



Legislation Details (With Text)

File #:	20-0993	Version:	1	Name:	PW - Vacate portion of Elm Ave. D7
Type:	Resolution	Status:		Adopted:	Adopted
File created:	9/15/2020	In control:		City Council:	City Council
On agenda:	10/6/2020	Final action:		10/6/2020:	10/6/2020
Title:	Recommendation to receive supporting documentation into record, conclude the public hearing, find that the area to be vacated is not needed for present or prospective public use; and, adopt resolution ordering the vacation of the portion of Elm Avenue, between Spring Street and the unnamed east-west public alley south of 31st Street, the unnamed east-west public alley between Elm Avenue and Pasadena Avenue, north of Spring Street and south of 31st Street, and the unnamed north-south public alley between Spring Street and 31st Street, east of Elm Avenue and west of Pasadena Avenue, based on the findings and conditions of approval included therein. (District 7)				
Sponsors:	Public Works				
Indexes:					
Code sections:					
Attachments:	1. 100620-H-34sr&att.pdf, 2. 100620-H-34 Corresp. KDP&M.pdf, 3. RES-20-0130.pdf				

Date	Ver.	Action By	Action	Result
10/6/2020	1	City Council	approve recommendation and adopt	Pass

Recommendation to receive supporting documentation into record, conclude the public hearing, find that the area to be vacated is not needed for present or prospective public use; and, adopt resolution ordering the vacation of the portion of Elm Avenue, between Spring Street and the unnamed east-west public alley south of 31st Street, the unnamed east-west public alley between Elm Avenue and Pasadena Avenue, north of Spring Street and south of 31st Street, and the unnamed north-south public alley between Spring Street and 31st Street, east of Elm Avenue and west of Pasadena Avenue, based on the findings and conditions of approval included therein. (District 7)

City Council adoption of the attached Resolution is requested to allow for the construction of a new two-story gymnasium with a fitness center and activity room, a youth soccer field, and a new 70-space parking lot at 3000 Long Beach Boulevard. As part of the final phase of the Salvation Army Citadel Campus (Campus) development project, the property owner(s) requested the vacation of the portion of Elm Avenue, between Spring Street and the unnamed east-west public alley south of 31st Street, the unnamed east-west public alley between Elm Avenue and Pasadena Avenue, north of Spring Street and south of 31st Street, and the unnamed north-south public alley between Spring Street and 31st Street, east of Elm Avenue and west of Pasadena Avenue (Exhibits B1 and B2 to the Resolution). An easement will be reserved over the vacated property to protect the rights to existing utility services and appurtenances in the area.

Consistent with California land reversion practices and Chapter 3, General Vacation Procedure, of the Public Streets, Highways, and Service Easements Vacation Law of the

California Streets and Highways Code, the vacated portions of the public right-of-way will revert to the adjacent property owner(s).

If approved, this vacated property would allow the applicant to incorporate the area into the Campus development project. Public Works supports this action based on the findings and conditions of approval, establishing the dedicated right-of-way to be vacated is unnecessary for present or prospective public use (Exhibit D to the Resolution).

On July 14, 2020, the City Council adopted Resolution No. RES-20-0082, declaring its intention to vacate the subject location, and set August 18, 2020 as the date for the public hearing. On August 18, 2020, the City Council continued the public hearing to October 6, 2020.

This matter was reviewed by Deputy City Attorney Erin Weesner-McKinley on August 25, 2020 and by Budget Analysis Officer Julissa José-Murray on September 17, 2020.

City Council action is requested on October 6, 2020, as the public hearing was set by the August 18, 2020 City Council action.

A final vacation processing fee in the amount of \$5,576 was deposited in the General Fund Group in the Public Works Department. This recommendation has no staffing impact beyond the normal budgeted scope of duties and is consistent with existing City Council priorities. There is no local job impact associated with this recommendation.

Approve recommendation.

[Enter Body Here]

ERIC LOPEZ
DIRECTOR OF PUBLIC WORKS

APPROVED:

THOMAS B. MODICA
CITY MANAGER