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1 RESOLUTION NO.
2

3 A RESOLUTION ORDERING THE VACATION FOR
4 REALIGNMENT PURPOSES OF THE PEDESTRIAN PATH
5 SOUTH OF WILLOW STREET AND WEST OF SAN
6 VINCENTE AVENUE, IN THE CITY OF LONG BEACH,
7 COUNTY OF LOS ANGELES, STATE OF CALIFORNIA
8 PURSUANT TO CHAPTER 4, PART 3 OF DIVISION 9 OF THE
9 CALIFORNIA STREET AND HIGHWAYS CODE
10

11 WHEREAS, the City Council of the City of Long Beach adopts this resolution
12 pursuant to Chapter 4 of the Public Streets, Highways and Service Easements Vacation Law
13 (Streets and Highways Code Sections 8330 et seq.); and

14 WHEREAS, this resolution vacates for realignment purposes a pedestrian path
15 south of Willow Street and west of San Vincente Avenue, described more particularly as
16 follows:

17 All of Parcel 13 that was relinquished to the City of Long Beach, in the County
18 of Los Angeles, State of California, by Instrument No. 3045, recorded June 3,
19 1966 in Book R2572, page 829 Official Records, in the office of the County
20 Recorder of Los Angeles County, California, being also a portion of Lot 20,
21 Tract No. 10548 as shown on the map filed in Book 174, Pages 15 to 23
22 inclusive of Maps, in the office of said County Recorder.

23 Excepting a strip of land 3.50 feet in width abutting Willow Street, being the
24 most northerly 3.50 feet of said Parcel 13.

25 Also excepting a strip of land 12.99 feet in width, being the most westerly
26 12.99 feet of said Parcel 13.

27 WHEREAS, the above-described property is excess right-of-way and is not
28 required for street or highway purposes; and

WHEREAS, the vacation of this right-of-way will not cut off all access to any
adjoining property; and

WHEREAS, this pedestrian path has been superseded by relocation to a short

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1 north-south path connecting directly with the Willow Street sidewalk.

2 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
3 follows:

4 Section 1. Pursuant to Chapter 4, Part 3 of Division 9 of the California Streets
5 and Highways Code (Sections 8330 et seq.), the following findings are made regarding the
6 above-described property:

7 A. That the document entitled "Sketch Showing the Realignment of a
8 Pedestrian Path South of Willow Street and West of San Vincente Avenue to be Vacated
9 By the City of Long Beach," attached hereto as Exhibit "A," accurately depicts the property
10 to be vacated.

11 B. That the findings of fact made by the City Council for the purposes of this
12 summary vacation of excess right-of-way pursuant to California Streets and Highways Code
13 Section 8330 set forth in the document entitled "City Council Findings" and attached hereto
14 as Exhibit "B," are incorporated herein and made a part of this resolution by this reference.

15 Sec. 2 The City Clerk is hereby instructed to certify to the adoption of this
16 resolution, and to cause a certified copy to be recorded in the Office of the County Recorder
17 of the County of Los Angeles, California.

18 Sec. 3. This resolution shall take effect immediately upon its adoption by the
19 City Council.

20 I hereby certify that the foregoing resolution was adopted by the City Council

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1 of the City of Long Beach at its meeting of _____, 2005 by the following votes:

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Ayes: Councilmembers:

