.lacounty.gov

WILLIAM T FUJIOKA
Chief Executive Officer

Board of Supervisors
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First District

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Second District

ZEV YAROSLAVSKY
Third District

DON KNABE
Fourth District

MICHAEL D. ANTONOVICH
Fifth District

ADOPTED
BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES
4 APRIL 28, 2009

SACHI A. HAMAI
EXECUTIVE OFFICER

April 28, 2009

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:

DEPARTMENT OF PUBLIC WORKS:
RESOLUTION TO VACATE A PORTION OF THE ALLEY EAST OF CONVERSE AVENUE AND SET ASIDE A PORTION OF COUNTY-OWNED PROPERTY FOR HIGHWAY PURPOSES NORTH OF GAGE AVENUE AND ACCEPTANCE OF THE HIGHWAY INTO THE COUNTY OF LOS ANGELES ROAD SYSTEM UNINCORPORATED COMMUNITY OF FLORENCE/FIRESTONE
PUBLIC HEARING
(FIRST DISTRICT) (3 VOTES)

SUBJECT

This action is to vacate a portion of the alley east of Converse Avenue, which is no longer needed for public use; to set aside a portion of County-owned property for highway purposes north of Gage Avenue; and to accept the set aside into the County of Los Angeles road system, all in the unincorporated community of Florence/Firestone. The vacation and set aside will allow for the construction of Gage Avenue Neighborhood Pocket Park on the northeast corner of the intersection of Gage Avenue and Converse Avenue.

AFTER THE PUBLIC HEARING, IT IS RECOMMENDED THAT YOUR BOARD:

1. Adopt the resolution to vacate with reservations a portion of the alley east of Converse Avenue and set aside a portion of County-owned property for highway purposes north of Gage Avenue and acceptance of the highway into the County of Los Angeles road system, pursuant to Section 8324 of the California Streets and Highways Code, after finding that:

- A portion of the alley is no longer needed for present or prospective public roadway use.

- A portion of County-owned property proposed to be set aside for public road and highway purposes is necessary for public convenience.

- The public convenience and necessity require the reservation and exception of easements and rights as set forth in Section 8340 of the California Streets and Highways Code.

2. Accept the portion of County-owned property proposed to be set aside into the County of Los Angeles road system.

3. Upon approval, authorize the Department of Public Works to record the certified original resolution in the office of the Registrar-Recorder/County Clerk.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to vacate a portion of the alley east of Converse Avenue, which is no longer necessary for roadway use and to reserve it for non-vehicular trail purposes, and set aside a portion of County-owned property for road and highway purposes on the north side of Gage Avenue and accept the set aside into the County of Los Angeles (County) road system as a part of Gage Avenue.

The area to be vacated and reserved for non-vehicular, pedestrian purposes contains approximately 1,130 square feet and is shown on the map attached to the resolution to vacate with reservations a portion of the alley east of Converse Avenue and set aside a portion of County-owned property for highway purposes north of Gage Avenue and acceptance of the highway into the County road system. The portion of County-owned property to be set aside for road and highway purposes has an area of approximately 1,006 square feet.

Implementation of Strategic Plan Goals

These actions meet the County's Strategic Plan Goals of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). The vacation of the portion of the alley east of Converse Avenue will eliminate unnecessary maintenance costs. Also, by reserving the vacated area as a non-vehicular trail, it will allow for this property to be a part of the improvements for the proposed Gage Avenue Neighborhood Pocket Park thereby improving the quality of life for the residents in the area.

FISCAL IMPACT/FINANCING

The recommended actions have no impact to the County General Fund.

The vacation processing fee has been waived, as this is a Department of Public Works (Public Works) initiated action. The waiver of the fee was authorized by your Board in a resolution adopted May 4, 1982, Synopsis 62 (Fee Schedule), as prescribed in Section 22.60.110 of the Los Angeles County Code, and Section 8321 (f) of the California Streets and Highways Code.

Funding for the project consists of a $1,500,000 grant from the State Proposition 40 Roberti-Z'Berg-Harris Program and $250,000 of First District one-time net County cost allocated for enhanced unincorporated area services.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The California Streets and Highways Code Section 941 provides (b) No public or private road shall become a County highway until and unless the Board of Supervisors, or its designee, by appropriate action, has caused the road to be accepted into the County road system. No County shall be held liable for failure to maintain any road unless and until it has been accepted into the County road system by action of the Board of Supervisors or its designee.

The County's interest in the alley east of Converse Avenue was acquired in 1905 by dedication on the map of Miramonte Tract, recorded in Book 6, page 161, of Maps, in the office of the Registrar-Recorder/County Clerk of the County as an easement for alley purposes.

