



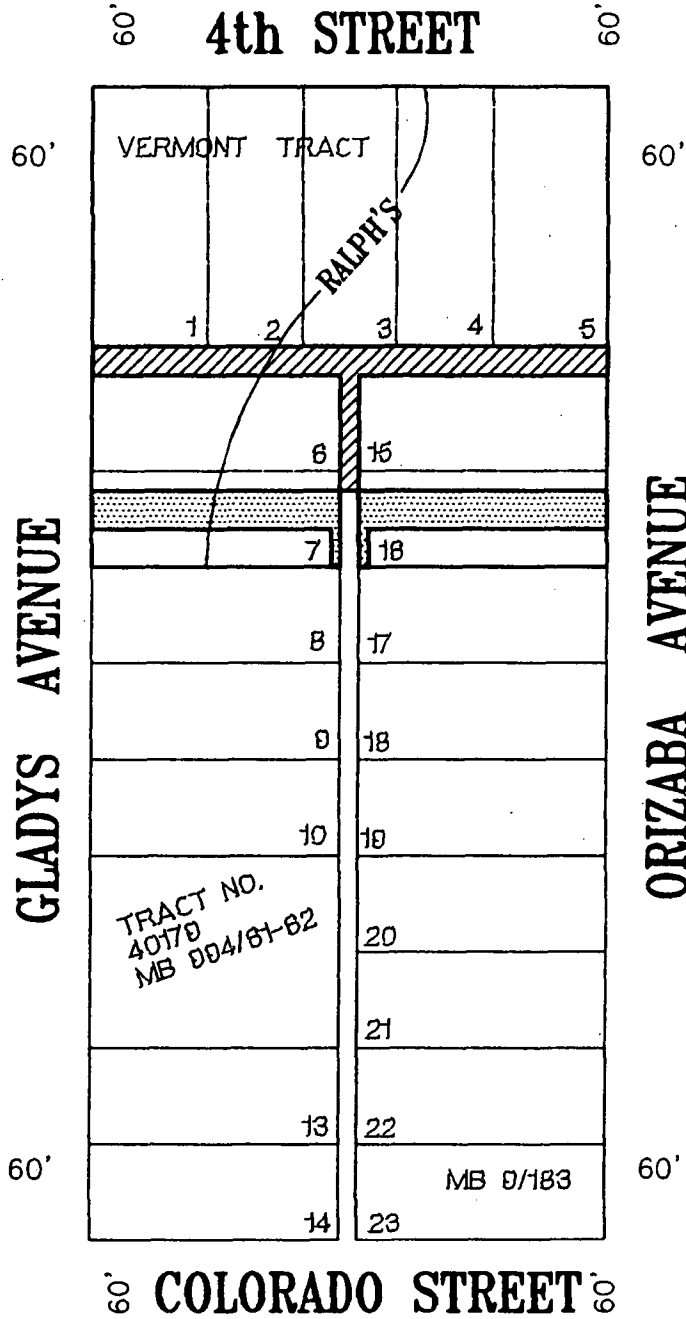
SKETCH SHOWING THE PROPOSED RELOCATION
OF THE NORTHERLY PORTION OF THE ALLEY IN
THE BLOCK SOUTH OF FOURTH STREET BETWEEN
ORIZABA AND GLADYS AVENUES.



