

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

RESOLUTION NO. RES-15-0020

A RESOLUTION ORDERING THE VACATION OF A PORTION OF THE PUBLIC RIGHT-OF-WAY ALONG MARTIN LUTHER KING, JR. AVENUE ON THE SOUTHWEST CORNER OF MARTIN LUTHER KING, JR. AVENUE AND 6TH STREET, 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 3rd of February, 2015, by Resolution No. RES-15-0009, 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 the public right-of-way on the west side of Martin Luther King, Jr. Avenue south of 6th Street, in the City of Long Beach, County of Los Angeles, State of California, described more particularly as follows:

That portion of Martin Luther King Jr. Avenue, width varies, formerly California Avenue, as shown on Town Site of Long Beach, in the City of Long Beach, County of Los Angeles, State of California, as shown on a map recorded in Book 19, pages 91 to 96, inclusive, of Miscellaneous Records, in the office of the County Recorder of said county, said portion being a strip of land 5.00 feet wide and is described as follows:

1. Commencing at the northeasterly corner of Lot 1, Block 49 of said Townsite of Long Beach, thence, along the northerly boundary of said lot 1, North 89°53'58" West

1 30.89 feet to the beginning of a non-tangent curve, concave
2 southerly, having a radius of 268.00 feet, a line radial to said
3 beginning bears North 05°03'06" East;

4 2. Thence, departing said boundary, easterly
5 along said curve through a central angle of 06°40'40" an arc
6 length of 31.23 feet to the intersection with the easterly
7 boundary of said lot I, said intersection being the Point of
8 Beginning;

9 3. Thence, departing said boundary and
10 continuing easterly along said curve having a radius of
11 268.00 feet, through a central angle of 01°05'37" an arc
12 length of 5.12 feet to the intersection with a line parallel with
13 and 5.00 feet easterly, measured at right angle, from the
14 easterly boundary of said Block 49;

15 3. Thence, parallel with said boundary, South
16 00°05'50" West 48.25 feet;

17 4. Thence North 89°54'10" West 5.00 feet to the
18 easterly boundary of Lot 5 of said Block 49;

19 5. Thence, along the easterly boundary said
20 Block 49, North 00°05'50" East 49.33 feet to the Point of
21 Beginning.

22 Contains 0.006 acres or 244 square feet, more or
23 less.

24 WHEREAS, the City Council did, at said time, fix Tuesday, the 3rd day of
25 March, 2015, at the hour of 5:00 p.m., as the time and the City Council Chamber,
26 Plaza Level of the City Hall, 333 West Ocean Boulevard, in the City of Long Beach,
27 California, as the place for hearing for all persons interested in or objecting to the
28 proposed vacation to appear and be heard; and

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

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

7 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
8 follows:

9 Section 1. Pursuant to the foregoing resolution of intention, the
10 proceedings had thereunder, Vacation Sketch No. 1014V showing a portion of the public
11 right-of-way on the west side of Martin Luther King, Jr. Avenue south of 6th Street to be
12 vacated by the City of Long Beach attached hereto as Exhibit "A", and the City Council
13 Findings attached hereto as Exhibit "B", said City Council of the City of Long Beach
14 hereby makes its resolution vacating and closing a portion of the street hereinabove
15 described.

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

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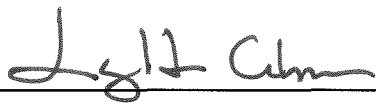
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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of March 3, 2015 by the following vote:

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

Noes: Councilmembers: None.

