



Building A Better Long Beach

November 15, 2010

REDEVELOPMENT AGENCY BOARD MEMBERS
City of Long Beach
California

RECOMMENDATION:

Receive supporting documentation into the record, conclude the public hearing, certify Negative Declaration No. ND 07-10, and adopt a resolution to determine the public interest and necessity for acquiring and authorizing the condemnation of real property located at 100 East Ocean Boulevard, Assessor Parcel Number 7278-007-048; including land, improvements, and fixtures and equipment. (Downtown – District 2)

DISCUSSION

The Redevelopment Plan (Plan) for the Downtown Long Beach Redevelopment Project Area (Project Area) was adopted by the Redevelopment Agency (Agency) on June 17, 1975. The primary objective of the Plan is to revitalize the City's downtown by restoring the area to a vibrant center for business and commerce. Other objectives of the Plan include diversifying land uses in the Downtown to encourage cultural, employment, retail, services and visitor activities, and to foster Downtown as an ideal place to live and work.

The Project Area and Plan were adopted under statutory requirements for blight, including findings of high vacancy rates, poor housing accommodations, older substandard and deteriorated commercial structures and stagnant economic conditions. The Agency's intent is to eliminate these conditions by stimulating economic growth and assisting new commercial and visitor-related development within the Project Area. Implementation occurs in a variety of ways, including the elimination of incompatible land uses, aged and obsolete structures, and the assembly of properties for redevelopment.

The proposed redevelopment actions contemplated under the Plan include the acquisition of real property comprising a total of approximately 61,000 square feet of lot area located at 100 East Ocean Boulevard near the southeast corner of Ocean Boulevard and Pine Avenue adjacent to Victory Park (Exhibit A – Site Map) (Subject Property). Existing site improvements consist of a 66-space parking lot leased to Diamond Parking Services (Exhibit B – Site Photos). The Subject Property has been predominantly undeveloped and significantly underutilized for over 20 years, and is a visual and physical impediment between the Long Beach Convention and Entertainment Center, Pike at Rainbow Harbor and Shoreline Village, and their connectivity to the downtown entertainment district in and around upper Pine Avenue. Acquisition of the Subject Property by the Agency would allow improvement of the physical appearance of the Subject Property in the short term while encouraging long-term redevelopment of the site, as well as improved access to Victory Park. Physical enhancements may include new signage, fencing and landscaping to improve the aesthetic conditions of the Subject Property.

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California Environmental Quality Act

Pursuant to the California Environmental Quality Act (CEQA), a Negative Declaration has been prepared to identify the significant impacts created by acquisition of the Subject Property. The future development on the Subject Property will be subject to further review as appropriate under CEQA (Exhibit C – Negative Declaration).

The Agency can then find the following:

- Pursuant to CEQA Guidelines, an Initial Study has been conducted to determine project impacts. On the basis of that study, it has been determined that the project will not have a significant adverse effect on the environment and does not require the preparation of an Environmental Impact Report. Based on this finding, a Negative Declaration has been prepared.
- Pursuant to CEQA Guidelines, the Notice of Preparation and the draft Negative Declaration were released for circulation on September 23, 2010. The circulation period for comments began on September 23, 2010, and ended October 22, 2010. To date, comments have been received from the Department of Toxic Substances Control (Exhibit D).
- Pursuant to CEQA Guidelines, Agency staff and the Agency have independently analyzed the Initial Study and the Negative Declaration. The Negative Declaration represents the independent judgment and analysis of the Agency as lead agency with respect to the project.
- Based upon the Negative Declaration, public comments, and the record before the Agency Board, the Agency finds that the proposed project will not have a significant effect on the environment.

Resolution of Necessity

Donahue Hawran and Malm, LLC, an independent appraiser, performed an appraisal of the Subject Property on May 11, 2010. The fair market value was determined to be \$6,040,160. On June 1, 2010, an offer to purchase the real property at fair market value, pursuant to Government Code Section 7267.2(a), was submitted to the property owners. The initial offer was rejected by the owners and negotiations have continued without success. The acquisition of the Subject Property will not be possible without the use of the Agency's power of eminent domain.

A Notice of Hearing on the Resolution of Necessity was mailed on October 28, 2010 by certified mail, return receipt requested, and by first class mail to the owners of record of the Subject Property as shown on the latest equalized tax rolls. Said owners were notified that if they wished to appear at the hearing and be heard, they must file a written request to appear with the City Clerk within fifteen (15) days from the date the notice was mailed. The proposed Resolution of Necessity is attached.

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The Code of Civil Procedure, Section 1245.230, requires that the Resolution of Necessity be adopted after a hearing at which time the governing body of the public entity must find and determine each of the following:

1. Whether the public interest and necessity require the proposed project;
2. Whether the proposed project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury;
3. Whether the property sought to be acquired is necessary for the proposed project; and
4. Whether the offer required by Government Code Section 7267.2(a) has been made to the property owner or owners of record, or the offer has not been made because the owner(s) cannot be located with reasonable diligence.

Recommended findings of the Agency as they relate to the condemnation of real property located at 100 East Ocean Boulevard, Assessor Parcel Number 7278-007-048, including land, improvements, and fixtures and equipment, are as follows:

1. Public interest and necessity require the proposed project.

The Redevelopment Plan (Plan) for the Downtown Long Beach Redevelopment Project Area was adopted on June 17, 1975. The objective of the Plan is to revitalize the City's downtown by restoring the area to a vibrant center for business and commerce. Implementation of the Plan's program to eliminate blighting influences include the elimination of incompatible land uses, aged and obsolete structures, and the assembly of properties for redevelopment through the acquisition of real property. The Subject Property is a visual and physical impediment between the Long Beach Convention and Entertainment Center, Pike at Rainbow Harbor and Shoreline Village and their connectivity to the downtown entertainment district in and around upper Pine Avenue. The proposed project involves the acquisition of the Subject Property allowing the Agency to improve the physical appearance of the Subject Property in the short term while encouraging long-term redevelopment of the site, as well as to improved access to Victory Park. Physical enhancements may include new signage, fencing and landscaping to improve the aesthetic conditions of the Subject Property. Acquisition of the Subject Property is consistent with the Plan's objective and necessary for the short- and long-term redevelopment of the Subject Property.

2. The proposed project is planned and located in a manner that will be most compatible with the greatest public good and the least private injury.

The objective of the Plan with respect to the Project Area is to revitalize the City's downtown by restoring the area to a vibrant center for business and commerce. Implementation of the Plan's program to eliminate blighting influences include the elimination of incompatible land uses, aged and obsolete structures, and the assembly of properties for redevelopment through the acquisition of real property. Acquisition of the Subject Property to improve the physical appearance of the Subject Property in the

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short term while encouraging long-term redevelopment of the site would further the goals and objectives of the Plan, resulting in the greatest public good with the least private injury.

3. The property sought to be acquired is necessary for the proposed project.

The acquisition of the Subject Property allowing the Agency to improve the physical appearance of the Subject Property in the short term while encouraging long-term redevelopment of the site is in the public interest and consistent with the Plan. This action is necessary to further the goals and objectives of the Plan for the Project Area by the elimination of incompatible land uses, aged and obsolete structures, and the assembly of properties for redevelopment.

4. The offer of just compensation has been made to the business owners.

Donahue Hawran and Malm, LLC, an independent appraiser, performed an appraisal of the Subject Property on May 11, 2010. An offer at fair market value was presented to the owners of record. The offer was rejected. Due to the refusal of the owners to accept the Agency's offer of just compensation based on the fair market value, the Subject Property cannot be acquired except by the Agency's exercise of its power of eminent domain.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



