

ORDINANCE NO. ORD-23-0016

AN ORDINANCE OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH AMENDING THE LONG BEACH
MUNICIPAL CODE BY AMENDING SECTIONS 10.48.060,
10.51.050, 10.52.040 AND 10.54.040, ALL RELATING TO
THE MARK BIXBY MEMORIAL BICYCLE-PEDESTRIAN
PATH

WHEREAS, the City of Long Beach is a leading city in providing bicycle infrastructure and encouraging the safe use of bicycles in daily transportation for commuting and recreational purposes; and

WHEREAS, the City of Long Beach, a municipal corporation acting by and through its Board of Harbor Commissioners, has recently constructed the Mark Bixby Memorial Bicycle-Pedestrian Path, a Class 1 Bike Path; and

WHEREAS, the Mark Bixby Memorial Bicycle-Pedestrian Path connects the bicycle network east of the Los Angeles River, across the connector bridge and over the Long Beach International Gateway Bridge (07-0W150) and, while the bike path has remained closed due to construction activity within the Harbor District, it is anticipated that the bike path will be open to the public in the Spring of 2023; and

WHEREAS, in anticipation of opening the bike path, representatives from the City of Long Beach and the State of California Department of Transportation met and toured the facility and mutually determined that due to the steep incline of the bridge and the shared space of pedestrians and bicyclists, certain operational and access restrictions are necessary to advance the safety of persons and property, and to safeguard navigational and commercial operations within the Harbor District; and

WHEREAS, the operational and access restrictions to the Mark Bixby Memorial Bicycle-Pedestrian Path have been presented to the City Council and are articulated in this

1 ordinance;

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

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4 Section 1. Section 10.48.060 of the Long Beach Municipal Code is hereby
5 amended to read as follows:

6 10.48.060 Path Use. Whenever a usable path for bicycles has
7 been provided adjacent to a roadway, bicycle riders shall use such path and
8 shall not use the roadway. Notwithstanding the foregoing, no person other
9 than an authorized City employee or representative shall use, or enter upon,
10 that portion of the Mark Bixby Memorial Bicycle-Pedestrian Path located
11 within the Harbor District, including its Ocean Boulevard, Pico Boulevard and
12 Terminal Island approaches between the hours of 9:00 p.m. and 5:00 a.m.
13 Moreover, in addition to the prohibitions set forth in Chapters 10.51.030,
14 10.52.040 and 10.54.040, the use of scooters on the Mark Bixby Memorial
15 Bicycle-Pedestrian Path is prohibited at all times.

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17 Section 2. Section 10.51.030 of the Long Beach Municipal Code is hereby
18 amended to read as follows:

19 10.51.050 Prohibited – Areas enumerated.

20 The City Council, having made a finding that the operation of EMBs on
21 the following streets, alleys or sidewalks, or portion thereof, will create a
22 hazard to persons or property, determines and declares said streets, alleys
23 or sidewalks, or portions thereof, as areas where the operation of EMBs is
24 prohibited:

25 A. East Second Street, between the intersection of Second Street
26 and Livingston Drive and Naples Plaza, including the entire portion of the
27 roadway and the entire width of both the north and south sidewalk, except
28 the entire width of the north sidewalks between the east curb of Bay Shore

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- and San Marco;
- B. The Belmont Pier Plaza located at the foot of Belmont Pier;
 - C. The east-west pedestrian walkway designated as Allin Street between the southerly projection of Thirty-Ninth Place on the west and the southerly projection of Termino Avenue on the east;
 - D. The Belmont Pier Plaza parking lot located on the beach southerly of Allin Street between Belmont Pier on the west and the southerly projection of Termino Avenue on the east;
 - E. Midway Street between Thirty-Ninth Place on the west and Termino Avenue on the east including the entire portion of the roadway and the entire width of both the north and south sidewalks;
 - F. West sidewalk of Termino Avenue between Ocean Boulevard on the north and the westerly projection of the south side of Olympic Plaza on the south;
 - G. The sidewalks adjacent to Belmont Plaza Pool on the north, south, east and west sides;
 - H. The street and sidewalks at the end of Plaza Way, between Vista del Golfo and Corso di Oro, adjacent to Look-Out Park;
 - I. Within the civic center plaza or within Lincoln Park, which together include all areas bounded by the west right-of-way line of Pacific Avenue, the north right-of-way line of Ocean Boulevard, the west right-of-way line of the vacated Chestnut Avenue right-of-way, and the south right-of-way line of Broadway;
 - J. Within all areas known as The Promenade South and The Promenade North, between Shoreline Drive and Third Street, including the bridges over Seaside Way and Shoreline Drive, and the plaza areas surrounding the children's fountain;
 - K. Within all portions of the Long Beach Convention and

