

FREE RECORDING-  
Exempt Pursuant to  
Government Code §6103

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

City Clerk's Office

AND WHEN RECORDED MAIL TO:

Colleen J. Nicol, CMC

City Clerk's Office

3900 Main Street, City Hall

Riverside, CA 92522

482444

RECEIVED FOR RECORD  
AT 8:00AM

NOV - 5 1998

Recorded in Official Records  
of Riverside County, California

Recorder 0

Fees \$ 0

THIS SPACE FOR RECORDER'S USE ONLY

VC-002-967 (Phase V)

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RESOLUTION NO. 19126

Title of Document

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. 19096; RESERVING PERMANENT EASEMENTS AND RIGHTS-OF-WAY  
INCLUDING ANY IN-PLACE PUBLIC UTILITY FACILITIES THAT ARE IN USE AND  
DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE  
RESERVATION OF SUCH EASEMENTS; AND MAKING ITS ORDER VACATING THAT  
PORTION OF MARIPOSA AVENUE LOCATED SOUTHERLY OF CALIFORNIA AVENUE.

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

VC-002-967 (Phase V)

## RESOLUTION NO. 19126

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. 19096; RESERVING  
6 PERMANENT EASEMENTS AND RIGHTS-OF-WAY  
7 INCLUDING ANY IN-PLACE PUBLIC UTILITY  
8 FACILITIES THAT ARE IN USE AND DETERMINING  
9 THAT THE PUBLIC CONVENIENCE AND NECESSITY  
10 REQUIRE THE RESERVATION OF SUCH EASEMENTS;  
11 AND MAKING ITS ORDER VACATING THAT PORTION  
12 OF **MARIPOSA AVENUE** LOCATED SOUTHERLY OF  
13 CALIFORNIA AVENUE.

14 WHEREAS, on June 3, 1997, the City Council of the City of  
15 Riverside in Vacation Case No. VC-002-967 adopted Resolution  
16 No. 19096 declaring its intention to order the vacation of  
17 portions of Collett Avenue, Tomlinson Avenue, Clara Vista Lane,  
18 Selkirk Avenue, Mariposa Avenue, Alcazar Avenue, Lionhead Avenue,  
19 Harrison Street and California Avenue relating to the completion  
20 of the California Avenue Extension Project from Van Buren  
21 Boulevard to Polk Street within the City of Riverside, California  
22 and fixing the time and place of hearing all persons interested in  
23 the proposed vacation pursuant to the provisions of the Public  
24 Streets, Highways and Service Easements Vacation Law, being  
25 Sections 8300 et seq. of Part 3, Division 9 of the Streets and  
26 Highways Code of the State of California; and

27 WHEREAS, said proposed vacation had been previously  
submitted to and considered by the Planning Commission of the City  
of Riverside at a duly noticed public hearing; and

WHEREAS, following the close of the public hearing before  
the Planning Commission, the Planning Commission determined that  
the proposed project would not have a significant adverse affect

1 on the environment and that the City Council should adopt a  
2 Negative Declaration, and that Vacation Case VC-002-967 should be  
3 approved subject to all staff conditions; and

4 WHEREAS, notice of hearing before the City Council on  
5 said resolution of intention was duly given as provided by said  
6 Public Streets, Highways, and Service Easements Vacation Law; and

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

11 WHEREAS, a condition in Vacation Case VC-002-967 as  
12 approved by the Planning Commission authorized the case to proceed  
13 in a phased manner allowing for adoption of individual  
14 resolutions; and

15 WHEREAS, the City Council heard and found and determined  
16 from all of the evidence submitted to said Council on the day  
17 fixed for the hearing that the portion of **Mariposa Avenue**  
18 consisting of a roughly rectangular strip that is approximately 50  
19 feet long by 25 feet wide located southerly of California Avenue  
20 and easterly of Mariposa Avenue was unnecessary for present or  
21 prospective public use; and

22 NOW, THEREFORE, BE IT RESOLVED, FOUND AND DETERMINED by  
23 the City Council of the City of Riverside, California, as follows:

24 Section 1: That the vacation of that portion of **Mariposa**  
25 **Avenue** consisting of a roughly rectangular strip that is  
26 approximately 50 feet long by 25 feet wide located southerly of  
27 California Avenue and easterly of Mariposa Avenue in Vacation Case

1 VC-002-967 is undertaken pursuant to the provisions of and in  
2 accordance with the procedures set forth in the Public Streets,  
3 Highways, and Service Easements Vacation Law and that all notices  
4 required thereby have been duly given.