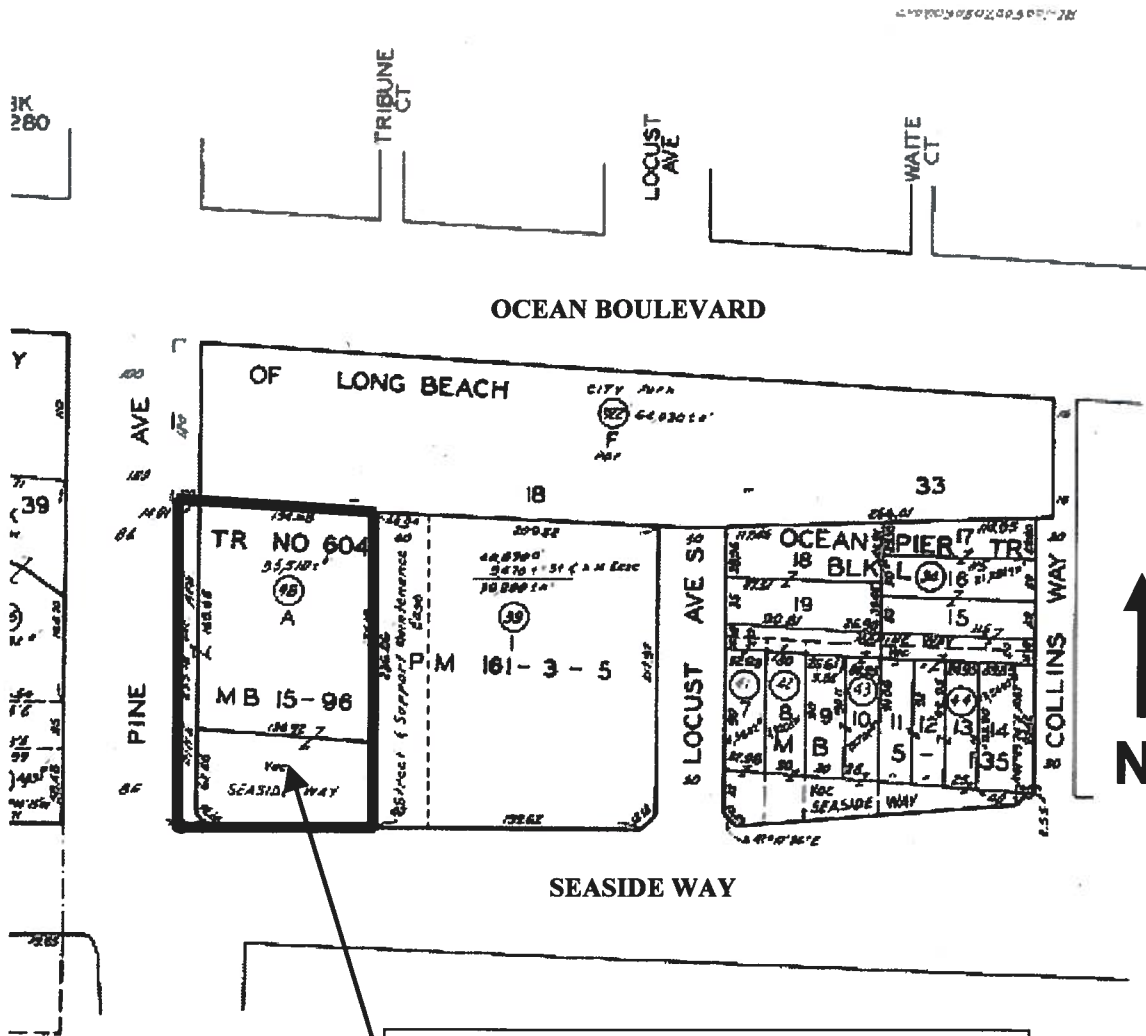
AMY J. BODEK
EXECUTIVE DIRECTOR

AJB:LAF:CM:mft

Attachments: Exhibit A – Site Map
Exhibit B – Site Photos
Exhibit C – Negative Declaration
Exhibit D – Comment to Negative Declaration from Department of Toxic
Substances Control
Redevelopment Agency Resolution

EXHIBIT "A"

SITE MAP



Address: 100 East Ocean Boulevard
Owner: 100 East Ocean Holdings LLC
Assessor Parcel Number: 7278-007-048

EXHIBIT "B"
SUBJECT PHOTOS



Subject as seen from Pine Avenue looking southerly (Convention Center in background)



Subject's east property line, retaining wall for Salvation Army Office Building

EXHIBIT "B"
SUBJECT PHOTOS



West portion of Subject Property as seen from Seaside Way looking north toward Ocean Boulevard, grade change from Pine Avenue to Seaside Way evident in photo



East portion of Subject as seen from Seaside Way looking north toward Ocean Boulevard

EXHIBIT "B"
SUBJECT PHOTOS



Photo of southwest portion of Subject, on-site parking meter in background



Southerly portion of subject, Convention Center in background

EXHIBIT "C"



**100 E. Ocean Boulevard
Acquisition Project**

**NEGATIVE DECLARATION
ND 07-10**

Prepared by:

City of Long Beach
Department of Development Services
Planning Bureau

INITIAL STUDY

Project Title:

100 E. Ocean Boulevard Acquisition Project

Lead agency name and address:

Long Beach Redevelopment Agency
333 W. Ocean Boulevard, 3rd Floor
Long Beach, CA 90802

Contact person and phone number:

Craig Chalfant
(562) 570-6368

Project location:

100 E. Ocean Boulevard

Project Sponsor's name and contact information:

City of Long Beach, Department of Development Services
c/o Lisa Fall
333 W. Ocean Boulevard, 3rd Floor
Long Beach, CA 90802
(562) 570-6480

General Plan:

Land Use Designation No. 7 Mixed Use

Zoning:

PD-6 Downtown Shoreline Planned Development District

Project Description:

The proposed project involves acquisition of a privately owned property located at 100 E. Ocean Boulevard (Assessor Parcel No. 7278-007-048) by the Long Beach Redevelopment Agency (Redevelopment Agency) for the purpose of land assembly for future development. Acquisition of the subject property would allow the Redevelopment Agency to improve the physical appearance of the subject property in the short term while encouraging long term redevelopment of the site, as well as improve access to Victory Park. Physical enhancements may include new signage, fencing and landscaping to improve the aesthetic conditions of the property. The subject property would be acquired by the Redevelopment Agency through a negotiated agreement, or upon determination by the Redevelopment Agency, by eminent domain.

Surrounding land uses and settings:

The project site is located in downtown Long Beach, with surrounding various office, commercial, residential and institutional uses to the north, east and west and by the Pike commercial entertainment complex and Aquarium of the Pacific to the south.

Public agencies whose approval is required:

Long Beach Redevelopment Agency (adopt Negative Declaration 07-10)

ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED:

The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a "Less Than Significant with Mitigation Incorporation" as indicated by the checklist on the following pages:

<input type="checkbox"/> Aesthetics	<input type="checkbox"/> Hazards & Hazardous Materials	<input type="checkbox"/> Population & Housing
<input type="checkbox"/> Agricultural Resources	<input type="checkbox"/> Hydrology & Water Quality	<input type="checkbox"/> Public Services
<input type="checkbox"/> Air Quality	<input type="checkbox"/> Land Use & Planning	<input type="checkbox"/> Recreation
<input type="checkbox"/> Biological Resources	<input type="checkbox"/> Mineral Resources	<input type="checkbox"/> Transportation & Traffic
<input type="checkbox"/> Cultural Resources	<input type="checkbox"/> National Pollution Discharge Elimination System	<input type="checkbox"/> Utilities & Service Systems
<input type="checkbox"/> Geology & Soils	<input type="checkbox"/> Noise	<input type="checkbox"/> Mandatory Findings of Significance

DETERMINATION:

On the basis of this initial evaluation:

- I find that the proposed project **COULD NOT** have a significant effect on the environment and a **NEGATIVE DECLARATION** will be prepared.
- I find that although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because revisions in the project have been made by or agreed to by the project proponent. A **MITIGATED NEGATIVE DECLARATION** will be prepared.
- I find that the proposed project **MAY** have a significant effect on the environment and an **ENVIRONMENTAL IMPACT REPORT** is required.
- I find that the proposed project **MAY** have a "potentially significant impact" or "potentially significant unless mitigated" impact on the environment, but at least one effect 1) has been adequately analyzed in an earlier document pursuant to applicable legal standards, and 2) has been addressed by mitigation measures based on the earlier analysis, as described on attached sheets. An **ENVIRONMENTAL IMPACT REPORT** is required, but it must analyze only the effects that remain to be addressed.
- I find that although the proposed project could have a significant effect on the environment, because all potentially significant effects (a) have been analyzed adequately in an earlier EIR or **NEGATIVE DECLARATION** pursuant to applicable standards, and (b) have been avoided or mitigated pursuant to that earlier EIR or **NEGATIVE DECLARATION**, including revisions or mitigation measures that are imposed upon the proposed project, nothing further is required.



