

VC-011-945

## RESOLUTION NO. 18727

1  
2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY  
3 OF RIVERSIDE, CALIFORNIA, MAKING ITS  
4 FINDINGS AND DETERMINATIONS IN THE MATTER OF  
5 RESOLUTION OF INTENTION NO. 18717; RESERVING  
6 PERMANENT EASEMENTS AND RIGHTS-OF-WAY FOR  
7 SANITARY SEWER FACILITIES AND FOR ELECTRIC  
8 ENERGY DISTRIBUTION FACILITIES, AND  
9 DETERMINING THAT THE PUBLIC CONVENIENCE AND  
10 NECESSITY REQUIRE THE RESERVATION OF SUCH  
11 EASEMENTS; AND MAKING ITS ORDER VACATING THE  
12 TWO ALLEYS SITUATED WITHIN THE BLOCK BOUNDED  
13 BY LEMON, LIME, TWELFTH AND THIRTEENTH  
14 STREETS.

13956

9 WHEREAS, on June 6, 1995, the City Council of the City  
10 of Riverside in Vacation Case No. VC-011-945 adopted Resolution  
11 No. 18717 declaring its intention to order the vacation of the  
12 two alleys situated within the block bounded by Lemon, Lime,  
13 Twelfth and Thirteenth Streets within the City of Riverside,  
14 County of Riverside, State of California, and fixing the time  
15 and place of hearing all persons interested in the proposed  
16 vacation pursuant to the provisions of the Public Streets,  
17 Highways and Service Easements Vacation Law, being Sections  
18 8300 et seq. of Part 3, Division 9 of the Streets and Highways  
19 Code of the State of California; and

20 WHEREAS, notice of hearing on the resolution of  
21 intention was duly given as provided by said Public Streets,  
22 Highways, and Service Easements Vacation Law; and

23 WHEREAS, said proposed vacation had been submitted to  
24 and was considered by the Planning Commission of the City of  
25 Riverside at a duly noticed public hearing on May 4, 1995; and

26 WHEREAS, following the close of the public hearing,  
27 the Planning Commission determined that the proposed project

1 would not have a significant adverse effect on the environment  
2 and recommended that the City Council adopt a Negative  
3 Declaration; and

4 WHEREAS the Planning Commission further recommended  
5 that Vacation Case VC-011-945 be approved subject to all staff  
6 conditions; and

7 WHEREAS the recommendations of the Planning Commission  
8 were submitted to the City Council for consideration together  
9 with the testimony, whether oral or in writing, presented at  
10 the public hearing before said City Council;

11 NOW, THEREFORE, BE IT RESOLVED, FOUND AND DETERMINED  
12 by the City Council of the City of Riverside, California, as  
13 follows:

14 Section 1: That the vacation of the two alleys  
15 located within the block bounded by Lemon, Lime, Twelfth and  
16 Thirteenth Streets within the City of Riverside, California as  
17 hereinafter described in Vacation Case VC-011-945 is undertaken  
18 pursuant to the provisions of and in accordance with the  
19 procedures set forth in the Public Streets, Highways, and  
20 Service Easements Vacation Law and that all notices required  
21 thereby have been duly given.

22 Section 2: That from all of the evidence submitted to  
23 the City Council at the public hearing before it on Vacation  
24 Case VC-011-945, whether such evidence was oral or in writing,  
25 together with the recommendations from the Planning Commission,  
26 the two alleys located within the block bounded by Lemon, Lime,  
27 Twelfth and Thirteenth Streets as hereinafter described and

1 ordered vacated are unnecessary for present or prospective  
2 public use as public alleys or roads.

3 Section 3: That the proposed project will not have a  
4 significant adverse effect on the environment and adopts a  
5 Negative Declaration and finds that there is no evidence before  
6 the City that the proposed project will have any potential for  
7 adverse effect on wildlife resources and the impacts of the  
8 project are de minimis pursuant to Section 711.4 of the Fish  
9 and Game Code.

10 Section 4: That the two alleys located within the  
11 block bounded by Lemon, Lime, Twelfth and Thirteen Streets  
12 described in the document attached hereto, marked Exhibit "A",  
13 and by this reference made a part hereof, be and the same are  
14 hereby ordered vacated.

15 Section 5: That the public convenience and necessity  
16 require the exception from the vacation of those easements and  
17 rights-of-way over, along and across portions of the alleys  
18 ordered to be vacated as more particularly described in said  
19 Exhibit "A" necessary for sanitary sewer facilities and  
20 electric energy distribution facilities including the  
21 reservation of the following: (a) an easement for and the  
22 right to construct, maintain, operate, replace, remove and  
23 renew sanitary sewer and appurtenant structures; and (b) an  
24 easement for and the right to construct, maintain, operate,  
25 replace, remove, renew, and enlarge lines of pipe, conduits,  
26 cables, wires, poles, and other convenient structures,  
27 equipment, and fixtures for the distribution of electric energy.

