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06 0758157

RECORDED/FILED IN OFFICIAL RECORDS  
RECORDER'S OFFICE  
LOS ANGELES COUNTY  
CALIFORNIA  
2:41 PM APR 06 2006

TITLE(S) : \_\_\_\_\_



FEE

D.T.T.

FREE YY //

CODE  
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CODE  
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9 \_\_\_\_\_

Assessor's Identification Number (AIN)

To be completed by Examiner OR Title Company in black ink.

Number of AIN's Shown

THIS FORM IS NOT TO BE DUPLICATED

RECORDING REQUEST BY

WHEN RECORDED MAIL TO

NAME

MAILING  
ADDRESS

CITY, STATE  
ZIP CODE

CITY CLERK  
Plaza Level City Hall  
333 West Ocean Blvd.  
Long Beach, California 90802

2  
06 0758157

SPACE ABOVE THIS LINE RESERVED FOR RECORDER'S USE

**TITLE(S)**

RESOLUTION NO. RES-06-0033

A RESOLUTION ORDERING THE VACATION OF  
SUBTERRANEAN AND AERIAL PORTIONS OF THE  
PROMENADE, BROADWAY AND ALTA WAY ADJACENT  
TO 200 E. BROADWAY, IN THE CITY OF LONG BEACH,  
COUNTY OF LOS ANGELES, STATE OF CALIFORNIA.

3

RESOLUTION NO. RES-06-0033

A RESOLUTION ORDERING THE VACATION OF  
SUBTERRANEAN AND AERIAL PORTIONS OF THE  
PROMENADE, BROADWAY AND ALTA WAY ADJACENT  
TO 200 E. BROADWAY, 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  
7th day of, March, 2006, by Resolution No. RES-06-0019, declare its  
intention to order the vacation, pursuant to the provisions of the Public Streets, Highways,  
and Service Easements Law, subterranean and aerial portions of The Promenade,  
Broadway and Alta Way adjacent to 200 E. Broadway in the City of Long Beach, County  
of Los Angeles, State of California, described more particularly as follows:

Subterranean Portion of The Promenade

A strip of land in the City of Long Beach, County of Los Angeles, State of California, being the easterly 22.00 feet of The Promenade North, 80.00 feet wide, formerly Locust Avenue, as per map of "Townsite of Long Beach" recorded in Book 19, Pages 91 through 96, inclusive of Miscellaneous Records of said County, said strip bounded on the north by the westerly prolongation of the northerly line of Lot 2 of Block 103 of said map and bounded on the south by the westerly prolongation of the southerly line of Lot 16 of said Block 103, and bounded by an upper elevation of 28.58 feet at the northeasterly and southeasterly corner of said strip and bounded by an upper elevation of 28.14 feet at the northwesterly and southwesterly corner of said strip. Said strip has no lower limit.

Said elevations being based on City of Long Beach Benchmark No. 1386, located at the northeast corner of The Promenade North and Broadway. Lead and Tack in east end of catch basin, 75 feet east of the centerline of Promenade North, Elevation 29.503 feet, Datum 1929 NGVD 1985 CLB Adjustment.

Aerial Portions of The Promenade, Broadway and Alta Way

A strip of land in the City of Long Beach, County of Los Angeles, State of California, being the easterly 4.00 feet of The Promenade North, 80.00 feet wide, formerly Locust Avenue, as per map of "Townsite of Long Beach" recorded in Book 19, Pages 91 through 96, inclusive of Miscellaneous Records of said County, together with the southerly 3.00 feet of Broadway,

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Telephone (562) 570-2200

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1 80.00 feet wide, per said map, and the northerly 3.00 feet of Alta Way, 10.00  
2 feet wide, per said map, said strip bounded on the north by a line which is  
3 parallel with and northerly 3.00 feet from the northerly line of Lot 2 of Block  
4 103 of said map and its westerly prolongation, bounded on the south by a  
5 line which is parallel with and southerly 3.00 feet from the southerly line of  
6 Lot 16 of Block 103 of said map and it's westerly prolongation, bounded on  
7 the east by a line which is parallel with and westerly 9.00 feet from the  
8 easterly line of Lot 2 of Block 103 of said map and it's northerly and southerly  
9 prolongations, and bounded on the west by a line which is parallel with and  
10 westerly 4.00 feet from the westerly line of Lot 2 of Block 103 of said map  
11 and it's northerly and southerly prolongations, and bounded by a lower  
12 elevation of 42.83 feet and bounded by an upper elevation of 89.33 feet.

