

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802-4664

RESOLUTION NO. RES-22-0094

A RESOLUTION OF INTENTION TO VACATE 122 FEET OF THE EAST-WEST ALLEY LOCATED EAST OF LONG BEACH BOULEVARD AND WEST OF AN UNNAMED NORTH-SOUTH ALLEY, BETWEEN THE PROPERTIES LOCATED AT 2400 AND 2450 LONG BEACH BOULEVARD, 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 122 feet of the east-west alley located east of Long Beach Boulevard and west of an unnamed north-south alley, between the properties located at 2400 and 2450 Long Beach Boulevard, in the City of Long Beach, County of Los Angeles, State of California, as described on the attached Exhibit "A", and as shown on the attached Exhibit "B".

Section 2. 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, potable water, sanitary sewers, dry gas

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

16 Section 3. All of the foregoing real property is shown on the map or plan
17 thereof, attached hereto as Exhibit "C", and on file in the office of the City Clerk, which map
18 or plan is known and referred to as "City of Long Beach Department of Public Works
19 Vacation Sketch No. 1028V".

20 Section 4. The City Council hereby fixes July 5, 2022 at the hour of 5:00
21 p.m., as the time and the Civic Chamber, 411 West Ocean Boulevard, in the City of Long
22 Beach, California, as the place for hearing all persons interested in or objecting to the
23 proposed vacation.

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

28 Section 6. The City Council hereby directs that notice of this street

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1 vacation be posted conspicuously along the street proposed to be vacated at least two (2)
2 weeks before the date set for hearing and in the manner provided by Section 8323 of the
3 State Streets and Highways Code.

4 Section 7. This resolution shall take effect immediately upon its adoption
5 by the City Council, and the City Clerk shall certify to the vote adopting this resolution.

6 I hereby certify that the foregoing resolution was adopted by the City Council
7 of the City of Long Beach at its meeting of June 21, 2022
8 by the following vote:

9
10 Ayes: Councilmembers: Zendejas, Allen, Price, Supernaw, Saro,
11 Austin, Richardson.

12
13
14 Noes: Councilmembers: None.

15
16 Absent: Councilmembers: Mungo, Uranga.

17
18 Recusal(s): Councilmembers: None.

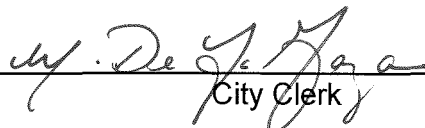
19
20
21 
22 City Clerk
23
24
25
26
27
28

EXHIBIT "A"

LEGAL DESCRIPTION

SHEET 1 OF 1

ALLEY VACATION

**IN THE CITY OF LONG BEACH, COUNTY OF LOS ANGELES,
STATE OF CALIFORNIA**

PARCEL A:

BEING A PORTION OF THAT LAND DESIGNATED AS "ALLEY" AS SHOWN ON THE MAP OF TRACT NO. 2268, IN THE CITY OF LONG BEACH, FILED IN BOOK 22, PAGE 76 OF MAPS, RECORDS OF LOS ANGELES COUNTY, STATE OF CALIFORNIA, BOUNDED AS FOLLOWS:

ON THE NORTH BY THE SOUTH LINE OF LOT 6 PER SAID TRACT MAP; ON THE WEST BY THE SOUTHERLY PROLONGATION OF THE WEST LINE OF SAID LOT 6; ON THE SOUTH BY THE NORTH LINE OF THE 5 FOOT ALLEY SHOWN ON THE MAP OF CUSHMAN'S SUBDIVISION PER MAP FILED IN BOOK 6, PAGE 128 OF MAPS; AND ON THE EAST BY THE SOUTHERLY PROLONGATION OF THE EAST LINE OF SAID LOT 6.

SAID LAND AS DESCRIBED AS PARCEL A IS A PART OF THE UNDERLYING FEE TITLE OF SAID LOT 6 AND BY THE VACATION OF THE DESCRIBED LAND BECOMES A PART OF SAID LOT 6, EXCEPTING THEREFROM AN EASEMENT FOR PUBLIC UTILITY PURPOSES, IF ANY.

SAID PARCEL CONTAINS 610 SQUARE FEET GROSS, MORE OR LESS.