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Section 6: That the vacation, termination and abandonment of the two alleys located within the block bounded by Lemon, Lime, Twelfth and Thirteenth Streets as described in Exhibit "A" shall occur only after the applicable conditions contained in the Planning Department's report to the legislative body and on file with the City Clerk as approved or amended by the City Council have been satisfied, and the City Clerk is hereby directed not to record this resolution of vacation until the applicable conditions have been satisfied.

Section 7: That the City Clerk of the City of Riverside shall cause a certified copy of this resolution to be recorded in the Office of the County Recorder of Riverside County, California, upon the satisfaction of the applicable conditions, and the two alleys located within the block bounded by Lemon, Lime, Twelfth and Thirteenth Streets as described in Exhibit "A" shall no longer constitute public alleys or roads from and after said date of recordation.

ADOPTED by the City Council and signed by the Mayor and attested by the City Clerk this 27th day of June, 1995.

*Ronald C. Levenson*  
Mayor of the City of Riverside

Attest:

KAREN E LINDQUIST  
City Clerk of the City of Riverside

By *Colleen Nicol*  
Assistant City Clerk

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I, Karen E. Lindquist, City Clerk of the City of Riverside, California, hereby certify that the foregoing resolution was duly and regularly introduced and adopted at a meeting of the City Council of said City at its meeting held on the 27th day of June, 1995, by the following vote, to wit:

Ayes: Councilmembers Beaty, Moore, Defenbaugh, Kane, Clifford, Thompson and Pearson.

Noes: None.

Absent: None.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this 27th day of June, 1995.

KAREN E. LINDQUIST  
City Clerk of the City of Riverside

By *Colleen Nicol*  
Assistant City Clerk

## EXHIBIT "A"

VC-011-945

All of those certain alleys and roadways located within Block 12, Range 4 of the Town of Riverside, as shown by map on file in Book 7, Page 17 of Maps, records of San Bernardino County, California, being bounded as follows:

On the northeast by the southwesterly line of Twelfth Street;

On the northwest by the southeasterly line of Lemon Street;

On the southwest by the northeasterly line of Thirteenth Street;

On the southeast by a line parallel with and distant 38.5 feet northwesterly, as measured at right angles, from the centerline of Lime Street; said streets are shown on said map of the Town of Riverside;

**RESERVING THEREFROM** a permanent easement and right-of-way for sanitary sewer facilities lying within a strip of land 12.00 feet in width, lying 6.00 feet on each side of the following described centerline;

**COMMENCING** at the intersection of the centerline of said Lemon Street with the centerline of said Thirteenth Street;

THENCE southeasterly along said centerline of Thirteenth Street, a distance of 199.50 feet;

THENCE northeasterly along a line parallel with said centerline of Lemon Street, a distance of 33.00 feet to said northeasterly line of Thirteenth Street and the **POINT OF BEGINNING** of this line description;

THENCE northeasterly continuing along said line parallel with the centerline of Lemon Street, a distance of 174.00 feet;

THENCE northwesterly along a line parallel with said centerline of Thirteenth Street, a distance of 166.50 feet to said southeasterly line of said Lemon Street and the **END** of this line description;

**ALSO RESERVING THEREFROM** a permanent easement and right-of-way for electric energy distribution facilities described as follows:

**COMMENCING** at the intersection of said northeasterly line of Thirteenth Street with said southeasterly line of Lemon Street;

THENCE North 28°59'44" East, along said southeasterly line, a distance of 174.05 feet;

THENCE South  $60^{\circ}59'14''$  East, along a line parallel with said southwesterly line of Twelfth Street, a distance of 58 feet to the **POINT OF BEGINNING** of the parcel of land being described;

THENCE North  $28^{\circ}59'44''$  East, along a line parallel with said southeasterly line of Lemon Street, a distance of 10 feet;

THENCE South  $60^{\circ}59'14''$  East, along a line parallel with said southwesterly line of Twelfth Street, a distance of 20 feet;

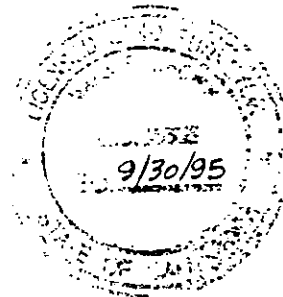
THENCE South  $28^{\circ}59'44''$  West, along a line parallel with said southeasterly line of Lemon Street, a distance of 16.5 feet;