13 Said elevations being based on City of Long Beach Benchmark No. 1386,  
14 located at the northeast corner of The Promenade North and Broadway,  
15 Lead and Tack in east end of catch basin, 75 feet east of the centerline of  
16 The Promenade North, Elevation 29.503 feet, Datum 1929 NGVD 1985 CLB  
17 Adjustment.

18 WHEREAS, the City Council did, at said time, fix Tuesday, the 4<sup>th</sup> day of  
19 April, 2006, at the hour of 5:00 p.m., as the time at the City Council  
20 Chamber, Plaza Level of the City Hall, 333 West Ocean Boulevard, in the City of Long  
21 Beach, California, as the place for hearing for all persons interested in or objecting to the  
22 proposed vacation to appear and be heard; and

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

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

29 NOW, THEREFORE, the City Council of the City of Long Beach resolves as  
30 follows:

31 Section 1. Pursuant to the foregoing resolution of intention, the proceedings  
32 had thereunder, the "SKETCH SHOWING VACATION OF THE SUBTERRANEAN  
33 PORTION OF THE PROMENADE AND AERIAL PORTIONS OF THE PROMENADE,  
34 BROADWAY AND ALTA WAY TO BE VACATED BY THE CITY OF LONG BEACH"  
35 attached hereto as Exhibit "A", and the City Council Findings attached hereto as Exhibit

06 0758157

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1 "B", said City Council of the City of Long Beach hereby makes its resolution vacating and  
2 closing a portion of the drive hereinabove described.

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

7 I hereby certify that the foregoing resolution was adopted by the City Council  
8 of the City of Long Beach at its meeting of April 4, 2006, by the following votes:

9 Ayes: Councilmembers: Lowenthal, O'Donnell, Kell,  
10 Richardson, Reyes Uranga,  
11 Lerch.

12  
13 Noes: Councilmembers: None.

14  
15 Absent: Councilmembers: Colonna, Gabelich.

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19 Jerry G. Henner  
City Clerk

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24 CERTIFIED AS A TRUE AND CORRECT COPY  
Jerry G. Henner  
CITY CLERK OF THE CITY OF LONG BEACH  
25 Kathy Garvin  
DATE: APR 05 2006

