

RESOLUTION NO. RES-14-0120

A RESOLUTION ORDERING THE VACATION OF A
PORTION OF ESTHER STREET WEST OF JUDSON
AVENUE, IN THE CITY OF LONG BEACH, COUNTY OF
LOS ANGELES, STATE OF CALIFORNIA

WHEREAS, the City Council of the City of Long Beach, did heretofore, on
the 18th of November, 2014, by Resolution No. RES-14-0102, declare its intention to
order the vacation, pursuant to the provisions of the Public Streets, Highways, and
Service Easements Vacation Law (California Streets and Highways Code, Section 8300
et seq.), a portion of Esther Street west of Judson Avenue, in the City of Long Beach,
County of Los Angeles, State of California, described more particularly as follows:

That portion of Esther Street lying west of Judson Avenue located
in the City of Long Beach, County of Los Angeles, State of California, as
more particularly described hereinafter and as shown on Exhibit "B"
attached hereto and by this reference made a part hereof.

That portion of Esther Street as shown on the map of Tract No.
2600, recorded in Book 26, pages 88 through 90 of Maps, in the office of
the county recorder of said county, lying easterly of the southerly
prolongation of the easterly line of lot 23, block 16 of said tract No. 2600
and westerly of the following describe line.

Beginning at a point on the south line of lot 32, block 16 of said
tract No. 2600 distant westerly along said south line 10.00 feet from the
southeast corner thereof; Thence southerly to a point on the northerly line
of lot 1, block 17 of said tract No. 2600 distant westerly along said north
line 10.00 feet from the northeast corner thereof being the point of
termination of the line described herein.

Reserving unto the City of Long Beach, its successors and assigns a perpetual easement and right-of-way, at any time or from time to time, to lay, construct, maintain, operate, repair, renew, replace, change the size of and remove the existing utility lines, including, but not limited to, sanitary sewers, storm drains and appurtenant structures, together with all necessary gates, valves, fittings, hydrants and appurtenances for the transportation of water and gas, with the right of ingress to and egress from the same, over, through, under, along and across that certain property vacated herewith; and pursuant to any existing franchises or renewals thereof, or otherwise, to construct, maintain, operate, replace, remove, renew and enlarge lines of conduits, cables, wires, poles and other convenient structures, equipment and fixtures for the operation of telephone lines and other communication lines, and for the transportation or distribution of electric energy, and incidental purposes including access and the right to keep the property free from inflammable materials, and wood growth, and otherwise protect the same from all hazards in, upon and over the part vacated. Access for maintenance of the above-mentioned facilities must be maintained at all times. No improvements shall be constructed within the easement which would impede the operation, maintenance or repair of said facilities. Construction of any improvements, including changes of grade, shall be subject to the prior written approval of all the City departments and public utilities responsible for the above said facilities.

The above described parcel of land contains 12,900 square feet, more or less.

WHEREAS, the City Council did, at said time, fix Tuesday, the 16th day of December, 2014, at the hour of 5:00 p.m., as the time and the City Council Chamber, Plaza Level of the City Hall, 333 West Ocean Boulevard, in the City of Long Beach,

1 California, as the place for hearing for all persons interested in or objecting to the
2 proposed vacation to appear and be heard; and

3 WHEREAS, notice of the resolution of the intention to vacate, stating the
4 time and place of said hearing, was duly posted in the manner prescribed by law; and

5 WHEREAS, said hearing was called and held before the City Council at the
6 time and place so fixed and evidence taken and received on the matter of said proposed
7 vacation, and the City Council, upon said evidence, now makes those findings of fact set
8 forth in said Exhibit "B", attached hereto and by this reference made a part hereof;

9 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
10 follows:

11 Section 1. Pursuant to the foregoing resolution of intention, the
12 proceedings had thereunder, Vacation Sketch No. 1004V showing a portion of Esther
13 Street west of Judson Avenue to be vacated by the City of Long Beach attached hereto
14 as Exhibit "A", and the City Council Findings attached hereto as Exhibit "B", said City
15 Council of the City of Long Beach hereby makes its resolution vacating and closing a
16 portion of the street hereinabove described.

17 Section 2. That this resolution shall take effect immediately upon its
18 adoption by the City Council, and the City Clerk is hereby instructed to certify to the
19 adoption thereof, and to cause a certified copy to be recorded in the Office of the County
20 Recorder of the County of Los Angeles, California.

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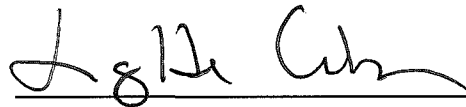
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I hereby certify that the foregoing resolution was adopted by the City
Council of the City of Long Beach at its meeting of December 16, 2014
by the following vote:

Ayes: Councilmembers: Gonzalez, Price, Mungo, Andrews,
Uranga, Austin.

Noes: Councilmembers: None.

Absent: Councilmembers: Lowenthal, Richardson.


