

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

RESOLUTION NO. C- 28430

A RESOLUTION ORDERING THE VACATION OF THE
NORTH-SOUTH ALLEY WEST OF DOWNEY AVENUE AND
NORTH OF SOUTH STREET, IN THE CITY OF LONG
BEACH, COUNTY OF LOS ANGELES, STATE OF
CALIFORNIA

WHEREAS, the City Council of the City of Long Beach, did heretofore, on the
10th day of August, 2004 by Resolution No. C-28415, declare its
intention to order the vacation, pursuant to the provisions of the Public Streets, Highways,
and Service Easements Law, of the north-south alley west of Downey Avenue and North
of South Street, City of Long Beach, County of Los Angeles, State of California, described
more particularly as follows:

That 20-foot wide north-south alley shown on Tract Map No.
28099 in the City of Long Beach, County of Los Angeles, State
of California, as shown on the map of said Tract filed in Book
707, Pages 82 through 84, inclusive, of Maps in the Office of
the County Recorder of said county, bounded on the north by
the westerly prolongation of the southerly line of that east-west
alley labeled North 89°43'23" East 619.98 feet on said map;
and bounded on the south by the northerly line of South Street,
100 feet wide as shown on said map

WHEREAS, the City Council did, at said time, fix Tuesday, the 7th day of
September, 2004 at the hour of 5:00 p.m., as the time at 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, were duly posted in the manner prescribed by law; and

WHEREAS, said hearing was called and held before the City Council at the

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1 time and place so fixed and evidence taken and received on the matter of said proposed
2 vacation, and the City Council, upon said evidence, now make those findings of fact set
3 forth in said Exhibit "B", attached hereto and by this reference made a part hereof;

4 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
5 follows:

6 Section 1. Pursuant to the foregoing resolution of intention, the proceedings
7 had thereunder, the "SKETCH SHOWING THE NORTH-SOUTH ALLEY WEST OF
8 DOWNEY AVENUE AND NORTH OF SOUTH STREET TO BE VACATED BY THE CITY
9 OF LONG BEACH" attached hereto as Exhibit "A", and the City Council Findings attached
10 hereto as Exhibit "B", the City Council of the City of Long Beach hereby makes its
11 resolution vacating and closing a portion of the alley herein described.

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

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

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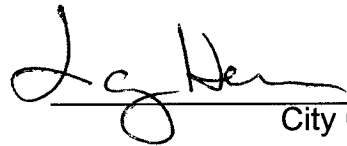
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1 of the City of Long Beach at its meeting of September 7, 2004 by the following votes:
2

3 Ayes: Councilmembers: Baker, Colonna, O'Donnell, Kell,
4 Richardson, Reyes Uranga, Gabelich,
5 Lerch.
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7 Noes: Councilmembers: None.
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9 Absent: Councilmembers: Lowenthal.
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15 City Clerk
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SKETCH NO. 953V
SKETCH SHOWING THE NORTH-SOUTH ALLEY
WEST OF DOWNEY AVENUE AND
NORTH OF SOUTH STREET TO BE VACATED BY
THE CITY OF LONG BEACH.