- 1 Entertainment Center site, including sidewalks, other pedestrian assembly
- 2 areas, driving aisles, parking lots and parking structures;
- 3 L. South side of Fourth Street between Cherry Avenue and
- 4 Junipero Avenue and the north side of Fourth Street between Cherry Avenue
- 5 and Rose Place;
- 6 M. That portion of both sides of the street and sidewalks of Thirty-
- 7 First Street between Atlantic Avenue and Long Beach Boulevard;
- 8 N. Both sides of Fourth Street between Ximeno Avenue and Park
- 9 Avenue; and
- 10 O. That portion of the Mark Bixby Memorial Bicycle-Pedestrian
- 11 Path located within the Harbor District, including its Ocean Boulevard, Pico
- 12 Boulevard and Terminal Island approaches.

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14 Section 3. Section 10.52.040 of the Long Beach Municipal Code is

15 hereby amended restated to read as follows:

16 10.52.040 Prohibited – Areas enumerated.

17 The City Council, having made a finding that rollerskating on the

18 following streets, alleys or sidewalks, or portions thereof, creates a danger

19 and hazard to persons or property, determines and declares said streets,

20 alleys or sidewalks, or portion thereof, as areas where rollerskating is

21 prohibited:

- 22 A. East Second Street, between the intersection of Second Street
- 23 and Livingston Drive and Naples Plaza, including the entire portion of the
- 24 roadway and the entire width of both the north and south sidewalk, except
- 25 the entire width of the north sidewalks between the east curb of Bay Shore
- 26 and San Marco;
- 27 B. The Belmont pier plaza located at the foot of Belmont pier;
- 28 C. The east-west pedestrian walkway designated as Allin Street

- 1 between the southerly projection of Thirty-Ninth Place on the west and the
2 southerly projection of Termino Avenue on the east;
- 3 D. The Belmont pier plaza parking lot located on the beach
4 southerly of Allin Street between Belmont pier on the west and the southerly
5 projection of Termino Avenue on the east;
- 6 E. Midway Street between Thirty-Ninth Place on the west and
7 Termino Avenue on the east including the entire portion of the roadway and
8 the entire width of both the north and south sidewalks;
- 9 F. West sidewalk of Termino Avenue between Ocean Boulevard
10 on the north and the westerly projection of the south side of Olympic Plaza
11 on the south;
- 12 G. Repealed;
- 13 H. The sidewalks adjacent to Belmont plaza pool on the north,
14 south, east and west sides;
- 15 I. The street and sidewalks at the end of Plaza Way, between
16 Vista del Golfo and Corso di Oro, adjacent to Look-out park;
- 17 J. Within the civic center plaza or within Lincoln park, which
18 together include all areas bounded by the west right-of-way line of Pacific
19 Avenue, the north right-of-way line of Ocean Boulevard, the west right-of-way
20 line of the vacated Chestnut Avenue right-of-way, and the south right-of-way
21 line of Broadway;
- 22 K. Within all areas known as The Promenade South and The
23 Promenade North, between Shoreline Drive and Third Street, including the
24 bridges over Seaside Way and Shoreline Drive, and the plaza areas
25 surrounding the children's fountain;
- 26 L. Within all portions of the Long Beach Convention and
27 Entertainment Center site, including sidewalks, other pedestrian assembly
28 areas, driving aisles, parking lots and parking structures;

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M. South side of Fourth Street between Cherry Avenue and Junipero Avenue and the north side of Fourth Street between Cherry Avenue and Rose Place;

N. That portion of both sides of the street and sidewalks of Thirty-First Street between Atlantic Avenue and Long Beach Boulevard;

O. Both sides of Fourth Street between Ximeno Avenue and Park Avenue; and

P. That portion of the Mark Bixby Memorial Bicycle-Pedestrian Path located within the Harbor District, including its Ocean Boulevard, Pico Boulevard and Terminal Island approaches.