Craig Chalfant
Planner

9/23/10

Date

EVALUATION OF ENVIRONMENTAL IMPACTS

- 1) A brief explanation is required for all answers except “No Impact” answers that are supported adequately by the information sources a lead agency cites in the parenthesis following each question. A “No Impact” answer is adequately supported if the referenced information sources show that the impact simply does not apply to projects like the one involved (e.g. the project falls outside a fault rupture zone). A “No Impact” answer should be explained where it is based on project-specific factors as well as general standards (e.g. the project will not expose sensitive receptors to pollutants, based on a project specific screening analysis).
- 2) All answers must take account of the whole action involved, including off-site as well as on-site, cumulative as well as project-level, indirect as well as direct, and construction as well as operational impacts.
- 3) Once the lead agency has determined that a particular physical impact may occur, then the checklist answers must indicate whether the impact is potentially significant, less than significant with mitigation, or less than significant. “Potentially Significant Impact” is appropriate if there is substantial evidence that an effect may be significant. If there are one or more “Potentially Significant Impact” entries when the determination is made, an EIR is required.
- 4) “Negative Declaration; Less Than Significant With Mitigation Incorporation” applies where the incorporation of mitigation measures has reduced an effect from “Potentially Significant Impact” to a “Less Than Significant Impact.” The lead agency must describe the mitigation measures, and briefly explain how they reduce the effect to a less than significant level (mitigation measures from “Earlier Analysis,” as described in (5) below, may be cross-referenced).
- 5) Earlier analyses may be used where, pursuant to the tiering, program EIR, or other CEQA process, an effect has been adequately analyzed in an earlier EIR or Negative Declaration (per Section 15063(c)(3)(D)). In this case, a brief discussion should identify the following:
 - a) Earlier Analysis Used. Identify and state where they are available for review.
 - b) Impacts Adequately Addressed. Identify which effects from the above checklist were within the scope of and adequately analyzed in an earlier document pursuant to applicable legal standards, and state whether such effect were addressed by mitigation measures based on the earlier analysis.
 - c) Mitigation Measures. For effects that are “Less than Significant with Mitigation Measures Incorporated,” describe the mitigation measures which were incorporated or refined from the earlier document and the extent to which they address site-specific conditions for the project.

- 6) Lead agencies are encouraged to incorporate into the check list references to information sources for potential impacts (e.g. general plans, zoning ordinances). Reference to a previously prepared or outside document should, where appropriate, include a reference to the page or pages where the statement is substantiated.
- 7) Supporting information Sources: A source list should be attached, and other sources used or individuals contacted should be cited in the discussion.
- 8) The explanation of each issue should identify:
 - a) The significance criteria or threshold. If any, used to evaluate each question; and
 - b) The mitigation measure identified, if any, to reduce the impact to less than significance.

I. AESTHETICS

a. Would the project have a substantial adverse effect on a scenic vista?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The City topography is relatively flat, with scenic vistas of the ocean to the south and the Palos Verdes peninsula to the west. The nearest scenic hills are located in the City of Signal Hill, which is completely surrounded by the City of Long Beach. In addition, distant views of the San Gabriel and San Bernardino Mountains to the north as well as the Santa Ana Mountains to the east are occasionally available to the public on days of clear visibility (primarily during the winter months).

The project site is surrounded by the various office, commercial, residential and institutional uses in downtown Long Beach. The nearest scenic vistas are the hilly topography in the City of Signal Hill. The City's Scenic Routes Element does not identify any scenic routes in the project vicinity.

The proposed project involves the Long Beach Redevelopment Agency acquisition of the property located at 100 E. Ocean Boulevard (Assessor Parcel No. 7278-007-048). This approximately 36,563 square foot project site presently consists entirely of an unenclosed paved asphalt parking lot. The project would not involve the construction of any structures or establishment of any land uses. The property acquisition and possible minor project site physical enhancements (new signage, fencing and landscaping) that make up the scope of this project would not impact any existing scenic vistas. No further environmental analysis is required.

b. Would the project substantially damage scenic resources, including, but not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

There are no State designated scenic highways located within the City (the portion of Pacific Coast Highway east of the Traffic Circle is identified in the State's Scenic Highway Program as an "eligible" scenic highway). No scenic resources, trees or rock outcroppings would be damaged as a result of project implementation. There would therefore be no impact to any scenic resource and no further analysis is required.

c. Would the project substantially degrade the existing visual character or quality of the site and its surroundings?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

See Sections I. (a) and (b) above for discussion. Project activities, which involve only project site acquisition and possible minor physical enhancements such as new signage, fencing and landscaping, would not degrade the existing visual character or quality of the project site or surrounding area and therefore no further analysis of this environmental issue is required.

d. Would the project create a new source of substantial light or glare which would adversely affect day or nighttime views in the area?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project site vicinity is urban in character, with high levels of lighting emanating from the downtown Long Beach office, commercial, residential and institutional land uses. Project implementation would not include any lighting equipment since no construction activities or land uses are proposed as part of this project. No temporary or permanent new sources of light or glare are proposed as part of this project. No further analysis of this environmental issue is required.

II. AGRICULTURE RESOURCES

In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Department of Conservation as an optional model to use in assessing impacts on agriculture and farmland. Would the project:

- a. Would the project convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?**

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

b. Would the project conflict with existing zoning for agricultural use, or a Williamson Act contract?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

c. Would the project involve other changes in the existing environment that, due to their location or nature, could result in conversion of Farmland to non-agricultural use?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

For Sections II. (a), (b) and (c) -There are no agricultural zones within the City of Long Beach, which is a fully urbanized community without any significant agricultural resources. The proposed project would have no effect upon agricultural resources within the City of Long Beach or any other neighboring city or county.

III. AIR QUALITY

The South Coast Air Basin is subject to some of the worst air pollution in the nation, attributable to its topography, climate, meteorological conditions, large population base, and dispersed urban land use patterns.

Air quality conditions are affected by the rate and location of pollutant emissions and by climatic conditions that influence the movement and dispersion of pollutants. Atmospheric forces such as wind speed, wind direction, and air temperature gradients, along with local and regional topography, determine how air pollutant emissions affect air quality.

The South Coast Air Basin has a limited capability to disperse air contaminants because of its low wind speeds and persistent temperature inversions. In the Long Beach area, predominantly daily winds consist of morning onshore airflow from the southwest at a mean speed of 7.3 miles per hour and afternoon and evening offshore airflow from the northwest at 0.2 to 4.7 miles per hour with little variability between seasons. Summer wind speeds average slightly higher than winter wind speeds. The prevailing winds

carry air contaminants northward and then eastward over Whittier, Covina, Pomona and Riverside.

The majority of pollutants found in the Los Angeles County atmosphere originate from automobile exhausts as unburned hydrocarbons, carbon monoxide, oxides of nitrogen and other materials. Of the five major pollutant types (carbon monoxide, nitrogen oxides, reactive organic gases, sulfur oxides, and particulates), only sulfur oxide emissions are produced mostly by sources other than automobile exhaust.

a. Would the project conflict with or obstruct implementation of the applicable Air Quality Attainment Plan?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project site is located within the City of Long Beach, which is part of the South Coast Air Basin and under the jurisdiction of the South Coast Air Quality Management District (SCAQMD). The SCAQMD's *CEQA Air Quality Handbook* establishes the current guidelines and emission thresholds for assessment of potential air quality impacts. This *Air Quality Handbook* includes a consistency finding to determine whether a project is inconsistent with the assumptions and objectives of the SCAQMD's *Air Quality Management Plan (AQMP)*. In addition, the Southern California Association of Governments (SCAG) has determined that if a project is consistent with the growth forecasts for the subregion in which it is located, it is consistent with the AQMP, and regional emissions are mitigated by the control strategies specified in the AQMP.

The project would not add any residential units or new structures that could create substantial employment or housing demands. The proposed project only involves property acquisition and possibility some minor physical enhancements (new signage, fencing, and landscaping). Since this project is not growth inducing, there would be no inconsistencies with either the SCAG growth forecasts or the AQMP and therefore no further analysis is required.

b. Would the project violate any air quality standard or contribute to an existing or projected air quality violation?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Both the State of California and the federal government have established ambient air quality standards for the following air pollutants: carbon monoxide, ozone, nitrogen oxides, sulfur oxides, particulate matter less than 10 and 2.5 microns in diameter, and lead. Ozone is formed by a photochemical reaction

between nitrogen oxides and reactive organic gases, and therefore ozone impacts are assessed by evaluating these two sources.

No construction or land use activities are proposed as part of this project. Project implementation only involves property acquisition and possibility some minor physical enhancements (new signage, fencing, and landscaping). Due to the limited scope of project activities, potential air quality impacts would not be substantial. No further analysis of this environmental issue is therefore required.

c. Would the project result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard (including releasing emissions which exceed quantitative thresholds for ozone precursors)?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Sections III. (a) and (b) above for discussion. The project would not result in significant cumulatively considerable air quality impacts due to the limited scope of project activities. No further analysis of this environmental issue is required.

d. Would the project expose sensitive receptors to substantial pollutant concentrations?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The *CEQA Air Quality Handbook* defines sensitive receptors as children, elderly and sick individuals that are more susceptible to the effects of air pollution than the population at large. Facilities that serve various types of sensitive receptors, including schools, hospitals, and senior care centers, are located throughout the City.

There are no facilities serving sensitive receptors in the immediate project site vicinity. Project activities would not result in significant air quality impacts. Please see Sections III. (a) and (b) above for further discussion.

e. Would the project create objectionable odors affecting a substantial number of people?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Land uses associated with odor complaints typically include agricultural uses, wastewater treatment plants, food processing plants, chemical plants, composting, refineries, landfills, dairies, and fiberglass molding. Potential sources of odors from construction activities include use of architectural coatings and solvents, and diesel-powered construction equipment. SCAQMD Rule 1113 limits the amount of volatile organic compounds (VOCs) from architectural coatings and solvents, which lowers odorous emissions.