[REDACTED] **SHOWS PORTION TO BE VACATED**

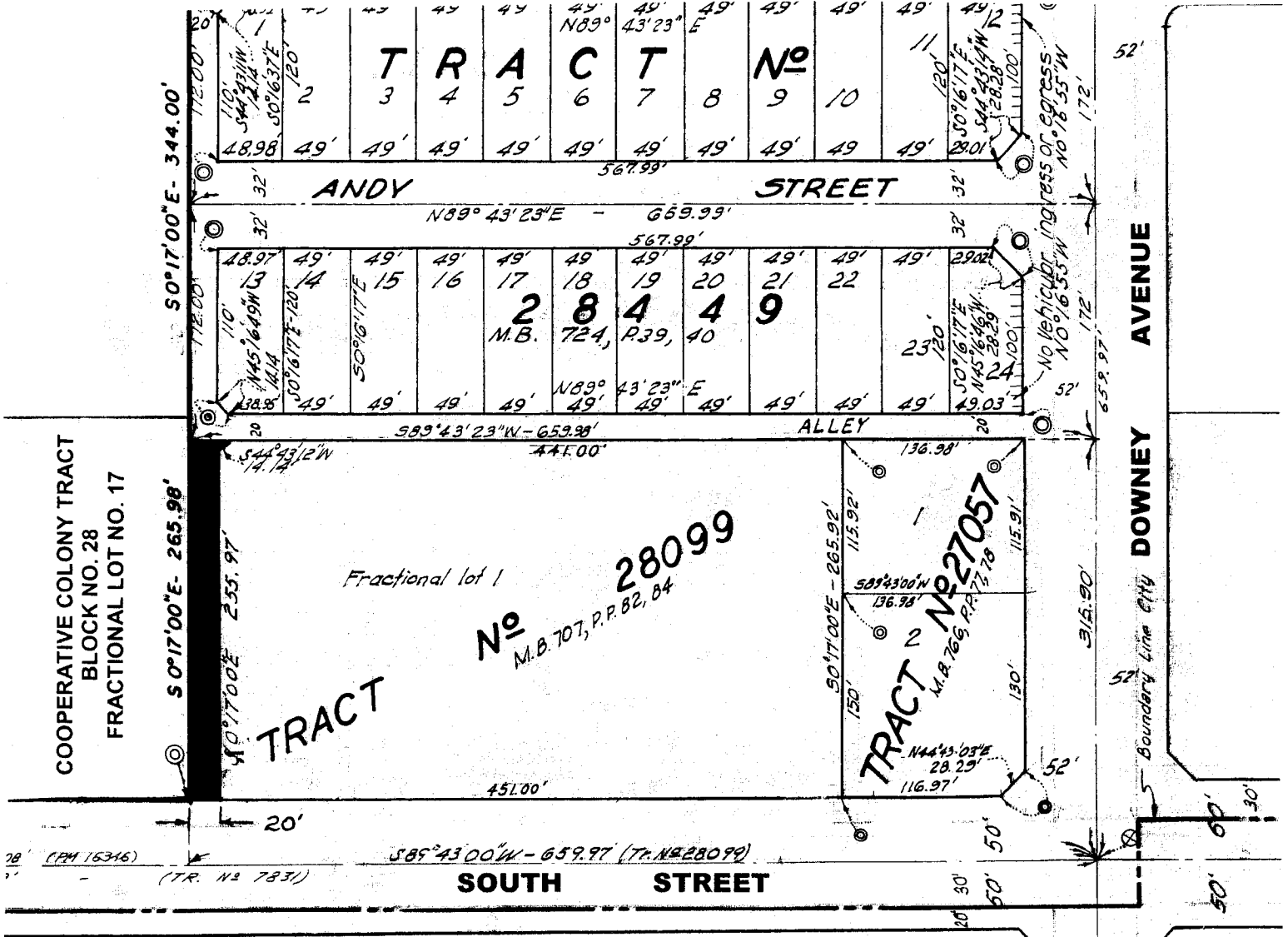


EXHIBIT A

CITY COUNCIL FINDINGS

VACATION OF THE NORTH-SOUTH ALLEY WEST OF DOWNEY AVENUE AND NORTH OF SOUTH STREET - Reference Sketch No. 953V

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

This finding is based upon the following subfindings:

- a) Those findings stated in the City Manager's letter submitted for the August 10, 2004, City Council meeting regarding the resolution of intention to vacate the subject right-of-way, adopted as C - 28415.
 - b) The rights-of-way would not be useful for exclusive bikeway purposes.
2. The vacation of said rights-of-way will not have a significantly adverse environmental effect.

This finding is based upon the following subfindings:

- a) The right-of-way is not and will not be needed for public use.
- c) In conformance with the California Environmental Quality Act, Categorical Exemption No. 72-04 was issued for this project.

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