5         Section 2: That from all of the evidence submitted to  
6 the City Council at the public hearing before it on Vacation  
7 Case VC-002-967, whether such evidence was oral or in writing,  
8 together with the recommendations from the Planning Commission,  
9 the portion of **Mariposa Avenue** consisting of a roughly rectangular  
10 strip that is approximately 50 feet long by 25 feet wide located  
11 southerly of California Avenue and easterly of Mariposa Avenue  
12 within the City of Riverside as hereinafter described and ordered  
13 vacated is unnecessary for present or prospective public use as a  
14 public street.

15         Section 3: That the proposed project will not have a  
16 significant adverse effect on the environment and adopts a  
17 Negative Declaration.

18         Section 4: That the portion of **Mariposa Avenue**  
19 consisting of a roughly rectangular strip that is approximately 50  
20 feet long by 25 feet wide located southerly of California Avenue  
21 and easterly of Mariposa Avenue within the City of Riverside,  
22 California and described in the document attached hereto, marked  
23 Exhibit A, and by this reference made a part hereof, be and the  
24 same is hereby ordered vacated.

25         Section 5: That the public convenience and necessity  
26 requires the exception of the following easements and rights-of-  
27 way from the vacation hereinabove ordered: (a) an easement for,

1 and right to construct, maintain, operate, replace, remove and  
2 renew, **sanitary sewers** and appurtenant structures; and (b) an  
3 easement, and right to construct, maintain, operate, replace,  
4 remove, renew and enlarge lines of pipe, conduits, cables, wires,  
5 poles, and other convenient structures, equipment and fixtures,  
6 for the operation of **gas line** facilities. That the public  
7 convenience and necessity require the exception and reservation  
8 from the vacation of those easements and rights-of-way over, along  
9 and across that portion of the public street ordered to be vacated  
10 necessary to maintain, operate replace, remove or renew any in-  
11 **place public utility facilities** that are in use and not otherwise  
12 excepted and reserved hereinabove.

13 Section 6: That the vacation, termination and  
14 abandonment of that portion of the public street described in  
15 Exhibit A shall occur only after the applicable conditions  
16 contained in the Planning Department's report to the legislative  
17 body and on file with the City Clerk as approved or amended by the  
18 City Council have been satisfied, and the City Clerk is hereby  
19 directed not to record this resolution of vacation until the  
20 applicable conditions have been satisfied.

21 Section 7: That the City Clerk of the City of Riverside  
22 shall cause a certified copy of this resolution to be recorded in  
23 the Office of the County Recorder of Riverside County, California,  
24 upon the satisfaction of the applicable conditions, and the  
25 portion of the street described in Exhibit A shall no longer  
26 constitute a public street from and after said date of  
27 recordation.

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ADOPTED by the City Council and signed by the Mayor and  
attested by the City Clerk this 8th day of July, 1997.

  
\_\_\_\_\_  
Mayor of the City of Riverside

Attest:

  
\_\_\_\_\_  
City Clerk of the City of Riverside

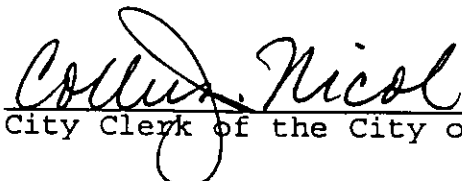
I, Colleen J. Nicol, City Clerk of the City of Riverside,  
California, hereby certify that the foregoing resolution was duly  
and regularly introduced and adopted at a meeting of the City  
Council of said City at its meeting held on the 8th day of  
July, 1997, by the following vote, to wit:

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 8th day of July, 1997.