Public Works, on behalf of the County, the easement holder, is requesting your Board to initiate proceedings for the vacation of the alley east of Converse Avenue pursuant to California Streets and Highways Code Section 8320 (a) (1), and for the set aside of a portion of County-owned property for road and highway purposes north of Gage Avenue, and to accept the highway into the County road system. The vacation, set aside, and acceptance will allow for this property to be a part of the improvements for the proposed Gage Avenue Neighborhood Pocket Park.

Adoption of the attached resolution and the subsequent recordation will terminate the County's rights and interest in the portion of the alley east of Converse Avenue and reserve it for non-vehicular trail purposes. The set aside of a portion of County-owned property north of Gage Avenue and its acceptance will cause the roadway to become part of the County road system for public road use and maintenance purposes.

ENVIRONMENTAL DOCUMENTATION

On April 15, 2008, your Board found that this project is categorically exempt from the provision of the California Environmental Quality Act.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This action will allow for the improvement of the parcel at the northeast corner of the intersection of Gage Avenue and Converse Avenue in the Florence/Firestone area. The residents of the County unincorporated area and the nearby cities will benefit, and their quality of life will be improved. Easement rights for non-vehicular trail purposes will be reserved to the Department of Parks and Recreation.

CONCLUSION

Please return one adopted copy of this letter to the Chief Executive Office (Capital Projects Division); one adopted copy of this letter and one original of the resolution to Public Works (Mapping and Property Management Division); and one adopted copy of this letter and the resolution to the Department of Parks and Recreation, East County Community Services Agency (Attention Richard Chang).

Respectfully submitted,

WILLIAM T FUJIOKA
Chief Executive Officer

WTF:GF:DL
JSE:DJT:CV:zu

Attachments

c: County Counsel
Department of Parks and Recreation
Department of Public Works

RESOLUTION TO VACATE WITH RESERVATIONS A PORTION OF ALLEY EAST OF CONVERSE AVENUE AND SET ASIDE A PORTION OF COUNTY-OWNED PROPERTY FOR HIGHWAY PURPOSES NORTH OF GAGE AVENUE AND ACCEPTANCE OF THE HIGHWAY INTO THE COUNTY OF LOS ANGELES ROAD SYSTEM

WHEREAS, the Board of Supervisors of the County of Los Angeles, State of California, has hereby found and determined that a portion of alley east of Converse Avenue, be vacated; pursuant to Chapter 3, Part 3, Division 9, of the California Streets and Highways Code, commencing with Section 8320, and has given approval for Public Works to set aside a portion of County-owned property for road and highway purposes north of Gage Avenue in, over, and across the real property. The real properties are generally located in the unincorporated community of Florence/Firestone in the County of Los Angeles, State of California, legally described in Exhibit A and depicted on Exhibit B, both attached hereto.

WHEREAS, notice of proposed vacation, set aside, and acceptance has been given by publication and by posting; and

WHEREAS, said Board of Supervisors held a Public Hearing on said proposed vacation, set aside, and acceptance APRIL 28, 2009; and

WHEREAS, said Board of Supervisors has found and determined that the portion of alley to be vacated is no longer necessary for present or prospective public roadway use based upon the fact that the subject right of way is not required for general public vehicular access or circulation; and

WHEREAS, Section 941 of the California Streets and Highways Code provides that no public or private road may become a County highway until and unless the Board of Supervisors, by appropriate resolution, has caused said road to be accepted into the County road system, and

WHEREAS, the Director of Public Works of the County of Los Angeles recommends the proposed set aside and acceptance of Gage Avenue into the County road system.

NOW, THEREFORE, IT IS ORDERED by the Board of Supervisors of the County of Los Angeles, State of California, that the above-referenced portion of alley right of way is hereby vacated pursuant to Chapter 3, Part 3, Division 9, of the California Streets and Highways Code, commencing with Section 8320; reserving and excepting therefrom easements and rights for nonvehicular trail purposes, legally described in Exhibit A and depicted on Exhibit B, both attached hereto, as set forth in Sections 8340 and 8341 of said California Streets and Highways Code, and that the above-referenced County-owned property is hereby set aside for road and highway purposes (to be known as Gage Avenue) in accordance with Section 941 of the California Streets and Highways Code.

BE IT FURTHER ORDERED that the public interest and necessity require the acceptance of this portion of Gage Avenue into the County road system pursuant to said Section 941 and the reservation and exception of easements and rights of way pursuant to said Section 8341.

AND BE IT FURTHER RESOLVED that Public Works be authorized to record the certified original resolution in the office of the Registrar-Recorder/County Clerk, at which time the area vacated shall no longer constitute a public roadway easement, and the set aside shall become an easement for road and highway purposes. The road to be known as Gage Avenue, accepted into the County road system, shall hereafter constitute a County highway, as defined in Section 960.5, of the California Streets and Highways Code.

