

RESOLUTION NO. 7749

CITY OF SOUTH GATE
LOS ANGELES COUNTY, CALIFORNIA

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SOUTH GATE ADOPTING THE INITIAL STUDY AND
MITIGATED NEGATIVE DECLARATION (IS/MND) FOR THE
FIRESTONE BOULEVARD REGIONAL CORRIDOR
CAPACITY ENHANCEMENTS PROJECT, CITY PROJECT
NO. 476-TRF, METRO CALL FOR PROJECT ID NO. F3124

WHEREAS, the City is proposing to provide several roadway and infrastructure improvements along two discontinuous segments of Firestone Boulevard; and

WHEREAS, for the west segment, a 2.3-mile, four-lane segment of Firestone Boulevard between Alameda Street and Hunt Avenue, the project will include traffic capacity enhancements, stormwater improvements and streetscape improvements. For the east segment, a 0.2-mile, six-lane segment will include proposed streetscape improvements along the parkway and median between Firestone Place and Rayo Avenue; and

WHEREAS, the Project is necessary to reduce congestion, increase safety and improve traffic circulation on Firestone Boulevard; and

WHEREAS, the IS/MND concluded that implementation of the Project could result in a number of significant effects on the environment and identified mitigation measures that would reduce the significant effects to a less-than-significant level; and

WHEREAS, in connection with the approval of a project involving the preparation of an IS/MND that identifies one or more significant environmental effects, California Environmental Quality Act (CEQA) requires the lead agency to incorporate feasible mitigation measures that would reduce those significant environment effects to a less-than-significant level; and

WHEREAS, the City agrees to implement proposed mitigation measures that avoid the effects or mitigate the effects to a point where clearly no significant effects would occur; and

WHEREAS, a Mitigation Monitoring and Reporting Program (mitigation measures) has been prepared to ensure compliance during project implementation (Exhibit A); and

WHEREAS, the City has determined that the mitigation proposed in the Mitigation Monitoring and reporting Program would reduce the impacts to a less than significant level; and

WHEREAS, the City filed the Notice of Intent with the Los Angeles County Clerk and distributed the IS/MND through the State Clearinghouse and at the City offices, pursuant to CEQA Guidelines 15072. A 30-day review and comment period was opened on December 8, 2016 and closed on January 6, 2017. The IS/MND was made available to the public during this review period; and

WHEREAS, the City received comments from five parties within the 30 day public review period. These parties have received formal responses, which are documented in a response matrix; and

WHEREAS, the IS/MND prepared for this project has concluded, and following public review, it has determined that the Project will not have a significant effect on the environment with the adoption of mitigation measures identified in the IS/MND; and

WHEREAS, on February 28, 2017, the City Council conducted a duly noticed public hearing and received final comment on the IS/MND;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SOUTH GATE DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The above recitals are all true and correct.

SECTION 2. Adoption of the Mitigated Negative Declaration based on the following findings: (1) it has independently reviewed and analyzed the Initial Study/Mitigated Negative Declaration (IS/MND) and other information in the record and has considered the information contained therein, prior to acting upon or approving the Project, (2) the IS/MND prepared for the Project has been completed in compliance with CEQA and consistent with state and local guidelines implementing CEQA, and (3) the IS/MND represents the independent judgment and analysis of the City as lead agency for the Project. The City Council designates the Director of Public Works as the custodian of documents and records of proceedings on which this decision is based.

SECTION 3. Approval of the Project: Having independently reviewed, analyzed and adopted the Mitigated Negative Declaration, adopted mitigation measures set forth in the Mitigation Monitoring and Reporting Program, the City Council of the City of South Gate hereby approves design and construction of the Firestone Boulevard Regional Corridor Capacity Enhancements Project.

SECTION 4. The City Clerk is hereby authorized and directed to give notice as required by law by causing a copy of this Resolution to be published in *The Press*, a newspaper of general circulation within the City of South Gate; said publication to be completed not less than fifteen (15) days after the adoption of this Resolution.

SECTION 5. The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

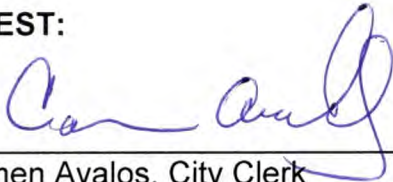
PASSED, APPROVED and ADOPTED this 14th day of March 2017.

CITY OF SOUTH GATE:



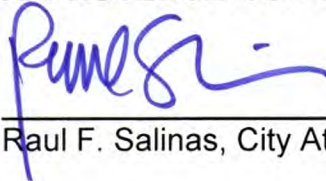
W.H. (Bill) De Witt, Mayor

ATTEST:



Carmen Avalos, City Clerk
(SEAL)

APPROVED AS TO FORM:



Raul F. Salinas, City Attorney

MITIGATION MONITORING AND REPORTING PROGRAM

This Mitigation Monitoring and Reporting Program (MMRP) has been prepared for the South Gate Firestone Boulevard Regional Corridor Capacity Enhancement Project in compliance with Section 21081.6 of the Public Resources Code and Section 15097 of the CEQA Guidelines, which is required for all projects where an Environmental Impact Report or Mitigated Negative Declaration (MND) has been prepared. Section 21081.6 of the Public Resources Code states: "...the [lead] agency shall adopt a reporting or monitoring program from the changes made to the project or conditions of project approval, adopted in order to mitigate or avoid significant effects on the environment...[and the program] shall be designed to ensure compliance during project implementation." The primary purpose of this MMRP is to ensure that the mitigation measures identified in the MND are implemented, thereby minimizing identified environmental effects. The City of South Gate is the Lead Agency for the proposed project.

