#### MAP SHOWING RESIDENTS OPPOSED TO OPENING THE JACKSON MAINTENANCE GATE



STREET	SIGNATURES
Lincoln	28
Madison	32
LaSalle	30
Baldwin	49
Revere	17
Jackson	85
Jasmine	51
Vinton	12
Other	16
TOTAL	320

#### Petition Opposing the Opening of the Jackson Maintenance Gate to the Public

Dear Carlson Park and Culver City Residents,

We are your fellow neighbors. Many of us walk and bike both along the creek and on our city streets, and have children in our local schools. We support environmental efforts, the improvement of the bike path, and believe in keeping bike paths and all our local streets safe and sustainable for us all.

Last month we became aware that the city council has hired a consulting firm and for the last 18 months has been doing marketing and outreach to garner support for opening to the public what has only been a maintenance gate at the end of Jackson Avenue. Unfortunately, we are rushing to catch up, as their outreach did not include approaching the residents on Jackson, nor any resident living closest to this gate. In our efforts to explore the pros and cons of the idea, we have found that they have not done an EIR, safety studies, or the required CEQA mandated by the current General Plan, and have responded to our recent questions about safety & due process issues by saying that they plan to amend the general plan (rather than follow it.) We are very concerned that decisions are being made without proper process, and that will trade the perceived convenience of an additional opening to the bike path (there are two already located approximately 6 blocks in either direction) for the safety and wellbeing of the neighborhood. We ask you to join us in having our concerns heard.

We oppose the opening of the Jackson maintenance gate, and have listed some of the reasons below.

Safety and liability hazards:

- Residential driveways exist in the blind spot to the gate creating daily potential for serious accidents
- Coyote access- Many pets in CC area have been injured/killed during day. Opening
  this gate invites further attacks on pets and youngsters who live and play right next
  door to and live nearby the gate.
- Children play at the end of the street, and an open gate poses danger for them in regard to accidental entry to the path and/or the creek.
- As this area is not heavily trafficked like the other openings, an open gate provides both easy access and escape for criminals and those with bad intent to spill over into both Jackson and nearby residential neighborhoods during the day endangering persons, pets, and property.

Please sign our petition before the City passes new laws that ignore our right to be heard.

For more information, contact us at: culvercitycreekside@gmail.com

#### Dear Neighbors, Please help us be Heard!

Whatever your feelings are about the Jackson Gate, there are larger issues about lack of transparency, misrepresentation, and due process in government that should concern us all

#### **History of the Jackson Maintenance Gate:**

Decades ago, the Jackson Avenue gate was installed for maintenance use only. Due to concerns for safety, congestion, noise and nuisance it was never intended that pedestrians and cyclists have access to and from the bike path via this residential street. Indeed, the city's current General Plan states that all improvements to Ballona Creek must be designed to "MAINTAIN THE PRIVACY OF ADJACENT PROPERTIES" and provide "HORIZONTAL SEPARATION BETWEEN

THOSE PROPERTIES AND THE BIKE TRAIL..." Now the City wants to violate that requirement, and eliminate the small separation that we currently have!

#### Lack of transparency:

In 2016 the city adopted a Strategic Plan to, "enhance the restoration and use of Ballona Creek and make it a more sustainable, walkable, bikeable and connected recreational attraction"; and to "work with adjacent property owners to create agreements to improve Ballona Creek's entry access points and other right of way improvements. These are of course goals that we are all in favor of. But that is not what happened.

The Culver City Council hired the firm, Alta Planning to do research for their new strategic plan. Although Alta and the City stated that they would specifically do outreach to closely collaborate with Creekside residents, minutes of subcommittee meetings indicate that there was an early emphasis on promoting opening the Jackson Gate, and "branding" it in such a way as to gain support. This promotion ignored the fact that residents living there had for many years made it clear that they had safety concerns about opening this gate. Previous councils listened and that is why the current General Plan made it clear that any change regarding the Jackson gate required close collaboration and consideration to the concerns of those residing adjacent to the gate. Then From 2017 through June 15th 2018 the city's publicized their surveys as concerning "Mobility, Traffic & Parking", and Ballona Creek Revitalization issues about bike path usage, beautification, and whether more "connectivity" and "access" to the bike path is desired. The City and ALTA entered into the record that they conducted outreach to all "stakeholders"; AND especially to those living closest to any "new" access points. UNFORTUNATELY they "forgot" to talk with the Jackson residents who would be most affected! In the nearly 2 years of their assessments and outreach, no one at the City or at Alta ever notified the Jackson residents about any plans related to opening the Jackson gate.

