

GENERAL EXEMPTION, ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE REPORT, and ORDINANCE FIRST CONSIDERATION relative to the environmental land use covenants or deed restrictions in favor of federal, state, and local authorities.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND, that the proposed action is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Section 15062(b)(3).
2. CONCUR with the Board of Water and Power Commissioners' (Board) action of April 12, 2022, Resolution No. 022 155, consenting to the adoption of an Ordinance authorizing the Board and the Los Angeles Department of Water and Power (LADWP) to enter into twelve land use covenants or deed restrictions, listed on the January 19, 2022 City Administrative Officer (CAO) report and April 29, 2022 City Attorney report, attached to the Council file, on LADWP properties with federal, state, or local regulatory authorities to facilitate environmental remediation and contamination options; instructing the LADWP to submit an annual report to the Board and Council by March 1st of each year to report back on the recording of land use covenants executed, including remediation efforts on properties; and, authorizing the Chief Accounting Employee, LADWP, upon certification to draw demands upon the Power and Water Revenue Funds in accordance with the terms of such land use covenants and deed restrictions to support administrative and monitoring fees and costs required.
3. PRESENT and ADOPT the accompanying ORDINANCE dated April 29, 2022, approving and authorizing the LADWP to enter into and record environmental land use covenants or deed restrictions in favor of federal, state, and local authorities.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. Approval of the Resolution and Ordinance allows for the Board and LADWP to enter into land use covenants or deed restrictions with regulatory agencies and will require LADWP to pay certain administrative and monitoring fees and costs. The LADWP anticipates the average cost at \$10,000 per site to be paid from the Power and Water Revenue Funds, as applicable.

Financial Policies Statement: The CAO reports that the recommendations comply with the LADWP's adopted Financial Policies.

Community Impact Statement: None submitted.

Summary:

On May 5, your Committee considered reports from the City Attorney, LADWP, and Ordinance relative to the environmental land use covenants or deed restrictions in favor of federal, state, and local authorities. The reports attached to the Council file include some background on the matter.

After providing an opportunity for public comment, the Committee moved to approve the recommendations reflected above. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
O'FARRELL:	YES
KORETZ:	YES
CEDILLO:	YES
DE LEON:	ABSENT
KREKORIAN:	ABSENT

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**-NOT OFFICIAL UNTIL COUNCIL ACTS-**