

RESOLUTION NO. RES-09-0156

A RESOLUTION OF INTENTION TO VACATE  
DAISY AVENUE AND THE ALLEYS BOUNDED BY THIRD  
STREET, BROADWAY, AND MAINE AND MAGNOLIA  
AVENUES, IN THE CITY OF LONG BEACH, COUNTY OF  
LOS ANGELES, STATE OF CALIFORNIA, PURSUANT TO  
THE PUBLIC STREET, HIGHWAYS AND SERVICE  
EASEMENTS LAW (DIVISION 9, PART 3, CALIFORNIA  
STREETS AND HIGHWAYS CODE); FIXING A TIME AND  
PLACE FOR HEARING ALL PERSONS INTERESTED IN  
OR OBJECTING TO THE PROPOSED VACATION

The City Council of the City of Long Beach resolves as follows:

Section 1. The City Council of the City of Long Beach hereby elects to  
proceed under Division 9, Part 3, Chapter 3, of the California Streets and Highways Code  
(Section 8320 *et seq.*), as amended, generally known and referred as the "Public Street,  
Highways and Service Easements Law", and hereby declares its intention to vacate  
Daisy Avenue and the alleys bounded by Third Street, Broadway, and Maine and  
Magnolia Avenues, in the City of Long Beach, County of Los Angeles, State of California,  
described more particularly as follows:

The rights-of-way in Blocks 121 and 122, Town Site of Long  
Beach, in the City of Long Beach, County of Los Angeles,  
State of California, as per map recorded in Book 19, Pages  
91 through 96, inclusive, of Miscellaneous Records in the  
Office of the County Recorder of said county, described as  
follows:

1  
2 PARCEL 1 (DAISY AVENUE)

3 That portion of Daisy Avenue bordered on the north by the  
4 easterly prolongation of the northerly line of Lot 1 in said  
5 Block 122, Town Site of Long Beach, and on the south by  
6 the easterly prolongation of the southerly line of Lot 28 in  
7 said Block 122, Town Site of Long Beach.  
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9 PARCEL 2 (MAPLE WAY AND CRYSTAL COURT)

10 The alleys within said Block 121 of the Town Site of Long  
11 Beach, bounded on the north by the north line of said block,  
12 and on the east by the east line of said block, and on the  
13 south by the south line of said block and on the west by the  
14 west line of said block.  
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16 PARCEL 3 (MAPLE WAY AND NYLIC COURT)

17 The alleys within said Block 122 of the Town Site of Long  
18 Beach, bounded on the north by the north line of said block,  
19 and on the east by the east line of said block, and on the  
20 south by the south line of said block and on the west by the  
21 west line of said block.  
22

23 Reserving unto the City of Long Beach, its successors and  
24 assigns a perpetual easement and right-of-way, at any time  
25 or from time to time, to lay, construct, maintain, operate,  
26 repair, renew, replace, change the size of and remove the  
27 existing utility lines, including, but not limited to, sanitary  
28 sewers, storm drains and appurtenant structures, together

1 with all necessary gates, valves, fittings, hydrants and  
2 appurtenances for the transportation of water and gas, with  
3 the right of ingress to and egress from the same, over,  
4 through, under, along and across that certain property  
5 vacated herewith; and pursuant to any existing franchises or  
6 renewals thereof, or otherwise, to construct, maintain,  
7 operate, replace, remove, renew and enlarge lines of  
8 conduits, cables, wires, poles and other convenient  
9 structures, equipment and fixtures for the operation of  
10 telephone lines and other communication lines, and for the  
11 transportation or distribution of electric energy, and  
12 incidental purposes including access and the right to keep  
13 the property free from inflammable materials, and wood  
14 growth, and otherwise protect the same from all hazards in,  
15 upon and over the part vacated. Access for maintenance of  
16 the above-mentioned facilities must be maintained at all  
17 times. No improvements shall be constructed within the  
18 easement which would impede the operation, maintenance  
19 or repair of said facilities. Construction of any improvements,  
20 including changes of grade, shall be subject to the prior  
21 written approval of all the City departments and public  
22 utilities responsible for the above said facilities.

23  
24 Section 2. All of the foregoing real property is shown on the map or plan  
25 thereof, attached hereto as Exhibit "A", and on file in the office of the City Clerk, which  
26 map or plan is known and referred to as "City of Long Beach Department of Public Works  
27 Vacation Sketch No. 995V".