The MMRP for the proposed project will be in place through all phases of project implementation. The Public Works Department shall be responsible for administering the MMRP activities to its staff, other City departments (e.g., Planning and Community Development Department), consultants, and/or contractors. The Public Works Department will also ensure that mitigation monitoring is documented through reports and that deficiencies are promptly corrected. The designated environmental monitor (e.g., City building inspector, project contractor, certified professionals, etc., depending on the provisions specified below) will track and document compliance with mitigation measures, note any problems that may result, and take appropriate action to remedy problems. The MMRP lists mitigation measures according to the same numbering system contained in the MND sections. Each mitigation measure is categorized by topic, with an accompanying discussion of the following:

- The implementation phase of the project during which the mitigation measure should be monitored (i.e., Operation, Construction, or Pre-construction activities);
- The responsible enforcement authority for monitoring implementation of mitigation measure(s) (i.e., City building inspector, certified professional, etc.); and
- The reporting procedure used to verify compliance (i.e., issuance of permit, report on monitoring activities, etc.).

Mitigation Measure	Period of Implementation	Monitoring Responsibility	Reporting Procedure
<p>Mitigation Measure Ib-1: The City shall retain a certified arborist to secure Tree Removal Permits and shall oversee and coordinate the transplantation and methods to preserve any mature trees that may be affected by the proposed roadway and utility improvements. Upon removal of existing trees and landscaping for proposed project improvements, relocation or replacement of existing trees will be conducted in accordance to the City's Tree Preservation and Protection policies in Chapter 5.33 of the City's Municipal Code. The City's Department of Public Works shall determine relocation of existing trees or, if necessary, provide replacement trees, where location, size and species of tree will be determined.</p>	<p>Pre-Construction and Construction</p>	<p>City's Public Works, Parks & Recreation and Community Development Departments</p>	<p>Approval of project landscape plans and issuance of grading and/or building permits.</p>
<p>Mitigation Measure Vb-1 – (General Plan Mitigation Measure CR-1): During excavation and grading activities of any future development project, if archaeological or paleontological resources are discovered, the project contractor shall stop all work and shall retain a qualified archaeologist or paleontologist to evaluate the significance of the finding and appropriate course of action. Salvage operations requirements pursuant to Section 15064.5 of the CEQA Guidelines shall be followed. If it is determined due to the types of deposits discovered that a Native American monitor is required, the Guidelines for Monitors/Consultants of Native American Cultural, Religious, and Burial Sites as established by the Native American Heritage Commission shall be followed.</p>	<p>Excavation/Construction</p>	<p>City's Public Works Department</p> <p>Native American monitor required in the event that Native American resources are uncovered during excavation/construction activities.</p>	<p>Any archeological and/or cultural artifacts, if uncovered, shall be documented and avoidance of the area of the find, testing, data recovery, reburial, archival review and/or transfer to the appropriate museum or educational institution, or other appropriate actions shall be undertaken at the discretion of the qualified archaeologist and/or Native American monitor.</p>

Mitigation Measure	Period of Implementation	Monitoring Responsibility	Reporting Procedure
<p>Mitigation Measure Vd-1 - (General Plan Mitigation Measure CR-2): If human remains are discovered during the development of any projects, all activity shall cease immediately, and the project contractor shall notify the Los Angeles Coroner's Office immediately under state law, and a qualified archaeologist and Native American monitor shall be contacted. Should the Coroner determine the humans remains to be Native American, the Native American Heritage Commission shall be contacted pursuant to Public Resources Code Section 5097.98.</p>	Excavation/Construction	City's Public Works Department, Los Angeles County Coroner, and NAHC (if necessary)	Halt work in the immediate area if any human remains are encountered during ground disturbing activities and contact the County coroner.
<p>Mitigation Measure XII.a-1: Control of Construction Hours – All noise generating construction activities shall be limited to the allowable hours of 7:00 a.m. and 6:00 p.m. Monday through Friday, and between 9:00 a.m. and 6:00 p.m. on Saturdays and Sundays. As long as the project construction occurs within these hours, it will comply with the Noise Ordinance.</p>	Excavation/Construction	City's Public Works and Community Development Departments	Plan Check Notes, Reports, Surveys and Field Inspections