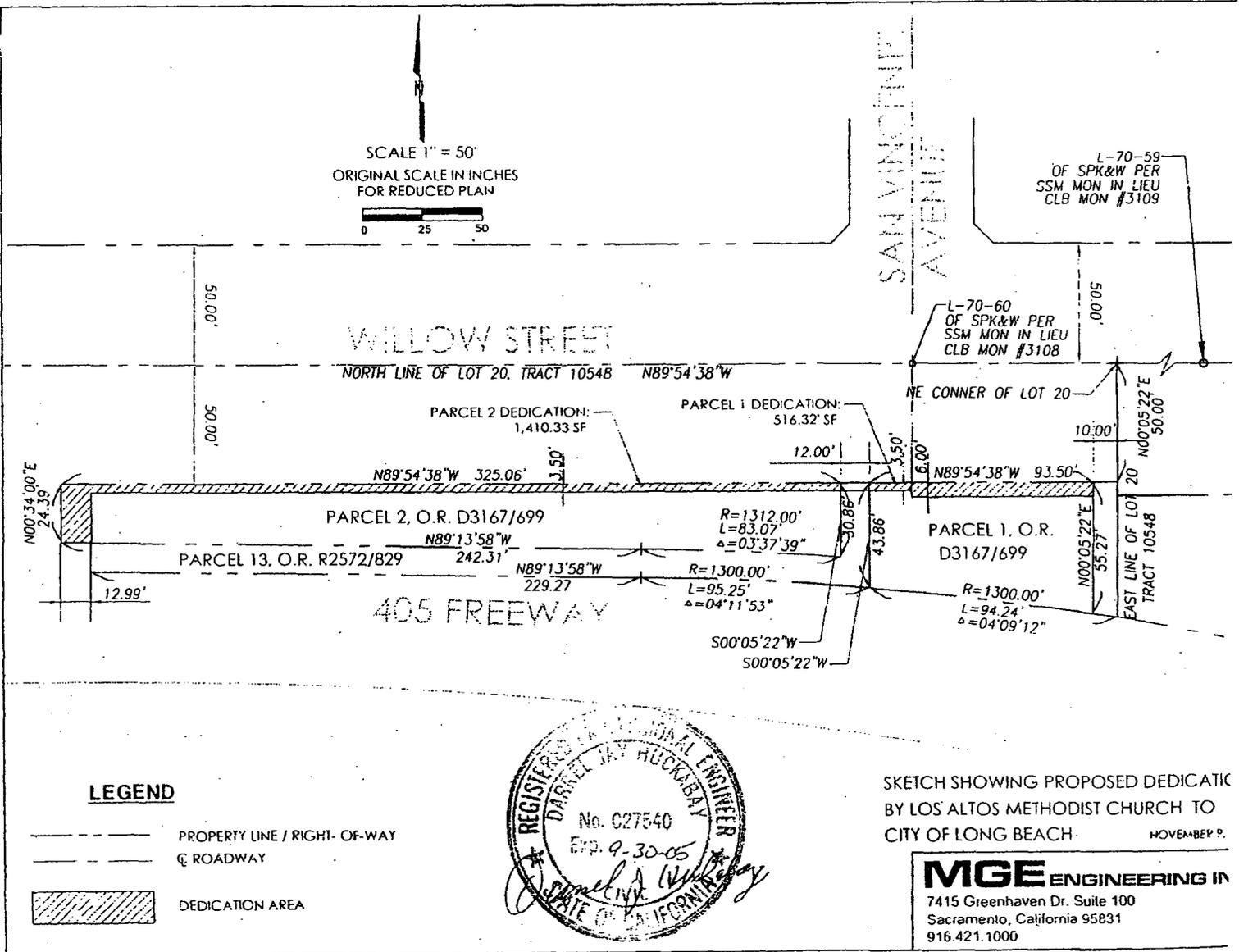
Noes: Councilmembers:

Absent: Councilmembers:

City Clerk

LPM:ET
03/28/05
05-01321
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DETAIL



CITY COUNCIL FINDINGS
REALIGNMENT OF A PEDESTRIAN PATH
ADJACENT TO 5950 E. WILLOW STREET
Reference Sketch No. 940V

1. The subject portion of right-of-way is unnecessary for present or prospective public street or alley purposes, and the vacation of said right-of-way will not have a significantly adverse environmental effect. This finding is based upon the following subfindings:
 - a. In 1966, the State of California relinquished a surplus parcel of land to the City of Long Beach following the construction of the 405 Freeway. This parcel was improved with a pedestrian pathway connecting Vernon and Willow Streets.
 - b. On November 6, 2003, the City of Long Beach Planning Commission approved a plan for the expansion of the Church and determined that the relocation of the pedestrian path is consistent with the General Plan, as required in Section 8313 of the Public Streets, Highways and Service Easements Vacation Law. In conformance with the California Environmental Quality Act, Negative Declaration Number 31-02 was certified for this project.
 - c. On April 6, 2004, City Council authorized the City Manager to enter into a Purchase and Sale Agreement with the Church for the property exchange. The relocation of the pedestrian path is a condition of that Agreement.
 - d. The pedestrian path connection between Vernon and Willow Streets under the freeway has been reconstructed along the new alignment to the satisfaction of the City Traffic Engineer.
 - e. The sidewalk along Willow Street east of the new pedestrian path connection has been widened to 9.5 feet, in order to provide a safe path for school children.
 - f. The interested City departments, including Fire and Police, have reviewed the pedestrian path realignment and have no objections to this action.
 - g. The right-of-way would not be useful for exclusive bikeway 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.
 - b. In conformance with the California Environmental Quality Act, Negative Declaration No. 31-02 was issued for this project.

GM:SC

EXHIBIT B