

July 7, 2004

Honorable Mayor and Members of
The Hermosa Beach City Council

Regular Meeting of
July 13, 2004

**SET A PUBLIC HEARING FOR THE PROPOSED VACATION OF 30TH STREET FROM
PACIFIC COAST HIGHWAY, APPROXIMATELY 100 FEET WEST AND
CONSTRUCTION OF A CUL-DE- SAC**

Recommendation:

It is recommended that the City Council:

1. Adopt the attached Resolution declaring its intention to vacate and abandon a portion of 30th Street from Pacific Coast Highway, approximately 100 feet to the westerly edge of the South Bay BMW property, north side of 30th Street, including construction of a cul-de-sac west of this property line on 30th Street: and
2. Set the Public Hearing for Tuesday, September 14, 2004.

Background:

The property owners at 2901 Pacific Coast Highway have requested that the City consider vacating a portion of 30th Street in order to allow reconstruction of the dealership and its continued operation in the City. The proposal contained other items, which are being reviewed by staff and South Bay BMW and will be presented at a future City Council meeting once the negotiations have been completed.

Analysis:

The vacation process involves a public hearing before both the Planning Commission and the City Council. Approval at this time will allow the public notices and other information about the proposed vacation to begin and provide an opportunity for resident involvement.

A Resolution of Intention must be adopted by the City Council at a regularly scheduled City Council meeting. Notice of this Resolution must be published in a local newspaper fifteen days before the public hearing before City Council. In addition, the proposed vacated portions of the street must be posted with a Notice of Public Hearing at least 10 days before the hearing. Staff recommends that the Public Hearing be set for September 14, 2004, thereby allowing sufficient time for the Planning Commission to determine if this vacation is in conformance with the City's General Plan Circulation Element.

Written notices will be sent to all public utilities. If, after the public hearing on September 14, 2004, the City Council finds that the portion of 30th Street thereof is not necessary for present or future street purposes, a resolution will be adopted ordering the vacation of the street. Should public utilities exist in the vacated street, they shall be preserved and protected in the Resolution of Vacation.

The attached Resolution of Intention provides for a public hearing on the matter on September 14, 2004, at 7:30 P.M. in the City Council Chambers, as required by Section 8322 of the California Street and Highways Code.

Fiscal Impact:

Since this item is considered to be a routine item of work, no additional allocation is required.

Attachment: Resolution (proposed)

Respectfully submitted,

Concur:

Homayoun A. Behboodi
Associate Engineer

Richard Morgan
Director of Public Works/City Engineer

Stephen R. Burrell
City Manager

RESOLUTION NO. 04-_____

A RESOLUTION OF THE COUNCIL OF THE CITY OF HERMOSA BEACH DECLARING ITS INTENTION TO VACATE AND ABANDON THAT PORTION OF 30TH STREET WEST BOUNDARY OF PACIFIC COAST HIGHWAY, APPROXIMATELY 100 FEET WEST TO THE PROLONGATION OF WESTERLY PROPERTY LINE OF SOUTH BAY BMW, LOT 127 NORTH OF 30TH STREET AND THE SOUTHERLY BOUNDARY LINE OF THE CITY OF HERMOSA BEACH, AS SHOWN ON THE TRACT OF SOUTHERN CAL CONVENTION HALL AND MARINE VIEW PARK WEST BOUNDARY FROM PACIFIC COAST HIGHWAY AND APPROXIMATELY 100 FEET WEST, AS PER MAP RECORDED IN BOOK 18 PAGES 2 AND 3 OF MAPS IN THE OFFICE OF THE LOS ANGELES COUNTY RECORDER.

WHEREAS, that portion of 30th Street, is unnecessary for present or prospective public street purposes, and

WHEREAS, the public interest, necessity and convenience require the City Council to vacate and abandon said portion of street, and

WHEREAS, said portion of street as above described is shown on the official map of the City of Hermosa Beach, at the office of the City Clerk of said City to which all parties interested are referred for particulars as to the proposed vacation and abandonment, and

WHEREAS, the City Council elects to proceed in said vacation particulars as to the proposed vacation and abandonment, and

WHEREAS, the City Council elects to proceed in said vacation and abandonment under Section 8300 to 8324, inclusive of the Street and Highway Code of the State of California as amended.

NOW THEREFORE be it resolved by the City Council of the City of Hermosa Beach as follows:

SECTION 1. Hereby determines that the public convenience and necessity require that an easement be retained for construction and maintenance of utility lines within the limit of the street vacation as described herein above.

SECTION 2. Directs the City Clerk of the City of Hermosa Beach to give and post as required by law, notice of passage of this resolution of intention, and give therein the legal

description of said portion of street proposed to be vacated and abandoned and specify the time and place of public hearing of this resolution which is hereby fixed as follows:

The hearing to be, before the City Council of the City of Hermosa Beach, at 1315 Valley Drive, in the City Council Chambers, of the City of Hermosa Beach, at the hour of 7:30 PM on September 14, 2004, at which time and place all persons interested may appear and object or protest to the proposed vacation and abandonment of said street. If the City Council finds from the evidence submitted that the street is unnecessary for present or prospective use, it may make its order vacating all or part of the street.

SECTION 3. This resolution shall take effect immediately upon its adoption.

PASSED APPROVED AND ADOPTED THIS 14th DAY OF SEPTEMBER, 2004.

PRESIDENT of the CITY COUNCIL and MAYOR of the City of Hermosa Beach, California

ATTEST:

APPROVED AS TO FORM:

CITY CLERK

CITY ATTORNEY