26 LPM:ET  
27 02/15/06  
06-00506  
28 L:\APPS\CityLaw\321WPDOCS\ID015\005\00085717.WPD

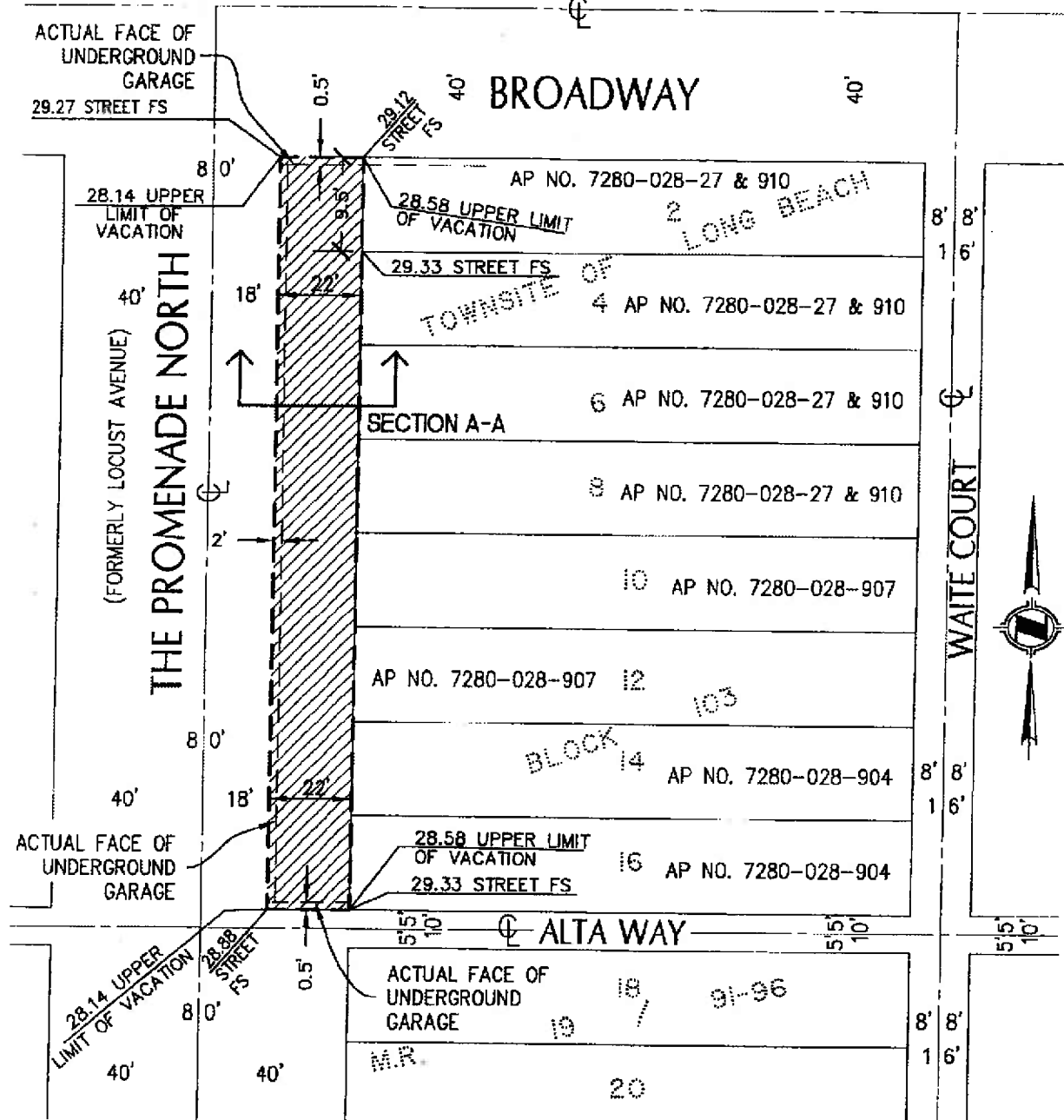
06 0758157

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Sketch to Accompany Legal Description

THE UPPER ELEVATIONS OF THIS VACATION BEING A PLANE ESTABLISHED BY ELEVATIONS 28.58 FEET AND 28.14 FEET ABOVE MEAN SEA LEVEL AS SHOWN HEREON. SAID VACATION HAS NO LOWER LIMITS.

BENCHMARK: CITY OF LONG BEACH  
BENCH MARK NO. 1386  
ELEV. 29.503  
DATUM: NGVD 29 1985 CLB ADJUSTMENT



**HUNSAKER & ASSOCIATES**  
IRVINE, INC.  
PLANNING • ENGINEERING • SURVEYING  
Three Hughes • Irvine, CA 92618 • PH: (949) 583-1010 • FX: (949) 583-0759

DATE: 3-29-05    REV. DATE: 12-22-05    DWG. BY: T. VO    CHK'D BY: J. STABLEIN

FILE: I:\Promenade\LD\6333\SHT01.dwg

**VACATION OF A SUBTERRANEAN PORTION OF THE PROMENADE**

SCALE: 1" = 40'

