



**COUNTY OF LOS ANGELES**  
**DEPARTMENT OF PUBLIC WORKS**

*"To Enrich Lives Through Effective and Caring Service"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
<http://dpw.lacounty.gov>

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

**GAIL FARBER, Director**

June 21, 2011

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

Dear Supervisors:

**ADOPTED**

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

26 June 21, 2011

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

**RESOLUTION OF SUMMARY VACATION  
SANITARY SEWER EASEMENT AT 13331 TELEGRAPH ROAD  
IN THE UNINCORPORATED COMMUNITY OF SOUTH WHITTIER  
(SUPERVISORIAL DISTRICT 1)  
(3 VOTES)**

**SUBJECT**

This action will allow the County of Los Angeles to vacate an easement for sanitary sewer purposes at 13331 Telegraph Road in the unincorporated community of South Whittier, which is no longer needed for public use. The vacation has been requested by the underlying property owner to enhance the property and provide an additional buildable area.

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Find that this action is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that the easement for sanitary sewer purposes at 13331 Telegraph Road in the unincorporated community of South Whittier has been superseded by relocation and there are no other public facilities located within the easement and that it may, therefore, be vacated pursuant to Section 8333(c) of the California Streets and Highways Code.
3. Adopt the Resolution of Summary Vacation.
4. Upon approval, authorize the Director of Public Works to record the certified original resolution with the office of the Los Angeles County Registrar Recorder/County Clerk.

## **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended actions is to find that the project is categorically exempt from the California Environmental Quality Act (CEQA) and allow the County of Los Angeles (County) to vacate the easement for sanitary sewer purposes at 13331 Telegraph Road (Easement) in the unincorporated community of South Whittier, since it no longer serves the purpose for which it was dedicated and is not required for public use.

## **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1). The vacation of the Easement will reduce the County's exposure to potential liability.

## **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund.

The vacation of the Easement will not have a negative fiscal impact on the County's budget. The applicant has paid a \$2,000 fee to defray the expense of the investigation. This amount has been deposited into the Road Fund. The fee was 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 sanitary sewer easement area to be vacated contains approximately 3,569 square feet and is shown on the map that is attached to the enclosed Resolution of Summary Vacation.

The California Streets and Highways Code Section 8333(c) provides that the legislative body of a local agency may summarily vacate a public service easement if the easement has been superseded by relocation or determined to be excess by the easement holder, and there are no other public facilities located within the easement.

The County's interest in the Easement was acquired by Deed, recorded on March 24, 1952, in Book 38544, page 59, of Official Records, in the office of the Los Angeles County Registrar-Recorder/County Clerk as an easement for sanitary sewer purposes.

Telegraph Carmenita RX Corporation requested the vacation of the Easement as part of the construction of a Walgreens Pharmacy. The vacation of the Easement will provide an additional buildable area. The dedication of a relocated sewer easement and construction of the realigned sewer facility have been completed.

Adoption of the enclosed resolution and the subsequent recordation will terminate the County's rights and interest in the Easement. Your action will result in the property being unencumbered by the Easement and available to the property owner for use without restriction of the Easement.

**ENVIRONMENTAL DOCUMENTATION**

This action is categorically exempt from the provisions of CEQA as specified in Sections 15305 and 15321 of the State CEQA Guidelines, which state that this class of projects consisting of minor alterations in land use, limitations, and actions to revoke entitlement for use, issued and adopted by the regulatory agency, have been determined not to have a significant effect on the environment.

**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

This action will reduce the County's exposure to potential liability through the vacation of the unnecessary sanitary sewer easement.

**CONCLUSION**

Please return one adopted copy of this letter and one original and one copy of the resolution to the Department of Public Works, Survey/Mapping & Property Management Division, together with a copy of your Board's minute order. Retain one original for your files.

Respectfully submitted,



GAIL FARBER  
Director

GF:SGS:mr

Enclosures

- c: Auditor-Controller (Accounting Division - Asset Management)
- Chief Executive Office (Rita Robinson)
- County Counsel
- Executive Office

