

OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

1 RESOLUTION NO. RES-08-0015

2
3 A RESOLUTION ORDERING THE VACATION OF
4 PORTIONS OF OCEAN BOULEVARD, LIME AVENUE AND
5 MEDIO STREET FOR THE SHORELINE GATEWAY
6 DEVELOPMENT IN THE CITY OF LONG BEACH, COUNTY
7 OF LOS ANGELES, STATE OF CALIFORNIA

8
9 WHEREAS, the City Council of the City of Long Beach, did heretofore, on
10 the 22nd of January, 2008, by Resolution No. RES-08-0009, declare its
11 intention to order the vacation, pursuant to the provisions of the Public Streets, Highways,
12 and Service Easements Law, portions of Ocean Boulevard, Lime Avenue and Medio
13 Street for the Shoreline Gateway development, in the City of Long Beach, County of Los
14 Angeles, State of California, described more particularly as follows:

15 Those portions of Lime Avenue (80 feet wide), Medio Street
16 (80 feet wide), and Ocean Boulevard (100 feet wide), as
17 shown on the Townsite of Long Beach, in the City of Long
18 Beach, County of Los Angeles, State of California as per
19 map recorded in Book 19, Pages 91 through 96 inclusive of
20 Miscellaneous Records, in the office of the County Recorder
21 of said County, described as follows:

22 Said portions of Lime Avenue and Medio Street beginning at
23 the Northwest corner of Lot 1, Block 120, said Townsite of
24 Long Beach; thence South 00°00'46" East 141.41 feet along
25 the East line of said Lime Avenue; thence South 86°18'43"
26 West 65.83 feet to the beginning of a curve concave
27 Northerly having a radius of 44.00 feet; thence Westerly 9.38
28 feet along said curve through a central angle of 12°13'07";
thence North 81°28'10" West 5.00 feet to the West line of
said Lime Avenue; thence along said West line North
00°00'46" West 168.42 feet; thence North 89°56'12" East
246.41 feet to the beginning of a curve concave
Southwesterly having a radius of 7.00 feet; thence
Southeasterly 14.78 feet along said curve through a central
angle of 120°58'50"; thence South 30°55' 02" West 15.63
feet to the South line of said Medio Street; thence along said
South line South 89°56'12" West 164.38 feet to the Point of

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Beginning; AND

Said portions of Medio Street and Lime Avenue commencing at the Northeast corner of Lot 40, Block 116, said Townsite of Long Beach; thence along the East line of said Lot 40 South 00°00'46" East 31.10 feet to the True Point of Beginning; thence North 89°56'12" East 254.00 feet; thence South 00°00' 00" West 39.00 feet to the South line of said Medio Street; thence along said South line South 89°56'12" West 9.61 feet; thence North 30°55'02" East 15.63 feet to the beginning of a curve concave Southwesterly having a radius of 7.00 feet; thence Northerly 14.78 feet along said curve through a central angle of 120°58'50"; thence South 89°56'12" West 246.41 feet to the West line of said Lime Avenue; thence North 00°00'46" West 15.00 feet to the True Point of Beginning; said portion lies below a horizontal plane having an elevation of 34.0 feet; AND

Said portions of Ocean Boulevard and Lime Avenue commencing at the Southwest corner of Lot 35, Block 116, said Townsite of Long Beach; thence South 81°28'10" East 2.02 along the North line of said Ocean Boulevard to the True Point of Beginning; thence South 81°28'10" East 154.81 feet along said North line of said Ocean Boulevard to the beginning of a tangent curve concave Northerly having a radius of 44.00 feet; thence along said curve through a central angle of 12°13'07" an arc distance of 9.38 feet; thence tangent to said curve North 86°18'43" East 65.83 feet to the East line of said Lime Avenue; thence along said East line South 00°00'46" East 10.32 feet to a point of curvature of a 90.61-foot radius curve concave Southerly, a radial line through said point bearing South 05°58'07" West; thence westerly along last said curve through a central angle of 13°42'13" an arc distance of 21.67 feet; thence non-tangent to last said curve South 86°18'36" West 48.46 feet to the beginning of a tangent curve concave northerly having a radius of 50.00 feet; thence westerly along last said curve through a central angle of 12°17'51" an arc distance of 10.73 feet; thence non-tangent to last said curve North 81°28'10" West 140.51 feet to the beginning of a tangent curve concave northeasterly having a radius of 10.00 feet; thence northwesterly along last said curve through a central angle of 81°27'40" an arc distance of 14.22 feet; thence tangent to last said curve North 00°00'30" West 1.71 feet to the True Point of Beginning, said portion lies below a horizontal plane having an elevation of 34.0 feet.