28 Section 3. The City Council hereby fixes the 10th day of

1     January, 20 10 at the hour of 5:00 p.m., as the time and the City  
2     Council Chamber, Plaza Level of the City Hall, 333 West Ocean Boulevard, in the City of  
3     Long Beach, California, as the place for hearing all persons interested in or objecting to  
4     the proposed vacation.

5             Section 4.     The City Council hereby directs that notice of said hearing on  
6     this proposed street vacation be published for at least two (2) successive weeks prior to  
7     the hearing and in the manner provided by Section 8322 of the State Streets and  
8     Highways Code.

9             Section 5.     The City Council hereby directs that notice of this street  
10    vacation be posted conspicuously along the street proposed to be vacated at least two  
11    (2) weeks before the date set for hearing and in the manner provided by Section 8323 of  
12    the State Streets and Highways Code.

13            Section 6.     This resolution shall take effect immediately upon its adoption  
14    by the City Council, and the City Clerk shall certify to the vote adopting this resolution.

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1 I hereby certify that the foregoing resolution was adopted by the City  
2 Council of the City of Long Beach at its meeting of December 8, 2009 by the  
3 following vote:

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5 Ayes: Councilmembers: Garcia, Lowenthal, DeLong,  
6 Schipske, Andrews, Reyes Uranga,  
7 Gabelich, Lerch.

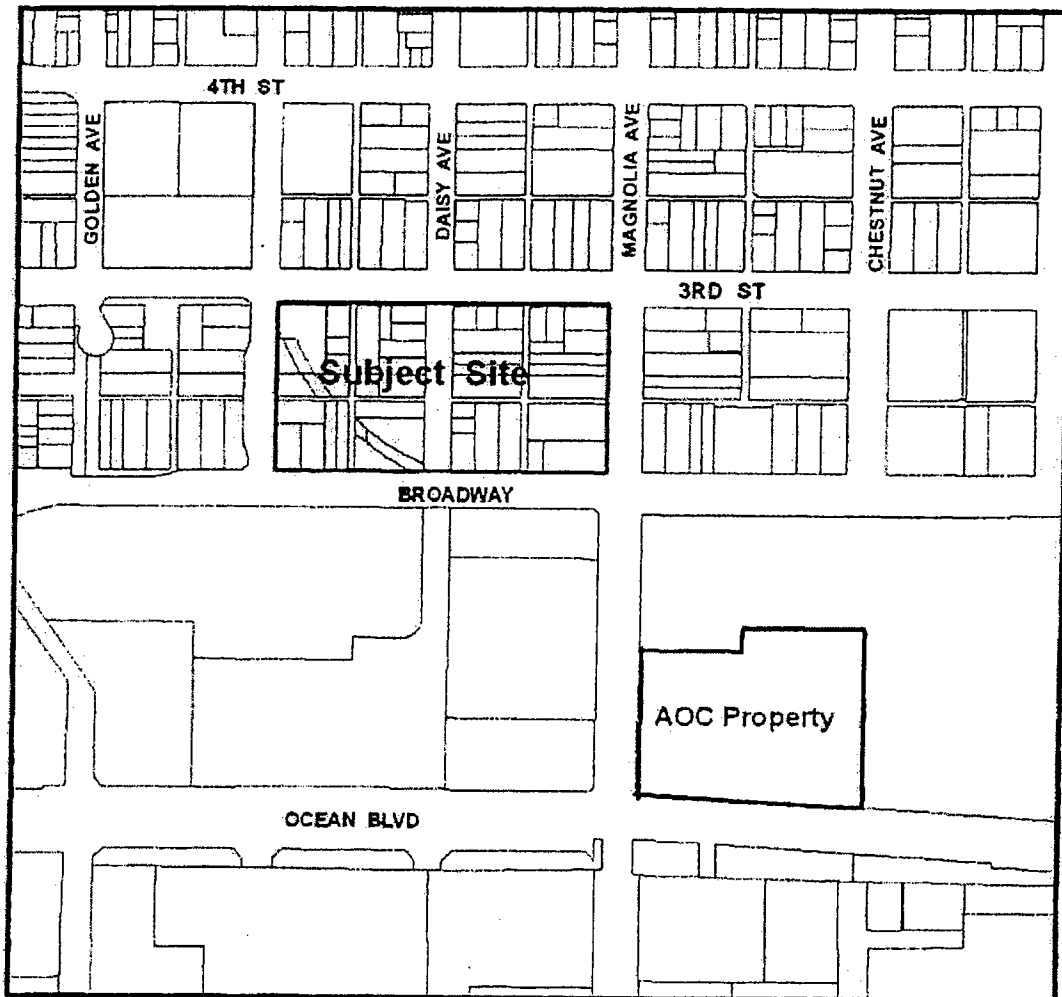
8  
9 Noes: Councilmembers: None.

