

RESOLUTION NO. 1712

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF HUNTINGTON BEACH FINDING THE VACATION OF A 5,790 SQ. FT. UNDEVELOPED PORTION OF AN EXISTING STREET AND PUBLIC UTILITY EASEMENT ALONG THE EAST SIDE OF HUNTINGTON STREET, BETWEEN ATLANTA AVENUE AND PACIFIC VIEW AVENUE IS IN CONFORMANCE WITH THE GOALS AND POLICIES OF THE GENERAL PLAN (GENERAL PLAN CONFORMANCE NO. 20-002)

WHEREAS, the Government Code of the State of California, Section 65402, provides that a local agency shall not acquire real property, nor dispose of any real property, nor construct a public building or structure in any county or city until the location, purpose, and extent of such activity has been reported upon as to conformity with the adopted General Plan; and

WHEREAS, staff has reviewed the subject request and submitted it to the Planning Commission for review on September 22, 2020; and

WHEREAS, staff has indicated the applicable CEQA exemption pursuant to City Council Resolution No. 4501, Class 5 and General Plan goals and policies to establish conformance with the General Plan.

NOW, THEREFORE, BE IT RESOLVED THAT the Planning Commission of the City of Huntington Beach finds the proposed vacation of a portion of an existing street and public utility easement on Huntington Street exempt from CEQA and in conformance with the goals and policies of the General Plan as follows:

A. Land Use Element

Policy LU-1 (A): Ensure that development is consistent with the land use designations presented in the Land Use Map, including density, intensity, and use standards applicable to each land use designation.

The vacation of the easterly six foot wide strip of the existing 30 foot wide easement that runs approximately 1,000 feet on the east side of Huntington Street between Atlanta Avenue and Pacific View Avenue will not negatively impact surrounding property owners or public users of the street because easements for the developed portion of the street will remain intact. Upon vacation, the fee title for the area will revert to the adjacent residential property owner.

Circulation Element

Goal CIRC-1 (A): The circulation system supports existing, approved, and planned land uses while maintaining a desired level of service and capacity on streets and at critical intersections.

Policy CIRC-1 (J): Investigate current jurisdictional control of roadways and determine where adjustments may be made in the future.

Goal CIRC-6: Connected, well-maintained, and well-designed sidewalks, bike lanes, equestrian paths, and waterways allow for both leisurely use and day-to-day required activities in a safe and efficient manner for all ages and abilities.

Coastal Element

Objective CE 2.1: Balance the circulation system with the circulation demands generated by the implementation of the Coastal Land Use Plan.

The existing street and nearby pedestrian sidewalk and bike lane currently provide sufficient access to the surrounding residential uses. The subject area is no longer necessary to construct right-of-way infrastructure to provide the public circulation needs of the abutting properties. Vacating an undeveloped 5,790 square foot portion of an existing public street and utility easement will not have a detrimental impact on the circulation system.

PASSED, APPROVED AND ADOPTED by the Planning Commission of the City of Huntington Beach at a regular meeting held on the Twenty-Second day of September 2020, by the following roll call vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST:

Jennifer Villasenor, Acting Secretary

Planning Commission Chair

Exhibit D – Legal Description and Plat Map

Res 1712

EXHIBIT D

THAT PARCEL OF LAND LOCATED IN THE CITY OF HUNTINGTON BEACH, COUNTY OF ORANGE, STATE OF CALIFORNIA, BEING A PORTION OF THE LAND AS DESCRIBED IN CITY OF HUNTINGTON BEACH RESOLUTION 1125, RECORDED 21 JULY, 1950, IN BOOK 2045, PAGE 52, OF OFFICIAL RECORDS OF SAID COUNTY; SAID RESOLUTION ACCEPTING RIGHT-OF-WAY DEED TO CERTAIN PROPERTY FOR STREET PURPOSES, AND AUTHORIZING THE RECORDATION OF THE SAME; SAID RESOLUTION ACCEPTED THIS RIGHT-OF-WAY, 60 FEET IN WIDTH, (CURRENTLY KNOWN AS HUNTINGTON STREET) CENTERED EQUALLY ALONG THE WEST LINE OF THE EAST HALF (1/2), OF THE NORTHWEST QUARTER (1/4), OF THE NORTHEAST QUARTER (1/4), OF FRACTIONAL SECTION 14, TOWNSHIP 6 SOUTH, RANGE 11 WEST, RANCHO LAS BOLSAS, AS SHOWN ON THE MAP FILED IN BOOK 51, PAGE 14 OF MISCELLANEOUS MAPS, IN RECORDS OF SAID COUNTY. THE PURPOSE OF THIS LEGAL DESCRIPTION IS TO DESCRIBE A PORTION OF SAID RIGHT-OF-WAY FOR STREET PURPOSES TO BE VACATED; SAID PORTION TO BE VACATED BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE EAST HALF (1/2) OF THE NORTHWEST QUARTER (1/4) OF THE NORTHEAST QUARTER (1/4), OF SAID FRACTIONAL SECTION 14, THENCE SOUTHERLY ALONG SAID WEST LINE OF SAID EAST HALF (1/2), SOUTH 00°43'19" EAST, 82.42 FEET;