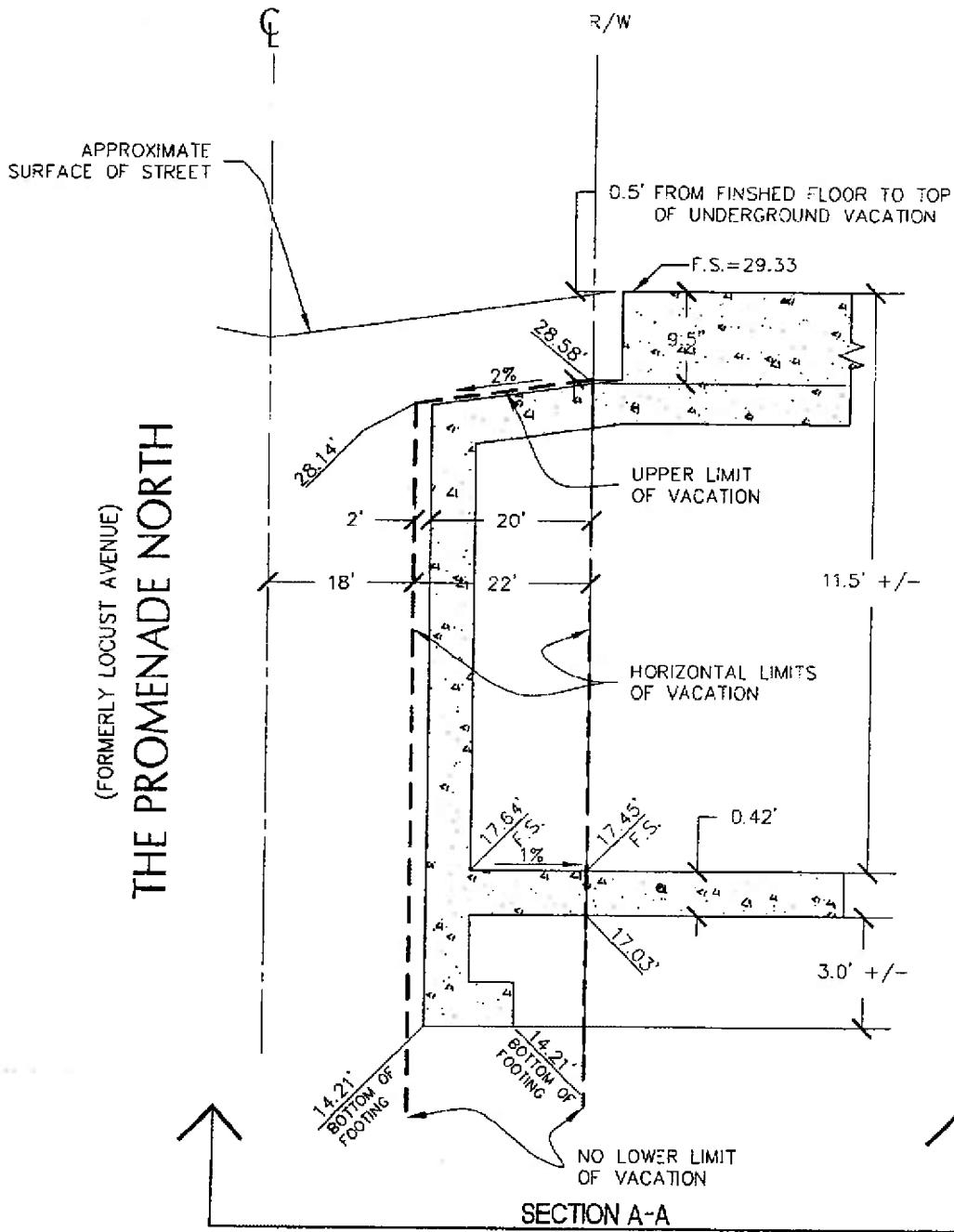
H&A LEGAL No. 6333

**SECTION**

**SKETCH NO. 967V**

**Page 2 of 6**

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**H & A**  
**HUNSAKER & ASSOCIATES**  
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**VACATION OF A SUBTERRANEAN PORTION OF THE PROMENADE**