All elevations in the above descriptions are based on City of Long Beach Bench Mark No. 721 having a Mean Sea Level

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Elevation of 34.975 feet NGVD 29, CLB 1985 MSL Adjustment.

Reserving unto the City of Long Beach, its successors and assigns a perpetual easement and right-of-way, at any time or from time to time, to lay, construct, maintain, operate, repair, renew, replace, change the size of and remove the existing utility lines, including, but not limited to, sanitary sewers, storm drains and appurtenant structures, together with all necessary gates, valves, fittings, hydrants and appurtenances for the transportation of water and gas, with the right of ingress to and egress from the same, over, through, under, along and across that certain property vacated herewith; and pursuant to any existing franchises or renewals thereof, or otherwise, to construct, maintain, operate, replace, remove, renew and enlarge lines of conduits, cables, wires, poles and other convenient structures, equipment and fixtures for the operation of telephone lines and other communication lines, and for the transportation or distribution of electric energy, and incidental purposes including access and the right to keep the property free from inflammable materials, and wood growth, and otherwise protect the same from all hazards in, upon and over the part vacated. Access for maintenance of the above-mentioned facilities must be maintained at all times. No improvements shall be constructed within the easement which would impede the operation, maintenance or repair of said facilities. Construction of any improvements, including changes of grade, shall be subject to the prior.

WHEREAS, the City Council did, at said time, fix Tuesday, the 12th day of February, 2008, at the hour of 5:00 p.m., as the time and the City Council Chamber, Plaza Level of the City Hall, 333 West Ocean Boulevard, in the City of Long Beach, California, as the place for hearing for all persons interested in or objecting to the proposed vacation to appear and be heard; and

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

WHEREAS, said hearing was called and held before the City Council at the time and place so fixed and evidence taken and received on the matter of said proposed vacation, and the City Council, upon said evidence, now makes those findings of fact set

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1 forth in said Exhibit "B", attached hereto and by this reference made a part hereof;

2 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
3 follows:

4 Section 1. Pursuant to the foregoing resolution of intention, the
5 proceedings had thereunder, the Sketch 982V showing portions of Ocean Boulevard,
6 Lime Avenue and Medio Street for the Shoreline Gateway development to be vacated by
7 the City of Long Beach attached hereto as Exhibit "A", and the City Council Findings
8 attached hereto as Exhibit "B", said City Council of the City of Long Beach hereby makes
9 its resolution vacating and closing a portion of the street hereinabove described.

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

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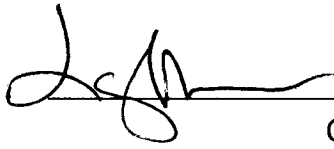
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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of February 12, 2008 by the following vote:

Ayes: Councilmembers: B. Lowenthal, S. Lowenthal, DeLong,
O'Donnell, Schipske, Andrews,
Reyes Uranga, Gabelich, Lerch.

Noes: Councilmembers: None.

Absent: Councilmembers: None.