Project activities, which only involve property acquisition and possibly minor physical enhancements (new signage, fencing, and landscaping) would not create any objectionable odors. No further analysis of this environmental issue is therefore required.

f. Would the project generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment, based on any applicable threshold of significance?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project would not create any on-site stationary sources and would not establish any new growth-inducing land uses. The project would not result in any new, ongoing sources of greenhouse gas emissions. Therefore, the project's contribution to greenhouse gas emissions on global climate change is less than significant and no further analysis of this environmental issue is required.

g. Would the project conflict with any applicable plan, policy or regulation of an agency adopted for the purpose of reducing the emissions of greenhouse gases?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

See Section III. (f) above for discussion. The project would not establish any new plans, policies or regulations that would conflict with any federal, State or local plans, policies or regulations intended to reduce greenhouse gas emissions.

IV. BIOLOGICAL RESOURCES

- a. Would the project have a substantial adverse impact, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?**

Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

There are no wildlife habitats or habitats for any sensitive or special status species within or in the vicinity of the project site. The surrounding area is fully urbanized, and the project site has no open space or any other type of environmental conditions that could accommodate wildlife habitat. The project site consists entirely of an impervious asphalt paved surface parking lot. No further environmental analysis is required.

- b. Would the project have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?**

Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

There are no riparian habitat areas in or around the project site. The project would have no impact on any riparian habitats or other sensitive natural communities. No further environmental analysis is required.

- c. Would the project have a substantial adverse effect on federally protected wetlands as defined by Section 404 of the Clean Water Act (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?**

Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

There are no wetland areas in or around the project site. The project would not impact any protected wetland areas. No further environmental analysis is required.

d. Would the project interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project site is fully urbanized as an unenclosed paved parking lot and the project would not alter or adversely impact any native resident or migratory fish or wildlife species, corridors or nursery sites. No further environmental analysis is required.

e. Would the project conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Project implementation would not alter or eliminate any existing or future policy or ordinance protecting biological resources. No further environmental analysis is required.

f. Would the project conflict with the provisions of an adopted Habitat Conservation Plan, or other approved local, regional, or state habitat conservation plan?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project is unrelated to habitat conservation and would not have any adverse effects on any existing or future habitat conservation plans. Please see Sections IV. (a) through (e) above for further discussion.

V. CULTURAL RESOURCES

Evidence indicates that primitive peoples inhabited portions of the City as early as 5,000 to 2,000 B.C. Much of the remains and artifacts of these ancient peoples were

destroyed during the first century of the City's development. The remaining archaeological sites are located predominantly in the southeast sector of the City.

a. Would the project cause a substantial adverse change in the significance of a historical resource as defined in Section §15064.5?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

There are no designated historic buildings on the project site and the project site is not located in a historic district. Project implementation would have no impact on any historic resources in the City. No further environmental analysis is required.

b. Would the project cause a substantial adverse change in the significance of an archaeological resource pursuant to Section §15064.5?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

No archaeological resources are known to exist in or around the project site. The probability that project implementation could impact any archaeological deposits is considered to be very low, given that the project site has been previously disturbed by grading associated with past construction activities. Furthermore, the project does not involve any construction or earth-moving activities. Impacts related to archaeological resources would therefore be less than significant and no further environmental analysis is required.

c. Would the project directly or indirectly destroy a unique paleontological resource or site or unique geologic feature?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

No ground disturbances such as grading and excavation are involved in project implementation, which consists only of project site property acquisition and possibly minor physical enhancements (new signage, fencing and landscaping). Please see Sections V. (a) and (b) above for further discussion.

d. Would the project disturb any human remains, including those interred outside of formal cemeteries?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Due to past ground disturbances and the fully urbanized character of the surrounding area, no conditions exist that suggest human remains are likely to be found on the project site. Project implementation would not disturb any human remains, including those interred outside of formal cemeteries, since no ground disturbances are involved in project activities. Please see Section V. (c) above for further discussion.

VI. GEOLOGY AND SOILS

a. Would the project expose people or structures to potential substantial adverse effects, including the risk of loss, injury, or death involving:

- i. Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake Fault Zoning Map issued by the State Geologist for the area or based on other substantial evidence of a known fault? Refer to Division of Mines and Geology Special Publication 42.**

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Per Plate 2 of the Seismic Safety Element of the General Plan, the most significant fault system in the City is the Newport-Inglewood fault zone. This fault zone runs in a northwest to southeast angle across the southern half of the City. The project site is located approximately three miles south of this fault zone. However, project implementation would not expose people or structures to potentially substantial adverse effects involving fault rupture since the project does not involve the use or construction of any buildings for human occupancy. No significant impacts related to fault rupture are anticipated and no further analysis is therefore required.

- ii. Strong seismic ground shaking?**

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The Newport-Inglewood fault zone could create substantial ground shaking if a seismic event occurred along that fault. Similarly, a strong seismic event on any other fault system in Southern California has the potential to create considerable levels of ground shaking throughout the City. However, numerous variables determine the level of damage to a specific location. Given these variables, it is not possible to determine the level of damage that may occur on the site during a seismic event. The project would not increase the likelihood of an earthquake or increase the severity of earthquake induced seismic ground shaking. The project would not involve the use or construction of any buildings for human occupancy and therefore project impacts would be less than significant and no further environmental analysis is required. Please see Section VI. (a)(i) above for further discussion.

iii. Seismic-related ground failure, including liquefaction?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Per Plate 7 of the Seismic Safety Element, most of the City is located in areas of either minimal or low liquefaction potential. The only exceptions are in the southeastern portion of the City, where there is significant liquefaction potential, and the western portion (most of the area west of Pacific Avenue and south of the 405 freeway), where there is either moderate or significant liquefaction potential. The project site is located in the portion of downtown Long Beach south of Ocean Boulevard that has significant liquefaction potential. However, the project would not involve the use or construction of any buildings for human occupancy. Project impacts regarding seismic-related ground failure would therefore be less than significant and no further environmental analysis is required. Please see Sections VI. (a)(i) and (ii) above for further discussion.

iv. Landslides?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Per the Seismic Safety Element, the City is relatively flat and characterized by slopes that are not high (less than 50 feet) or steep (generally sloping flatter than 1-1/2:1, horizontal to vertical). The State Seismic Hazard Zone map of the Long Beach Quadrangle indicates that the lack of steep terrain (except for a few

slopes on Signal Hill and Reservoir Hill) results in only about 0.1 percent of the City lying within the earthquake-induced landslide zone for this quadrangle. The project site is flat and although there is a hillside immediately to the north of the project site extending upward to Victory Park, project implementation would not involve the use or construction of any buildings for human occupancy. Therefore, no significant impacts to people or structures would be expected and no further environmental analysis is required.

b. Would the project result in substantial soil erosion or the loss of topsoil?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project site is presently a paved surface parking lot. The project would not involve any construction or earth-moving activities. Project implementation would therefore have no effect on this impervious parking lot surface. No further environmental analysis is required.

c. Would the project be located on a geologic unit or soil that is unstable, or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Section VI. (b) above for discussion. No soil movement would occur from project implementation. No further environmental analysis is required.

d. Would the project be located on expansive soil, as defined in Table 18-1-B of the Uniform Building Code (1994), creating substantial risks to life or property?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Per the City's Seismic Safety Element, the City is divided into four predominant soil profiles, designated as Profiles A through D. The project site is located in Profile A, which is predominately man-made fill generally composed of fine sand and silty soils. These types of soils are considered less expansive than soils with higher clay content, which tend to hold water and expand during rainy periods.

Therefore, the project site is not characterized by more expansive types of soils and impacts would be less than significant.

e. Would the project have soils incapable of adequately supporting the use of septic tanks or alternative waste water disposal systems where sewers are not available for the disposal of wastewater?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The entire City is served by an existing sewer system and therefore no need for septic tanks or any other alternative waste water disposal systems. No further environmental analysis is required.

