

434750

VAC-3-890

RESOLUTION NO. 17314

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REQUEST FOR RECORDATION

Request of City Clerk for recordation of this instrument and return to, City Clerk, City Hall, 3900 Main Street, Riverside, CA 92522

FREE RECORDING-
Exempt Pursuant to Government Code §6103

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF RESOLUTION OF INTENTION NO. 17282; RESERVING PERMANENT EASEMENTS AND RIGHTS OF WAY FOR ELECTRICAL ENERGY DISTRIBUTION FACILITIES AND FOR AERIAL AND UNDERGROUND TELEPHONE, TELEGRAPH AND COMMUNICATION FACILITIES, AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE RESERVATION OF SUCH EASEMENTS; AND MAKING ITS ORDER VACATING A PEDESTRIAN WALKWAY CONNECTING VERDE STREET WITH CORTEZ STREET, AND SITUATED NORTHERLY OF ORCHARD STREET.

12950

WHEREAS on October 3, 1989, the City Council of the City of Riverside adopted Resolution No. 17282 declaring its intention to vacate a pedestrian walkway approximately 10 feet wide by 560 feet long, connecting Verde Street with Cortez Street and approximately 567 feet northerly of Orchard Street, and fixing the time and place of hearing all persons interested in the proposed vacation, pursuant to the provisions of the Public Streets, Highways, and Service Easements Vacation Law, being Sections 8300 et seq. of Part 3, Division 9 of the Streets and Highways Code of the State of California; and

WHEREAS said proposed vacation was submitted to and acted upon by the Planning Commission of the City of Riverside and notice of hearing said resolution was given as provided by said Public Streets, Highways, and Service Easements Vacation Law; and

WHEREAS on the day fixed for the hearing the City Council heard and found and hereby finds from all of the evidence submitted that the pedestrian walkway ordered vacated

1 is unnecessary for present or prospective public use;


2 NOW, THEREFORE, BE IT RESOLVED by the City Council of
3 the City of Riverside, California, that the pedestrian walkway
4 in the City of Riverside, County of Riverside, State of
5 California, described in the document attached hereto, marked
6 Exhibit A, and by this reference made a part hereof, be and the
7 same is hereby vacated.

8 BE IT FURTHER RESOLVED that the City Council does hereby
9 determine that the public convenience and necessity require the
10 reservation of permanent easements and rights of way for
11 electrical energy distribution facilities, and reserving the
12 right to construct, maintain, operate, replace, remove, renew
13 and enlarge lines of pipe, conduits, cables, wires, poles and
14 other convenient structures, equipment and fixtures, as may be
15 applicable, for the transportation or distribution of electric
16 energy; and a permanent easement and right of way to construct,
17 place, operate, inspect, maintain, repair, replace and remove
18 such aerial and underground telephone, telegraph and
19 communication structures as the Pacific Telephone and Telegraph
20 Company may from time to time require consisting of poles,
21 anchors, wires, cables, conduits, manholes, markers and
22 necessary fixtures and appurtenances; including access and the
23 right to keep the property free from inflammable materials and
24 wood growth that would interfere with the use of said permanent
25 easements and rights of way.

26 BE IT FURTHER RESOLVED that the vacation shall occur
27 only after the applicable conditions contained in the Planning

1 Department's report to the legislative body, and on file with
2 the City Clerk have been satisfied; and the City Clerk is hereby
3 directed not to record this resolution of vacation until the
4 applicable conditions have been satisfied.

5 ADOPTED by the City Council and signed by the Mayor and
6 attested by the City Clerk this 7th day of November, 1989.

7 
8 Mayor of the City of Riverside

8 Attest:

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City Clerk of the City of Riverside

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I, Alice A. Hare, City Clerk of the City of Riverside,
California, hereby certify that the foregoing resolution was duly
and regularly introduced and adopted by the City Council of said
City at its meeting held on the 7th day of November, 1989,
by the following vote, to wit:

19

Ayes: Councilmembers Loveridge, Clarke, Mansfield, Bowers,
Osborne, Digati and Frizzel.

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21

Noes: None.

22

Absent: None.

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IN WITNESS WHEREOF I have hereunto set my hand and affixed
the official seal of the City of Riverside, California, this
7th day of November, 1989.


City Clerk of the City of Riverside

JW/1292R/h1
10-18-89

LEGAL DESCRIPTION

VAC-3-890 - Vacation of a 10 foot wide by approximately 215 foot long pedestrian walkway connecting Verde Street and Cortez Street lying approximately 560 feet northwesterly of Orchard Street.

