

FREE RECORD. 3.  
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

482448

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 XI)

14319



RESOLUTION NO. 19132

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 CALIFORNIA AVENUE LOCATED SOUTHERLY OF THE CALIFORNIA AVENUE EXTENSION BETWEEN SEQUOIA AND ACACIA STREETS.

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

VC-002-967 (Phase XI)

## RESOLUTION NO. 19132

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 THAT PORTION OF **CALIFORNIA**  
12 **AVENUE** LOCATED SOUTHERLY OF THE CALIFORNIA  
13 AVENUE EXTENSION BETWEEN SEQUOIA AND ACACIA  
14 STREETS.

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

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 **California Avenue**  
18 consisting of a generally triangular piece of the Old California  
19 Avenue alignment that is approximately 250 feet long and varying  
20 in width up to about 50 feet located southerly of the California  
21 Avenue extension between Sequoia and Acacia Streets was  
22 unnecessary for present or prospective 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 portion of **California Avenue** in Vacation Case VC-002-967  
27 is undertaken pursuant to the provisions of and in accordance with

1 the procedures set forth in the Public Streets, Highways, and  
2 Service Easements Vacation Law and that all notices required  
3 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** ordered  
9 vacated is unnecessary for present or prospective public use as a  
10 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 portion of **California Avenue**  
15 consisting of a generally triangular piece of the Old California  
16 Avenue alignment that is approximately 250 feet long and varying  
17 in width up to about 50 feet located southerly of the California  
18 Avenue extension between Sequoia and Acacia Streets within the  
19 City of Riverside, California and described in the document  
20 attached hereto, marked Exhibit A, and by this reference made a  
21 part hereof, be and the same is hereby 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

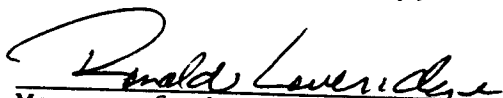
1 distribution of **electric energy**; (b) an easement for, and right to  
2 construct, maintain, operate, replace, remove and renew, **sanitary**  
3 **sewers** and appurtenant structures; (c) an easement for, and right  
4 to construct, maintain, operate, replace, remove and renew, **storm**  
5 **drains**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

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

24 Section 7: That the City Clerk of the City of Riverside  
25 shall cause a certified copy of this resolution to be recorded in  
26 the Office of the County Recorder of Riverside County, California,  
27 upon the satisfaction of the applicable conditions, and the

1 portion of the street described in Exhibit A shall no longer  
 2 constitute a public street from and after said date of  
 3 recordation.

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

6   
 7 Mayor of the City of Riverside

8  
 9 Attest:

10   
 11 City Clerk of the City of Riverside

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   
 27 City Clerk of the City of Riverside

BP/bp  
 07/03/97

## EXHIBIT A

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

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, 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 centerline intersection of California Avenue and Van Buren Boulevard as shown by a Record of Survey on file in Record of Survey Book 89, Page 13, records of Riverside County, California;

Thence South  $57^{\circ}39'53''$  West along said centerline of California Avenue, a distance of 370.15 feet to the beginning of a tangent curve concave northerly and having a radius of 680.00 feet;

Thence westerly, to the right, along said curve through a central angle of  $33^{\circ}37'39''$  an arc length of 399.10 feet to the end of said curve and the end of this line description.

**ON THE EAST** by the following described line:

Beginning at the northeast corner of Lot 42, Block 11, of said Village of Arlington;

Thence South  $56^{\circ}21'37''$  West along the northwest line of said Lot 42, a distance of 4.50 feet;

Thence North  $76^{\circ}01'10''$  West a distance of 9.00 feet, more or less, to the above described 44.00 foot parallel line bounding this parcel on the north.

**ON THE WEST** by the following described line:

Commencing at the centerline intersection of Sequoia Street and California Avenue as shown by a map of Keller Park No. 4 on file in Map Book 25 Page 41, records of Riverside County California:

Thence South  $33^{\circ}39'21''$  East along said centerline of Sequoia Street, a distance 44.50 feet;

Thence North  $56^{\circ}20'39''$  East a distance of 18.00 feet to the radius point of a curve concave southwesterly and having a radius of 51.00 feet;

Thence N 51°18'13" East a distance of 51.00 feet to the intersection of said curve with said southerly line of California Avenue as shown on said map of the Village of Arlington and the BEGINNING of this line description;

Thence northerly, to the left, along said curve through a central angle of 25°20'00" an arc length of 22.55 feet to a point on a line parallel with and 62.00 feet northeasterly as measured at right angles with the centerline of said Sequoia Street;

Thence North 33°39'21" West along said parallel line and its northwesterly prolongation, a distance of 40.77 feet, more or less, to the above described 44.00 foot parallel line bounding this parcel on the north and the END of this line description.