#### Misrepresentation:

#### Residents voiced concerns but were ignored:

At the May 18<sup>th</sup> 2019 gathering, residents from Jackson and nearby streets vociferously voiced their concerns to council and staff not just about safety, but about the total lack of due process since no one from Alta or the city reached out to those "living most adjacent to the creek' -as promised and as required by the city's own current general plan. At this gathering, city staff admitted that the bike and pedestrian access at Duquesne and Overland are adequate and not overcrowded, but that we should be open to experimentation.

We pointed out that there are serious documented safety concerns to a narrow, quiet, residential street where children play during the day, and where parking and overflow congestion is already very problematic. Plus, due to the placement of that gate, there exists dangerous blind spots along several residential driveways that could lead to serious bodily injury to pedestrians and cyclists alike. City staffers advised us that we all better have a "back-up" plan B, because opening the Jackson Gate is pretty much decided as a done deal, and will most likely be brought to a vote by the City Council in late June or July, where it already has "3 yes votes." So we asked, "What about safety studies, traffic and parking studies, an EIR report, and CEQA requirements?" But with a wave of his hand, a council member inferred that such requirements can be avoided by stating, "Oh... we'll just call it a Trial"....it's an Experiment. And that is how due diligence is evaded: ignore residents and use semantics to push through an agenda even if it experiments with safety and peoples' lives.

On May 30<sup>th</sup> the city held a "Traffic & Parking "subcommittee meeting at 4 pm at city hall (which is a time that most working folk cannot attend). The Jackson gate project was the 2<sup>nd</sup> agenda item, but again Jackson residents were not directly notified about this. None-the less, one person found out and alerted neighbors. So several of us managed to attend and voiced our concerns about safety, outreach, and lack of due process. They basically said, "Sorry, we did not mean to exclude you", and don't worry as we are doing a new survey. So we clearly suggested and requested right then and there that before putting out any more surveys, that they talk with us to develop a new one, or at the very least include questions that mention and bring to light our safety concerns. They replied that they would, "look into that".

But then -adding insult to injury—they totally ignored our request and instead moved quickly within one week, and just went ahead and put the very same survey-minus anything we suggested-back

up on line at the city website and even other websites such as Next Door, with a closing date of June 30<sup>th</sup> 2019. That is NOT due process, that is NOT outreach, and that certainly is NOT representation!

For several weeks we tried to reach the mayor, and a group of us finally met with her June 15<sup>th</sup>. She assured us that she would work to slow this process down so that we can get our concerns listened to and addressed, and that there would not be a rush to do any voting on this. Yet somehow within less than 72 hours after that meeting, a resident of Culver City who is a member of a group that our mayor is also a founding member of, put out an email survey to their constituents and other cyclist groups urging them to fill out the online survey with comments supporting opening the gate at Jackson Avenue and exhorting members to call on the city council to quickly pass a resolution to get the Jackson gate open.

#### Representation and due process are the foundation of government:

No matter your political persuasion, your address, or your neighborhood, this type of lack of due process and lack of transparency sets a dangerous precedent. If officials can this to US, they can do it to YOU.

#### There is a wise old adage of, "First do no Harm".

Jackson Avenue residents range from new families with young children to those whose families have lived there for decades. The residents on Jackson know their street and the nuances and needs of their neighborhood best and have a right to be heard. As in any city, there are conflicting needs and wants. But there needs to be a balance. Ignoring and not addressing serious safety needs and concerns in favor of a desire to have a little more convenience, is neither a balanced nor wise approach. AND it is NOT "outreach".

Thank you for reading and listening!

Please sign our petition and preserve residents' rights to be heard For questions, comments, or more information, contact us at: <a href="mailto:culvercitycreekside@qmail.com">culvercitycreekside@qmail.com</a>

Here are more details about the potential risk areas identified in our Petition:

#### 1. Unsafe congestion for residents, pedestrians, bikers, and children on, or adjacent to, Jackson Avenue:

Jackson Avenue is a quiet, narrow, dead-end residential street that cannot handle the proposed increase in cyclists, pedestrians, skaters, and scooters zipping up and down the street where local young children play daily, and where there is barely enough room for 2 cars to pass each other, or room enough for local residents and neighbors to even park.