VII. HAZARDS AND HAZARDOUS MATERIALS

a. Would the project create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

An impervious asphalt surface parking lot makes up the existing improvements on this approximately 36,563 square foot project site. Project activities would not alter this parking lot surface or involve any new construction or land uses. No transport, use or disposal of any hazardous materials are involved in project activities. No further analysis of this environmental issue is therefore required.

b. Would the project create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Section VII. (a) above for discussion.

c. Would the project emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one quarter-mile of an existing or proposed school?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Sections VII. (a) and (b) above for discussion. There are no existing or proposed schools within one-quarter mile of the project site. No further environmental analysis of this issue is therefore required.

d. Would the project be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project site is not included on any lists of hazardous materials sites. Please see Sections VII. (a) and (b) above for further discussion.

e. For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard for people residing or working in the project area?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The Long Beach Airport is located within the City just north of the 405 freeway between Cherry Avenue and Lakewood Boulevard. The project site is located approximately four miles south of this Airport. However, project activities would not impact airport operations, alter air traffic patterns or in any way conflict with established Federal Aviation Administration (FAA) flight protection zones. No further environmental analysis is required.

f. For a project within the vicinity of a private airstrip, would the project result in a safety hazard for people residing or working in the project area?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

There are no private airstrips located within or adjacent to the City. No further environmental analysis is required.

g. Would the project impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project would not create any structures or alter any travel routes that could potentially impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan. No further environmental analysis is required.

h. Would the project expose people or structures to a significant risk of loss, injury or death involving wild land fires, including where wild lands are adjacent to urbanized areas or where residences are intermixed with wild lands?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The City is a highly urbanized community and there are no wild lands in the project site vicinity. There would be no risk of exposing people or structures to a significant risk of loss, injury or death involving wild land fires. No further environmental analysis is required.

VIII. HYDROLOGY AND WATER QUALITY

The Federal Emergency Management Agency (FEMA) has produced a series of Flood Insurance Rate Maps (FIRMs) designating potential flood zones (based on the projected inundation limits for breach of the Hansen Dam and that of the Whittier Narrows Dam, as well as the 100-year flood as delineated by the U.S. Army Corps of Engineers).

a. Would the project violate any water quality standards or waste discharge requirements?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Pursuant to Section 402 of the federal Clean Water Act, the National Pollutant Discharge Elimination System (NPDES) permit program controls water pollution by regulating point sources (conveyances such as pipelines) that discharge pollutants. The City of Long Beach has its own municipal NPDES permit (NPDES No. CAS004003), which requires certain types of projects to comply with the Los Angeles County Standard Urban Storm Water Mitigation Plan (SUSMP). The types of projects subject to SUSMP requirements are hillside projects, residential subdivisions of 10 units or more, new commercial development of 100,000 square feet or more of impermeable areas, and projects located adjacent to or discharging into environmentally sensitive areas. This project would therefore not be subject to SUSMP requirements.

The State of California requires any construction activity disturbing one acre or more of soil to comply with the State General Construction Activity Storm Water Permit. No construction activities are proposed as part of the project for this site, which totals 36,563 square feet or about 0.84 acres. The project would therefore not be subject to this State permit requirement.

No significant storm runoff would result from project implementation since the project does not involve any construction or alteration of the existing project site impervious parking lot surface. Therefore, impacts would be at a less than significant level and no further environmental analysis is required.

b. Would the project substantially deplete groundwater supplies or interfere substantially with groundwater recharge such that there would be a net deficit in aquifer volume or a lowering of the local groundwater table level (e.g., the production rate of pre-existing nearby wells would drop to a level which would not support existing land uses or planned uses for which permits have been granted)?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Section VIII. (a) above for discussion. Project activities would not involve any construction or alteration of existing project site conditions. Therefore, no groundwater contact would occur as a result of project implementation and no further analysis of this environmental issue is required.

c. Would the project substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or

river, in a manner which would result in substantial erosion or siltation on- or off-site?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The nature and scope of this project would not alter any existing drainage patterns or alter the course of any streams or rivers. No increase in impervious surfaces would result from this project, and no substantial erosion or siltation on-site or off-site would occur. No further analysis of this environmental issue is therefore required.

d. Would the project substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river or substantially increase the rate or amount of surface runoff in a manner which would result in flooding on-or off-site?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Sections VIII. (a) and (c) above for discussion.

e. Would the project create or contribute runoff water which would exceed the capacity of existing or planned storm water drainage systems?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Sections VIII. (a) and (c) above for discussion. The City's existing storm water drainage system is adequate to accommodate runoff from the project site and project implementation would not alter existing drainage conditions in or around the project site.

f. Would the project otherwise substantially degrade water quality?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Sections VIII. (a) and (c) above for discussion.

g. Would the project place housing within a 100-year flood hazard area as mapped on a federal Flood Hazard Boundary or Flood Insurance Rate Map or other flood hazard delineation map?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

No housing or any other type of residential land uses or structures are proposed as part of this project.

h. Would the project place within a 100-year flood hazard area structures which would impede or redirect flood flows?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Section VIII. (g) above for discussion. No new structures are proposed as part of this project.

i. Would the project expose people or structures to a significant risk of loss, injury or death involving flooding, including flooding as a result of the failure of a levee or dam?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Section VIII. (g) above for discussion. Flooding in Long Beach would most likely be the result of either heavy rains or earthquakes. Earthquake induced flooding could result from failure of water-retaining structures during earthquakes. However, the project does not involve the use or construction of any buildings for human occupancy and therefore would not increase exposure of people or structures to a significant risk of flooding related hazards. No further environmental analysis is required.

j. Would the project result in inundation by seiche, tsunami or mudflow?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

A tsunami is a sea wave generated by a submarine earthquake, landslide or volcanic activity. More specifically, tsunamis are long period, low amplitude

ocean waves. According to the City's Seismic Safety Element, a major tsunami from an earthquake, landslide or volcanic event is considered extremely remote for Long Beach. A seiche is an earthquake or landslide induced wave that can be generated in any enclosed body of water.

The project would not alter coastal conditions or any other natural or man-made features that could influence the pattern or severity of inundation by seiche, tsunami or mudflow. The project does not involve the use or construction of any buildings for human occupancy. No further environmental analysis is required.

IX. LAND USE AND PLANNING

a. Would the project physically divide an established community?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project would involve acquisition of the privately owned property at 100 E. Ocean Boulevard and possibly minor physical enhancements such as new signage, fencing and landscaping. Project implementation is therefore limited in scope and would not physically divide any established community. No impacts would result from the project and no further environmental analysis is required.

b. Would the project conflict with any applicable land use plan, policy, or regulation of an agency with jurisdiction over the project (including, but not limited to the general plan, specific plan, local coastal program, or zoning ordinance) adopted for the purpose of avoiding or mitigating an environmental effect?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project site is located in General Plan Land Use Designation (LUD) No. 7 Mixed Use. This LUD is intended for large, vital activity centers such as downtown Long Beach. Combinations of land uses intended for this LUD are retail, office, higher density residences, visitor-serving facilities, and professional services. The project site's zoning district is PD-6 Downtown Shoreline Planned Development District. The intent of this Planned Development zoning district is to provide a framework to guide and control the development of the downtown shoreline area, with an emphasis on a variety of land uses that allow significant public access through and around uses.

The project site is located in the Downtown Long Beach Redevelopment Project Area. The project site is not located in any historic district and there are no historic buildings on the project site.

The proposed project would not conflict with the General Plan, Zoning Code, or any other applicable land use plans, policies or regulations. Project impacts would therefore be less than significant and no further environmental analysis is required.

c. Would the project conflict with any applicable habitat conservation plan or natural communities conservation plan?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

See Sections IX. (a) and (b) above for discussion. The City is a highly urbanized environment characterized by in-fill development projects that recycle previously developed properties. As stated in Biological Resources IV. (a) above, there are no wildlife habitats or habitats for any sensitive or special status species within or in the vicinity of the project site. No habitat conservation plan or natural communities conservation plan would be impacted by project implementation.

X. MINERAL RESOURCES

Historically, the primary mineral resources within the City of Long Beach have been oil and natural gas. However, oil and gas extraction operations have diminished over the last century as the resource has become depleted. Today, extraction operations continue but on a reduced scale compared to past levels.

a. Would the project result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project site and surrounding properties are part of a fully urbanized area with no known mineral resources of value or mineral extraction operations in the immediate vicinity. There are no mineral resource activities that would be altered or displaced by the project. No further environmental analysis is required.

b. Would the project result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Section X. (a) above for discussion. The project site is not located in or near any mineral extraction operations. The project does not involve a mineral resource recovery site and therefore no impacts from project implementation would occur.

XI. NOISE

Noise is defined as unwanted sound that disturbs human activity. Environmental noise levels typically fluctuate over time, and different types of noise descriptors are used to account for this variability. Noise level measurements include intensity, frequency, and duration, as well as time of occurrence.

Some land uses are considered more sensitive to ambient noise levels than other uses due to the amount of noise exposure and the types of activities involved. Residences, motels, hotels, schools, libraries, churches, nursing homes, auditoriums, parks and outdoor recreation areas are more sensitive to noise than are commercial and industrial land uses.