Section 4. Section 10.54.040 of the Long Beach Municipal Code is hereby amended to read as follows:

10.54.040 Prohibited – Areas enumerated.

The City Council, having made a finding that the operation of skateboards on the following streets, alleys or sidewalks, or portion thereof, will create a hazard to persons or property, determines and declares said streets, alleys or sidewalks, or portions thereof, as areas where the operation of skateboards is prohibited:

A. All streets, alleys and sidewalks in an area bounded by and including Vista Street on the north, Nieto Avenue on the east, East Broadway on the south and Park Avenue on the west;

B. The pedestrian overpass located on Carson Street, east of Faculty Avenue;

C. That portion of the streets and sidewalks of Pine Avenue located between Eighth Street and Shoreline Drive;

D. That portion of the street and sidewalks of Shoreline Drive located between Ocean Boulevard and Linden Avenue;

- 1 E. That portion of the street and sidewalks of Junipero Avenue
2 located south of Ocean Boulevard;
- 3 F. That portion of the street and sidewalks of Manila Avenue
4 located between Pacific Coast Highway and Colorado Street;
- 5 G. That portion of the north-south alley between Ultimo Avenue
6 and Flint Avenue located south of Fourth Street;
- 7 H. That portion of the street and sidewalks of East Second Street
8 located between Quincy Avenue and Bay Shore Avenue;
- 9 I. That portion of the street and sidewalks of Wilton Street located
10 east of Termino Avenue;
- 11 J. The bridge located on Neapolitan Lane West crossing over the
12 Naples Canal and the bridges located on the Toledo Street, Ravenna Drive
13 and Neapolitan Lane East, all crossing over the Rivo Alto Canal;
- 14 K. That portion of the street and sidewalks of Flint Avenue located
15 between Fourth Street and Colorado Street, and that portion of north-south
16 alley between Flint Avenue and Winslow Avenue located between Fourth
17 Street and Colorado Street;
- 18 L. That portion of the street and sidewalks of Shaw Street located
19 between Quincy Avenue and Roycroft Avenue, and that portion of the north-
20 south alley between Quincy Avenue and Roycroft Avenue located between
21 East Broadway Avenue and Livingston Drive;
- 22 M. All streets, alleys and sidewalks in an area bounded by and
23 including Shaw Street on the north, Ximeno Avenue on the east, the north
24 sidewalk of Livingston Drive on the south and Belmont Avenue on the west;
25 except Bennett Avenue between Second Street and Shaw Street;
- 26 N. All streets, alleys and sidewalks in an area bounded by and
27 including East Broadway Street on the north, Quincy Avenue on the east, the
28 north sidewalk of Livingston Drive on the south, and Ximeno Avenue on the

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- west;
- O. That portion of the street and sidewalks of Sixty-Second Place between Seaside Walk and Ocean Boulevard;
 - P. That portion of the north-south alley between First Street and Second Street, and east of Termino Avenue;
 - Q. The Belmont Pier Plaza located at the foot of Belmont Pier;
 - R. The east-west pedestrian walkway designated as Allin Street between the southerly projection of Thirty-Ninth Place on the west and the southerly projection of Termino Avenue on the east;
 - S. The Belmont Pier Plaza parking lot located on the beach southerly of Allin Street between Belmont Pier on the west and the southerly projection of Termino Avenue on the east;
 - T. Midway Street between Thirty-Ninth Place on the west and Termino Avenue on the east including the entire portion of the roadway and the entire width of both the north and south sidewalks;
 - U. West sidewalk of Termino Avenue between Ocean Boulevard on the north and the westerly projection of the south side of Olympic Plaza on the south;
 - V. That portion of the sidewalks of Pine Avenue and Tenth Street adjacent to the senior citizen's residential development known as Baptist Gardens, the address of which is 1011 Pine Avenue;
 - W. All streets and sidewalks within the area south of Ocean Boulevard between the Long Beach Museum of Art on the west and the Taper property on the east, known as Bluff Park;
 - X. The bicycle path located on granted tide and submerged lands commencing at the Los Angeles River and running in an easterly direction at or adjacent to the waters of the Pacific Ocean;
 - Y. Roycroft Avenue, between the intersection of Fourth Street and