VICINITY

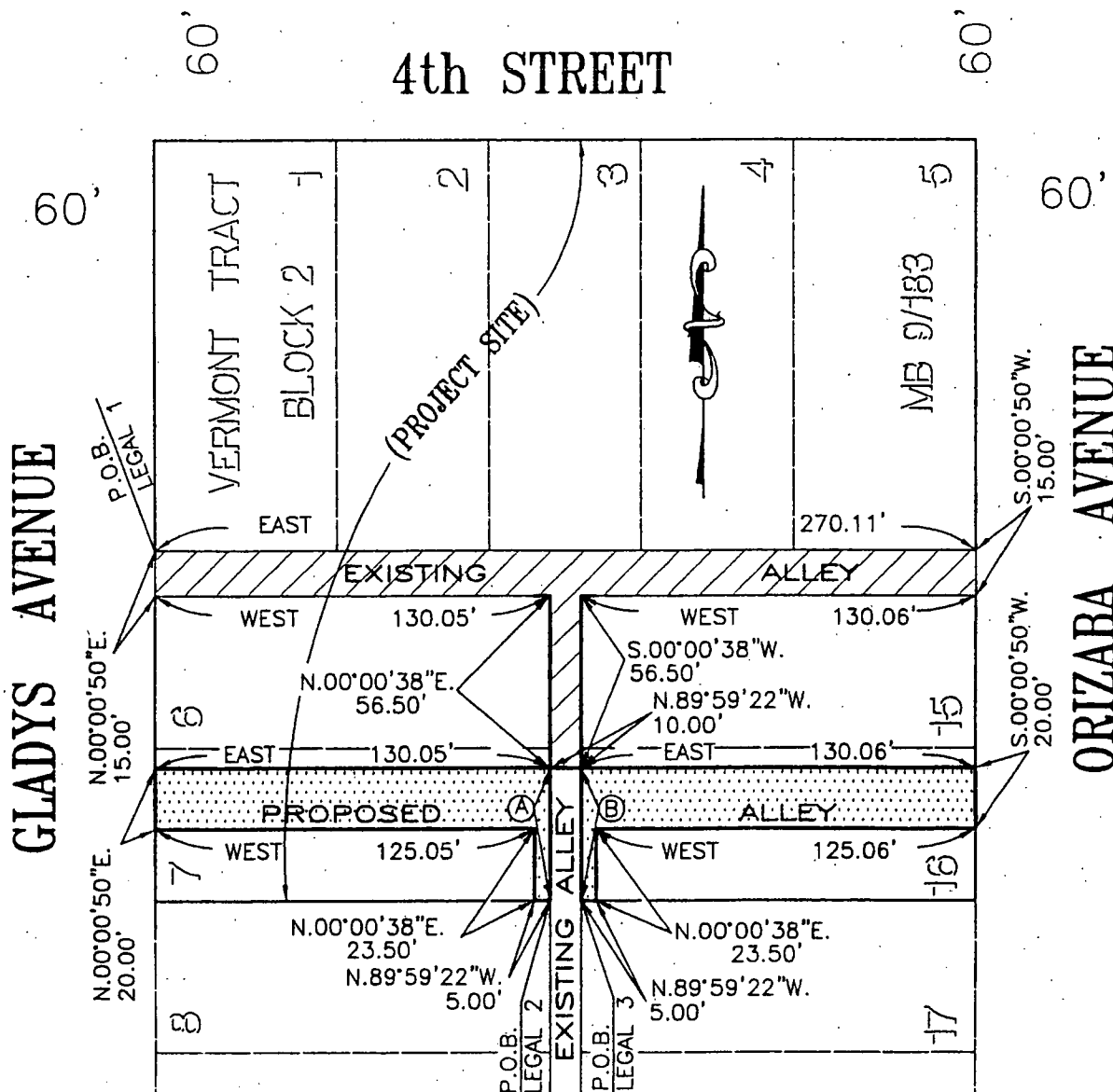
LEGEND

-  ALLEY VACATION
-  ALLEY DEDICATION





C.J. Queyrel
C.J. QUEYREL LS 2988

DETAIL



LEGEND

-  ALLEY VACATION
-  ALLEY DEDICATION

P.O.B. = POINT OF BEGINNING

- Ⓐ S00°00'38"W 43.50'
- Ⓑ N00°00'38"E 43.50'



CITY OF LONG BEACH

DEPARTMENT OF PUBLIC WORKS

333 West Ocean Boulevard • Long Beach, CA 90802

June 13, 2006

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt attached resolution of intention to vacate the northerly portion of the alley in the block south of Fourth Street between Orizaba and Gladys Avenues, setting a date for a public hearing on August 1, 2006; authorize acceptance of a dedication of new east-west alley right-of-way in this block; and authorize the quitclaim of the reserved utility easement, upon satisfactory relocation of the existing public utilities. (District 2)

DISCUSSION

Owners of the Ralphs Market at 2930 East Fourth Street would like to remodel and expand their building to the south beyond their adjacent alley boundary. In order to do so, they would build a new alley approximately 60 feet south of the existing one. The new alley would be 20 feet wide, while the old alley is only 15 feet wide. In addition, the vehicle turning radius from the north-south alley will be improved, due to greater width provided at that intersection. These proposed changes are shown on the attached Exhibit A.

Proceedings for this vacation are being conducted in accordance with Chapter 3, General Vacation Procedure, of the Public Streets, Highways and Service Easements Vacation Law of the California Streets and Highways Code. Findings must establish that the subject right-of-way is unnecessary for present or prospective public use. The Department of Public Works supports this action based on the following evidence, facts, conditions and findings, establishing that the dedicated right-of-way to be vacated is unnecessary for present or prospective public use.