AS SHOWN ON EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

PARCEL B:


BEING A PORTION OF THAT LAND DESIGNATED AS "ALLEY" AS SHOWN ON THE MAP OF CUSHMAN'S SUBDIVISION, IN THE CITY OF LONG BEACH, FILED IN BOOK 6, PAGE 128 OF MAPS, RECORDS OF LOS ANGELES COUNTY, STATE OF CALIFORNIA, BOUNDED AS FOLLOWS:

ON THE NORTH BY THE NORTH LINE OF THE 5 FOOT ALLEY SHOWN ON SAID MAP; ON THE WEST BY THE NORTHERLY PROLONGATION OF THE WESTERLY LINE OF LOT 1 OF SAID MAP; ON THE SOUTH BY THE NORTH LINE OF SAID LOT 1; AND ON THE EAST BY THE NORTHERLY PROLONGATION OF THE EASTERLY LINE OF SAID LOT 1.

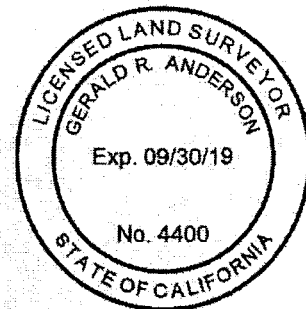
SAID LAND AS DESCRIBED AS PARCEL B IS A PART OF THE UNDERLYING FEE TITLE OF SAID LOT 1 AND BY THE VACATION OF THE DESCRIBED LAND BECOMES A PART OF SAID LOT 1, EXCEPTING THEREFROM AN EASEMENT FOR PUBLIC UTILITY PURPOSES, IF ANY.

SAID PARCEL CONTAINS 610 ACRES GROSS, MORE OR LESS.

AS SHOWN ON EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.


GERALD R. ANDERSON, L.S. 4400
LICENSE EXPIRES: SEPTEMBER 30, 2019

9/29/2017
Date



ASSESSOR'S PARCEL #'S 7208-010-023, 024

[MALD-382]

EXHIBIT "B"

