



# CITY OF LONG BEACH

## DEPARTMENT OF PUBLIC WORKS

333 West Ocean Boulevard • Long Beach, CA 90802 • (562) 570-6383 • FAX (562) 570-6012

November 9, 2004

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

**SUBJECT: Public Hearing and Resolution Ordering the Vacation of the East-West Alley East of Elm Avenue and North of Broadway (District 2)**

### DISCUSSION

The property owners along this substandard, 10-foot wide alley request that the City eliminate public access over this strip of land, by vacating the alley easement. The purpose of the vacation is to curtail illegal and nuisance activities affecting the welfare of the occupants of the three adjacent residential buildings. The vacation of this alley will not eliminate any access to the adjoining properties and will enable the owners to restrict access by persons not residing in or having an interest in the adjacent properties. The action requested is shown on the attached Exhibit A.

On October 5, 2004, the City Council adopted Resolution No. C-28463, declaring its intention to vacate the subject right-of-way and set November 9, 2004, as the date for the public hearing. A copy of that City Council letter is attached as Exhibit B, summarizing the findings based on evidence to establish that the subject right-of-way is unnecessary for present or prospective public use. This matter was reviewed by Deputy City Attorney Lisa Peskay Malmsten on October 18, 2004.

### TIMING CONSIDERATIONS

City Council action on this matter is not time sensitive.

### FISCAL IMPACT

A vacation processing fee of \$1,000 was deposited to the General Fund (GP) in the Department of Public Works (PW).

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IT IS RECOMMENDED THAT THE CITY COUNCIL:

Receive supporting documentation into the record, conclude the hearing, find that the area to be vacated is not needed for present or prospective public use and adopt the attached resolution ordering the vacation of public right-of-way as shown on Exhibit A.

Respectfully submitted,



CHRISTINE F. ANDERSEN  
DIRECTOR OF PUBLIC WORKS

GGM:SC:km

Attachments

APPROVED:



GERALD R. MILLER  
CITY MANAGER