  
\_\_\_\_\_  
City Clerk of the City of Riverside

BP/bp  
07/03/97

EXHIBIT A  
VC-002-967 CALIFORNIA AVENUE EXTENSION  
Mariposa Avenue

That easterly one-half of Mariposa Avenue, as shown on a map of La Granada on file in Map Book 12, pages 42 through 51 records of Riverside County California, **BOUNDED AS FOLLOWS:**

**ON THE NORTH** by a line parallel with and 44.00 feet southerly as measured at right angles from the following described line:

**BEGINNING** at the intersection of the centerline of Tyler Street with the northeasterly prolongation of the centerline of California Avenue all as shown by map on Tract No. 8006, on file in Book 94, Pages 59 through 63 of Maps, records of said Riverside County;

**THENCE** North  $57^{\circ}55'23''$  East, along said northeasterly prolongation of the centerline of California Avenue, a distance of 281.62 feet to the beginning of a tangent curve concave southeasterly and having a radius of 680.00 feet;

**THENCE** northeasterly to the right along said curve through a central angle of  $37^{\circ}21'40''$  an arc length of 443.41 feet to a line parallel with and distant 19.00 feet southerly, as measured at right angles, from the centerline of Tomlinson Avenue as shown by map of La Granada, on file in Book 12, Pages 42 through 51 of Maps, records said Riverside County;

**THENCE** South  $84^{\circ}42'57''$  East, along said parallel line, a distance of 440.99 feet to the beginning of a tangent curve concave northerly and having a radius of 680.00 feet;

**THENCE** easterly to the left along said last mentioned curve through a central angle of  $45^{\circ}04'24''$  an arc length of 534.94 feet;

**THENCE** North  $50^{\circ}12'39''$  East, a distance of 698.12 feet to the beginning of a tangent curve concave northwesterly and having a radius of 680.00 feet;

**THENCE** northeasterly to the left along said last mentioned curve through a central angle of  $16^{\circ}21'13''$  an arc length of 194.09 feet;

**THENCE** North  $33^{\circ}51'26''$  East, a distance of 304.75 feet to the beginning of a tangent curve concave southeasterly and having a radius of 680.00 feet; said curve also being the southwesterly prolongation of the centerline California Avenue as shown by map of Tract No. 8492, on file in Book 92, Pages 49 through 51 of Maps, records of said Riverside County;

**THENCE** northeasterly to the right along said last mentioned curve and along said

southwesterly prolongation of the centerline of California Avenue through a central angle of  $11^{\circ}40'51''$  an arc length of 138.63 feet to the intersection of said centerline of California Avenue with the centerline of Bolton Avenue as shown by said last mentioned map and the END of this line description;

**ON THE SOUTH** by a line defined by a circular arc, having a radius of 78.00 feet, said radius point being POINT A and described as follows.

Beginning at the centerline intersection of Mariposa Avenue and Tomlinson Avenue as shown on said map of La Granada;

Thence South  $2^{\circ}57'14''$  East along said centerline of ~~Seton~~<sup>Mariposa</sup> Avenue a distance of 127.48 feet;

Thence South  $77^{\circ}02'46''$  West a distance of 45.00 feet to POINT A and the radius of the aforementioned circular arc.