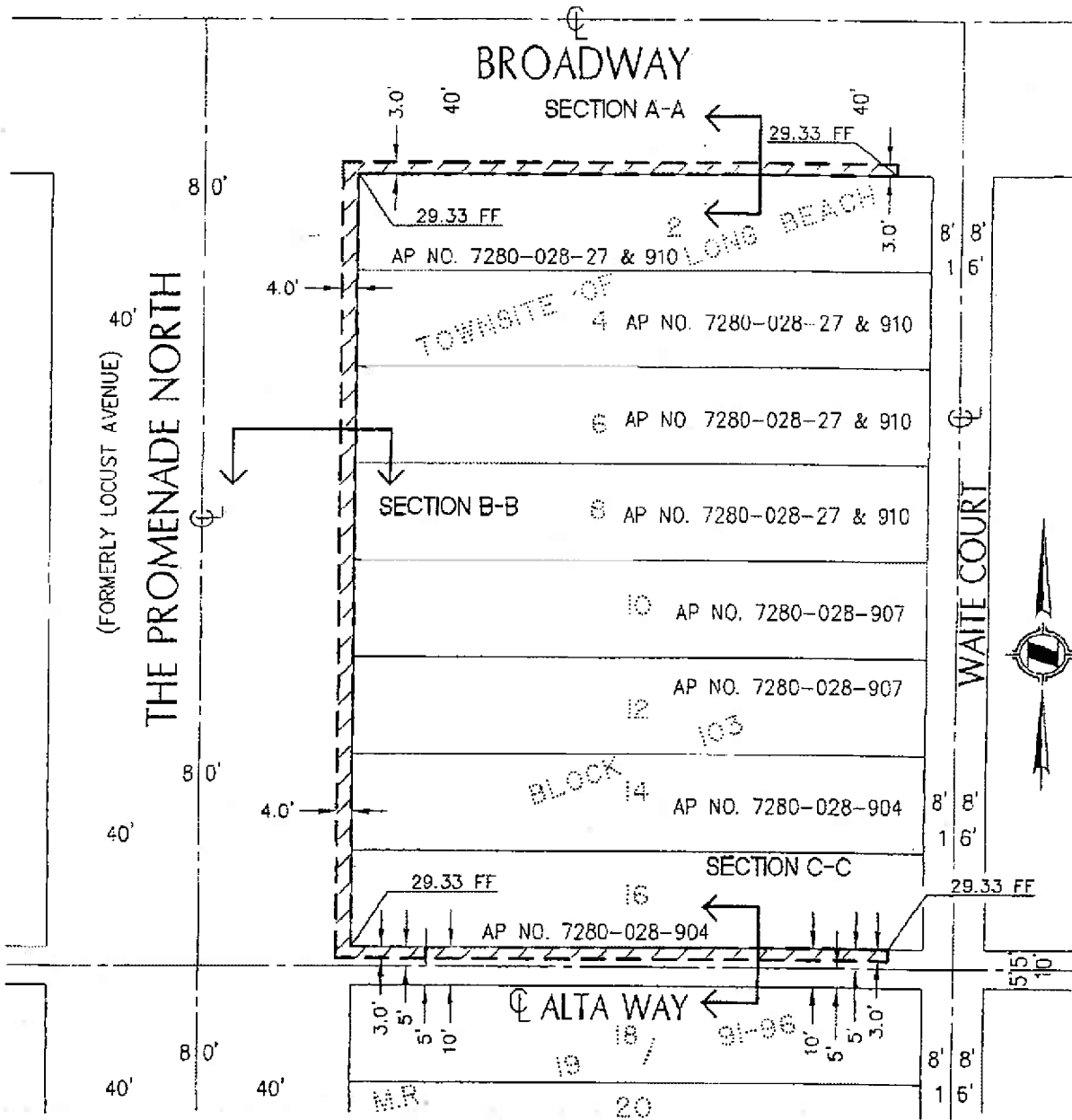
DATE: 7-20-05	REV DATE: 12-22-05	DMG BY: R. WHEELER	CHK'D BY: R. WILLIAMS	SCALE: NTS
FILE: I:\Promenade\LD\6333\SHTO2.dwg				H&A LEGAL No. 6333

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THE UPPER ELEVATIONS OF THIS VACATION BEING A PLANE ESTABLISHED BY ELEVATION 89.33 FEET ABOVE MEAN SEA LEVEL AS SHOWN HEREON. THE LOWER LIMIT OF THIS VACATION BEING A PLANE ESTABLISHED BY ELEVATION 42.83 FEET ABOVE MEAN SEA LEVEL.

