

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

VC-004-934

RESOLUTION NO. 18398

27259

FREE RECORDING-
Exempt Pursuant to
Government Code §6103

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, PROVIDING FOR THE SUMMARY VACATION OF A REMNANT OF MARION STREET EXTENDING SOUTHERLY FROM THE INTERSECTION OF CENTRAL AVENUE WITH WILDERNESS STREET AND THE VACATION OF CERTAIN PUBLIC SERVICE EASEMENTS PREVIOUSLY RESERVED UPON THE VACATION OF AN ADJACENT PORTION OF MARION STREET BY ORDINANCE NO. 3241.

13632

WHEREAS by Ordinance No. 3241 adopted on November 10, 1964, the City Council of the City of Riverside vacated a 30-foot wide portion of Marion Street in the City of Riverside, County of Riverside, State of California as described therein reserving certain public service easements over said vacated street including an easement for sewer purposes and an easement for public utility purposes over the northerly 35 feet of said vacated street; and

WHEREAS at its meeting of November 4, 1993, the Planning Commission of the City of Riverside approved Parcel Map Waiver PW-007-934 to consolidate five vacant parcels for development of the new Police Aviation Facility of the City of Riverside located at 6970-7000 Central Avenue within the boundaries of the Riverside Municipal Airport; and

WHEREAS as condition for the approval of the parcel map waiver, the unimproved remnant of Marion Street, approximately three feet wide and 580 feet long extending into the property to be consolidated, is to be vacated together with the easements reserved by said Ordinance No. 3241; and

WHEREAS Sections 8330 et seq. of the Streets and Highways Code of the State of California provide for the

1 summary vacation of streets and public service easements under
2 certain conditions; and

3 WHEREAS the City Council wishes to proceed under the
4 provisions of Sections 8330 et seq. of the Streets and Highways
5 Code to summarily vacate the hereinafter described remnant of
6 Marion Street together with the public service easements
7 previously reserved in Ordinance No. 3241 at the time of the
8 vacation of a adjoining segment of Marion Street;

9 NOW, THEREFORE, BE IT RESOLVED by the City Council of
10 the City of Riverside, California, as follows:

11 Section 1: The vacation of the hereinafter described
12 portion of Marion Street and the vacation of the hereinafter
13 described public service easements are undertaken pursuant to
14 the provisions of Chapter 4 (commencing with Section 8330) of
15 Part 3 of Division 9 of the Streets and Highways Code of the
16 State of California.

17 Section 2: The City Council finds and determines that
18 the hereinafter described portion of Marion Street, a paper
19 street approximately 3 feet wide and 580 feet long, has for a
20 period of five consecutive years has been impassable for
21 vehicular travel and that no public money was expended for
22 maintenance on the street during such period; and that said
23 portion of street right-of-way lies within property under one
24 ownership and does not continue through such ownership or end
25 touching the property of another.

26 Section 3: The City Council further finds and
27 determines that the hereinafter described public service

1 easements have not been used for the purpose for which they
 2 were dedicated or acquired for five consecutive years
 3 immediately preceding the adoption of this resolution.

4 Section 4: The City Council hereby orders the summary
 5 vacation of that portion of Marion Street described as follows:

6 All that portion of that certain strip of land 3.0 feet
 7 in width, being described as the westerly 3.0 feet of
 8 the southerly 1251.94 feet of Lot 19 in Block 33 of
 9 Tract No. 5 of the Riverview Addition as shown by map
 10 on file in Book 7, Page 7 of Maps, records of Riverside
 11 County, California, in deed to the City of Riverside
 12 recorded April 28, 1961, as Instrument No. 36672,
 13 Official Records of said Riverside County; lying
 14 southerly of the southerly line of Central Avenue, as
 15 shown on Parcel Map 21321 on file in Book 137, Pages 24
 16 and 25 of Parcel Maps, records of said Riverside
 17 County.

18 Section 5: The City Council further orders the summary
 19 vacation of that certain easement for sewer purposes lying
 20 within that portion of the unnamed street (known as Marion
 21 Street, vacated) shown on Tract No. 5 of the Riverview
 22 Addition, on file in Book 7, Page 7 of Maps, records of
 23 Riverside County, California, reserved by Ordinance No. 3241 of
 24 the City Council of the City of Riverside recorded November 13,
 25 1964, as Instrument No. 136799, Official Records of said
 26 Riverside County, together with that certain easement for
 27 public utility purposes reserved over the northerly 35 feet of
 said unnamed street by said Ordinance No. 3241; it being the
 intent of the City Council to vacate all public service
 easements reserved in said Ordinance No. 3241.

Section 6: The City Clerk of the City of Riverside
 shall cause a certified copy of this resolution to be recorded

1 in the Office of the County Recorder of Riverside County,
2 California, and the aforementioned street right-of-way and
3 public service easements shall be and are hereby terminated as
4 of the date of said recordation and shall no longer constitute
5 a street or public service easement from and after said date of
6 recordation.

7 ADOPTED by the City Council and signed by the Mayor and
8 attested by the City Clerk this 28th day of December, 1993.

9
10 Terry Fuzzell
11 Mayor of the City of Riverside

12 Attest:

13 Karen E. Lindquist
14 City Clerk of the City of Riverside

15 I, Karen E. Lindquist, City Clerk of the City of
16 Riverside, California, hereby certify that the foregoing
17 resolution was duly and regularly introduced and adopted at a
18 meeting of the City Council of said City at its meeting held on
19 the 28th day of December, 1993 , by the following vote,
20 to wit:

21 Ayes: Councilmembers Loveridge, Defenbaugh, Kane, Clifford,
22 Thompson and Pearson.

23 Noes: None.

24 Absent: None.

25 IN WITNESS WHEREOF I have hereunto set my hand and
26 affixed the official seal of the City of Riverside, California,
27 this 28th day of December, 1993.

Karen E. Lindquist
City Clerk of the City of Riverside

27259

WILDERNESS AVENUE

1251.94'

PAR. 1

PAR. 2

R/S 33/63-64

19

R/W. ADD. MB 7/7

BLK 33

CENTRAL AVENUE

PAR. 1

PAR. 2

PM 21321
PMB 137/24-25

TR. NO. 20

PM 9523
PMB 42/16-18

AVENUE

P.U.E. 35'

11/13/64
#136799
BLANKET
SEWER
ESM.

MARION ST. VACATED

4/28/61
#36672 O.R.

KINCAID AVE. VACATED

R/S 48/60-64

LOT 1

BLK. 36

LOT 3

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 1 OF 1

4/8

SCALE 1" = 200'

DRAWN BY *W* DATE 12/13/93

SUBJECT VC-004-934/PW-007-934

13632

027259

27259

RECEIVED FOR RECORD
AT 8:00 O'CLOCK

JAN 21 1994

Recorded in Official Records
of Riverside County, California

Wick
Recorder
Fees \$

13632