The foregoing Resolution was on the 28TH day of APRIL, 2009. 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

By Carole B. Suzuki
Deputy

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

By
Deputy

JLS:mr
P:\mppub\admin\maria\resolution\resolution converse

EXHIBIT A

ALLEY EAST OF CONVERSE AVENUE AND GAGE AVENUE
A.I.N. 6008-045-002
T.G. 674-G6
I.M. 099-197
R.D. 141
S.D. 1
XCP77432

LEGAL DESCRIPTION

Part A (Vacation of easement)

That portion of that certain Alley, 8 feet wide, as shown on map of the MIRAMONTE TRACT, recorded in Book 6, page 161, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, bounded on the west by the southerly prolongation of the westerly line of Lot 153 of said tract and bounded on the north by a line parallel with and 225 feet northerly, measured at right angles, from the southerly line of that certain parcel of land described as PARCEL NO. 1-1PP in deed to the COUNTY OF LOS ANGELES, recorded on April 25, 2008, as Document No. 20080728249, of Official Records, in the office of said Registrar-Recorder/County Clerk.

RESERVING easements and rights for non-vehicular trail purposes in, on, over, and across the above-described Part A hereby being vacated.

The reservations herein being made are done in accordance with the provisions of Section 8340 and 8341 of the Streets and Highways Code, State of California.

Containing: 1,130 ± square feet

Part B (Set aside County property for public road and highway purposes).

The northerly 7 feet of the southerly 15 feet of the above-mentioned Parcel No. 1-1PP.

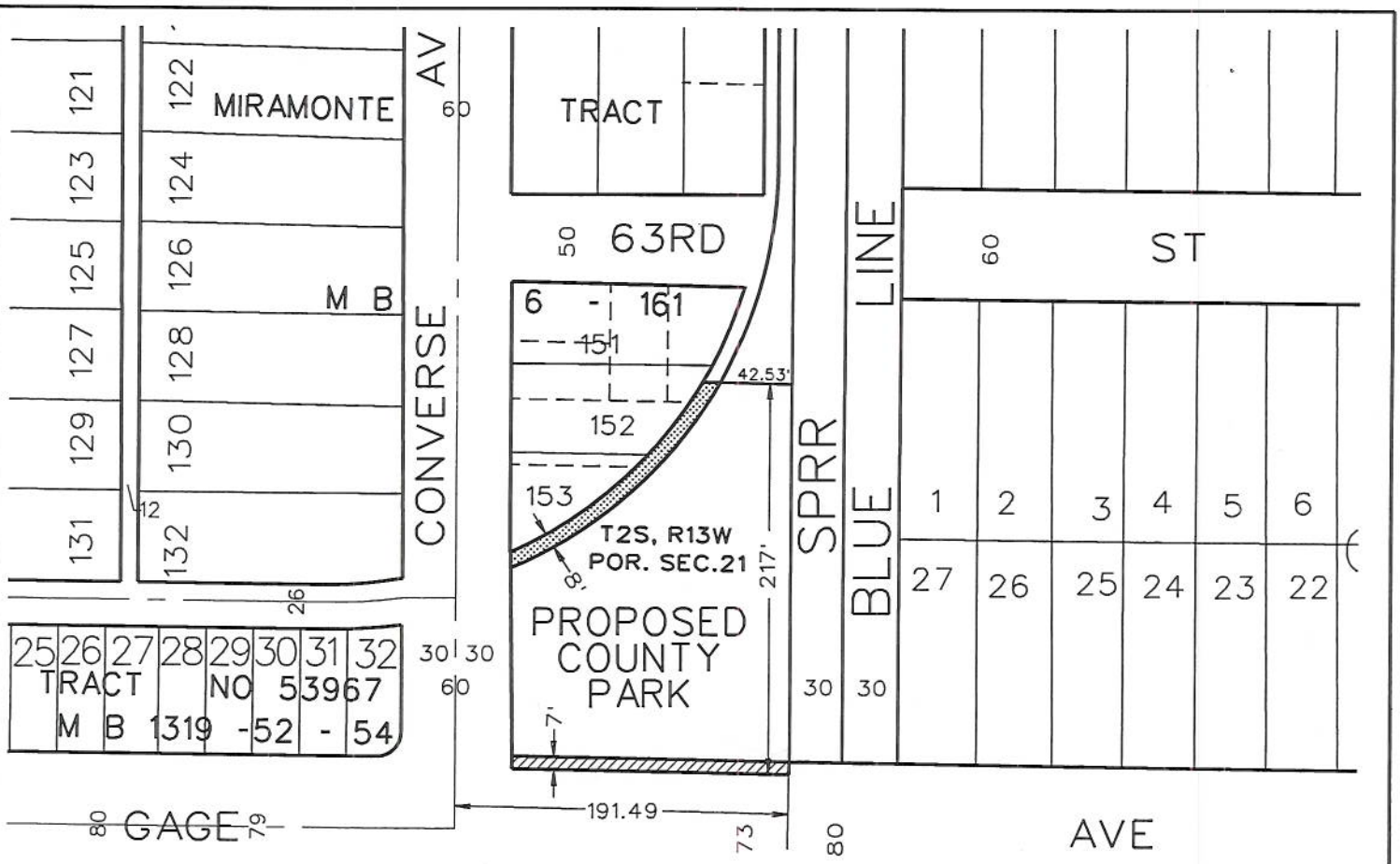
EXCEPTING therefrom the westerly 30 feet of the above-described Part B.