The City of Long Beach uses the State Noise/Land Use Compatibility Standards, which suggests a desirable exterior noise exposure at 65 dBA Community Noise Equivalent Level (CNEL) for sensitive land uses such as residences. Less sensitive commercial and industrial uses may be compatible with ambient noise levels up to 70 dBA. The City of Long Beach has adopted a Noise Ordinance (Long Beach Municipal Code Chapter 8.80) that sets exterior and interior noise standards.

a. Would the project result in exposure of persons to or generation of noise levels in excess of standards established in the local general plan or noise ordinance or applicable standards of other agencies?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

All construction activities must be done in compliance with the City's Noise Ordinance (Long Beach Municipal Code Section 8.80). Per the Municipal Code, construction activities are limited to the hours of 7:00 AM to 7:00 PM on weekdays and federal holidays, and 9:00 AM to 6:00 PM on Saturdays. Project activity on Sundays is prohibited unless a special permit is approved by the City's

Noise Control Officer. Per Long Beach Municipal Code Chapter 8.80.130, it is unlawful for any person to willfully make or continue, or cause to be made or continued, a loud, unnecessary or unusual noise which disturbs the peace and quiet of any neighborhood or which causes any discomfort or annoyance to any reasonable person of normal sensitiveness residing in the area. The project would not alter the Noise Ordinance provisions or be exempt from local noise controls.

Noise levels from the proposed project would be minimal due to the limited scope of project related improvements, which would only involve the possibility of minor physical enhancements such as new signage, fencing and landscaping. No significant noise impacts would result from project implementation and therefore no further analysis of this environmental issue is required.

b. Would the project result in exposure of persons to or generation of excessive ground borne vibration or ground borne noise levels?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

See Section XI. (a) above for discussion. Project activities would not involve any construction equipment that could create elevated levels of ground borne vibrations or noises. Installation of any proposed physical enhancements such as signage, fencing and landscaping would not create any excessive noise or vibration levels. Therefore, project impacts would be less than significant and no further environmental analysis is required.

c. Would the project create a substantial permanent increase in ambient noise levels in the project vicinity above levels existing without the project?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

See Section XI. (a) above for discussion. Project implementation, involving only property acquisition and minor property enhancements, would not result in substantial permanent increases in ambient noise levels.

d. Would the project create a substantial temporary or periodic increase in ambient noise levels in the project vicinity above levels existing without the project?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

See Section XI. (a) for discussion.

e. For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The Long Beach Airport is located within the City just north of the 405 freeway between Cherry Avenue and Lakewood Boulevard. The project site is located approximately four miles south of this Airport. However, project implementation would not impact airport operations, alter air traffic patterns or in any way conflict with established Federal Aviation Administration (FAA) flight protection zones. No further environmental analysis is necessary.

f. For a project within the vicinity of a private airstrip, would the project expose people residing or working in the project area excessive noise levels?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

There are no private airstrips located within or adjacent to the City. No further environmental analysis is required.

XII. POPULATION AND HOUSING

The City of Long Beach is the second largest city in Los Angeles County. At the time of the 2000 Census, Long Beach had a population of 461,522, which was a 7.5 percent increase from the 1990 Census. The 2000 Census reported a total of 163,088 households in Long Beach, with an average household size of 2.8 persons and a Citywide vacancy rate of 6.32 percent. As of January 1, 2010, the City of Long Beach has an estimated population of 494,709 (State of California, Department of Finance E-1 Report).

a. Would the project induce substantial population growth in an area, either directly or indirectly?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project would not directly or indirectly induce population growth in the project vicinity. The project would not create any new housing units or employment generating land uses and would therefore have no population growth impacts.

b. Would the project displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

There are no housing units on the project site or people residing on the project site in any form of temporary housing. The project would therefore not displace any existing housing units or people from the project site.

c. Would the project displace substantial numbers of people, necessitating the construction of replacement housing elsewhere?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Section XII. (b) above for discussion.

XIII. PUBLIC SERVICES

Fire protection would be provided by the Long Beach Fire Department. The Fire Department is divided into bureaus of Fire Prevention, Fire Suppression, the Bureau of Instruction, and the Bureau of Technical Services. The Fire Department is accountable for medical, paramedic, and other first aid rescue calls from the community.

Police protection would be provided by the Long Beach Police Department. The Police Department is divided into bureaus of Administration, Investigation, and Patrol. The City is divided into four Patrol Divisions: East, West, North and South.

The City of Long Beach is served by the Long Beach Unified School District, which also serves the City of Signal Hill, Catalina Island and a large portion of the City of

Lakewood. This School District has been operating at or over capacity during the past decade.

Would the proposed project result in substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:

a. Fire protection?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project does not include any new housing units or any other type of structure. The project would therefore not significantly impact existing fire service ratios and response times, and would not increase the demand for additional fire protection services. No further environmental analysis is required.

b. Police protection?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Similar to Section XIII. (a) above, the project would not significantly impact existing police service ratios and response times, and would not increase the demand for additional police protection services. No further environmental analysis is required.

c. Schools?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project does not involve any housing units or employment generating land uses and therefore would not create the demand for any new school facilities. No further environmental analysis is required.

d. Parks?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project does not involve new housing units or construction of new parks or recreational facilities. The project would therefore not create any new demands for parks or recreational facilities and no further environmental analysis is required.

e. Other public facilities?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

No other impacts have been identified that would require the provision of new or physically altered governmental facilities. Project implementation would not increase the demand for any other public facilities (e.g., libraries) or create the need for alteration or construction of any governmental buildings. No further environmental analysis is required.

XIV. RECREATION

a. Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Section XIII. (d) above for discussion. The project does not involve new housing units or construction of new parks or recreational facilities. The project would therefore not create any new demands for parks or recreational facilities and no further environmental analysis is required.

b. Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Section XIV. (a) above for discussion.

XV. TRANSPORTATION/TRAFFIC

a. Would the project cause an increase in traffic which is substantial in relation to the existing traffic load and capacity of the street system (i.e., result in a substantial increase in either the number of vehicle trips, the volume to capacity ratio on roads, or congestion at intersections)?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project does not involve the development of any trip-generating land uses. Project implementation would therefore not cause any substantial temporary or permanent increase in traffic volumes and no further environmental analysis is required.

b. Would the project exceed, either individually or cumulatively, a level of service standard established by the county congestion management agency for designated roads or highways?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Please see Section XV. (a) for discussion.

c. Would the project result in a change in air traffic patterns, including either an increase in traffic levels or a change in location that results in substantial safety risks?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The Long Beach Airport is located within the City just north of the 405 freeway between Cherry Avenue and Lakewood Boulevard. The project site is located approximately four miles south of this Airport. However, project implementation would not impact airport operations, alter air traffic patterns or in any way conflict with established Federal Aviation Administration (FAA) flight protection zones. No further environmental analysis is required.

d. Would the project substantially increase hazards to a design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project would not alter the design features of any streets or alleys and would not introduce or encourage any incompatible land uses in the project vicinity. No further environmental analysis is required.

e. Would the project result in inadequate emergency access?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project would not alter any land uses, transportation patterns, or emergency access routes. No further environmental analysis is required.

f. Would the project result in inadequate parking capacity?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The land use presently on the project site is a paved surface commercial public parking lot. This parking lot is not reserved, restricted or intended for any specific property or land use in the downtown area. While any future termination of this parking lot land use would reduce the overall supply of downtown public parking spaces, there are many public parking lots in various locations throughout the downtown area that adequately serve parking demands. Possible future removal of this parking lot land use would therefore not result in a significantly adverse impact to downtown parking needs.

The project does not involve the development of any trip-generating land uses and therefore would not require any on-site or off-site parking areas. No further environmental analysis is required.

g. Would the project conflict with adopted policies supporting alternative transportation (e.g., bus turnouts, bicycle racks)?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project would not set forth or encourage any proposals or projects that would conflict with any adopted alternative transportation policies. No further environmental analysis is required.

XVI. UTILITIES AND SERVICE SYSTEMS

a. Would the project exceed wastewater treatment requirements of the applicable Regional Water Quality Control Board?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

b. Would the project require or result in the construction of new water or wastewater treatment facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

c. Would the project require or result in the construction of new storm water drainage facilities or expansion of existing facilities, the construction of which could cause significant environmental effects?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

d. Would the project have sufficient water supplies available to serve the project from existing entitlement and resources, or are new or expanded entitlement needed?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

e. Would the project result in a determination by the wastewater treatment provider which serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

f. Would the project be served by a landfill with sufficient permitted capacity to accommodate the project's solid waste disposal needs?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

g. Would the project comply with federal, state, and local statutes and regulations related to solid waste?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

For Sections XVI. (a) through (g) – The project would not create any housing units or growth inducing commercial, industrial or institutional land uses and therefore the project would not create any substantial demands or place an undue burden on any utility or service system. The City of Long Beach is an urbanized setting with all utilities and services fully in place. No further environmental analysis is required.

