

RESOLUTION NO. 2022-37

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTINGTON BEACH DECLARING THAT AN UNDEVELOPED PORTION OF AN EXISTING STREET AND PUBLIC UTILITY EASEMENT ALONG THE EASTSIDE OF HUNTINGTON STREET AT 102 AND 104 HUNTINGTON STREET, HUNTINGTON BEACH, IS EXEMPT SURPLUS LAND PURSUANT TO GOVERNMENT CODE SECTIONS 54221(F)(1)(B) AND 54221(F)(1)(E), AND MAKING A FINDING OF EXEMPTION UNDER CEQA

WHEREAS, the City of Huntington Beach is the owner of an Easement Deed of a 134 square foot undeveloped portion of an existing street and public utility easement adjacent to real residential property located at 102 & 104 Huntington Street, Huntington Beach (Assessor's Parcel Map No. 024-261-16, and as legally described in Exhibit "A," and depicted in Exhibit "B," respectively, attached hereto and incorporated by this reference; and

WHEREAS, the property legally described in Exhibit A and depicted in Exhibit B is referred to herein as the "Property;

WHEREAS, the recorded Easement Deed is attached hereto as Exhibit "C."

WHEREAS, City staff determined that the existing 32-foot corner radius area (measuring approximately 134 square feet) is in excess of what is necessary for the existing local street designations, and have proposed to vacate the excess corner radius right-of-way, for return to the adjacent property owners.

NOW, THEREFORE, the City Council of the City of Huntington Beach does hereby find and resolve as follows:

1. The above recitals are true and correct.
2. The City Council hereby declares that, pursuant to Government Code Section 54221(f)(1)(B), the Property is "exempt surplus land" exempt from the disposition procedures of the Surplus Land Act because it is less than five thousand (5,0000) square feet, and is less than the minimum legal residential building lot size for the City. In addition, pursuant to Government Code Section 54221(f)(1)(E), the Property is "exempt surplus land" exempt from the disposition procedures of the Surplus Land Act because the Property is an easement consisting of excess corner radius right-of-way that will be conveyed to the adjacent property owners.
3. CEQA. This Resolution has been reviewed with respect to the applicability of the California Environmental Quality Act ("CEQA") and the State CEQA Guidelines. It has been determined that the adoption of this Resolution will not have a significant environmental impact and is exempt from CEQA pursuant to Section 15061(b)(3) of Title 14 of the California Code of Regulations. It can be seen with certainty that there is no possibility that the declaration of property as exempt surplus may have a significant effect on the environment, as no development is authorized by this Resolution.

PASSED AND ADOPTED by the City Council of the City of Huntington Beach at a regular meeting thereof held on the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
Mayor

REVIEWED AND APPROVED:

APPROVED AS TO FORM:

\_\_\_\_\_  
City Manager

  
\_\_\_\_\_  
City Attorney

INITIATED AND APPROVED:

  
\_\_\_\_\_  
Director of Public Works