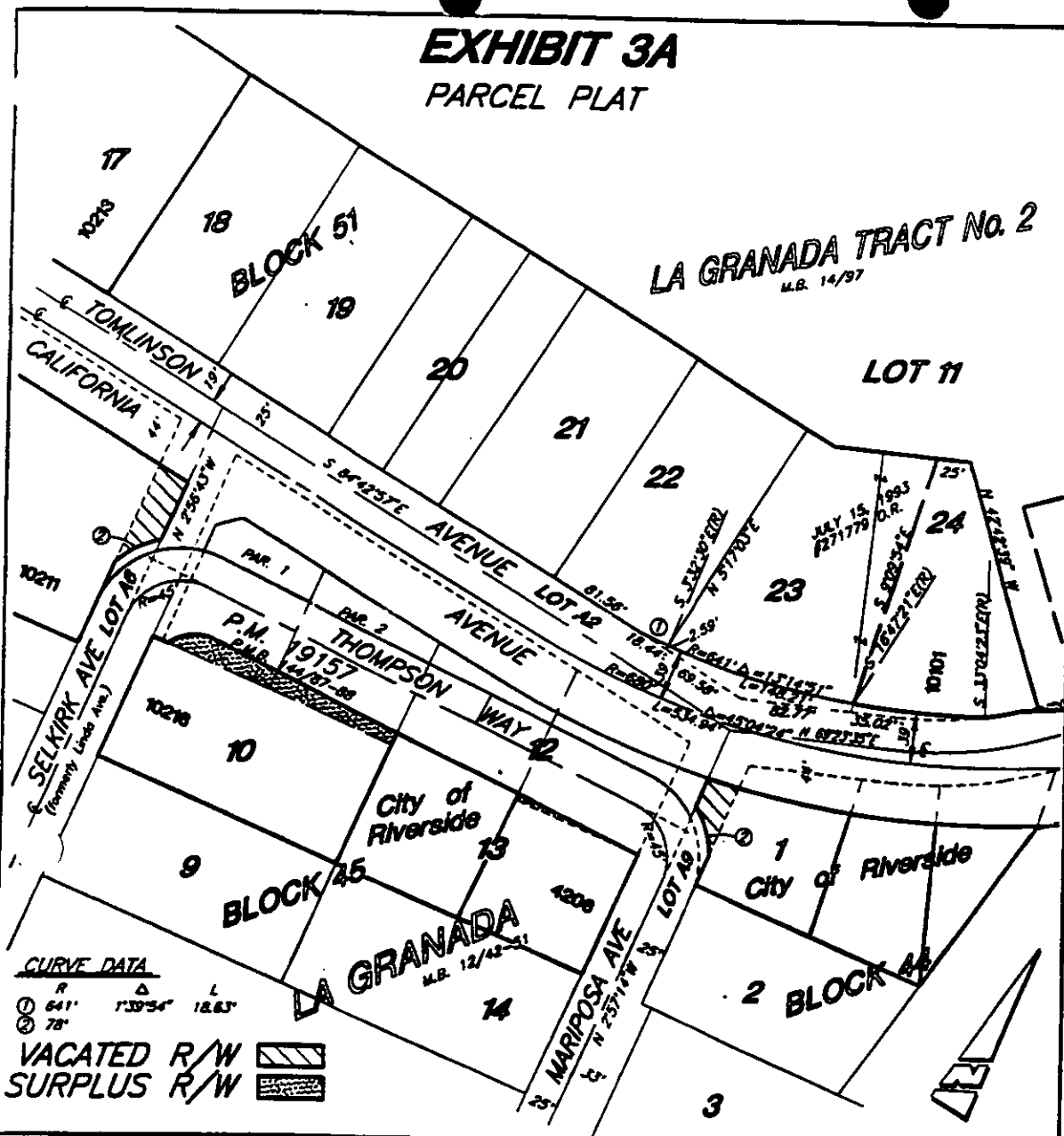
This description was prepared by me or under my direction in conformance with the requirements of the Land Surveyors Act.

*Mark S. Brown* 6/30/97 Prep.   
 Mark S. Brown, L.S. 5655 Date  
 License Expires 9/30/99





**EXHIBIT 3A**  
**PARCEL PLAT**



**• 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.

65-5

SCALE: 1"=100'    DRAWN BY: Ksp    DATE: 1/7/97    SUBJECT: CALIFORNIA AVENUE EXTENSION - VACATIONS

THE FOREGOING INSTRUMENT IS CERTIFIED, UNDER PENALTY OF PERJURY, TO BE A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

*Carl Nicol*  
 City Clerk of the City of Riverside, California  
 Executed on November 5, 1998, at  
 Riverside, California