



CITY OF COMMERCE AGENDA REPORT

TO: Honorable City Council

Item No. _____

FROM: City Manager

SUBJECT: Adoption of a Resolution Accepting an Irrevocable Right-of-Way Easement for Street Dedication for the Real Property Addressed 2222 Yates Avenue, Commerce

MEETING DATE: October 15, 2019

RECOMMENDATION:

Adoption of a resolution accepting the irrevocable right-of-way easement for street dedication for the real property addressed 2222 Yates Avenue, from NP 6800 Washington, LLC, and find that there is no significant environmental effect directly related to the dedication of the property.

ANALYSIS:

On January 23, 2019, the Planning Commission of the City of Commerce (City) held a public hearing to consider an application to allow for the construction of a new warehouse/distribution facility measuring approximately 40,773 square feet in the City's M-2 (Heavy Industrial) zone. As a condition of approval, the Public Works and Development Services Department requested from the applicant/owner, NP 6800 Washington, LLC, to dedicate to the City street right-of-way fronting the property whose address is 2222 Yates Avenue, Commerce (formerly addressed as 6800 E. Washington Boulevard). The proposed right-of-way dedication is an arc-shaped easement to allow for the curb ramp at the southeast corner of Washington Boulevard and Yates Avenue. The legal descriptions for this property to be dedicated to the City are described in Exhibit "A" and depicted in Exhibit "B". The owner has agreed to provide such dedication pursuant to an irrevocable right-of-way easement. A copy of the dedication documents and exhibits are attached for reference.

Pursuant to Section 65402 of the California Government Code, on January 23, 2019, the Planning Commission determined that the proposed dedication of real property conforms to the provisions of the City's General Plan.

The California Environmental Quality Act (CEQA) applies only to projects which have the potential for causing a significant effect on the environment. Staff determined that the right of way easement has no significant effect on the environment and that, therefore, pursuant to Section 15061(b)(3) of the CEQA Guidelines [14 CCR §15061(b)(3)], no further action is

required under CEQA. The City Council is being asked to concur with Staff and find that there is no significant environmental effect directly related to the dedication of the property because it will not cause any foreseeable physical change in the environment; therefore, no further action is required under CEQA.

ALTERNATIVES:

1. Approve staff recommendation
2. Reject staff recommendation
3. Provide staff with further direction

FISCAL IMPACT:

No fiscal impact.

RELATIONSHIP TO STRATEGIC GOALS:

This item relates to Council's 2016 Strategic Action Plan's:

Community Quality of Life

- Guiding Principle 4 to "support and evaluate community services, programs and events that promote healthy and quality lifestyles for our residents. Enhance public safety and social services through innovative programs that meet the needs of the residential and business communities."

ATTACHMENTS:

1. Resolution
2. Attachment 1: Easement Recordation Document
3. Attachment 2: Exhibit "A" – Legal Description
4. Attachment 3: Exhibit "B" – Plat

Approved by: Daniel Hernández, Public Works & Development Services Director

Fiscal Impact reviewed by: Josh Brooks, Interim Director of Finance

Approved as to form by: Noel Tapia, City Attorney

Respectfully submitted: Edgar P. Cisneros, City Manager