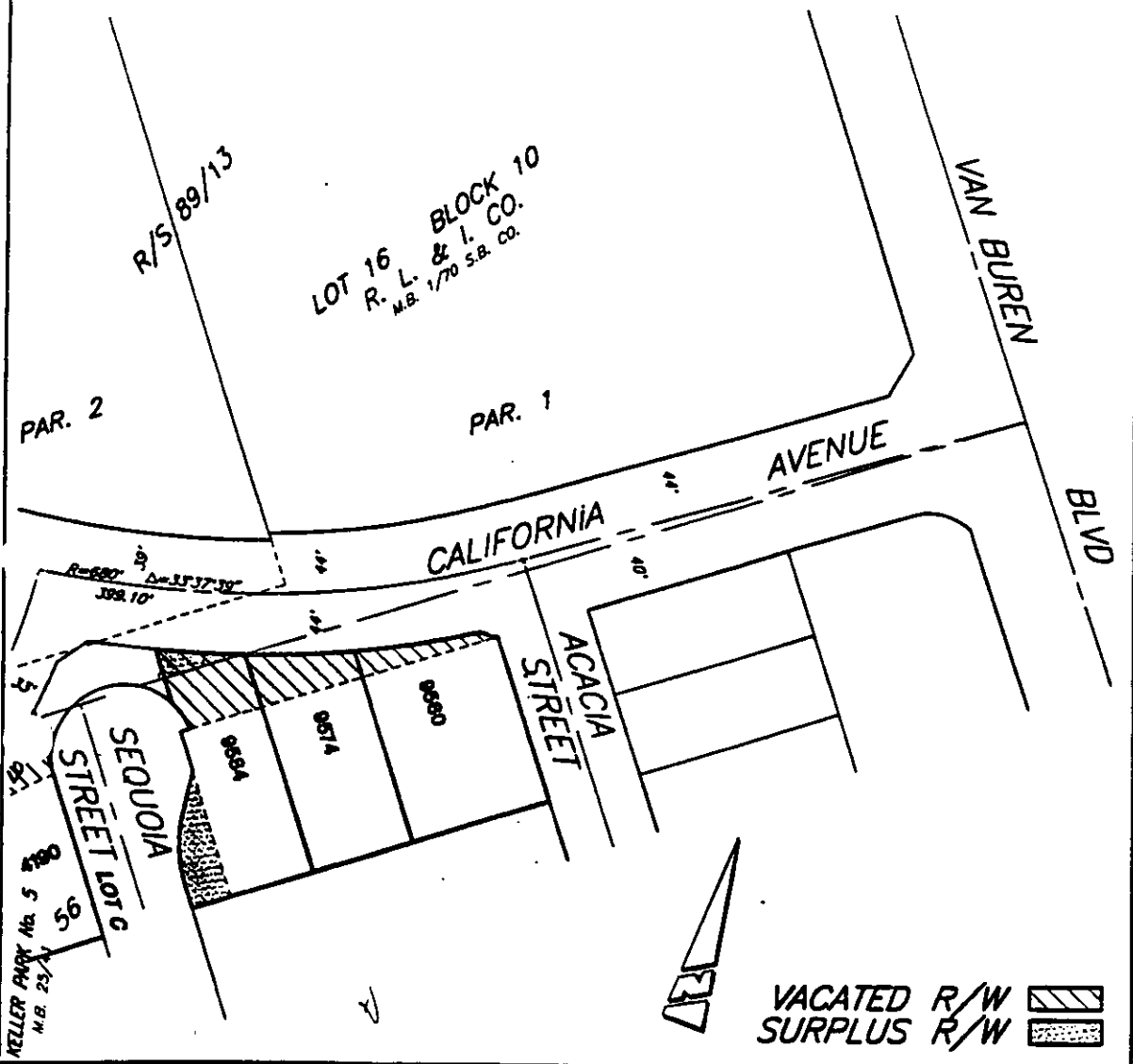
This description was prepared by me or under my direction in conformance with the requirements of the Land Surveyors Act.

*Mark S. Brown* 06/30/97 Prep. \_\_\_\_\_  
Mark S. Brown, L.S. 5655                      Date  
License Expires 9/30/99





# EXHIBIT 6A-II 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.

SCALE: 1"=100'	DRAWN BY: Rgp	DATE: 1/7/97	SUBJECT: CALIFORNIA AVENUE EXTENSION - VACATIONS
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65-4

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 19 98 at  
 Riverside, California