



# CITY OF LONG BEACH

# C-9

DEPARTMENT OF PUBLIC WORKS

333 West Ocean Boulevard 9<sup>th</sup> Floor • Long Beach, CA 90802 • (562) 570-6383 • Fax (562) 570-6012

August 16, 2011

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

## RECOMMENDATION:

Adopt the attached resolution closing to vehicular traffic a portion of the public alley known as Alta Way, west of Linden Avenue. (District 2)

## DISCUSSION

The East Village Association, a community stakeholder in the East Village Art District, is interested in converting a little-used alley in the East Village Art District to a pedestrian passage in the interest of community greening. Unused and deteriorated alley paving would be removed and replaced with a sustainable, naturally draining walkable path and plantings that beautify, shade, and soften the urban landscape. This alley portion, shown on the attachment, does not provide vehicular access to any adjacent property.

Pursuant to California Vehicle Code Section 21101(a)(1), local authorities may adopt rules and regulations closing any street or alley in its jurisdiction to vehicular traffic when, in the opinion of the legislative body having jurisdiction, the street or alley is no longer needed for vehicular traffic. The City adopted such rules and regulations in 1997 with Resolution No. C-26191, providing that public park and/or recreational use is a valid justification for closure to vehicular use.

Findings must establish that the subject portion of right-of-way is unnecessary for vehicular use. The Department of Public Works supports this action based on the following evidence, facts, conditions and findings establishing that the alley to be closed is not needed for vehicular traffic:

This 10-foot wide portion of alley right-of-way does not provide vehicular access to any parcel. The private property on the north is improved as a parking lot that takes access both from Linden Avenue and from the adjacent north-south alley. A zero set-back commercial building on the south also takes access both from Linden Avenue (entrance) from the adjacent north-south alley (parking). The interested City departments, including Fire and Police, have reviewed the proposed closure to vehicular traffic and have no objections to this action.

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The alley portion to be closed to vehicular use will remain open for public pedestrian use. The improvements to this pedestrian way will be provided and maintained by the East Village Association, under the oversight of the Department of Public Works.

The subject action is reversible. If it is determined, due to future land development (or any other reason), that the subject alley would better serve the public as a vehicular way than a pedestrian way, vehicular traffic can be restored by unilateral City Council action.

In conformance with the California Environmental Quality Act, Categorical Exemption No. CE 11-047 was issued for this project.

This matter was reviewed by Deputy City Attorney Linda Trang on July 14, 2011, and by Budget Management Officer Victoria Bell on July 27, 2011.

TIMING CONSIDERATIONS

The East Village Association would like to complete this project by January 2012. Adoption of the subject resolution on August 16, 2011 will enable the Department of Public Works to review and approve plans and oversee the construction of pedestrian path-enhancing landscaping.

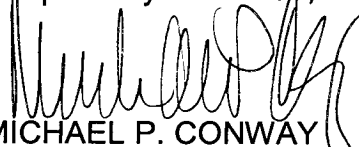
FISCAL IMPACT

This project is funded by the East Village Association, with no impact to the General Fund or any other City funds. There will be no local jobs impacted by this recommendation.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

  
MICHAEL P. CONWAY  
DIRECTOR OF PUBLIC WORKS

APPROVED:

  
PATRICK H. WEST  
CITY MANAGER

MPC:GMM:SC:db  
PCL\ROW Alta Way closure CL.doc

Attachments

- Sketch
- Resolution



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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LONG BEACH CLOSING TO VEHICULAR TRAFFIC A PORTION OF AN ALLEY KNOWN AS ALTA WAY, WEST OF LINDEN AVENUE IN THE CITY OF LONG BEACH, COUNTY OF LOS ANGELES, STATE OF CALIFORNIA

WHEREAS, California Vehicle Code Section 21101(a)(1) authorizes local authorities to adopt rules and regulations by ordinance or resolution providing for the closing of any street or alley in its jurisdiction to vehicular traffic when, in the opinion of the legislative body having jurisdiction, the street or alley is no longer needed for vehicular traffic; and

WHEREAS, the City of Long Beach adopted such rules and regulations on June 17, 1997 with Resolution No. C-26191, providing that public park and/or recreational purposes are a valid justification for closure to vehicular use; and

WHEREAS, the East Village Association, a community stakeholder in the East Village Art District, is interested in converting a little used alley, known as Alta Way located west of Linden Avenue in the East Village Art District, to a pedestrian passage in the interest of community greening, as shown on Exhibit "A" attached to this resolution and described more particularly as follows:

That portion of the ten-foot wide east-west alley known as Alta Way in Block 101, 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, said portion lying west of the westerly line of Linden Avenue, 80 feet wide as shown on said map, and lying 5.00 feet easterly of the east line of the 16 foot wide north-south alley

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1 in said Block 101 known as Frontenac Court.

2 WHEREAS, the City Council of the City of Long Beach does hereby make  
3 those findings of facts set forth in Exhibit "B" attached to this resolution that such alley is  
4 no longer needed for vehicular traffic;

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

7 Section 1. Pursuant to Vehicle Code Section 21101(a)(1), the City  
8 Council of the City of Long Beach makes those findings set forth in Exhibit "B" that a  
9 portion of an alley known as Alta Way located west of Linden Avenue as shown on  
10 Exhibit "A" is no longer needed for vehicular traffic.

11 Section 2. Pursuant to the authority granted by Vehicle Code Section  
12 21101(a)(1), such alley shall be closed to vehicular traffic.

13 Section 3. All design, engineering and construction costs associated with  
14 the implementation of this resolution shall be born by the East Village Association.

15 Section 4. This resolution shall take effect immediately upon its adoption  
16 by the City Council.

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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 \_\_\_\_\_, 2011, by the following vote:

Ayes: Councilmembers: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Noes: Councilmembers: \_\_\_\_\_

\_\_\_\_\_

Absent: Councilmembers: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

City Clerk

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## **CITY COUNCIL FINDINGS**

### **CLOSURE TO VEHICULAR TRAFFIC OF A PORTION OF THE PUBLIC ALLEY KNOWN AS ALTA WAY WEST OF LINDEN AVENUE**

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1. The subject alley right-of-way is unnecessary for vehicular traffic. This finding is based upon the following subfindings:

a) The private property north of the subject alley is improved as a parking lot. Access to the parking lot is from both Linden Avenue, and from the north-south alley known as Frontenac Court.

b) The private property south of the subject alley is improved with a commercial building which takes no access from the alley. Access to the parking spaces attached to this commercial property is from the north-south alley known as Frontenac Court.

c) The interested City departments, including Fire and Police, have reviewed the proposed closure to vehicular traffic and have no objections to this action.

2. Closure of the alley to public vehicular traffic will have no impact on the existing public utilities in this right-of-way.

3. The subject right-of-way will be improved for pedestrian access only and park-like amenities, such as landscaping, benches and trail.

4. The closure of said right-of-way will not have a significant environmental effect. This finding is based upon the following subfindings:

a) The right-of-way will remain available for public pedestrian use.

b) In conformance with the California Environmental Quality Act, Categorical Exemption No. CE-11-047 was issued for this project.