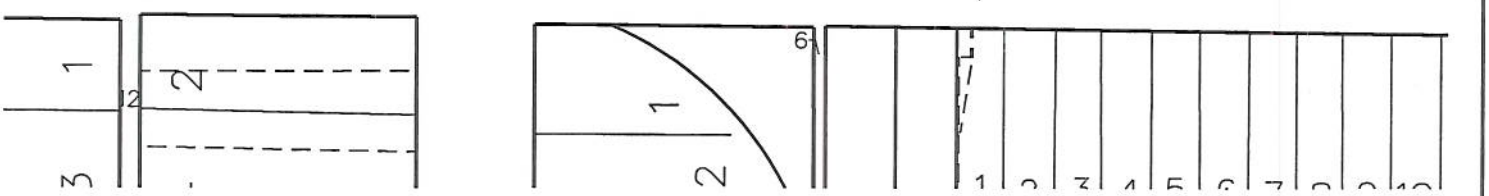
Containing: 1,006 ± square feet

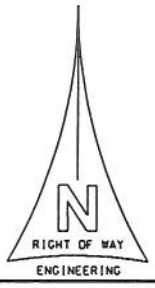
APPROVED AS TO DESCRIPTION
March 2, 2009
COUNTY OF LOS ANGELES
By _____
SUPERVISING CADASTRAL ENGINEER II
Mapping and Property Management Division

RH:psr
P5:\ld ALLEY CONVERSE

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 California Business and Professions Code.

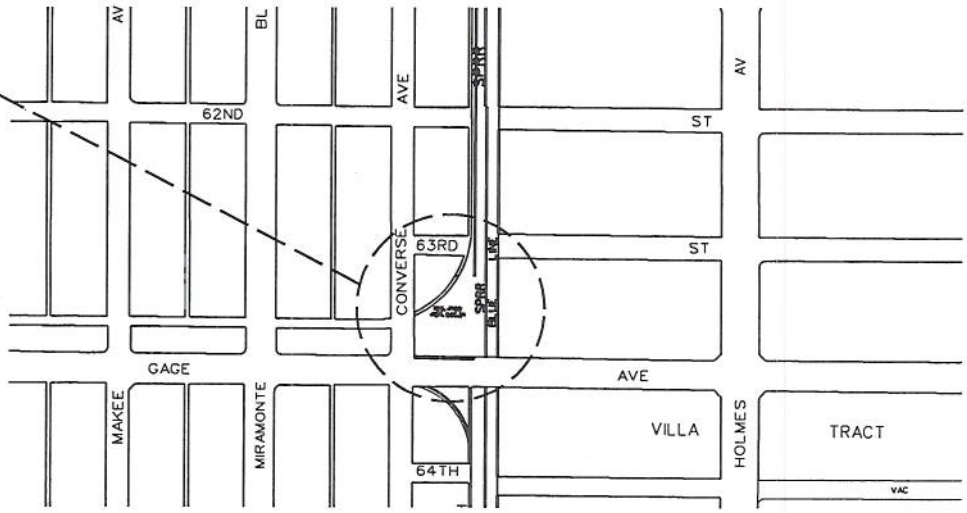






SUBJECT LOCATION

EXHIBIT B



LEGEND
Proposed 7' Set Aside for Road Purposes. Total Area 1,006 ± s.f.
Proposed Vacation of 8' Alley. To be Reserved for Non-Vehicular Trail Purposes. Total Area 1,130 ± s.f.

REVISIONS	1.	2.	3.

DEPARTMENT OF PUBLIC WORKS				MAPPING & PROPERTY MANAGEMENT DIVISION	
SD. 1	RD. 141	A.I.N. 6008-045 -902	T.G. 674-G6	ALLEY E/O CONVERSE AVE AND N/O GAGE AVE (GAGE AVE PARK)	DRAWING NO. XCP77432
SCALE NONE	DATE 11-25-08		I.M. 099-197		

#4 of APR 28 2009