1. The owner of the Ralphs grocery store at 2930 E. Fourth Street submitted plans for the remodeling and expansion of their store, which necessitate the relocation of the adjacent east-west alley immediately south of their building. Plans for the store expansion were reviewed and approved by the Planning Commission on February 16, 2006, subject to a City Council decision to relocate the alley. An exhibit showing the proposed expanded building footprint is attached as Exhibit B.
2. Plans for the construction of the new alley have been reviewed and approved by the City Traffic Engineer and Public Works' Project Development Section. It is proposed that the area shown as "Proposed Alley" on Exhibit A be constructed and accepted as a public alley.

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PLANNING & FACILITIES
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HONORABLE MAYOR AND CITY COUNCIL

June 13, 2006

Page 2

3. On February 16, 2006, the Planning Commission determined that the subject vacation action is consistent with the General Plan, as required in Section 8313 of the Public Streets, Highways and Service Easements Vacation Law. In conformance with the California Environmental Quality Act, Negative Declaration Number ND 27-05 was issued for this project. The Planning Department staff report is included as Exhibit C.
4. Utilities in the existing alley must be relocated to the new alley location. A utility easement will be reserved until such time as all public facilities have been satisfactorily relocated, when a quitclaim of easement may be executed.
5. The interested City departments including Fire and Police have reviewed the proposed right-of-way vacation and market expansion and have no objections to this action. Conditions of approval satisfying the concerns of the public utility companies are shown on Exhibit D.

The public hearing on this matter will be held on August 1, 2006, to allow all persons interested in or objecting to the proposed vacation to appear and be heard. The proposed resolution of intention to vacate was prepared by Deputy City Attorney Lisa Peskay Malmsten on May 15, 2006.

TIMING CONSIDERATIONS

City Council action is requested on June 13, 2006, to allow the expansion of the market to proceed on schedule.

FISCAL IMPACT

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

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



CHRISTINE F. ANDERSEN
DIRECTOR OF PUBLIC WORKS

GMM:SC:km
PICLRW.Ralphs Market Res of Int CL.doc

Attachments

APPROVED:


for
GERALD R. MILLER
CITY MANAGER

Robert E. Shannon
City Attorney of Long Beach
333 West Ocean Boulevard
Long Beach, California 90802-4664
Telephone (562) 570-2200

1 RESOLUTION NO.
2

3 A RESOLUTION ORDERING THE VACATION OF THE
4 NORTHERLY PORTION OF THE ALLEY IN THE BLOCK
5 SOUTH OF FOURTH STREET BETWEEN ORIZABA AND
6 GLADYS AVENUES IN THE CITY OF LONG BEACH,
7 COUNTY OF LOS ANGELES, STATE OF CALIFORNIA
8

9 WHEREAS, the City Council of the City of Long Beach, did heretofore, on the
10 _____ day of, _____, 2006, by Resolution No. _____, declare its intention
11 to order the vacation, pursuant to the provisions of the Public Streets, Highways, and
12 Service Easements Law, the northerly portion of the alley in the block south of Fourth
13 Street between Orizaba and Gladys Avenues in the City of Long Beach, County of Los
14 Angeles, State of California, described more particularly as follows:

15 That portion of the alley in Block 2 of the Vermont Tract in the
16 City of Long Beach, County of Los Angeles, State of California,
as per Map filed in Book 9, Page 183 of Maps, records of said
County, more particularly described as follows:

17 Beginning at the Southwest corner of Lot 1 of said Vermont
18 Tract, said point also being on the easterly line of Gladys
19 Avenue, and on the northerly line of the alley shown on said
tract; thence East 270.11 feet along said northerly line to the
20 westerly line of Orizaba Avenue; thence South 00° 00' 50" West
15.00 feet to the northeast corner of Lot 15 of said Vermont
21 Tract; thence West 130.06 feet to the northwest corner of said
Lot 15 and the easterly line of an alley; thence South 00° 00'
22 38" West 56.50 feet along said easterly line; thence leaving
said easterly line North 89° 59' 22" West 10.00 feet to the
23 westerly line of the alley; thence North 00° 00' 38" East 56.50
feet to the southerly line of the alley; thence West 130.05 feet
24 to the easterly line of Gladys Avenue; thence North 00° 00' 50"
East 15.00 feet to the Point of Beginning.