XVII. MANDATORY FINDINGS OF SIGNIFICANCE

- a. Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?**

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The proposed project would be located within an established urbanized setting. As determined in Section IV. Biological Resources and Section V. Cultural Resources, the project would have no impacts on biological or cultural resources. The project would not degrade the quality of the environment, impact any natural habitats, impact any fish or wildlife populations, threaten any plant or animal communities, alter the number or restrict the range of any rare or endangered plants or animals, or eliminate any examples of the major periods of California history or prehistory.

b. Does the project have impacts that are individually limited, but cumulatively considerable? (“Cumulatively considerable” means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects)?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

The project would only involve acquisition of a privately owned property and minor physical enhancements such as new signage, fencing and landscaping. Due to the project’s limited nature and scope, project implementation would not have any significant impacts that are individually limited but cumulatively considerable.

c. Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?

- Potentially Significant Impact Less Than Significant with Mitigation Incorporation Less Than Significant Impact No Impact

Potential project impacts have been analyzed in this Negative Declaration and, as concluded in the discussions on these issues, the project would have a less than significant impact on the environment and would not have significant adverse effects on human beings.

EXHIBIT "D"



Linda S Adams
Secretary for
Environmental Protection

Department of Toxic Substances Control

Maziar Movassaghi
Acting Director
5796 Corporate Avenue
Cypress, California 90630



Arnold Schwarzenegger
Governor

October 14, 2010

Mr. Craig Chalfant, Planner
Long Beach Redevelopment Agency
333 West Ocean Boulevard, 5th Floor
Long Beach, California 90802

NOTICE OF INTENT TO ADOPT A NEGATIVE DECLARATION FOR THE 100 E OCEAN BOULEVARD ACQUISITION PROJECT (SCH# 2010091058), LOS ANGELES COUNTY

Dear Mr. Chalfant:

The Department of Toxic Substances Control (DTSC) has received your submitted draft Initial Study (IS) and proposed draft Negative Declaration (ND) for the above-mentioned project. The following project description is stated in your document: "The proposed project involves acquisition of a privately owned property located at 100 E. Ocean Boulevard by the Long Beach Redevelopment Agency (Redevelopment Agency) for the purpose of land assembly for future development. Acquisition of the subject property would allow the Redevelopment Agency to improve the physical appearance of the subject property in the short term while encouraging long term redevelopment of the site, as well as improve access to Victory Park. The project site is located in downtown Long Beach, with surrounding various offices, commercial, residential and institutional uses to the north, east and west and by the Pike commercial entertainment complex and Aquarium of the Pacific to the south. The project site is located in General Plan Land Use Designation (LUD) No. 7 Mixed Use. An impervious asphalt surface parking lot makes up the existing improvements on this approximately 36,563 square foot project site".

Based on the review of the submitted document DTSC has the following comments:

- 1) The ND should evaluate whether conditions within the Project area may pose a threat to human health or the environment. Following are the databases of some of the regulatory agencies:
 - National Priorities List (NPL): A list maintained by the United States Environmental Protection Agency (U S EPA)

EXHIBIT "D"

Mr. Craig Chalfant
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- Envirostor (formerly CalSites): A Database primarily used by the California Department of Toxic Substances Control, accessible through DTSC's website (see below).
 - Resource Conservation and Recovery Information System (RCRIS): A database of RCRA facilities that is maintained by U.S. EPA.
 - Comprehensive Environmental Response Compensation and Liability Information System (CERCLIS): A database of CERCLA sites that is maintained by U.S. EPA.
 - Solid Waste Information System (SWIS): A database provided by the California Integrated Waste Management Board which consists of both open as well as closed and inactive solid waste disposal facilities and transfer stations.
 - GeoTracker: A List that is maintained by Regional Water Quality Control Boards.
 - Local Counties and Cities maintain lists for hazardous substances cleanup sites and leaking underground storage tanks.
 - The United States Army Corps of Engineers, 911 Wilshire Boulevard, Los Angeles, California, 90017, (213) 452-3908, maintains a list of Formerly Used Defense Sites (FUDS).
- 2) The ND should identify the mechanism to initiate any required investigation and/or remediation for any site that may be contaminated, and the government agency to provide appropriate regulatory oversight. If necessary, DTSC would require an oversight agreement in order to review such documents.
- 3) Any environmental investigations, sampling and/or remediation for a site should be conducted under a Workplan approved and overseen by a regulatory agency that has jurisdiction to oversee hazardous substance cleanup. The findings of any investigations, including any Phase I or II Environmental Site Assessment Investigations should be summarized in the document. All sampling results in which hazardous substances were found above regulatory standards should be clearly summarized in a table. All closure, certification or remediation approval reports by regulatory agencies should be included in the ND.

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- 4) If buildings, other structures, asphalt or concrete-paved surface areas are being planned to be demolished, an investigation should also be conducted for the presence of other hazardous chemicals, mercury, and asbestos containing materials (ACMs). If other hazardous chemicals, lead-based paints (LPB) or products, mercury or ACMs are identified, proper precautions should be taken during demolition activities. Additionally, the contaminants should be remediated in compliance with California environmental regulations and policies.
- 5) Future project construction may require soil excavation or filling in certain areas. Sampling may be required. If soil is contaminated, it must be properly disposed and not simply placed in another location onsite. Land Disposal Restrictions (LDRs) may be applicable to such soils. Also, if the project proposes to import soil to backfill the areas excavated, sampling should be conducted to ensure that the imported soil is free of contamination.
- 6) Human health and the environment of sensitive receptors should be protected during any construction or demolition activities. If necessary, a health risk assessment overseen and approved by the appropriate government agency should be conducted by a qualified health risk assessor to determine if there are, have been, or will be, any releases of hazardous materials that may pose a risk to human health or the environment.
- 7) If it is determined that hazardous wastes are, or will be, generated by the proposed operations, the wastes must be managed in accordance with the California Hazardous Waste Control Law (California Health and Safety Code, Division 20, Chapter 6.5) and the Hazardous Waste Control Regulations (California Code of Regulations, Title 22, Division 4.5). If it is determined that hazardous wastes will be generated, the facility should also obtain a United States Environmental Protection Agency Identification Number by contacting (800) 618-6942. Certain hazardous waste treatment processes or hazardous materials, handling, storage or uses may require authorization from the local Certified Unified Program Agency (CUPA). Information about the requirement for authorization can be obtained by contacting your local CUPA.
- 8) DTSC can provide cleanup oversight through an Environmental Oversight Agreement (EOA) for government agencies that are not responsible parties, or a Voluntary Cleanup Agreement (VCA) for private parties. For additional information on the EOA or VCA, please see www.dtsc.ca.gov/SiteCleanup/Brownfields, or contact Ms. Maryam Tasnif-Abbasi, DTSC's Voluntary Cleanup Coordinator, at (714) 484-5489.

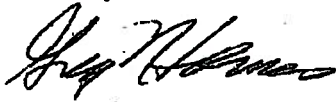
EXHIBIT "D"

Mr Craig Chalfant
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- 9) Also, in future CEQA documents, please provide your e-mail address, so DTSC can send you the comments both electronically and by mail

If you have any questions regarding this letter, please contact me at rahmed@dtsc.ca.gov, or by phone at (714) 484-5491.

Sincerely,



Greg Holmes
Unit Chief
Brownfields and Environmental Restoration Program

cc: Governor's Office of Planning and Research
State Clearinghouse
P.O. Box 3044
Sacramento, California 95812-3044
state.clearinghouse@opr.ca.gov

CEQA Tracking Center
Department of Toxic Substances Control
Office of Environmental Planning and Analysis
P.O. Box 806
Sacramento, California 95812
ADelacr1@dtsc.ca.gov

CEQA # 3018

RESOLUTION NO. R.A.

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 CERTAIN REAL PROPERTY
(100 EAST OCEAN BOULEVARD) WITHIN THE
DOWNTOWN 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 Downtown Long Beach Redevelopment Project Area ("Redevelopment Project"); and

WHEREAS, the Agency desires to implement the Redevelopment Plan for the Redevelopment Project by acquiring and assembling certain parcels of real property, including the real property located at 100 East Ocean Boulevard, Long Beach, California more particularly described as:

PARCEL 1:

LOT "A" OF TRACT NO. 604, IN THE CITY OF LONG BEACH, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 15 PAGE 96 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY.

EXCEPT THERE FROM ALL OIL, GAS AND OTHER MINERALS, AS RESERVED BY HERMAN HERTZ AND MOLLIE HERTZ IN A DEED RECORDED JULY 8, 1975 AS INSTRUMENT NO. 2495.

THE SURFACE, RIGHTS OF SURFACE ENTRY, AND THAT PORTION OF THE SUBSURFACE ABOVE A DEPTH OF 500 FEET BELOW THE SURFACE, INCLUDING ANY AND ALL RIGHTS OF PENETRATION INTO SAID SUBSURFACE, INCLUDING

THE INSTALLATION OF ANY AND ALL PIPE LINES FOR WHATEVER PURPOSE OF LOT "A" AS SHOWN ON THE MAP OF TRACT NO. 604, RECORDED IN BOOK 15, PAGE 96 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, WERE QUITCLAIMED TO JERGENS COURT ASSOCIATES, A CALIFORNIA LIMITED PARTNERSHIP BY HERMAN HERTZ AND MOLLIE HERTZ BY DEED RECORDED OCTOBER 17, 1983 AS INSTRUMENT NO. 83-1224774.