All of Lot H of Magnolia Park Tract as shown by Map on file in Book 22 of Maps, at Page 52 thereof, records of Riverside County, California;

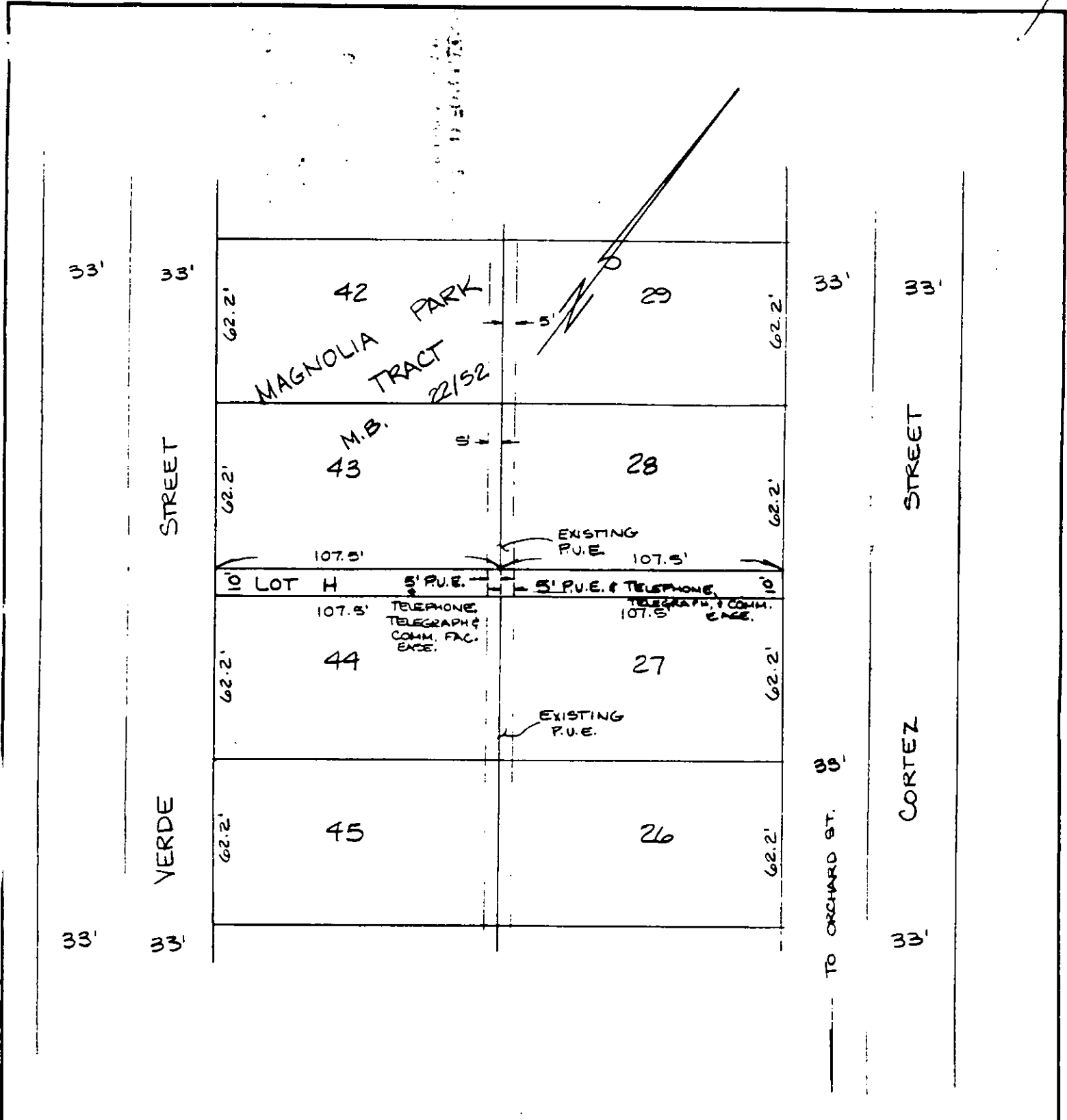
Reserving therefrom a permanent easement and right-of-way for aerial and underground telephone, telegraph and communications facilities lying 5.00 feet on each side of the northwesterly prolongation of the northeasterly line of Lot 44 of said Magnolia Park Tract;

Also reserving therefrom a permanent easement and right-of-way for electrical energy distribution facilities lying 5.00 feet on each side of the northwesterly prolongation of the northeasterly line of said Lot 44.

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09/18/89

DESCRIPTION APPROVAL 9/18/89
George P. Hutchison by JK
SURVEYOR, CITY OF RIVERSIDE

EXHIBIT A



• CITY OF RIVERSIDE, CALIFORNIA •

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT. IT IS NOT A PART OF THE WRITTEN DESCRIPTION THEREIN.		SHEET <u>1</u> OF <u>1</u>	5/28-3
SCALE: 1" = <u>50'</u>	DRAWN BY <u>PA</u> DATE <u>9/14/89</u>	SUBJECT <u>VAC - 3 - 890</u>	