

RESOLUTION NO. RES-05-0111

A RESOLUTION ORDERING THE VACATION OF A PORTION OF THE ALLEY IN THE BLOCK WEST OF PETERSON AVENUE AND NORTH OF ANAHEIM 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 20th day of, September, 2005, by Resolution No. RES-05-0102, declare its intention to order the vacation, pursuant to the provisions of the Public Streets, Highways, and Service Easements Law, a portion of Orizaba Avenue south of Hill Street in the City of Long Beach, County of Los Angeles, State of California, described more particularly as follows:

That portion of the alley of Block "A" of the Walnut & Anaheim Park Tract, in the City of Long Beach, County of Los Angeles, State of California, as per map filed in Book 12, Page 146 of Maps in the office of the County Recorder of said County, more particularly described as follows:

Beginning at the northeast corner of Lot 26 of said Block "A", thence along the north lines of Lots 26, 25, 24, 23, 22 and 21 of said Block "A", north 89°59'40" west 270.04 feet to the northwest corner of said Lot 21; thence north 00°00'33" east 10.00 feet to the southwest corner of Lot 10 of said Block "A"; thence along the south line of said Lot 10, south 89°59'40" east 128.02 feet to the southeast corner of said Lot 10; thence along the east line of said Lot 10, north 00°00'46" east 45.00 feet to the northeast corner of said Lot 10; thence south 89°59'33" east 14.00 feet to the northwest corner of Lot 20 of said Block "A"; thence along the west line of said Lot 20, south 00°00'46" west 45.00 feet to the southwest corner of said Lot 20; thence along the south line of said Lot 20, south 89°59'40" east 128.02 feet to the southeast corner of said Lot 20; thence south 00°00'59" west 10.00 feet to the point of beginning.

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 and appurtenant structures, together with all necessary gates, valves, fittings, hydrants and appurtenances for the transportation of 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,

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

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Long Beach, California 90802-4664  
Telephone (562) 570-2200

1 replace, remove, renew and enlarge lines of conduits, cables, wires, poles  
2 and other convenient structures, equipment and fixtures for the operation of  
3 telephone lines and other communication lines, and for the transportation or  
4 distribution of electric energy, and incidental purposes including access and  
5 the right to keep the property free from inflammable materials, and wood  
6 growth, and otherwise protect the same from all hazards in, upon and over  
7 the part vacated. Access for maintenance of the above-mentioned facilities  
8 must be maintained at all times. No improvements shall be constructed  
9 within the easement which would impede the operation, maintenance or  
10 repair of said facilities. Construction of any improvements, including changes  
11 of grade, shall be subject to the prior written approval of all the City  
12 departments and public utilities responsible for the above said facilities.

13 WHEREAS, the City Council did, at said time, fix Tuesday, the 11<sup>th</sup> day of  
14 October, 2005, at the hour of 5:00 p.m., as the time at the City Council  
15 Chamber, Plaza Level of the City Hall, 333 West Ocean Boulevard, in the City of Long  
16 Beach, California, as the place for hearing for all persons interested in or objecting to the  
17 proposed vacation to appear and be heard; and

