

City of Culver City, California
City Council Agenda Item Report

Meeting Date: 10/13/08	Item Number: <u>A-7</u>
AGENDA ITEM: Adoption of a Resolution of Intention to Vacate the Alley Located Just Easterly of Elenda Street and Bounded on the North by Lindblade Street and on the South by Barman Avenue and Set a Public Hearing for November 24, 2008.	
Contact Person/Dept.: Andy O'Connell/PW Phone Number: (310) 253-5606	
Fiscal Impact: Yes ☒ No ☐	General Fund: Yes ☒ No ☐
Public Hearing: ☐	Action Item: ☒ Attachments: ☒
Public Notification: Master E-Mail Notification List e-mailed on (10/08/08) Ken La Faso, as applicant, by phone on September 30, 2008. Postcard Notices were mailed to all residents and occupants within a 500 foot radius of the project site, extended to the end of the block, on September 29, 2008.	
Department Approval: Charles D. Herbertson (10/02/08)	City Attorney Approval: Carol Schwab (by H. Baker) (10/07/08)
Chief Financial Officer Approval: Jeff Muir (by M. Noller) (10/08/08)	City Attorney Approval: Jerry B. Fulwood (10/08/08)
<u>RECOMMENDATION:</u> Staff recommends the City Council adopt a Resolution of Intention to vacate the alley located just easterly of Elenda Street and bounded on the north by Lindblade Street and on the south by Barman Avenue. <u>BACKGROUND:</u> This alley is 20 feet in width and was created by easement on Tract Map No. 9974, as recorded on May 10, 1927. The alley is unpaved and is bordered on its westerly side by three residential lots that have frontage on Elenda Street. On its easterly side the project is bordered by one residential lot that fronts on Lindblade Street and one residential lot that fronts on Barman Avenue. The addresses of these residential lots are as follows: • 4304 Elenda Street • 4312 Elenda Street • 4324 Elenda Street • 10860 Lindblade Street • 10855 Barman Avenue The properties at 4312 Elenda Avenue, 10860 Lindblade Street, and 10855 Barman Avenue have garage access from the alley. Public utilities within the alley include sewer and electricity.	

City of Culver City, California
City Council Agenda Item Report

DISCUSSION:

A petition was filed by four of the five adjoining property owners to vacate the alley. The property owner at 4304 Elenda Avenue declined to sign the petition. This property has its garage access from Lindblade Street and has no need to access the alley.

The property owners were required to obtain a Title Report for the alley and First American Title Insurance Company determined that these property owners own the underlying fee to the half of the alley that abuts their property.

Tonight, the City Council is requested to adopt a resolution setting the date of the public hearing during which the City Council may consider the question of vacating the alley right-of-way.

FISCAL ANALYSIS:

The vacation of this alley will cause a small reduction in the City's cost while eliminating the City's liability associated with maintenance of the alley. Additionally, the vacation will revert this portion of the alley to private property which will slightly increase the property taxes to the adjoining lots.

ATTACHMENTS:

1. Petition from adjoining owners dated March 7, 2008
2. Resolution of Intention that includes Exhibits "A" and "B"

MOTION:

That the City Council:

Adopt a Resolution of Intention to vacate the alley located just easterly of Elenda Street and bounded on the north by Lindblade Street and on the south by Barman Avenue, as shown on attached Exhibits "A" and "B", and set a Public Hearing to consider such vacation for November 24, 2008.