EXHIBIT 'B' - MAP
ALLEY VACATION

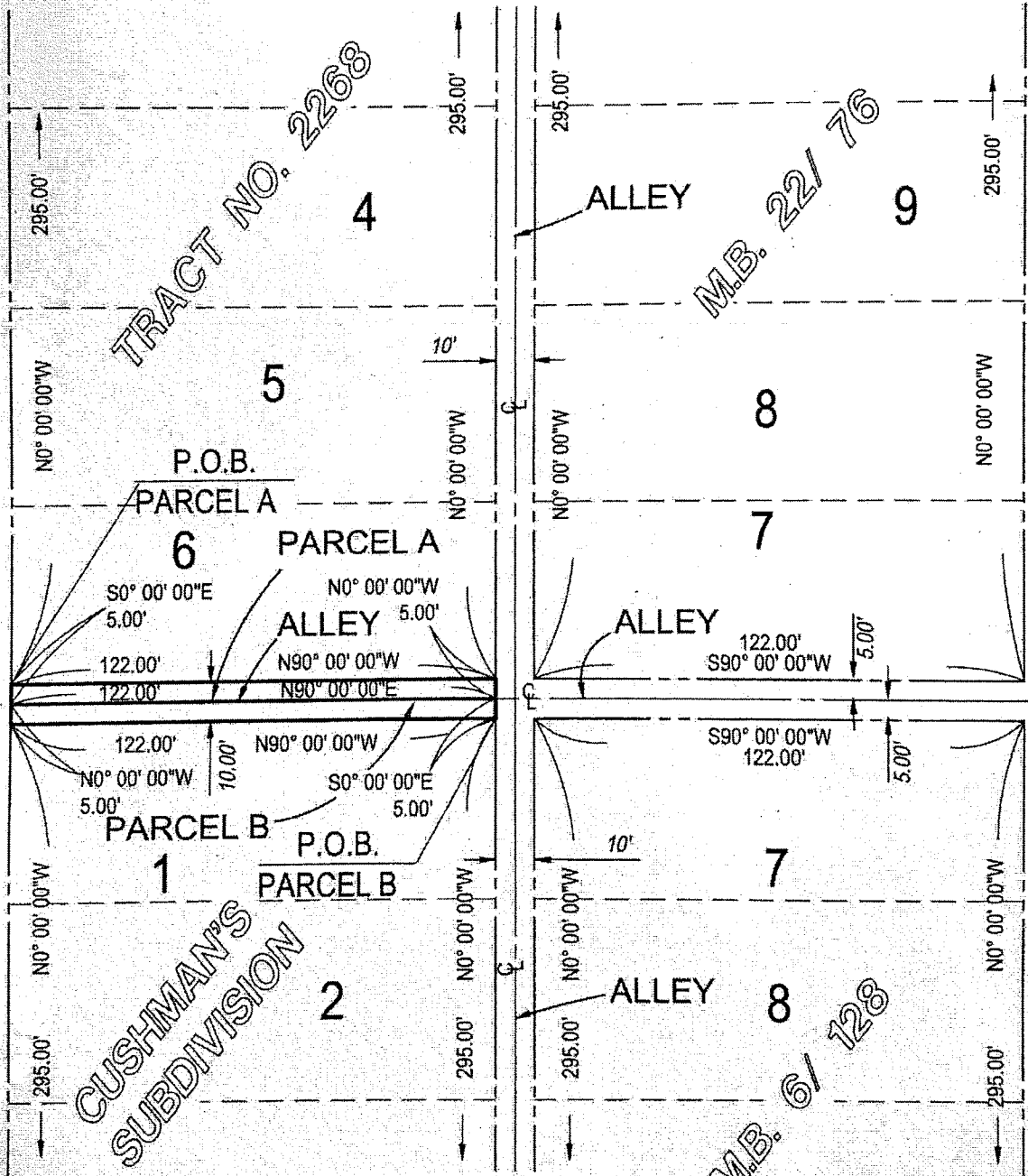
SHEET 2 OF 2
2nd Check



SCALE: 1" = 40'

LONG BEACH BOULEVARD

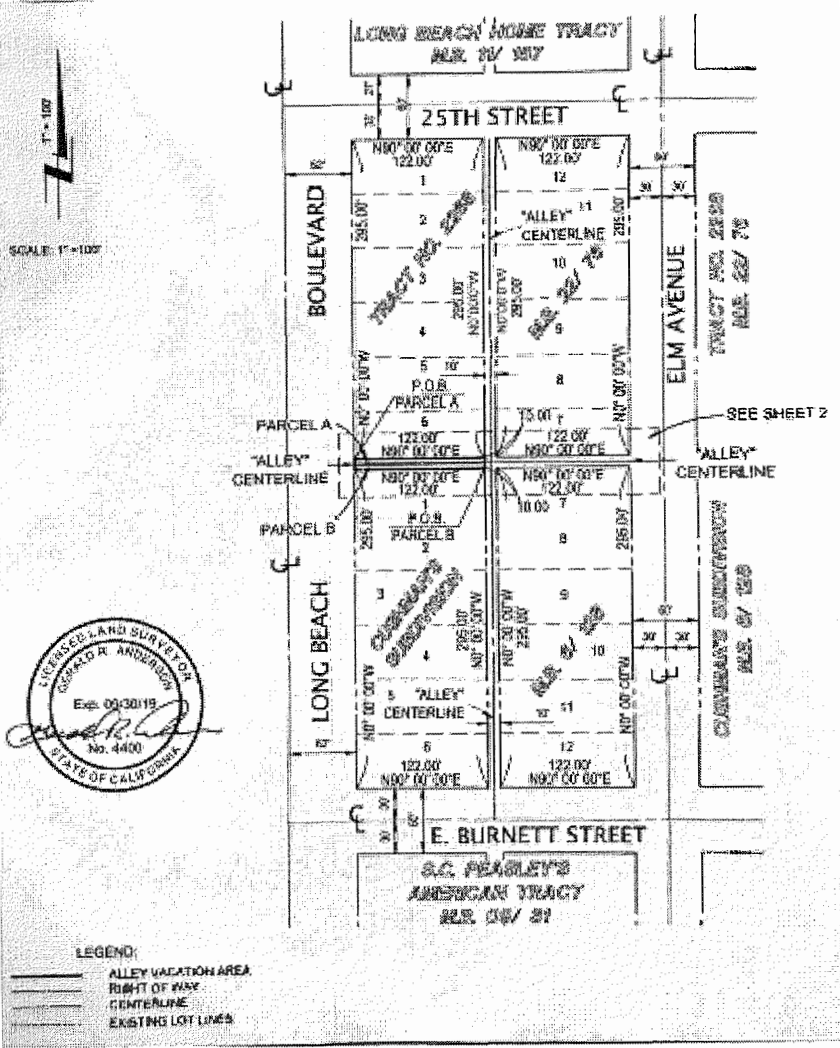
ELM AVENUE



LEGEND:

- ALLEY VACATION AREA
- RIGHT OF WAY
- CENTERLINE
- EXISTING LOT LINES

**SKETCH NO. 1028V
 SKETCH SHOWING A VACATION OF A
 PORTION OF AN ALLEY WITH A WIDTH OF
 5' BEING WITHIN TRACT NUMBER 2268
 AND 5' BEING WITHIN CUSHMAN'S
 SUBDIVISION**



ENGINEERING BUREAU
 CITY OF LONG BEACH, CALIFORNIA
 EXHIBIT C