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

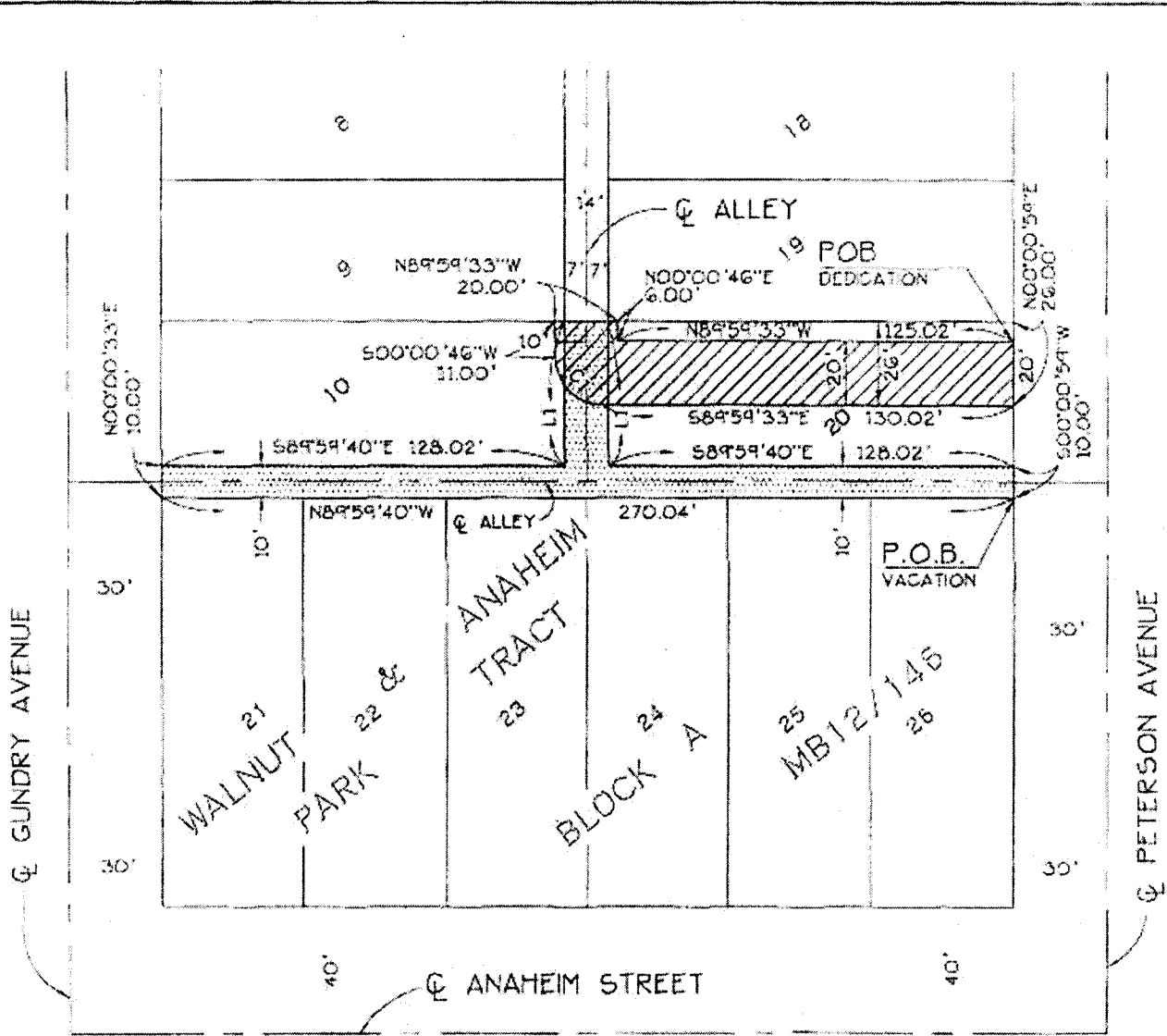
20 WHEREAS, said hearing was called and held before the City Council at the  
21 time and place so fixed and evidence taken and received on the matter of said proposed  
22 vacation, and the City Council, upon said evidence, now make those findings of fact set  
23 forth in said Exhibit "B", attached hereto and by this reference made a part hereof;


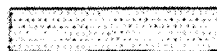
24 NOW, THEREFORE, the City Council of the City of Long Beach resolves as  
25 follows:

26 Section 1. Pursuant to the foregoing resolution of intention, the proceedings  
27 had thereunder, The Keith Companies Reference No. 961V "Vacation / Dedication -  
28 ALLEY" showing the vacation of a portion of the alley in the block west of Peterson Avenue  
and north of Anaheim Street to be vacated by the City of Long Beach attached hereto as  
Exhibit "A", and the City Council Findings attached hereto as Exhibit "B", said City Council  
of the City of Long Beach hereby makes its resolution vacating and closing a portion of the  
drive hereinabove described.

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-  SHOWS PORTION TO BE DEDICATED
-  SHOWS PORTION TO BE VACATED

CURVE DATA TABLE

#	DELTA	RADIUS	LENGTH
01	90°00'19"	15.00'	23.56'

LINE DATA TABLE

#	BEARING	DISTANCE
L1	N00°00'46"E	45.00'

SCALE: 1" = 50'



Vacation / Dedication - ALLEY

The Keith Companies



19 TECHNOLOGY DRIVE IRVINE, CA 92618 TEL: (949) 923-5000

DATE: 1/10/05

JOB NO. 13962.02.001

## **CITY COUNCIL FINDINGS**

### **VACATION OF A PORTION OF THE ALLEY IN THE BLOCK WEST OF PETERSON AVENUE AND NORTH OF ANAHEIM STREET Reference Sketch No. 961V**

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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 September 20, 2005, City Council meeting regarding the resolution of intention to vacate the subject right-of-way, adopted as RES-05-0102.
- 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, Negative Declaration No. ND-01-03 was issued for this project.

SC