City Clerk

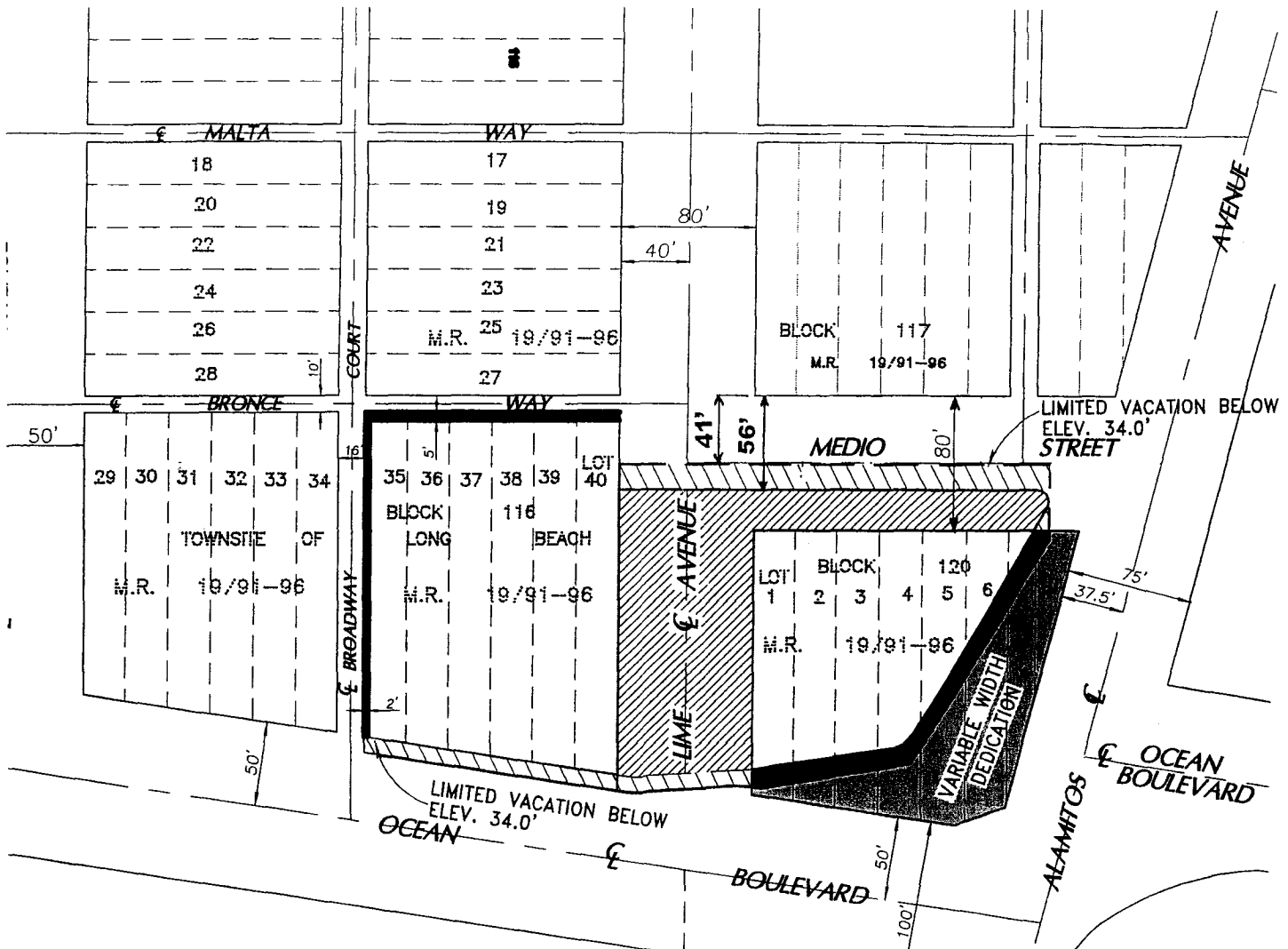
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CITY OF LONG BEACH, CALIFORNIA

SKETCH 982V

PAGE 1 OF 5

SHORELINE GATEWAY PROJECT



VICINITY

LEGEND

-  DEDICATION
-  LIMITED DEDICATION ABOVE ELEV. 34.0'
-  STREET VACATION
-  LIMITED VACATION BELOW ELEV. 34.0'

SCALE 1"=100'