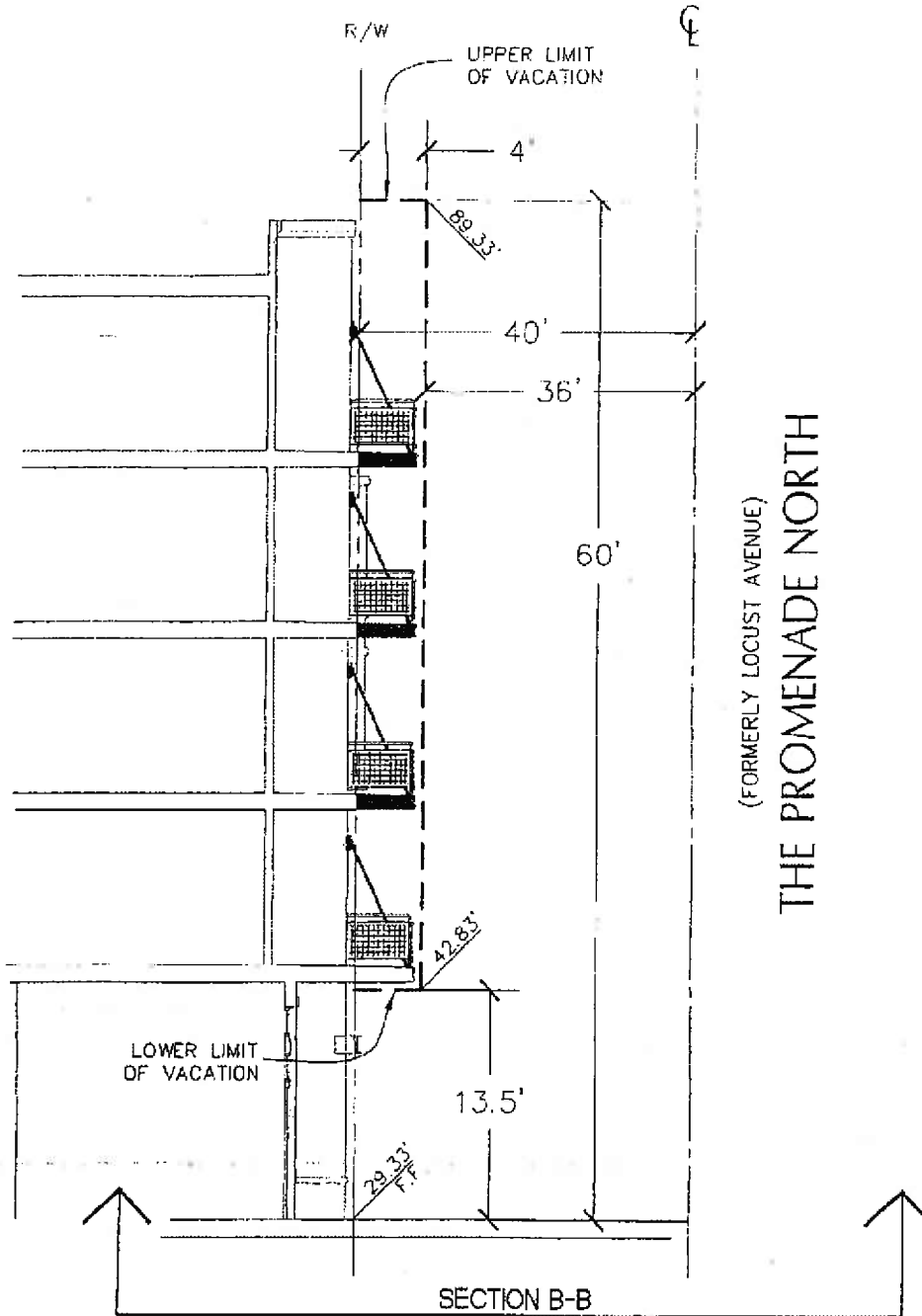
BENCHMARK, CITY OF LONG BEACH  
 BENCH MARK NO. 1386  
 ELEV. 29.503  
 DATUM: NGVD 29 1985 CLB ADJUSTMENT



<b>HUNSAKER &amp; ASSOCIATES</b> IRVINE INC. PLANNING • ENGINEERING • SURVEYING Three Hughes • Irvine, CA 92618 • Pff (949) 583-7030 • Fx (949) 583-0759		<b>VACATION OF AERIAL PORTIONS OF                  THE PROMENADE, BROADWAY AND ALTA WAY</b>	
DATE: 10-24-05	REV. DATE:	DWG. BY: R. WHEELER	CHK'D BY: R. WILLIAMS
FILE: I:\Promenade\LD\6516\SHT01.dwg		SCALE: 1" = 40'	
		H&A LEGAL No. 6516	



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**H & A** HUNSAKER & ASSOCIATES  
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 PLANNING • ENGINEERING • SURVEYING  
 Three Hughes • Irvine, CA 92618 • PH: (949) 583-1010 • FX: (949) 583-0759

**DETAIL OF AERIAL PORTION OF THE PROMENADE TO BE VACATED**

DATE: 10-24-05	REV. DATE:	DWG. By: R. WHEELER	CHK. By: R. WILLIAMS	SCALE: NTS	W.O. 1108-48
FILE: I:\Promenade\LD\6516\SHT03.dwg			H&A LEGAL No. 6516		SHEET 3 OF 4