#### 2. Serious safety and liability hazards:

The homes at the end of Jackson Ave have driveways that extend beyond the "blind spot" to the gate. Residents backing out of their driveways every day, and at any time DAY or night, will NOT be able to see people - especially minors - exiting and entering the bike path from the Jackson gate. This visibility problem presents a tremendous potential liability, for both the City and home owners, and the opening this gate poses tragic risk of serious accidents and injuries. Furthermore, young children freely playing in this cul-de-sac area could easily wander through the open gate onto the bike path and get lost or injured (or worse), due to the fact that cyclists often speed, especially along ramps and blind curves. The gaps between the steel cables that form a barrier along the creek are so wide, and broken in spots, that a child or even an adult could easily slip through and fall down into the creek channel itself. (Right past where the gate would open, there are NO steel cable barriers and actually no barriers at all further raising the risk of an accident.)

#### 3. Increased crime, gang, and graffiti activities:

There are currently criminal and other illicit activities {bike chop shops, drugs, gangs} along Ballona Creek. Although rates of reported crimes in Culver City are lower than nearby LA, opening a new access point directly into this neighborhood has a potential logical probability of enabling an increase in harmful criminal activities upon friends and neighbors living on Jackson Avenue as well as other adjacent Carlson Park streets, and it will also enable an easy escape by any criminals within the Culver City Boundaries. There is no arguing that there is crime, harassment, and gang activities along the creek-much of which goes unreported. People have been harassed, robbed, injured, hospitalized and traumatized even when traveling in groups of 2 or more. Yet promoters for opening the gate near residential access are arguing that the creek path is the safest way for grade school and up youngsters to bike to school! It is not! READ https://www.yelp.com/biz/ballona-creek-bike-path-culver-city and decide for yourself.

There is very little supervision or enforcement of anything along this area. Also, despite signs to the contrary, motorized bikes and scooters do barrel down this path daily.

#### 4. Keep our children safe:

We believe that it is safer for children to travel to school on residential surface streets where if something happens there are adults and authorities around to assist them. There is very little supervision or enforcement of anything along this narrow biking creek path; and despite signs to the contrary, motorized bikes and scooters as well as adult cyclists do barrel down this path daily ignoring signs to slow down around its many blind curves. Promoting using the

Jackson Gate as a way to get young children and pre-teens to commute to school without first addressing these issues is doing them a dis-service. We suggest that our youngsters are better served by: (I)having more crossing guards along Braddock during hours that kids travel by pedal, scooters, skate boards or on foot to and from school;

(2) installing more synchronized traffic lights (3)installing blinking lighted crosswalks at stop signs to alert distracted drivers to slow down and stop;(4) assign more police traffic officers before and after school hours to assist with a safe commute, help educate safe biking habits, and help enforce the use of helmets among minors.

#### 5. Increased coyote hunting presence in our Carlson Park neighborhoods: |

Coyotes roam and hunt our streets and prey upon our pets both during daylight as well as night time hours. It is documented that dozens of pets have been attacked and/or killed in the last year. The lead scientific researcher in the recent study commissioned by the Culver City Council on this issue informed our city that the coyotes' main access to our neighborhoods is from Ballona Creek, and he advised that one of the first things Culver City should do to curtail the coyotes' access to our streets and backyards is to repair and/or close all holes and access points in the fencing separating our homes from Ballona Creek; and to close all gates at night. Yet the city is promoting doing the opposite!

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SIGNATURES	28	32	30	49	17	85	51	12	16	320
R H H	8	Madison	LaSalle	Baldwin	Revere	Jackson	Jasmine	Vinton	Other	TOTAL

We, the undersigned, are concerned citizens who urge our leaders to give consideration to the local residents and act now to stop this proposal.

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We Oppose Opening the Jackson Maintenance Gate

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To - CC City Council and Carol Swal (city attorney) What you are trying to appears to be illegal and unsafe. Stop it now!!! I have not spoken to a single correident who is for it! #20% Donald Mann 4437 Jasmine ave

Address	4329 Tasmine She	10026 F			4265 LeSalle	427 HAMLE ME	4271434 FAR		4254 LA SALLE	1746 La Sale	4240 Lash	W218 2 2/16/2	ALY LA STLENK	4228 La Salle Fre	4
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# We Oppose Opening the Jackson Maintenance Gate

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# We Oppose Opening the Jackson Maintenance Gate

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We, the undersigned, are concerned citizens who urge our leaders to give consideration to the local residents and act now to stop this proposal.

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## We Oppose Opening the Jackson Maintenance Gate

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