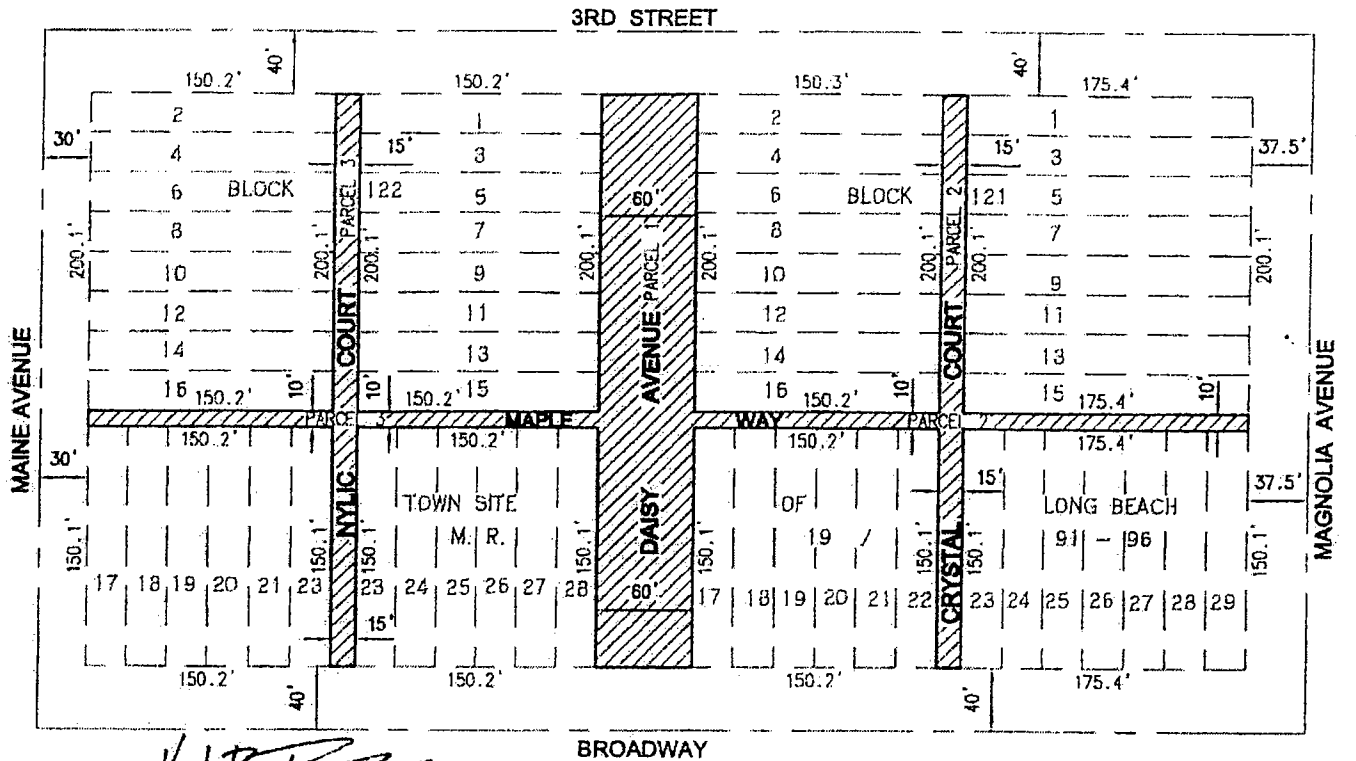
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11 Absent: Councilmembers: O'Donnell.

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16 City Clerk

## SITE MAP





SCALE: 1"=100'

*K. R. Troell*  
 LICENSED LAND SURVEYOR  
 KURT R. TROELL  
 NO. 7854  
 EXP. 12-31-2010  
 STATE OF CALIFORNIA

INDICATES AREA TO BE VACATED  
 CONTAINING 38,683 S.F.