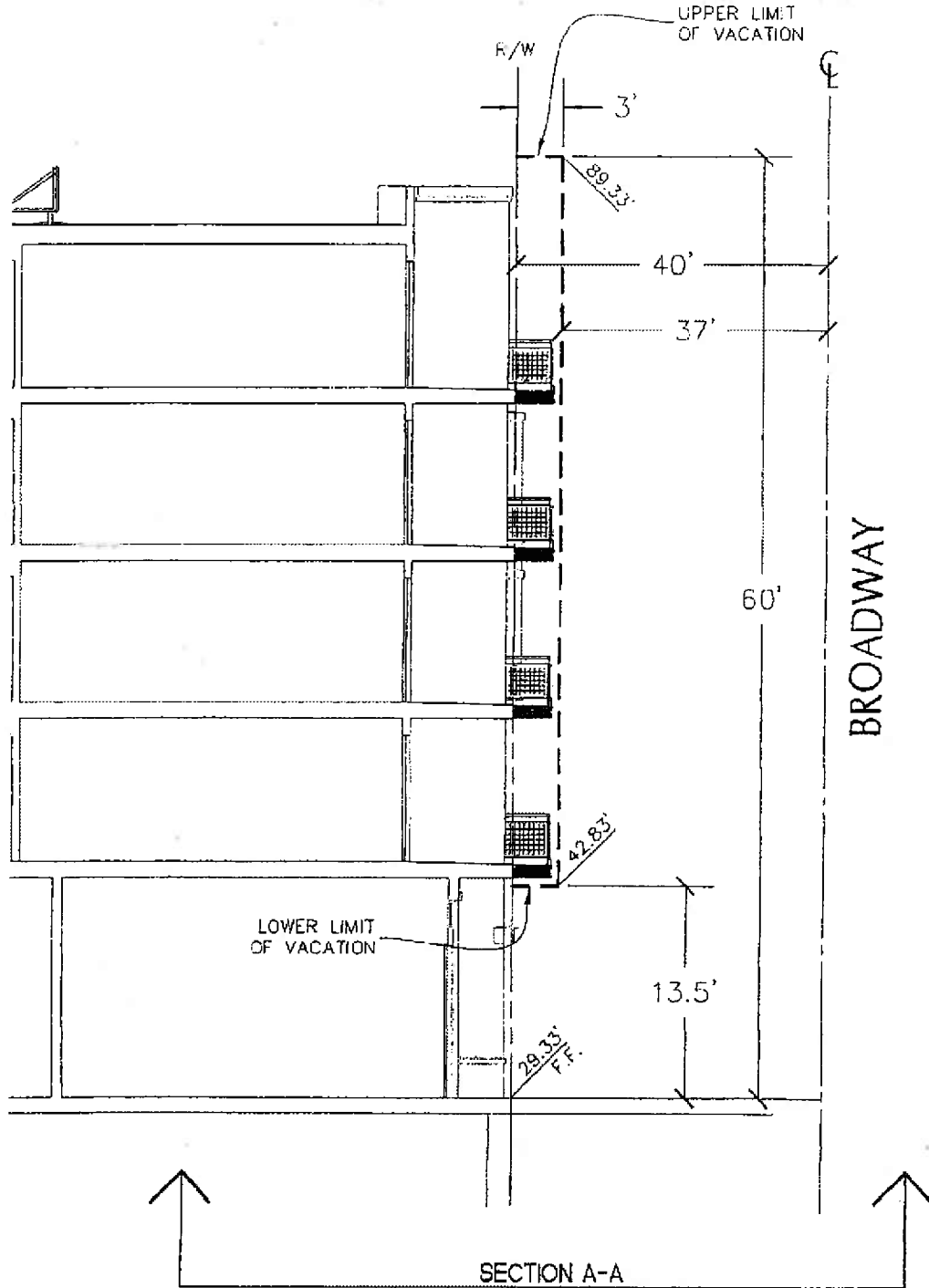
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**SECTION**