City Clerk

SKETCH SHOWING A PORTION OF
ESTHER STREET WEST OF JUDSON
AVENUE TO BE VACATED BY THE
CITY OF LONG BEACH

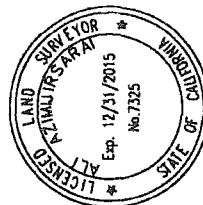
SKETCH 1004V

PORTION ESTHER STREET VACATED
BY CITY OF LONG BEACH RESOLUTION
NO. C-22449 RECORDED OCTOBER 12, 1978
AS INSTRUMENT NO. 78-113628 OF OFFICIAL
RECORDS OF LOS ANGELES COUNTY

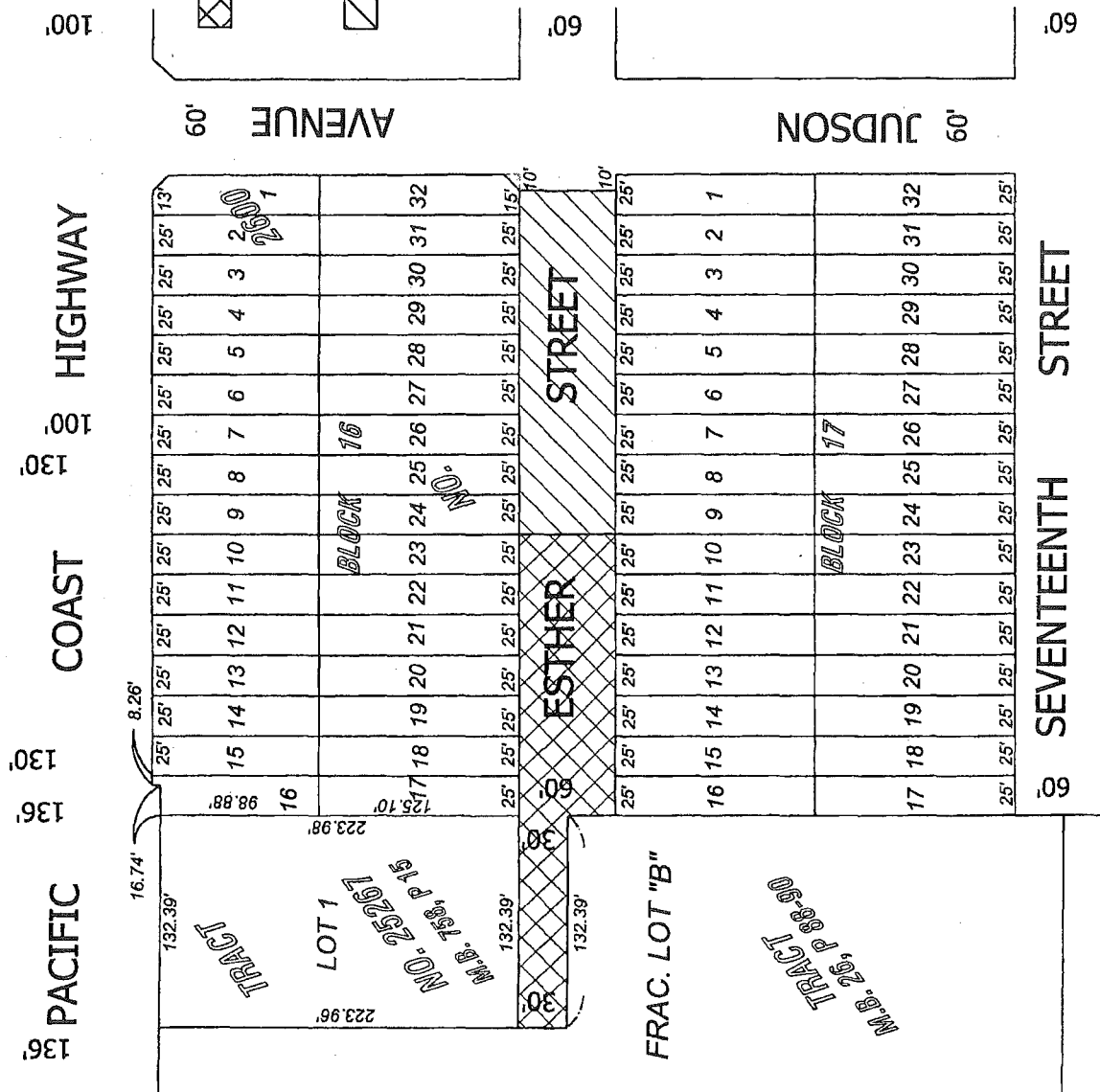
PORTION OF ESTHER STREET TO BE VACATED



NOT TO SCALE



Ali Azimjursarai 04/02/2015
ALI AZIMJURSARAI P.L.S. 7325 DATE



CITY COUNCIL FINDINGS

VACATION OF THE EASTERN PORTION OF ESTHER STREET WEST OF JUDSON AVENUE

Reference Sketch No. 1004V

1. The subject right-of-way is unnecessary for present or prospective public use.

This finding is based upon the following subfindings:

- a) On March 1, 2012, the Planning Commission determined that the subject vacation is consistent with the General Plan, as required in Section 8313 of the Public Streets, Highways and Service Easements Vacation Law.
- b) The interested City departments, including Fire and Police, have reviewed the proposed right-of-way vacation and have no objections to this action.
- c) The rights-of-way would not be useful for exclusive bicycle pathway purposes.

2. The vacation of said rights-of-way will not have a significantly adverse environmental effect.

This finding is based upon the following subfindings:

- a) The right-of-way is not and will not be needed for public use.
- d) In conformance with the California Environmental Quality Act, Categorical Exemption Number 12-003 was issued for this project.

EXHIBIT B