Mitigation Measure	Period of Implementation	Monitoring Responsibility	Reporting Procedure
<p>Mitigation Measure XII.a-2: Temporary Noise Barriers – A 12-foot high temporary sound barrier shall be placed along the edge of the construction site for the residences located at Site 2 and Site 4 (as shown in Table 3) adjacent to the project site. Temporary sound barriers shall be used for any construction areas that are within 50 feet of existing residences. The temporary sound barrier shall be constructed of plywood with a total thickness of 1-1/2 inches, or shall incorporate a sound “blanket wall.” If sound blankets are used, the blanket shall have a Sound Transmission Class (STC) rating of 27. Examples of acceptable blankets can be found at the following websites:</p> <ul style="list-style-type: none"> • www.enoisecontrol.com/outdoor-sound-blankets.html, and • www.acousticalsurfaces.com/curtan_stop/curt_absorb.htm?d=12. 	<p>Excavation/Construction</p> <p>Prior to demolition, grading and building permits and on-going during construction.</p>	<p>City’s Public Works and Community Development Departments</p>	<p>Prior to construction and on-going throughout construction activities at affected residences.</p> <p>Plan Check Notes, Reports, Surveys and Field Inspections</p>
<p>Mitigation Measure XII.a-3: Nighttime Noise Standards – Project construction shall follow the FTA Construction Noise Impact Guidelines, as listed in Table 7, above. Additionally, “best care” standard construction noise mitigation measures shall be implemented during project construction. The construction contractor shall be informed in writing of these recommendations and shall include them in construction documents. These measures include the following:</p> <ul style="list-style-type: none"> • Use updated equipment that incorporates quiet technology and advanced muffler design. • Update older equipment with either new equipment, or incorporate new noise control features when possible. • Maintain older equipment to minimize the level of noise from normal wear and tear that can cause excessive noise from the equipment. 	<p>Excavation/Construction</p> <p>Prior to demolition, grading and building permits and on-going during construction.</p>	<p>City’s Public Works and Community Development Departments</p>	<p>Plan Check Notes, Reports, Surveys and Field Inspections</p>

Mitigation Measure	Period of Implementation	Monitoring Responsibility	Reporting Procedure
<p><i>Mitigation Measure XII.a-3: Nighttime Noise Standards (continued)</i></p> <ul style="list-style-type: none"> • Use temporary noise barriers around fixed noise sources, such as compressors and generators. • Use on-site trailers, containers, aggregate as temporary barriers between a fixed construction-noise source and nearby residences or other sensitive receptors. • Location fixed noise-generating equipment (i.e. pumps, compressors, generators) as far from the noise-sensitive land uses as is practical. • Limit the loudest construction activities, such as concrete breaking, jackhammering, pile driving, to the middle of the day near residential areas, or to late afternoons near schools, when the sensitivity to such noises will be lowest. • Limit the level and use of music-generating devices (i.e. radios) on the project site. • Use back-up alarms that incorporate white noise or flashing lights instead of percussive “beeps.” • Post a telephone number and email address at several places along the project site for noise complaints, especially if construction activities are planned during nighttime hours. If complaints arise, initiate a construction noise monitoring plan to ensure the construction noise levels at the nearest noise sensitive land uses are within the limits of the noise ordinance. 			

Mitigation Measure	Period of Implementation	Monitoring Responsibility	Reporting Procedure
<p>Mitigation Measure XVI.e-1: Transportation Management Plan. Prior to start of construction, the City shall create a transportation management plan in concert with emergency service providers, that will <i>maintain or improve</i> current response times during construction for all properties affected by project construction. This transportation management plan shall be included with project construction documents and reviewed quarterly by the City and service providers for efficacy, and updated or revised as necessary.</p>	<p>Excavation/Construction</p> <p>Prior to demolition, grading and building permits and on-going during construction.</p>	<p>City's Public Works, Community Development, and Police Departments</p>	<p>Plan Check Notes, Reports, Surveys and Field Inspections</p>
<p>Mitigation Measure XVI.f-1: Transit Coordination. Prior to start of construction, the City shall contact local transit providers and inform them of the construction location and phasing. The City shall offer (and implement within its jurisdiction) alternate stop locations and designate detours. This transit coordination plan shall be included with project construction documents and reviewed quarterly by the City and transit providers for efficacy, and updated or revised as necessary.</p>	<p>Pre-Construction</p>	<p>City's Public Works Department and Metropolitan Transportation Authority (MTA)</p>	<p>Prior to construction and on-going throughout construction activities at affected stop locations.</p> <p>Plan Check Notes, Reports, Surveys and Field Inspections</p>

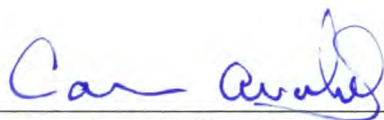
RESOLUTION CERTIFICATION PAGE

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) SS
CITY OF SOUTH GATE)

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 7749 was adopted by the City Council at their Regular Meeting held on March 14, 2017, by the following vote:

Ayes: Council Members: De Witt, Davila, Bernal and Morales
Noes: Council Members: None
Absent: Council Members: Hurtado
Abstain: Council Members: None

Witness my hand and the seal of said City on March 21, 2017.



Carmen Avalos, City Clerk
City of South Gate, California