

RESOLUTION NO. R.A. 05-2010

A RESOLUTION OF THE REDEVELOPMENT AGENCY OF THE CITY OF LONG BEACH, CALIFORNIA, FINDING AND DETERMINING THE PUBLIC INTEREST AND NECESSITY FOR ACQUIRING AND AUTHORIZING THE CONDEMNATION OF INTERESTS IN CERTAIN REAL PROPERTY (2002 EAST PACIFIC COAST HIGHWAY) LOCATED WITHIN THE CENTRAL LONG BEACH REDEVELOPMENT PROJECT AREA.

WHEREAS, the Redevelopment Agency of the City of Long Beach, California ("Agency"), pursuant to the provisions of the Community Redevelopment Law of the State of California, Health and Safety Code Section 33000, *et seq.*, is engaged in redevelopment activities necessary for the execution of the Redevelopment Plan ("Redevelopment Plan") for the Central Long Beach Redevelopment Project Area ("Redevelopment Project"); and

WHEREAS, the Agency desires to implement the Redevelopment Plan for the Redevelopment Project by acquiring all interests, including certain leasehold interests, fixtures and equipment pertaining to the realty, that are located upon a portion of 2002 East Pacific Coast Highway, Long Beach, California. The acquisition of said interests is necessary for the construction of roadway, intersection and related improvements at the intersection of Cherry Avenue and East Pacific Coast Highway, and those interests are more particularly described as:

Fee Interest Area

Northerly portion:

THAT PORTION OF LOT 13 IN BLOCK 3 OF THE JACKSON PARK TRACT, IN THE CITY OF LONG BEACH, COUNTY OF LOS ANGELES,

STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 11,
PAGE 25 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF
SAID COUNTY, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE WESTERLY LINE OF
SAID LOT 13 AND A LINE THAT IS PARALLEL WITH AND 13.00 FEET
SOUTHERLY, MEASURED AT RIGHT ANGLES, FROM THE
NORTHERLY LINE OF SAID LOT 13; THENCE ALONG SAID PARALLEL
LINE NORTH 90°00'00" EAST 37.55 FEET; THENCE SOUTH 0°00'00"
WEST 2.00 FEET TO A LINE PARALLEL WITH AND 15.00 FEET
SOUTHERLY, MEASURED AT RIGHT ANGLES, FROM SAID
NORTHERLY LINE OF SAID LOT 13; THENCE ALONG LAST SAID
PARALLEL LINE SOUTH 90°00'00" WEST 37.55 FEET TO THE
WESTERLY LINE OF SAID LOT 13; THENCE ALONG SAID WESTERLY
LINE NORTH 0°00'00" EAST 2.00 FEET TO THE POINT OF
BEGINNING.

AREA: 75 SQ. FT.
APN 7261-006-027

(Depicted in Addendum 1 hereto.)

Southerly Portion:

THAT PORTION OF LOTS 13 AND 14 IN BLOCK 3 OF THE JACKSON
PARK TRACT, IN THE CITY OF LONG BEACH, COUNTY OF
LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP RECORDED IN
BOOK 11, PAGE 25 OF MAPS, IN THE OFFICE OF THE COUNTY
RECORDER OF SAID COUNTY, DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE WESTERLY LINE OF
SAID LOT 13 AND A LINE THAT IS PARALLEL WITH AND 15.00 FEET
SOUTHERLY, MEASURED AT RIGHT ANGLES, FROM THE
NORTHERLY LINE OF SAID LOT 13; THENCE ALONG SAID PARALLEL
LINE NORTH 90°00'00" EAST 21.00 FEET TO THE BEGINNING OF A
TANGENT CURVE, CONCAVE SOUTHEASTERLY AND HAVING A
RADIUS OF 15.00 FEET, SAID CURVE IS ALSO TANGENT TO A LINE
PARALLEL WITH AND 6.00 FEET EASTERLY, MEASURED AT RIGHT
ANGLES, FROM SAID WESTERLY LINE OF SAID LOT 13; THENCE
ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 90°00'00", AN
ARC LENGTH OF 23.56 FEET TO LAST SAID PARALLEL LINE;
THENCE ALONG LAST SAID PARALLEL LINE AND IT'S SOUTHERLY
PROLONGATION, SOUTH 0°00'00" WEST 70.00 FEET TO THE
SOUTHERLY LINE OF SAID LOT 14; THENCE ALONG SAID
SOUTHERLY LINE SOUTH 90°00'00" WEST 6.00 FEET TO THE
WESTERLY LINE OF SAID LOT 14; THENCE ALONG THE WESTERLY
LINES OF SAID LOTS 14 AND 13 NORTH 0°00'00" EAST 85.00 FEET
TO THE POINT OF BEGINNING.