THENCE AT RIGHT ANGLES TO SAID WEST LINE NORTH 89°16'41" EAST, 30.00 FEET TO THE SOUTHWESTERLY CORNER OF THOSE LANDS DESCRIBED IN EXHIBIT "A", OF CITY OF HUNTINGTON BEACH RESOLUTION 2016-60, DECLARING THE NECESSITY FOR CONDEMNATION OF A PORTION OF 80 HUNTINGTON STREET AND ACQUIRING A PERMANENT STREET EASEMENT OVER THE SAME, SAID SOUTHWEST CORNER BEING THE SOUTHWESTERLY TERMINUS OF THAT SOUTHERLY LINE OF THE LANDS DESCRIBED IN SAID EXHIBIT "A", BEARING SOUTH 42°18'42" WEST, 36.94 FEET, SAID SOUTHWESTERLY CORNER ALSO BEING THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION;

THENCE SOUTHWESTERLY ALONG THE SOUTHWESTERLY EXTENSION OF SAID SOUTHERLY LINE SOUTH 42°18'42" WEST, 8.79 FEET TO A THE NORTHERLY TERMINUS OF A LINE PARALLEL TO AND 24.00 FEET EASTERLY OF SAID WEST LINE OF SAID EAST HALF (1/2);

THENCE SOUTHERLY ALONG SAID PARALLEL LINE SOUTH 00°43'19" EAST, 961.73 FEET;

LEGAL DESCRIPTION
HUNTINGTON STREET VACATION

CITY OF HUNTINGTON BEACH
DEPARTMENT OF PUBLIC WORKS

1 OF 3



REV 2
6.00'

EXHIBIT D

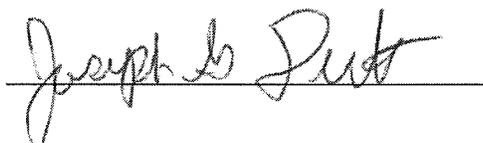
THENCE AT RIGHT ANGLES TO SAID PARALLEL LINE NORTH 89°16'41" EAST, 6.00 FEET, TO THE SOUTHERLY TERMINUS OF A LINE PARALLEL TO AND 30.00 FEET EASTERLY OF SAID WEST LINE, OF SAID EAST HALF (1/2), SAID SOUTHERLY TERMINUS BEING A POINT ALONG THE EAST LINE OF HUNTINGTON STREET AS DEDICATED PER SAID CITY RESOLUTION 1125;

THENCE NORTHERLY ALONG LAST SAID PARALLEL LINE NORTH 00°43'19" WEST, 968.16 FEET TO THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION;

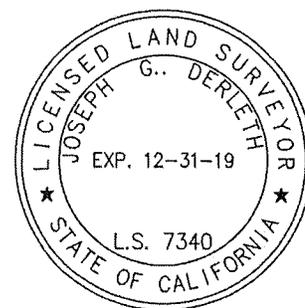
CONTAINING 5790 SQUARE FEET (0.13 ACRES) MORE OR LESS.

AS SHOWN ON EXHIBIT "7", SHEET 3 OF 3, ATTACHED HERETO AND MADE A PART HEREOF.

SUBJECT TO COVENANTS, CONDITIONS, RESERVATIONS, RESTRICTIONS, RIGHTS-OF-WAY, EASEMENTS AND LEASES OF RECORD, IF ANY.