25
26 WHEREAS, the City Council did, at said time, fix Tuesday, the ____ day of
27 _____, 2006, at the hour of _____ .m., as the time at the City Council
28 Chamber, Plaza Level of the City Hall, 333 West Ocean Boulevard, in the City of Long

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1 Beach, California, as the place for hearing for all persons interested in or objecting to the
2 proposed vacation to appear and be heard; and

3 WHEREAS, notice of the resolution of the intention to vacate, stating the time
4 and place of said hearing, were duly posted in the manner prescribed by law; and

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

9 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
10 follows:

11 Section 1. Pursuant to the foregoing resolution of intention, the proceedings
12 had thereunder, the SKETCH 924V sketch showing the proposed relocation of the North-
13 South Alley south of Fourth Street and West of Orizaba Avenue to be vacated by the City
14 of Long Beach attached hereto as Exhibit "A", and the City Council Findings attached
15 hereto as Exhibit "B", said City Council of the City of Long Beach hereby makes its
16 resolution vacating and closing a portion of the drive hereinabove described.

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

21 I hereby certify that the foregoing resolution was adopted by the City Council

22 ///
23 ///
24 ///
25 ///
26 ///
27 ///
28 ///

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1 of the City of Long Beach at its meeting of _____, 2006, by the following votes:

2 Ayes: Councilmembers: _____

3 _____

4 _____

5 _____

6 Noes: Councilmembers: _____

7 _____

8 Absent: Councilmembers: _____

9 _____

10 _____

11 _____

12 _____

City Clerk

13 _____

14 _____

15 _____

16 _____

17 _____

18 _____

19 _____

20 _____

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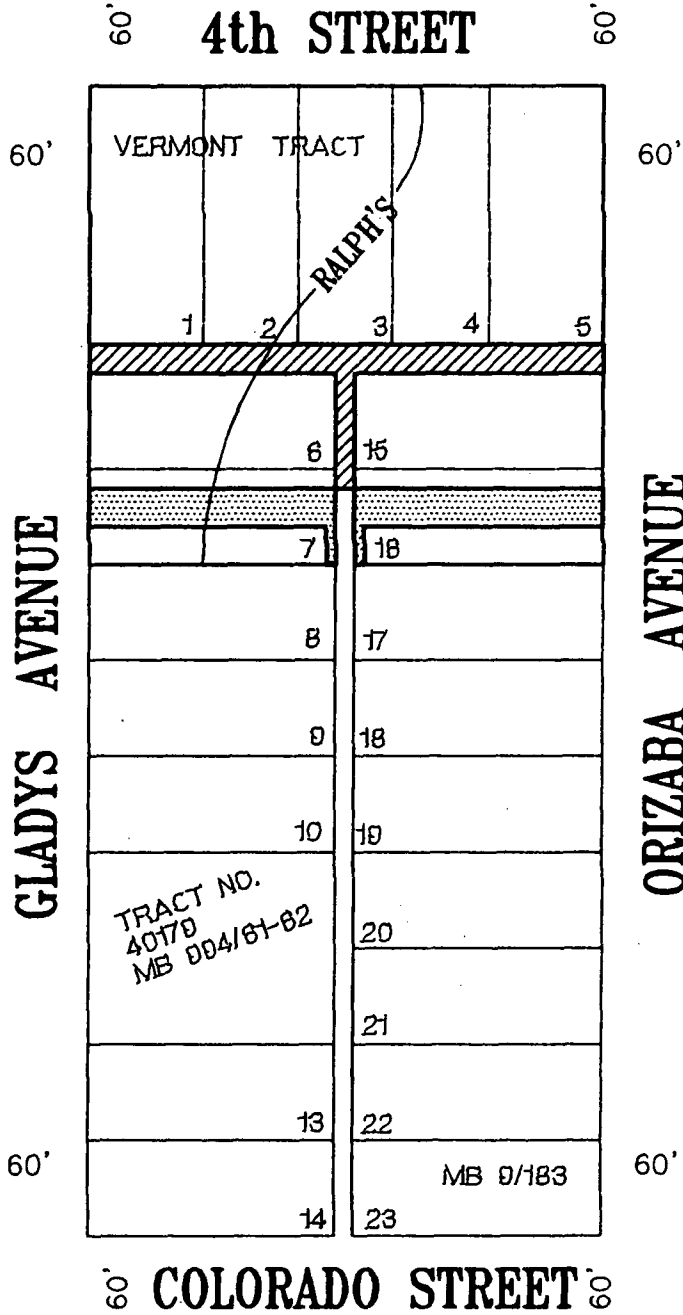
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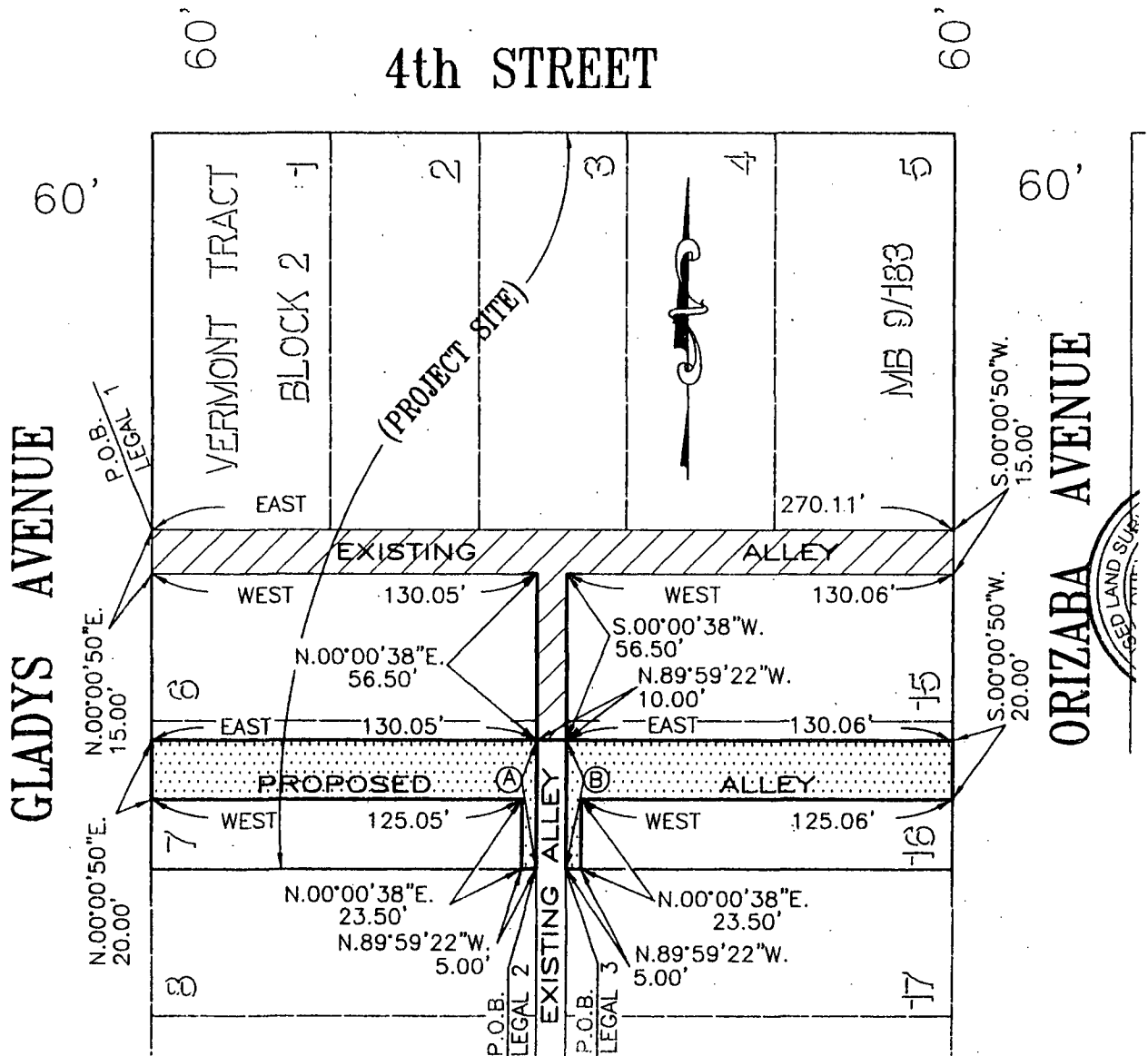
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CITY COUNCIL FINDINGS

VACATION OF THE NORTHERLY PORTION OF THE ALLEY IN THE BLOCK SOUTH OF FOURTH STREET AND SOUTH OF GLADYS AVENUE - Reference Sketch No. 924 V

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

This finding is based upon the following subfindings:

- a) Those findings stated in the City Manager's letter submitted for the July 13, 2006, City Council meeting regarding the resolution of intention to vacate the subject right-of-way, adopted as Resolution No. RES-06-0055.
- b) The rights-of-way would not be useful for exclusive bikeway 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.
- c) In conformance with the California Environmental Quality Act, Negative Declaration No. 27-05 was issued for this project.

SC