AREA: 558 SQ. FT.
APN 7261-006-027

(Depicted in Addendum 2 hereto.)

Temporary Construction Easement Area

THAT PORTION OF LOTS 13 AND 14 IN BLOCK 3 OF THE JACKSON PARK TRACT, IN THE CITY OF LONG BEACH, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP FILED IN BOOK 11, PAGE 25 OF MAPS IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 14;

THENCE NORTH 90°00'00" EAST ALONG THE SOUTH LINE OF SAID LOT 14, A DISTANCE OF 6.00 FEET TO A LINE THAT IS PARALLEL WITH AND 42.00 FEET EASTERLY OF THE CENTERLINE OF CHERRY AVENUE AS SHOWN ON THE MAP OF SAID JACKSON PARK TRACT, AND THE TRUE POINT OF BEGINNING;

THENCE NORTH 00°00'00" EAST ALONG SAID PARALLEL LINE, A DISTANCE OF 70.00 FEET TO THE BEGINNING OF A TANGENT CURVE, HAVING A RADIUS OF 15.00 FEET AND BEING CONCAVE TO THE SOUTHEAST;

THENCE NORTHERLY AND EASTERLY ALONG SAID TANGENT CURVE THROUGH AN INTERNAL ANGLE OF 90°00'00", AN ARC DISTANCE OF 23.56 FEET TO A LINE THAT IS PARALLEL WITH AND 45.00 FEET SOUTHERLY OF THE CENTERLINE OF PACIFIC COAST HIGHWAY (FORMERLY STATE STREET) AS SHOWN ON THE MAP OF SAID JACKSON PARK TRACT;

THENCE ALONG SAID PARALLEL LINE, NORTH 90°00'00" EAST, A DISTANCE OF 16.55 FEET;

THENCE SOUTH 00°00'00" WEST AND PARALLEL WITH THE CENTERLINE OF SAID CHERRY AVENUE, A DISTANCE OF 10.00 FEET TO A LINE THAT IS PARALLEL WITH AND 55.00 FEET SOUTHERLY OF THE CENTERLINE OF SAID PACIFIC COAST HIGHWAY;

THENCE SOUTH 90°00'00" WEST ALONG SAID PARALLEL LINE, A DISTANCE OF 16.55 FEET TO THE BEGINNING OF A TANGENT CURVE, HAVING A RADIUS OF 5.00 FEET AND BEING CONCAVE TO THE SOUTHEAST;

THENCE WESTERLY AND SOUTHERLY ALONG SAID TANGENT CURVE THROUGH AN INTERNAL ANGLE OF 90°00'00", AN ARC DISTANCE OF 7.58 FEET TO A LINE THAT IS PARALLEL WITH AND 52.00 FEET EASTERLY OF THE CENTERLINE OF SAID CHERRY AVENUE;

THENCE SOUTH 00°00'00" WEST ALONG SAID PARALLEL LINE, A DISTANCE OF 70.00 FEET TO THE SOUTH LINE OF SAID LOT 14;

THENCE SOUTH 90°00'00" WEST ALONG THE SAID SOUTH LINE A DISTANCE OF 10.00 FEET TO THE TRUE POINT OF BEGINNING.

Said temporary easement shall extend for a period of six (6) months commencing forty-eight (48) hours after Agency provides notice to the owner of the area of its intent to commence construction.

APPROXIMATELY 1,023 SQUARE FEET.
APN: 7261-006-027

(Depicted in Addendum 3 hereto.)

Hereinafter together referred to as the "Subject Property."

WHEREAS, the Agency has given written notice by first-class mail at least fifteen (15) days prior to the date of this resolution to those persons whose property interest is to be acquired by eminent domain; and

WHEREAS, the Agency's notice to those persons sets forth the intent of the Agency to adopt a Resolution of Necessity for acquisition by eminent domain of the Subject Property, and further provides that such persons shall have a right to appear and to be heard on the matters referred to in Code of Civil Procedure Section 1240.030, and further provides that failure of such persons to file a written notice of intent to appear and to be heard within fifteen (15) days following the date of mailing of the Agency's notice shall result in a waiver of such right, and further contained all of the other matters required by Code of Civil Procedure Section 1245.235.