JOSEPH G. DERLETH
PLS 7340 EXPIRES 12/31/19



LEGAL DESCRIPTION
HUNTINGTON STREET VACATION

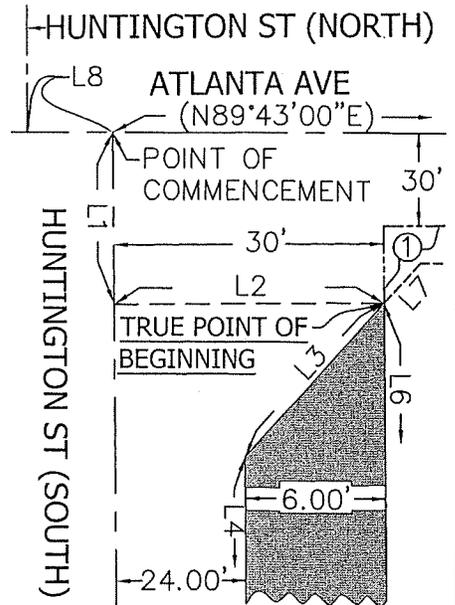
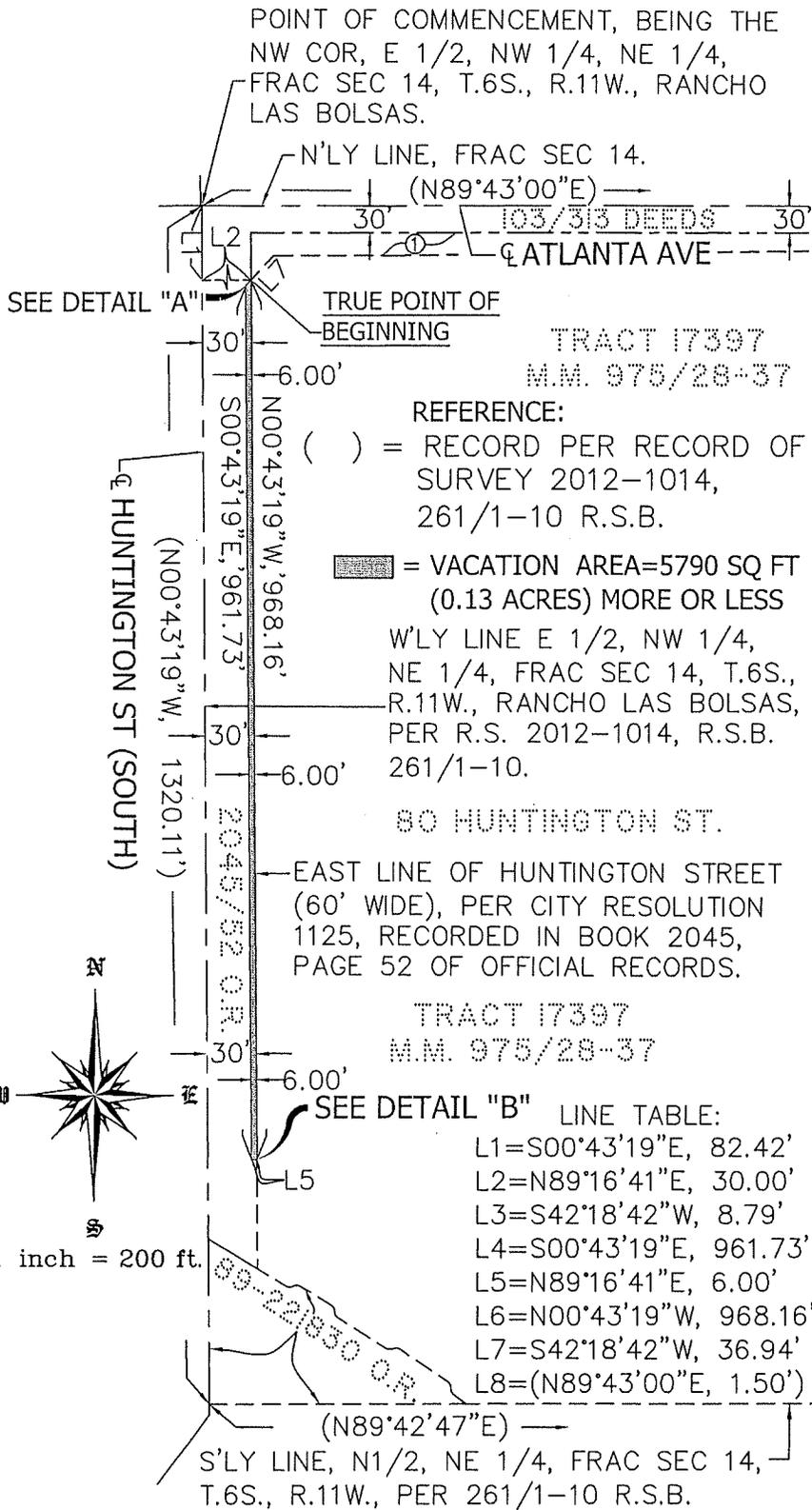
CITY OF HUNTINGTON BEACH
DEPARTMENT OF PUBLIC WORKS

2 OF 3



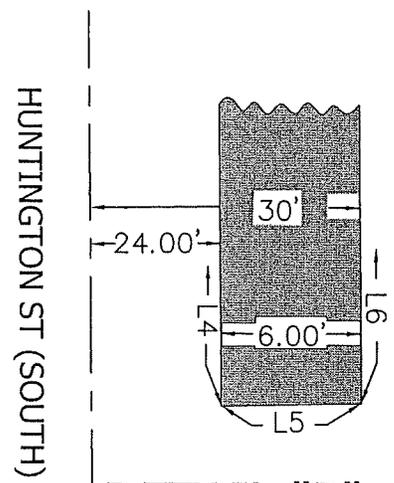
REV 2
6.00'

EXHIBIT D



DETAIL "A"
N.T.S.

NOTE:
① = PORTION OF LANDS DESCRIBED IN EXHIBIT "A" OF CITY OF HUNTINGTON BEACH RESOLUTION 2016-60.



DETAIL "B"
N.T.S.

PLAT
HUNTINGTON STREET VACATION

CITY OF HUNTINGTON BEACH
DEPARTMENT OF PUBLIC WORKS

3 OF 3



REV 2
6.00'