**RESOLUTION OF SUMMARY VACATION  
SANITARY SEWER EASEMENT AT 13331 TELEGRAPH ROAD**

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

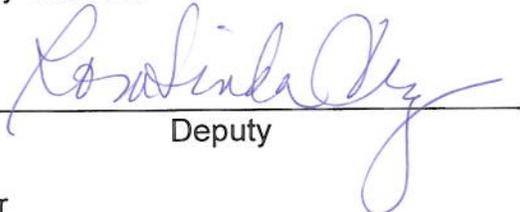
1. The County of Los Angeles is the holder of an easement for sanitary sewer purposes (hereinafter referred to as the Easement) in, over, and across the real property legally described in Exhibit A and depicted on Exhibit B, both attached hereto. The Easement, at 13331 Telegraph Road, is located in the unincorporated community of South Whittier in the County of Los Angeles, State of California.
2. The Easement has been superseded by relocation, and there are no other public facilities located within the easement.
3. The Easement is hereby vacated pursuant to Chapter 4, Part 3, Division 9, of the California Streets and Highways Code, State of California, commencing with Section 8330.
4. The Director of Public Works is 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 Easement will no longer be a public easement.
5. From and after the date this resolution is recorded, the Easement will no longer constitute a public service easement.

The foregoing resolution was on the 21<sup>st</sup> day of June, 2011, 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:

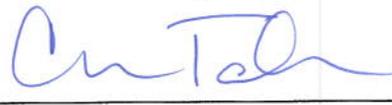
ANDREA SHERIDAN ORDIN  
County Counsel

By

  
Deputy

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

By

  
Deputy



GT:mr

P:\MPPUB\ADMIN\MARIA\BOARD LETTER ENCLOSURE\TELEGRAPH RD RES ENCLOSURE

## EXHIBIT A

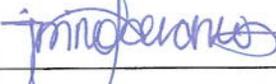
Project name: SEWER EASEMENT  
13331 TELEGRAPH ROAD  
**TELEGRAPH ROAD 35-14VAC**  
A.I.N. 8157-026-019  
T.G. 707-B4  
I.M. 084-257  
R.D. 446  
S.D. 1  
M0591104

### LEGAL DESCRIPTION

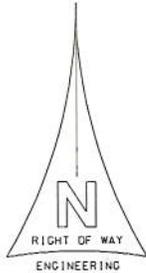
#### PARCEL NO. 35-14VAC (Vacation of sanitary sewer easement):

All of that certain 20-foot strip of land in Lot 16, of A Resurvey of Gunn & Hazzard's Plat of the Cullen Tract, as shown on map recorded in Book 34, page 64, of Miscellaneous Records, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, described in deed to said county, recorded on March 24, 1952, in Book 38544, page 59, of Official Records, in said Registrar-Recorder/County Clerk's office.

Total Area: 3,569 ± square feet

APPROVED AS TO DESCRIPTION
<u>April 27</u> , <u>2011</u>
COUNTY OF LOS ANGELES
By <u></u>
SUPERVISING CADASTRAL ENGINEER III Mapping and Property Management Division

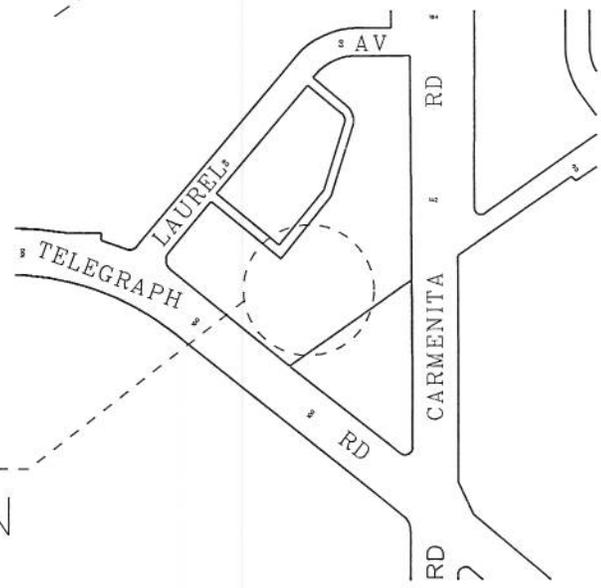
*This real property description has been prepared in conformance with the Professional Land Surveyors Act. The signatory herein is exempt pursuant to Section 8726 of the California Business and Professions Code.*



# EXHIBIT B

LEGEND	
	PROPOSED VACATION OF SANITARY SEWER EASEMENT. TOTAL AREA: 3,569± s.f.
	10' SEWER EASEMENT PER DOC 20072443963 REC ON 10/29/07

SUBJECT  
LOCATION



REVISIONS				1.	2.	3.
DEPARTMENT OF PUBLIC WORKS				SURVEY/MAPPING & PROPERTY MANAGEMENT DIVISION		
SD.	RD.	A.I.N.	T.G.	SEWER EASEMENT 13331 TELEGRAPH RD		DRAWING NO. M0591104
1	446	8157-026-019	707-B4			
SCALE NONE		DATE 04-26-11	I.M. 084-257			