NOW, THEREFORE, the Redevelopment Agency of the City of Long Beach, California, FINDS, DETERMINES, DECLARES AND RESOLVES as follows:

Section 1. The public interest and necessity requires the acquisition of the Subject Property for a public use, to wit, the construction of roadway, intersection and related improvements at the intersection of Cherry Avenue and East Pacific Coast Highway in the City of Long Beach.

Section 2. The Agency is authorized to acquire the Subject Property pursuant to the California Community Redevelopment Law, including, but without limitation, Health and Safety Code Section 33391(b).

Section 3. The Redevelopment Project is planned or located in a manner that will be most compatible with the greatest public good and the least private injury.

Section 4. The Subject Property is necessary for the proposed project.

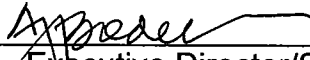
Section 5. The offer required by Government Code Section 7267.2(a), together with the accompanying statement of, and summary of the basis for, the amount established as just compensation, was made to the owner or owners of the Subject Property, which offer and accompanying statement/summary were in a form and contained all of the factual disclosures provided by Government Code Section 7267.2(a).

Section 6. The Agency is hereby authorized and empowered to acquire the Subject Property by condemnation in its name to be used for said public purposes in accordance with the provisions of the Code of Civil Procedure, the California Community Redevelopment Law, and the Constitution of California relating to eminent domain.

Section 7. The Long Beach City Attorney's office, as the Agency's general counsel, is hereby authorized to engage special counsel to prepare and prosecute in the name of the Agency such proceeding or proceedings in the court having jurisdiction thereof as are necessary for such acquisition; and to prepare and file such pleadings, documents, and other instruments and to make such arguments and generally to take such action as may be necessary in the opinion of said attorneys to

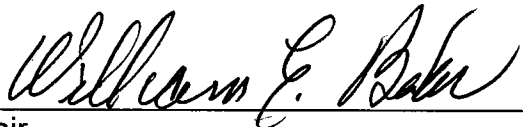
acquire for the Agency the Subject Property. Said attorneys are specifically authorized to take whatever steps and/or procedures are available to them under the eminent domain law of the State of California.

APPROVED AND ADOPTED by the Redevelopment Agency of the City of Long Beach, California, on this 1st day of February, 2010.



Executive Director/Secretary

APPROVED:



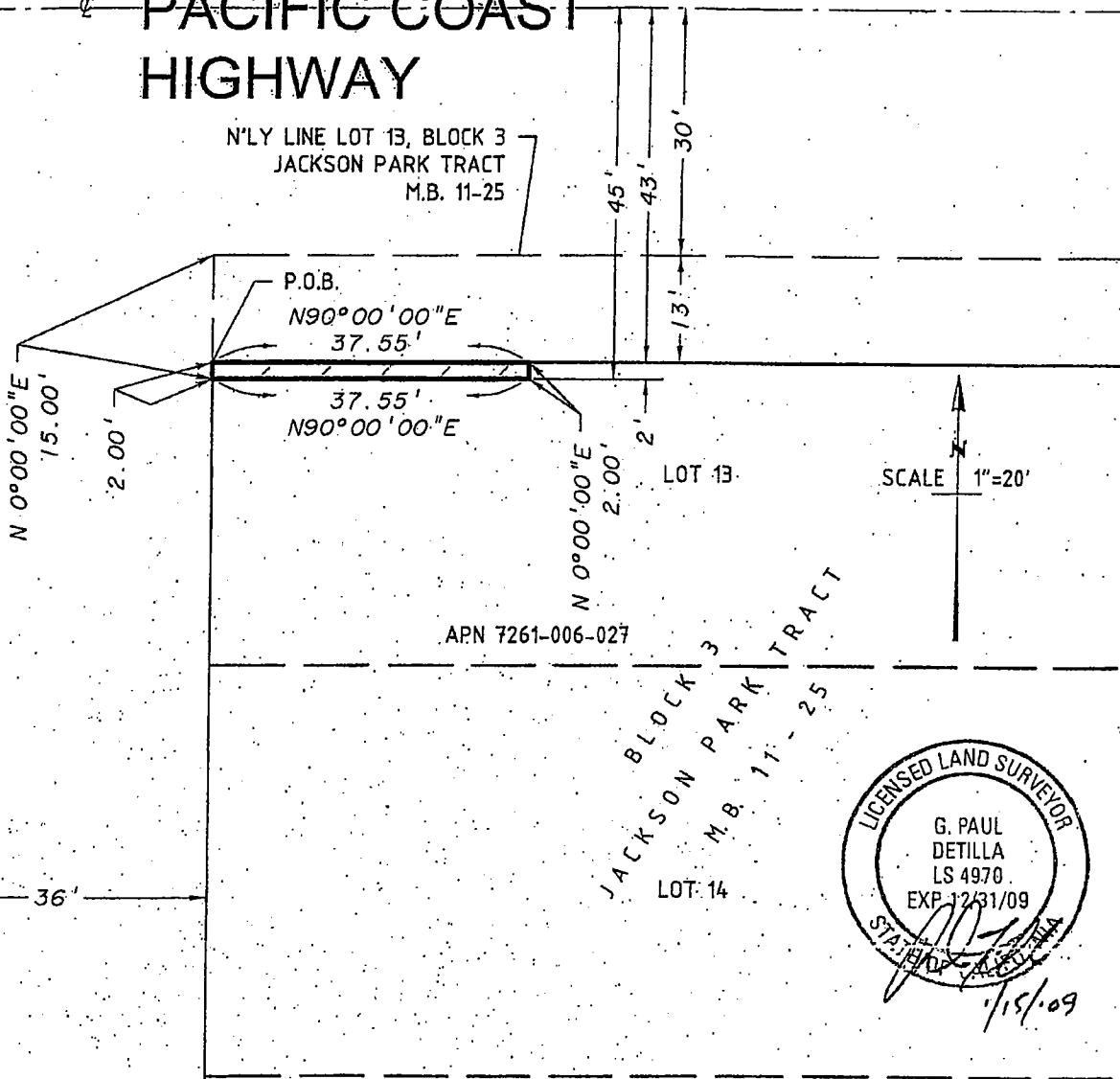
Chair

ADDENDUM 1
SKETCH OF
STREET DEDICATION
APN 7261-006-027
(N'LY PORTION)

CHERRY AVENUE

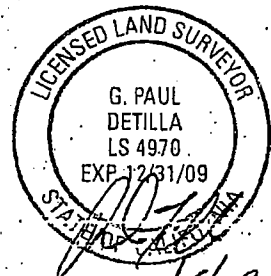
PACIFIC COAST HIGHWAY

N'LY LINE LOT 13, BLOCK 3
 JACKSON PARK TRACT
 M.B. 11-25



SCALE 1"=20'

JACKSON PARK TRACT
 BLOCK 3
 M.B. 11-25
 LOT 14



- LEGEND:**
- INDICATES PROPOSED STREET DEDICATION
 - APNASSESSOR PARCEL NUMBER
 - D'DELTA (ANGLE)
 - E'LYEASTERLY
 - L'LENGTH
 - M.B.MAP BOOK
 - M.R.MISCELLANEOUS RECORDS
 - N'LYNORTHERLY
 - P.M.B. ...PARCEL MAP BOOK
 - PORPORTION
 - R'RADIUS
 - RADRADIAL
 - S'LYSOUTHERLY
 - W'LYWESTERLY
 - P.O.B. ...POINT OF BEGINNING

ADDENDUM 2
SKETCH OF
STREET DEDICATION
APN 7261-006-027
(S'LY PORTION)

CHERRY AVENUE

PACIFIC COAST HIGHWAY

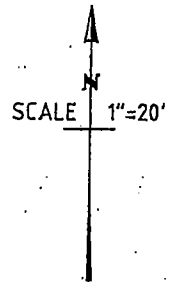
N'LY LINE LOT 13, BLOCK 3
 JACKSON PARK TRACT
 M.B. 11-25

P.O.B.

N90°00'00"E
 21.00'

D=90°00'00"
 R=15', L=23.56'

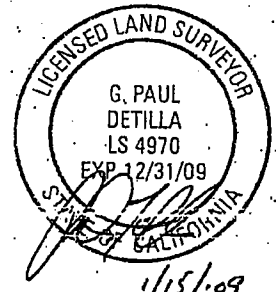
LOT 13



APN 7261-006-027

JACKSON PARK TRACT
 BLOCK 3
 M.B. 11-25

LOT 14



N 0°00'00"E 100.00'
 85.00'