**SKETCH NO. 967V**

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**DETAIL OF AERIAL PORTION OF BROADWAY TO BE VACATED**

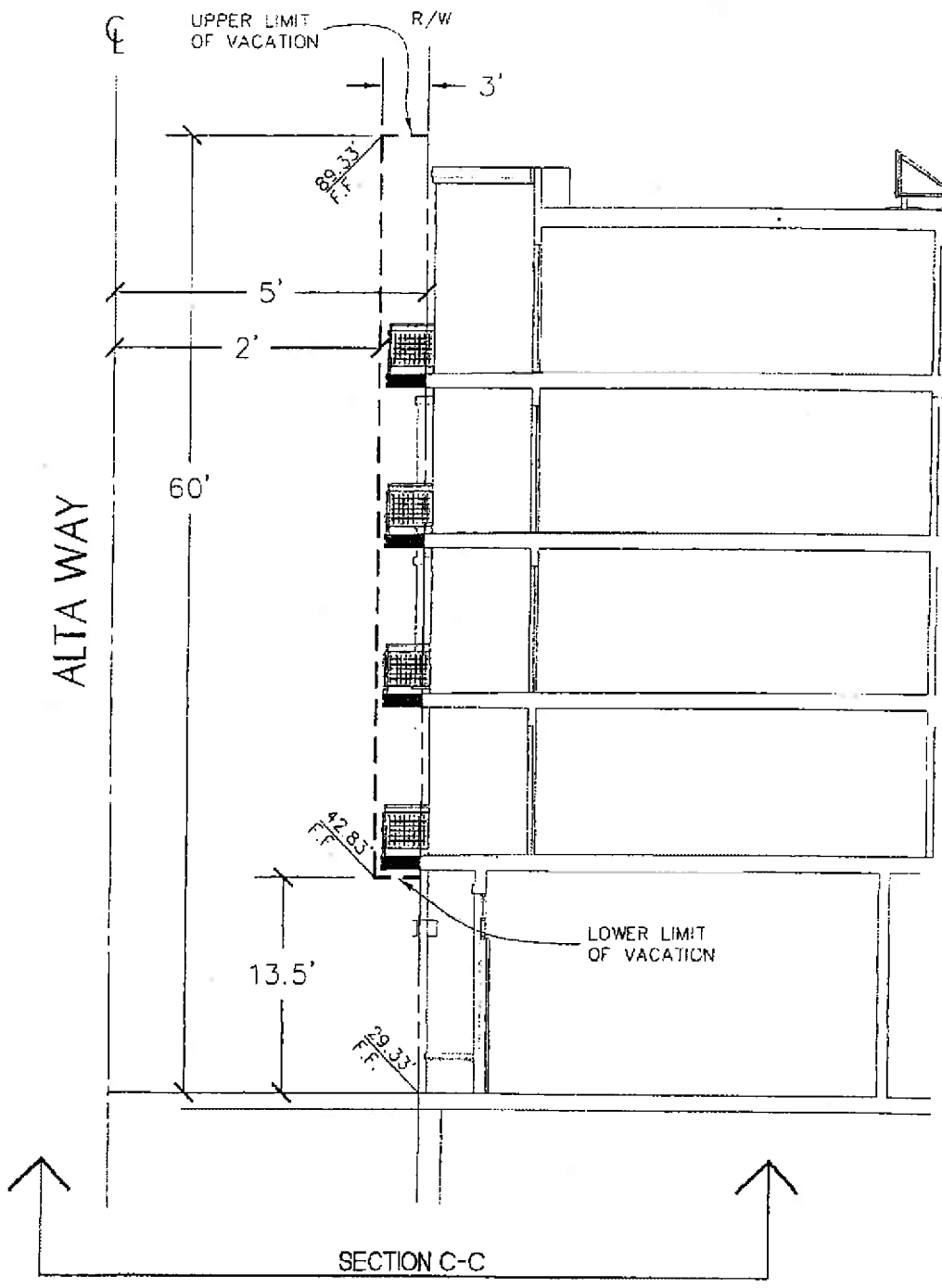
DATE: 10-24-05	REV. DATE	DWG By: R. WHEELER	CHK'd By: R. WILLIAMS	SCALE: NTS
FILE: I:\Promenade\LD\6516\SHT02.dwg			H&A LEGAL No. 6516	

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**SECTION**

SKETCH NO. 967V

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**H & A**  
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**DETAIL OF AERIAL PORTION OF  
 ALTA WAY TO BE VACATED**

DATE: 10-24-05	REV. DATE:	DWG. By: R. WHEELER	CHK'D By: R. WILLIAMS	SCALE: NTS
FILE: I:\Promenade\LD\6516\SHT04.dwg			H&A LEGAL No. 6516	

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## CITY COUNCIL FINDINGS

IV

### VACATION OF SUBTERRANEAN AND AERIAL PORTIONS OF THE PROMENADE, BROADWAY AND ALTA WAY - Reference Sketch No. 967V

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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 March 7, 2006 City Council meeting regarding the resolution of intention to vacate the subject right-of-way, adopted as RES-06-0019.
- 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.
- b) In conformance with the California Environmental Quality Act, Negative Declaration Number ND 30-04 was certified for this project.