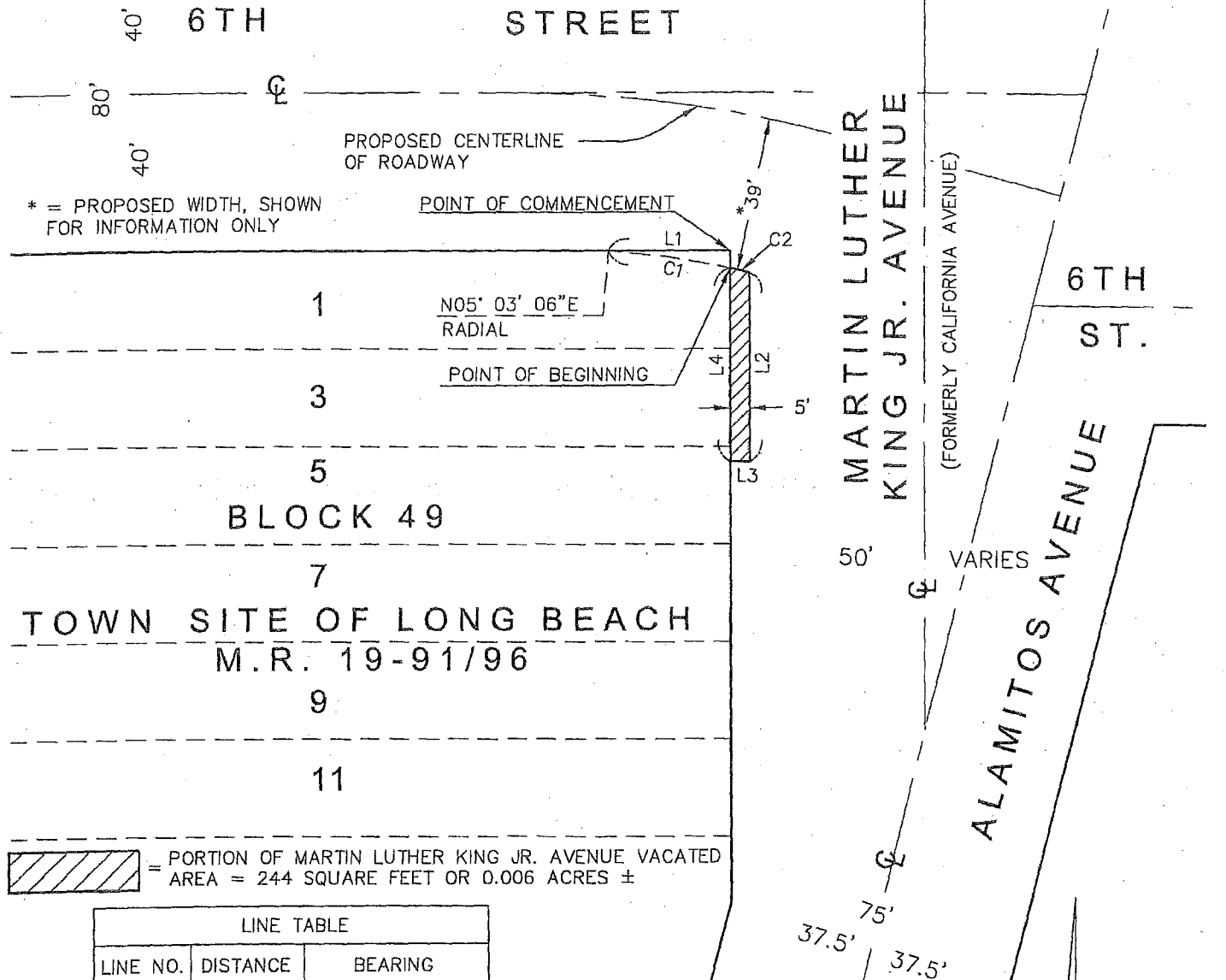
Absent: Councilmembers: Gonzalez, Richardson.



City Clerk

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NOTE: THIS EXHIBIT DOES NOT
CONSTITUTE A LAND SURVEY AND IS
ONLY INTENDED TO ILLUSTRATE THE
ATTACHED LEGAL DESCRIPTION



* = PROPOSED WIDTH, SHOWN
FOR INFORMATION ONLY

PROPOSED CENTERLINE
OF ROADWAY


POINT OF COMMENCEMENT

N05° 03' 06" E
RADIAL

POINT OF BEGINNING

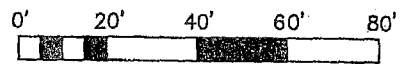
BLOCK 49

TOWN SITE OF LONG BEACH
M.R. 19-91/96

 = PORTION OF MARTIN LUTHER KING JR. AVENUE VACATED
AREA = 244 SQUARE FEET OR 0.006 ACRES ±

LINE TABLE		
LINE NO.	DISTANCE	BEARING
L1	30.89'	N 89° 53' 58" W
L2	48.25'	S 00° 05' 50" W
L3	5.00'	N 89° 54' 10" W
L4	49.33'	N 00° 05' 50" E

CURVE TABLE			
CURVE NO.	DELTA	RADIUS	LENGTH
C1	06° 40' 40"	268.00'	31.23'
C2	01° 05' 37"	268.00'	5.12'



CITY OF LONG BEACH DEPT. OF PUBLIC WORKS ENGINEERING BUREAU SURVEY 333 W. OCEAN BL. 10TH FL. LONG BEACH, CA 90802 (562) 570-6992	EXHIBIT "A" VACATION OF A PORTION OF MARTIN LUTHER KING JR. AVENUE	PREPARED FOR: DEPT. OF PUBLIC WORKS ENGINEERING BUREAU PROJECT MANAGEMENT DIVISION	DATE:	12-23-13
			JOB #	PWEN 18CIP-
				PW 3070-4910
			DRAWN	M.J.F.
			SCALE	1" = 40'
SHEET	1 OF 1			

CITY COUNCIL FINDINGS

VACATION OF A PORTION OF MARTIN LUTHER KING, JR AVENUE SOUTH OF 6TH STREET

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

This finding is based upon the following subfindings:

- a) On February 5, 2015 the Planning Commission is expected to determine 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 45-12 and 34-13 were issued for this project.

EXHIBIT B