70.00'
 N 0°00'00"E

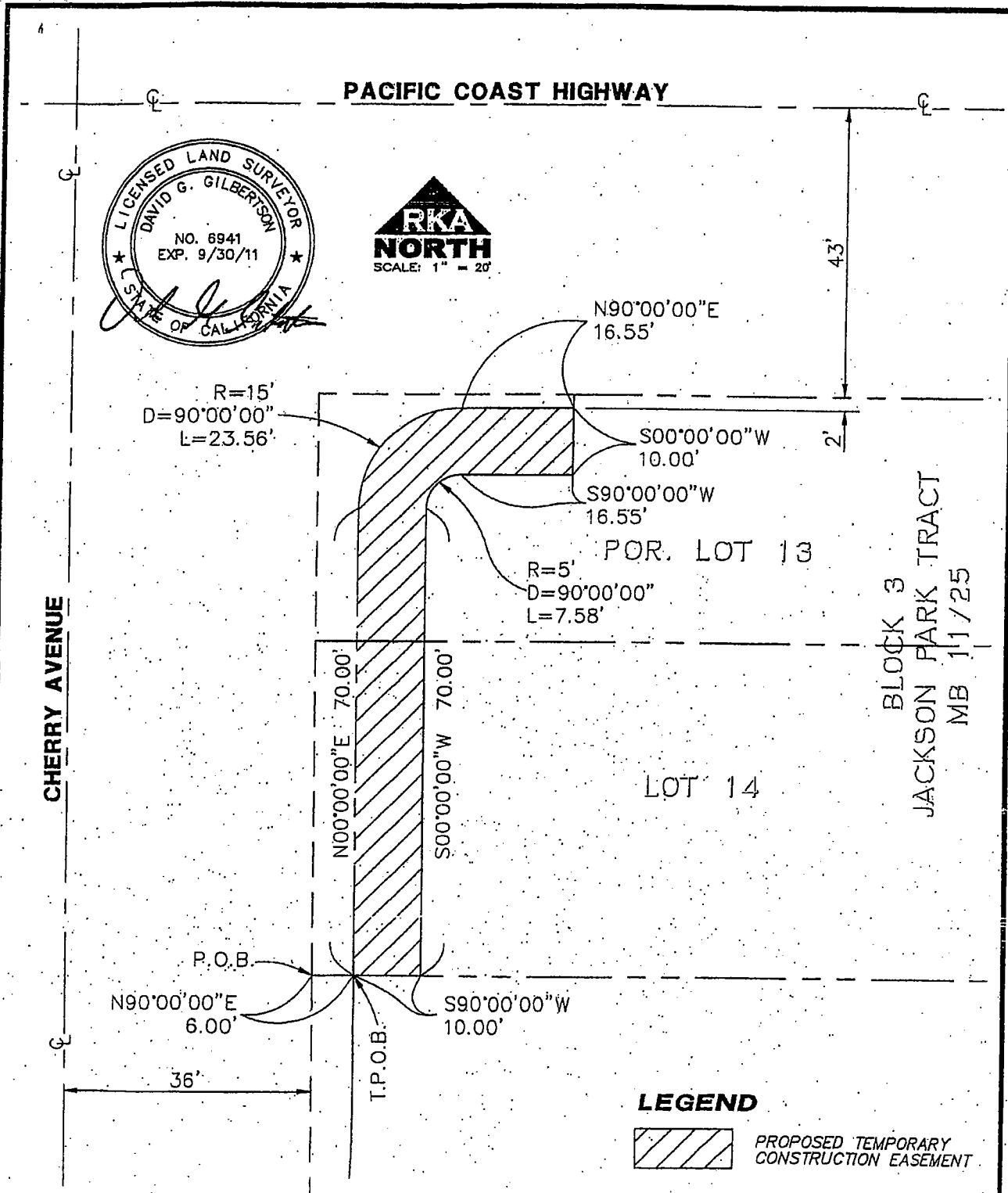
N90°00'00"E
 6.00'

42'
 36'

LEGEND:

- INDICATES PROPOSED STREET DEDICATION
- APNASSESSOR PARCEL NUMBER
- DDELTA (ANGLE)
- E'LYEASTERLY
- LLENGTH
- M.B.MAP BOOK
- M.R.MISCELLANEDUS RECORDS
- N'LYNORTHERLY
- P.M.B. ...PARCEL MAP BOOK
- PORPORTION
- RRADIUS
- RADRADIAL
- S'LYSOUTHERLY
- W'LYWESTERLY
- P.O.B.POINT OF BEGINNING

ADDENDUM 3



RKA
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PLAT MAP
2002 EAST P.C.H.
LONG BEACH, CA

DATE: 12/08/2008	SCALE: 1" = 20'	DRAWN BY: J.C.W.	SHEET: 1 OF 1
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