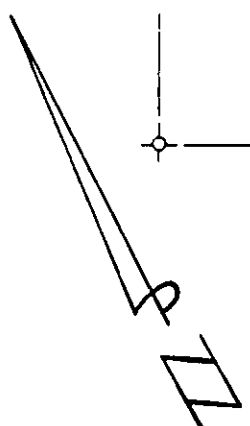
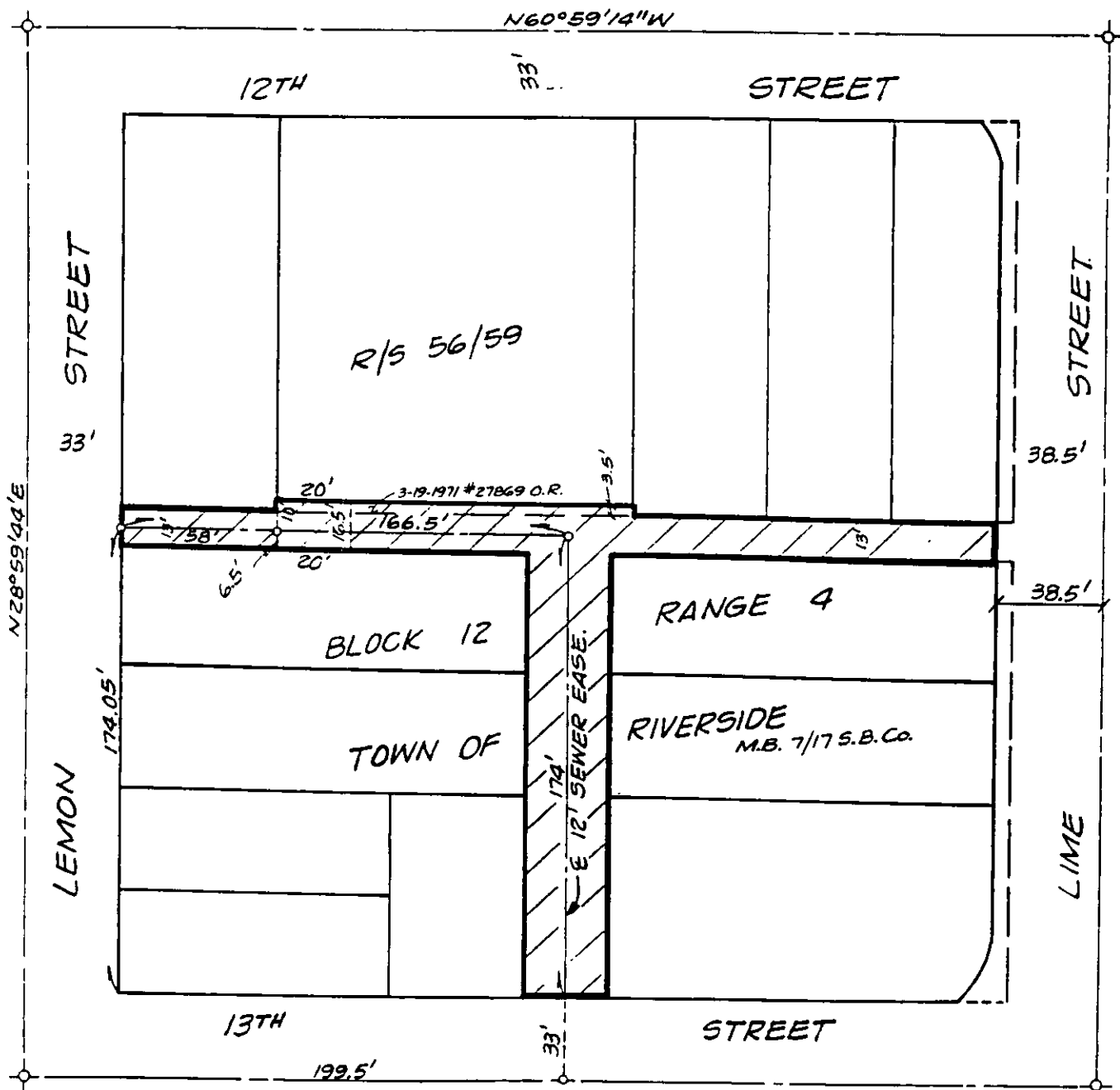
THENCE North  $60^{\circ}59'14''$  West, along a line parallel with said southwesterly line of Twelfth Street, a distance of 20 feet;

THENCE North  $28^{\circ}59'45''$  East, along a line parallel with said southeasterly line of Lemon Street, a distance of 6.5 feet to the **POINT OF BEGINNING**;

This description was prepared by me or under my direction in conformance with the requirements of the Land Surveyors Act.

Mark S. Brown 4/26/95 Prep. Kep  
 Mark S. Brown, L.S. 5655 Date  
 License Expires 9/30/95





• CITY OF RIVERSIDE, CALIFORNIA •

39-2

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

~~1/10~~

SCALE: 1" = NTS

DRAWN BY K9S DATE 4/17/95

SUBJECT VC-11-945



PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

**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  
AND WHEN RECORDED MAIL TO:

378121 ✓

RECEIVED FOR RECORD  
AT 8:00 O'CLOCK

NOV 13 1995

Recorded in Official Records  
of Riverside County, California  
Recorder

Fees \$ 0

**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

THIS SPACE FOR RECORDER'S USE ONLY

**FREE RECORDING-**

Exempt Pursuant to  
Government Code 53103

RESOLUTION No. 18727

Title of Document

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION  
(\$3.00 Additional Recording Fee Applies)

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