

FREE RECORD
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

482447

RECEIVED FOR RECORD
AT 8:00AM

NOV - 5 1998

Recorded in Official Records
of Riverside County, California

Recorder

Fees \$ 0

THIS SPACE FOR RECORDER'S USE ONLY

VC-002-967 (Phase X)



14318

RESOLUTION NO. 19131

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 THOSE PORTIONS OF CALIFORNIA AVENUE AND HARRISON STREET LOCATED SOUTHERLY OF THE CALIFORNIA AVENUE EXTENSION BETWEEN HARRISON AND ACACIA STREETS.

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

RESOLUTION NO. 19131

1
2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY
3 OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS
4 AND DETERMINATIONS IN THE MATTER OF RESOLUTION
5 OF INTENTION NO. 19096; RESERVING PERMANENT
6 EASEMENTS AND RIGHTS-OF-WAY INCLUDING ANY IN-
7 PLACE PUBLIC UTILITY FACILITIES THAT ARE IN
8 USE AND DETERMINING THAT THE PUBLIC
9 CONVENIENCE AND NECESSITY REQUIRE THE
10 RESERVATION OF SUCH EASEMENTS; AND MAKING ITS
11 ORDER VACATING THOSE PORTIONS OF **CALIFORNIA**
12 **AVENUE** AND **HARRISON STREET** LOCATED SOUTHERLY
13 OF THE CALIFORNIA AVENUE EXTENSION BETWEEN
14 HARRISON AND ACACIA STREETS.

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

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

25 WHEREAS, following the close of the public hearing before
26 the Planning Commission, the Planning Commission determined that
27 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 portions of **California Avenue** and
18 **Harrison Street** consisting of a triangularly shaped portion of the
19 old California Avenue alignment that is approximately 80 feet long
20 with a variable width up to about 40 feet located between Harrison
21 and Sequoia Streets was unnecessary for present or prospective
22 public use; and

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

25 Section 1: That the vacation of the hereinafter
26 described portions of **California Avenue** and **Harrison Street** in
27 Vacation Case VC-002-967 is undertaken pursuant to the provisions

1 of and in accordance with the procedures set forth in the Public
2 Streets, Highways, and Service Easements Vacation Law and that all
3 notices required thereby have been duly given.

4 Section 2: That from all of the evidence submitted to
5 the City Council at the public hearing before it on Vacation
6 Case VC-002-967, whether such evidence was oral or in writing,
7 together with the recommendations from the Planning Commission,
8 the hereinafter described portion of **California Avenue** and
9 **Harrison Street** ordered vacated is unnecessary for present or
10 prospective public use as a public street.

11 Section 3: That the proposed project will not have a
12 significant adverse effect on the environment and adopts a
13 Negative Declaration.

14 Section 4: That the portions of **California Avenue** and
15 **Harrison Street** consisting of a triangularly shaped portion of the
16 old California Avenue alignment that is approximately 80 feet long
17 with a variable width up to about 40 feet located between Harrison
18 and Sequoia Streets within the City of Riverside, California and
19 described in the document attached hereto, marked Exhibit A, and
20 by this reference made a part hereof, be and the same is hereby
21 ordered vacated.

22 Section 5: That the public convenience and necessity
23 requires the exception of the following easements and rights-of-
24 way from the vacation hereinabove ordered: (a) an easement, and
25 right to construct, maintain, operate, replace, remove, renew, and
26 enlarge lines of pipe, conduits, cables, wires, poles and other
27 convenient structures, equipment and fixtures, for the

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

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

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

1 recordation.

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

4
5 *Ronald Lawrence*
6 Mayor of the City of Riverside

7
8 Attest:

9 *Colleen Nicol*
10 City Clerk of the City of Riverside
11

12
13

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

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

21 Noes: None.

22 Absent: None.

23 IN WITNESS WHEREOF I have hereunto set my hand and
24 affixed the official seal of the City of Riverside, California,
25 this 8th day of July, 1997.

26 *Colleen Nicol*
27 City Clerk of the City of Riverside

BP/bp
07/03/97

EXHIBIT A

VC-002-967 CALIFORNIA AVENUE EXTENSION
California Avenue; Harrison St. to Sequoia St.

That portion of California Avenue as shown by a map of the Village of Arlington on file in Map Book 1 page 62, records of San Bernardino County, and that portion of Harrison Street as shown by a map of Keller Park No. 4 on file in Map Book 25 page 41, records of Riverside County, California and **BOUNDED AS FOLLOWS:**

ON THE WEST by a line parallel with and 33.00 feet easterly as measured at right angles from the following described line:

Beginning at the centerline intersection of Bolton Avenue and Harrison Avenue as shown by map of Tract No. 8583 on file in Map Book 142, pages 81 through 84, records of Riverside County, California;


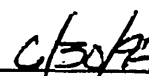
Thence North $0^{\circ} 57'09''$ East, along the centerline of Harrison Street, a distance of 283.49 feet to the beginning of a tangent curve concave easterly and having a radius of 368.26 feet;

Thence northerly to the right along said curve through a central angle of $29^{\circ}50'42''$ an arc length of 191.82 feet to a point of reverse curvature with a tangent curve having a radius of 370.00 feet; the radial line to said point bears South $59^{\circ}12'09''$ East;

Thence northerly to the left along said last mentioned curve through a central angle of $33^{\circ}45'46''$ and arc length of 218.89 feet and the end of this line description.

ON THE EAST by the northwesterly prolongation of the southwesterly line of Sequoia Street as shown by said map of Keller Park No. 4.

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

  Prep. _____
Mark S. Brown, L.S. 5655
License Expires 9/30/99
Date