EXCEPT THERE FROM TO HERMAN HERTZ AND MOLLIE HERTZ AND THEIR ASSIGNEES ALL OIL, MINERAL, GAS AND OTHER HYDROCARBON SUBSTANCES BELOW A DEPTH OF 500 FEET, WITHOUT THE RIGHT OF SURFACE ENTRY, AS RESERVED IN SAID QUITCLAIM DEED.

PARCEL 2:

THAT PORTION OF SEASIDE WAY, VACATED BY RESOLUTION NO. C-23085 OF THE CITY OF LONG BEACH, A CERTIFIED COPY THEREOF BEING RECORDED ON JANUARY 19, 1981 AS INSTRUMENT NO. 81-62531 OF SAID COUNTY, AS SHOWN ON MAP OF BLOCK L OCEAN PIER TRACT, IN THE CITY OF LONG BEACH, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, RECORDED IN BOOK 5 PAGE 135 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF LOT "A" OF TRACT NO. 604, RECORDED IN BOOK 15 PAGE 96 OF MAPS OF SAID COUNTY, THENCE SOUTH 62.46 FEET, THENCE SOUTH 45 DEGREES EAST 14.14 FEET, TO THE SOUTHERLY LINE OF SAID VACATION THENCE EAST ALONG SAID SOUTHERLY LINE TO THE SOUTHERLY PROLONGATION OF THE EASTERLY LINE OF SAID LOT "A", THENCE NORTHERLY ALONG SAID PROLONGATION 62.69 FEET TO THE SOUTHEAST CORNER OF SAID LOT "A", THENCE WESTERLY ALONG THE SOUTHERLY BOUNDARY LINE OF SAID LOT "A" TO THE POINT OF BEGINNING.

EXCEPT THERE FROM ALL OIL, GAS, HYDROCARBON SUBSTANCES AND ALL OTHER MINERALS BELOW A PLANE 200 FEET BENEATH THE SURFACE OF SAID LAND, BUT WITHOUT RIGHT OF SURFACE ENTRY.

PARCEL 3:

THAT PORTION OF THE EASTERLY 40 FEET OF PINE AVENUE (80 FEET WIDE) AS SHOWN ON THE OCEAN FRONT TRACT, IN THE CITY OF LONG BEACH, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 39 PAGES 18 TO 33 INCLUSIVE OF MISCELLANEOUS RECORDS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, AND ALSO THE WESTERLY 20 FEET OF LOT 1 AS SHOWN ON THE MAP OF BLOCK L OCEAN PIER TRACT, IN SAID CITY, COUNTY AND STATE, AS PER MAP RECORDED IN BOOK 5 PAGE 135 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, AND ALSO THAT PORTION OF SEASIDE WAY (FORMERLY SEASIDE BOULEVARD) AS SHOWN ON SAID MAP OF BLOCK L OCEAN PIER TRACT, BOUNDED AND DESCRIBED AS FOLLOWS:

ON THE NORTH BY THE WESTERLY PROLONGATION OF THE NORTHERLY LINE OF LOT A OF TRACT NO. 604, IN SAID CITY, COUNTY AND STATE, AS PER MAP RECORDED IN BOOK 15 PAGE 96 OF MAPS, IN SAID RECORDER'S OFFICE; ON THE SOUTH BY THE WESTERLY PROLONGATION OF THE SOUTHERLY LINE OF THAT PORTION OF SEASIDE WAY AS VACATED BY DOCUMENT RECORDED JANUARY 19, 1981 AS INSTRUMENT NO. 81-62531; ON THE EAST BY THE

WESTERLY LINE OF SAID LOT A AND THE WESTERLY LINE OF SAID VACATED SEASIDE WAY; AND ON THE WEST BY THE WESTERLY LINE, AND ITS SOUTHERLY PROLONGATION, OF THE EASTERLY 40 FEET OF SAID PINE AVENUE AS SHOWN ON SAID OCEAN FRONT TRACT.
APN: 7278-007-048

and as shown on the site plan attached hereto as Exhibit A, and incorporated herein by this reference ("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 is to be acquired by eminent domain and whose names and addresses appear on the last equalized Los Angeles County assessment roll; 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, including the improvements thereon, for a public use, to wit, for redevelopment purposes in connection with and located in the Redevelopment Project, including, but not limited to, land assembly for future development.

Section 2. The Agency is authorized to acquire the Subject Property, including the improvements thereon, 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 record, 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 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, the fee title or interest in the Subject Property, including the improvements thereon.

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.

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APPROVED AND ADOPTED by the Redevelopment Agency of the City of Long Beach, California, on this 15th day of November, 2010.

Executive Director/Secretary

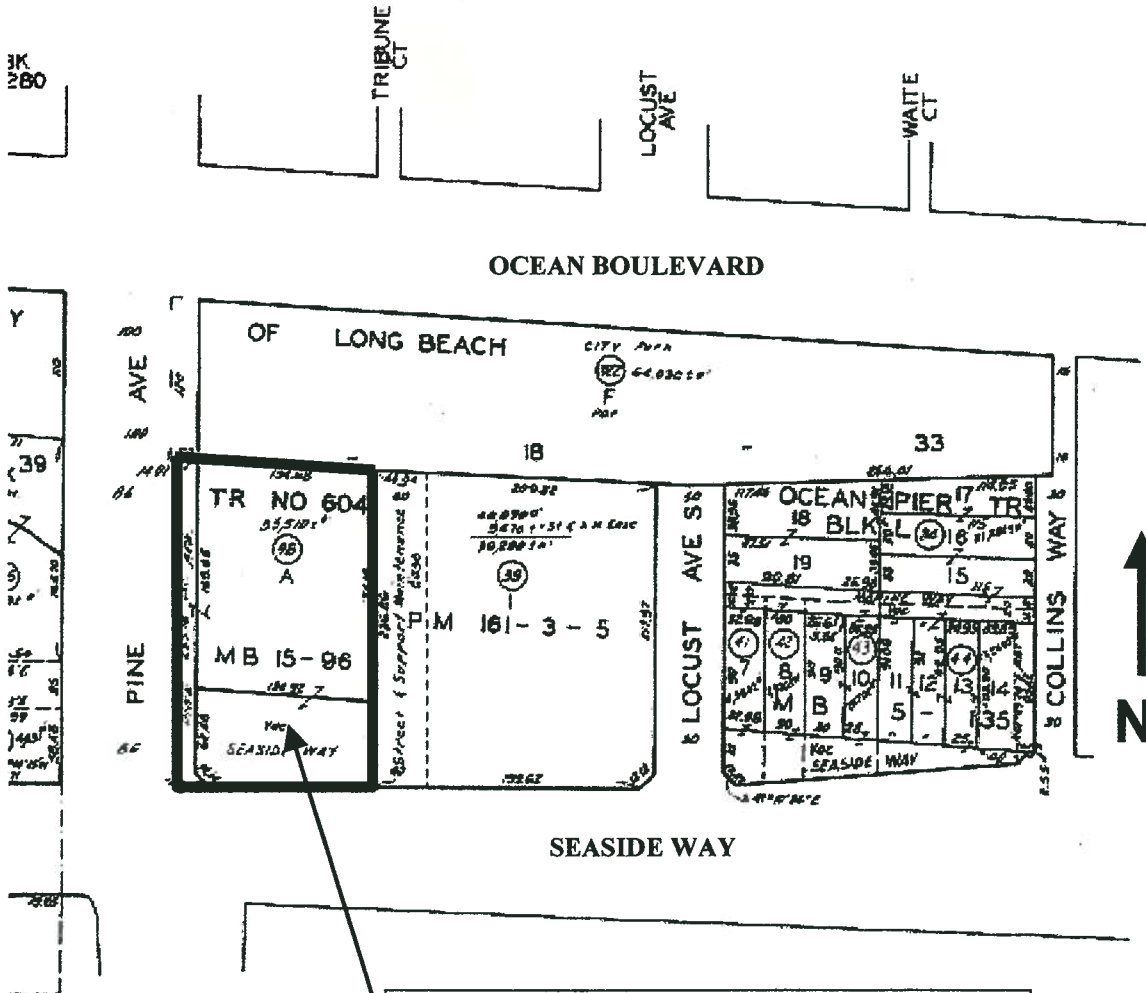
APPROVED:

Chair

EXHIBIT "A"

SITE PLAN

44444444444444444444



Address: 100 East Ocean Boulevard
Owner: 100 East Ocean Holdings LLC
Assessor Parcel Number: 7278-007-048