707 WILSHIRE BOULEVARD, 40TH FLOOR
LOS ANGELES, CA 90017

213 624 2661 TEL
213 614 1863 FAX



CIVIL ENGINEERING
SURVEYING+MAPPING
LAND DEVELOPMENT

EXHIBIT A
PAGE 1 OF 5

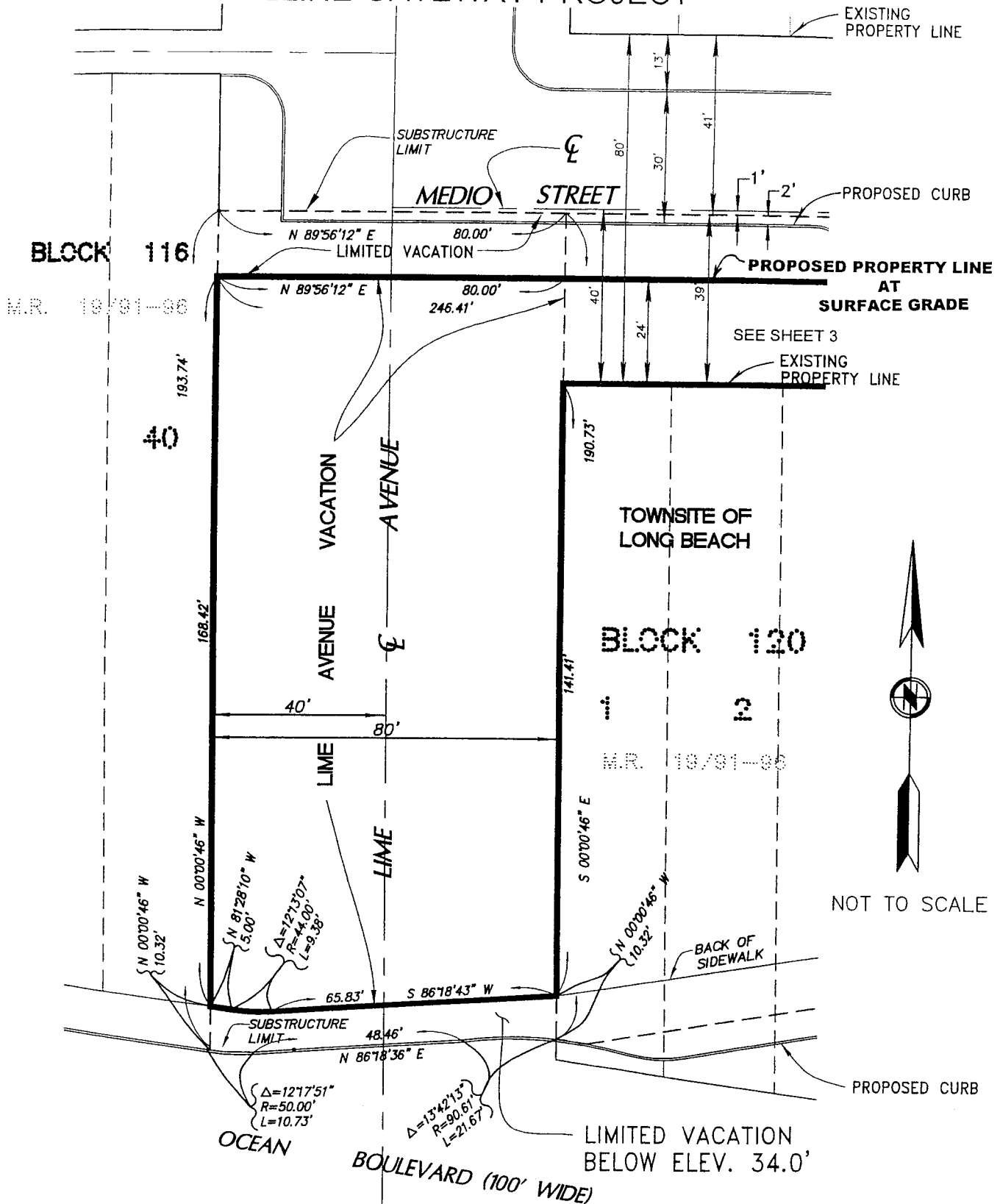
VICINITY MAP FOR STREET DEDICATION AND VACATION
SHORELINE GATEWAY
LONG BEACH, CALIFORNIA