- 1 Colorado Street, including the entire portion of the roadway and the entire
2 width of both the east and west sidewalk;
- 3 Z. Third Street, between the intersection of Argonne Avenue and
4 Granada Avenue, including the entire portion of the roadway and the entire
5 width of both the north and south sidewalk;
- 6 AA. South sidewalk of Seventh Street, between Temple Avenue
7 and Redondo Avenue;
- 8 BB. The sidewalks adjacent to Belmont Plaza pool on the north,
9 south, east and west sides;
- 10 CC. The street and sidewalks at the end of Plaza Way, between
11 Vista del Golfo and Corso di Oro, adjacent to Look-Out Park;
- 12 DD. Quincy Avenue between Third Street and Broadway, including
13 the entire portion of the roadway and the entire width of both the east and
14 west sidewalks;
- 15 EE. Within the Civic Center Plaza or within Lincoln Park, which
16 together include all areas bounded by the west right-of-way line of Pacific
17 Avenue, the north right-of-way line of Ocean Boulevard, the west right-of-way
18 line of the vacated Chestnut Avenue right-of-way, and the south right-of-way
19 line of Broadway;
- 20 FF. Within all areas known as The Promenade South and The
21 Promenade North, between Shoreline Drive and Third Street, including the
22 bridges over Seaside Way and Shoreline Drive, and the plaza area
23 surrounding the children's fountain;
- 24 GG. Within all portions of the Long Beach Convention and
25 Entertainment Center site, including sidewalks, other pedestrian assembly
26 areas, driving aisles, parking lots and parking structures;
- 27 HH. South side of Fourth Street between Cherry Avenue and
28 Junipero Avenue and the north side of Fourth Street between Cherry Avenue

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Section 5. The City Clerk shall certify to the passage of this ordinance by the City Council and cause it to be posted in three (3) conspicuous places in the City of Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the Mayor.

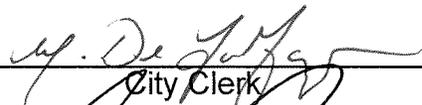
I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of March 21, 2023 by the following vote:

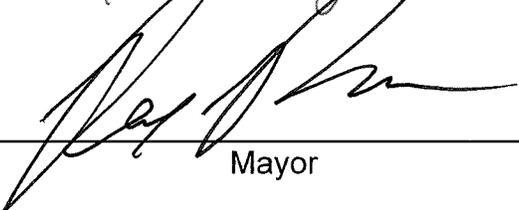
Ayes: Councilmembers: Zendejas, Allen, Duggan, Supernaw,
Kerr, Saro, Austin.

Noes: Councilmembers: None.

Absent: Councilmembers: Uranga, Ricks-Oddie.

Recusal(s): Councilmembers: None.


City Clerk


Mayor

Approved: 3/28/23
(Date)

OFFICE OF THE CITY ATTORNEY
DAWN MCINTOSH, City Attorney
411 W. Ocean Boulevard, 9th Floor
Long Beach, CA 90802

AFFIDAVIT OF POSTING

STATE OF CALIFORNIA) ss
COUNTY OF LOS ANGELES)
CITY OF LONG BEACH)

Alyssa Campos being duly sworn says: That I am employed in the Department of the City Clerk of the City of Long Beach; that on the 23rd day of March 2023, I posted three true and correct copies of Ordinance No. ORD-23-0016 in three conspicuous places in the City of Long Beach, to wit: One of said copies in the lobby of City Hall in front of the Civic Chambers; one of said copies in the Billie Jean King Main Library; and one of said copies on the front counter of the City Clerk Department.



Subscribed and sworn to before me
This 23rd day of March 2023.


_____ CITY CLERK