CITY OF LONG BEACH, CALIFORNIA

SKETCH 982V

PAGE 2 OF 5

SHORELINE GATEWAY PROJECT



M
MOLLENHAUER GROUP

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LOS ANGELES, CA 90017

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213 614 1863 FAX

CIVIL ENGINEERING
SURVEYING+MAPPING
LAND DEVELOPMENT

EXHIBIT A
PAGE 2 OF 5

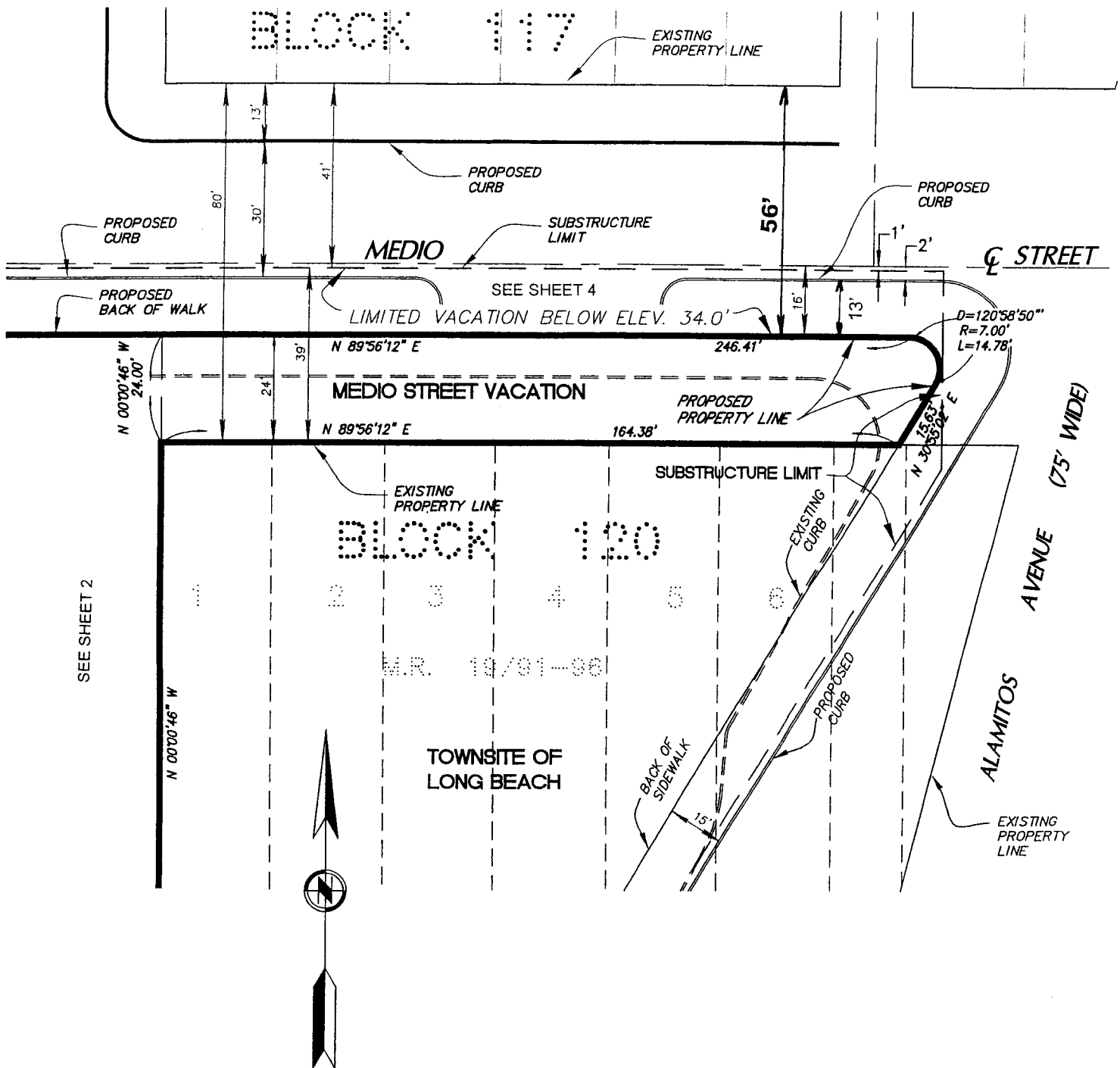
LIME AVENUE VACATION
BLOCK 116 & 120, TOWNSITE OF LONG BEACH
LONG BEACH, CA

CITY OF LONG BEACH, CALIFORNIA

SHORELINE GATEWAY PROJECT

SKETCH 982V

PAGE 3 OF 5



NOT TO SCALE



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LAND DEVELOPMENT

EXHIBIT A
PAGE 3 OF 5

MEDIOS STREET VACATION
BLOCK 120, TOWNSITE OF LONG BEACH
LONG BEACH, CA

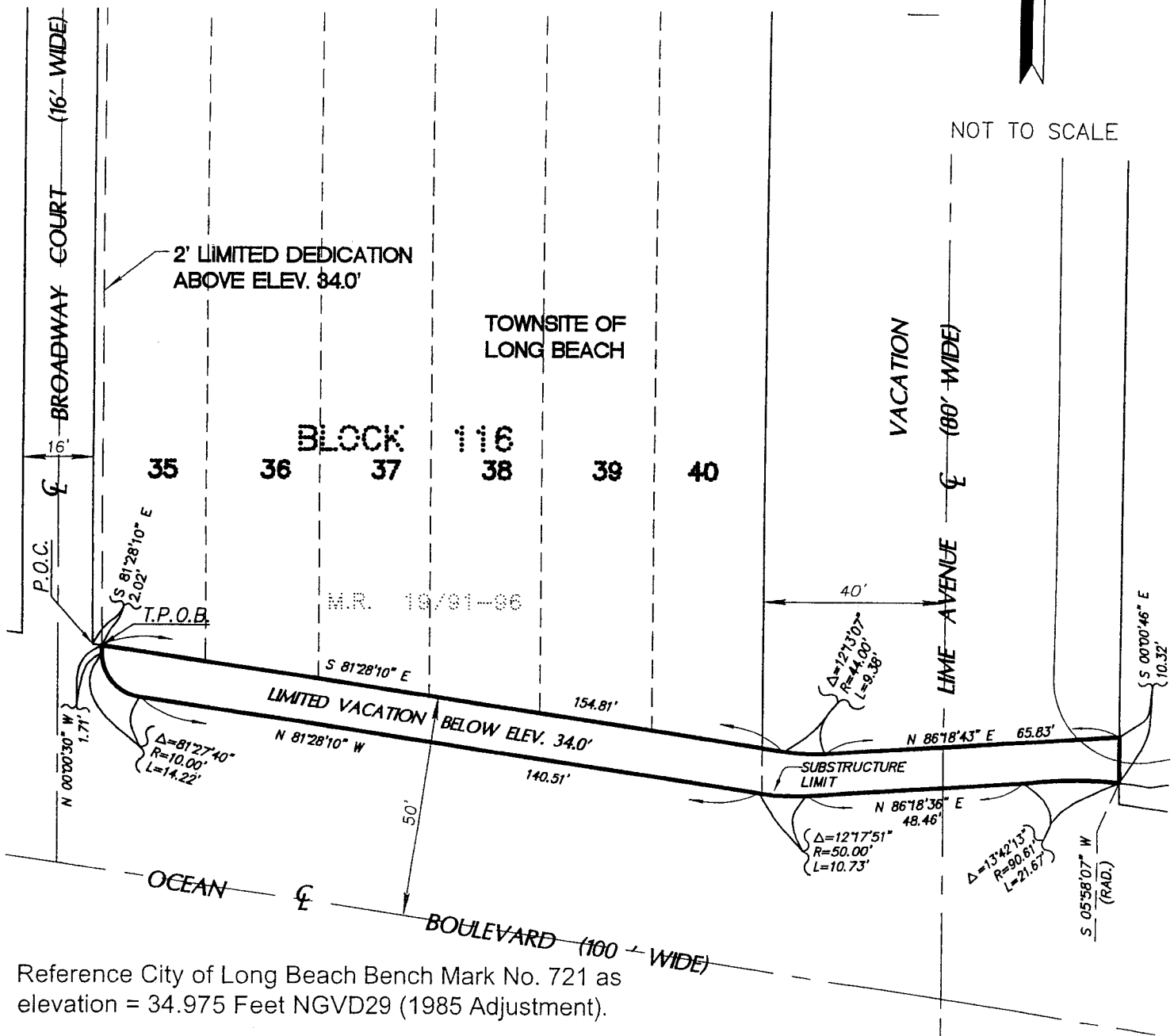
CITY OF LONG BEACH, CALIFORNIA

SHORELINE GATEWAY PROJECT

SKETCH 982V
PAGE 5 OF 5



NOT TO SCALE



Reference City of Long Beach Bench Mark No. 721 as elevation = 34.975 Feet NGVD29 (1985 Adjustment).



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LOS ANGELES, CA 90017
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EXHIBIT A
PAGE 5 OF 5

OCEAN BOULEVARD LIMITED VACATION
BELOW ELEVATION 34.0'
BLOCK 116, TOWNSITE OF LONG BEACH
LONG BEACH, CA

CITY COUNCIL FINDINGS

VACATION OF PORTIONS OF OCEAN BOULEVARD, LIME AVENUE, AND MEDIO STREET Reference Sketch No. 982V

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

This finding is based upon the following subfindings:

- a) On October 18, 2007, the Planning Commission approved the Site Plan for the Shoreline Gateway project, and determined that the subject vacation is consistent with the General Plan, as required in Section 8313 of the Public Streets, Highways and Service Easements Vacation Law. Upon the construction of this project, with the related street improvements, the rights-of-way herein vacated will not be needed for current or prospective public use.
 - b) The interested City departments, including Fire and Police, have reviewed the proposed right-of-way vacation and have no objections to this action.
 - c) A utility easement will be reserved as a condition of approval. Upon the elimination of all public utility facilities to the satisfaction of the public utility agencies, this easement shall be quitclaimed to the property owner.
 - d) The rights-of-way would not be useful for exclusive bikeway purposes.
2. The vacation of said rights-of-way will not have a significantly adverse environmental effect.

This finding is based upon the following subfindings:

- a) The right-of-way is not and will not be needed for public use.
- e) In conformance with the California Environmental Quality Act, Environmental Impact Report Number 18-05, and Supplemental Environmental Impact Report Number 26-07 were issued for this project.