

1 RESOLUTION NO. 19413

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE,
3 CALIFORNIA, PROVIDING FOR THE SUMMARY VACATION OF TWO
4 LETTERED REMNANT LOTS OF ADAMS STREET EXTENSION RIGHT-OF WAY,
5 LOCATED NORTH OF ARLINGTON AVENUE AND RESERVING PERMANENT
6 EASEMENTS AND RIGHTS OF WAY FOR THE FLIGHT AND PASSAGE OF
7 AIRCRAFT, AND FOR STORM DRAIN AND PUBLIC UTILITY PURPOSES.

8 WHEREAS, two lettered remnant lots of Adams Street extension right-of way, north of
9 Arlington Avenue which were dedicated to the City for street purposes when the adjacent residential
10 subdivisions to the east were developed, are no longer required for street purposes and now
11 constitute excess right of way and surplus property; and

12 WHEREAS, the extension of Adams Street was removed from the City's General Plan
13 Circulation Element in 1994; and

14 WHEREAS, applicant wishes to vacate the remnant rights-of-way with the vacated area
15 to be disposed of by operation of law between Harvest Christian Fellowship church to the west and
16 the adjacent residential property owners to the east; and

17 WHEREAS, notices regarding the proposed vacation have been sent to all affected parties
18 and agencies and no negative responses have been received; and

19 WHEREAS, Section 8330 et seq, of the Streets and Highways Code of the State of
20 California provide for the summary vacation of streets and public service easements under certain
21 conditions; and

22 WHEREAS, Section 8334 of the Streets and Highways Code provides that the legislative
23 body of a local agency may summarily vacate an excess right-of-way of a street or highway not
24 required for street or highway purposes; and

25 WHEREAS, the City Council wishes to proceed under the provisions of Sections 8330 et
26 seq. of the Streets and Highways Code to summarily vacate the hereinafter described two lettered
27 remnant lots of Adams Street Extension right-of-way northerly of Arlington Avenue and to reserve
easements for the flight and passage of aircraft, and for storm drain and public utility purposes as
hereinafter described.

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

3 Section 1: The vacation of the two lettered remnant lots of Adams Street extension right-
4 of-way to the north of Arlington Avenue ("remnant lots") as more particularly described in Exhibit
5 A and Exhibit B, which exhibits are attached hereto and made a part hereof by this reference, is
6 being undertaken pursuant to, and in accordance with the provisions of Chapter 4, commencing with
7 Section 8330 of Part 3 of Division 9 of the Streets and Highways Code of the State of California.

8 Section 2: The City Council finds and determines that the remnant lots constitute surplus
9 property and excess right-of-way of a street which are not required for street or highway purposes.

10 Section 3: The City Council finds and determines that access to adjoining properties will
11 not be affected.

12 Section 4: The City Council finds and determines that this portion of the street has been
13 closed and impassable as a public roadway and no public funds have been expended on its
14 maintenance for the last five years.

15 Section 5: The City Council formally recognizes that the proposed project consisting of
16 surplus property is statutorily exempt from the California Environmental Quality Act pursuant to
17 Section 15312 of the state CEQA Guidelines (Title 14 California Administrative Code, Section
18 15312).

19 Section 6: That the public convenience and necessity requires the exception from the
20 vacation hereinabove ordered of those easements and rights of way as more particularly described in
21 said Exhibits A and B over, along, and across said remnant lettered lots ordered to be vacated
22 necessary for public utility and storm drain facilities, and the right of flight and passage of aircraft.

23 Section 7: The City Council hereby orders the summary vacation of the two remnant lots
24 described in Exhibit A and Exhibit B.

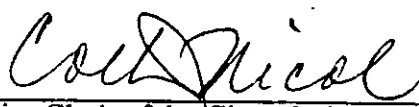
25 Section 8: The City Clerk of the City of Riverside shall, upon receiving notification to
26 record the resolution by the City's Surveyor, cause a certified copy of this resolution to be recorded
27 in the Office of the County Recorder of Riverside County, California and the street right-of-way

1 described in Exhibit A and Exhibit B shall be and is hereby terminated as of the date of said
2 recordation and shall no longer constitute a street from and after said date of recordation.

3 ADOPTED by the City Council and signed by the Mayor and attested by the City Clerk
4 this 5th day of January, 1999.

5
6 
7 Mayor of the City of Riverside

8 Attest:

9 
10 City Clerk of the City of Riverside
11

12 I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the
13 foregoing resolution was duly and regularly introduced and adopted at a meeting of the City Council
14 of said City at its meeting held on the 5th day of January, 1999, by the
15 following vote, to wit:

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

18 Noes: None.

19 Absent: None.

20 Abstain: None.

21 IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the
22 City of Riverside, California, this 5th day of January, 1999.

23 
24 City Clerk of the City of Riverside
25

26 CC/abs
12/18/98
27 res\98213301.cc

EXHIBIT "A"

Lot "C" of View Park Tract Unit No. 1, as shown by map on file in Book 39, Pages 55 and 56 of Maps, records of Riverside County, California;

RESERVING THEREFROM a permanent easement and right of way for *electric energy distribution facilities, telephone, telegraph and communication facilities, and for cable television facilities and appurtenances;*

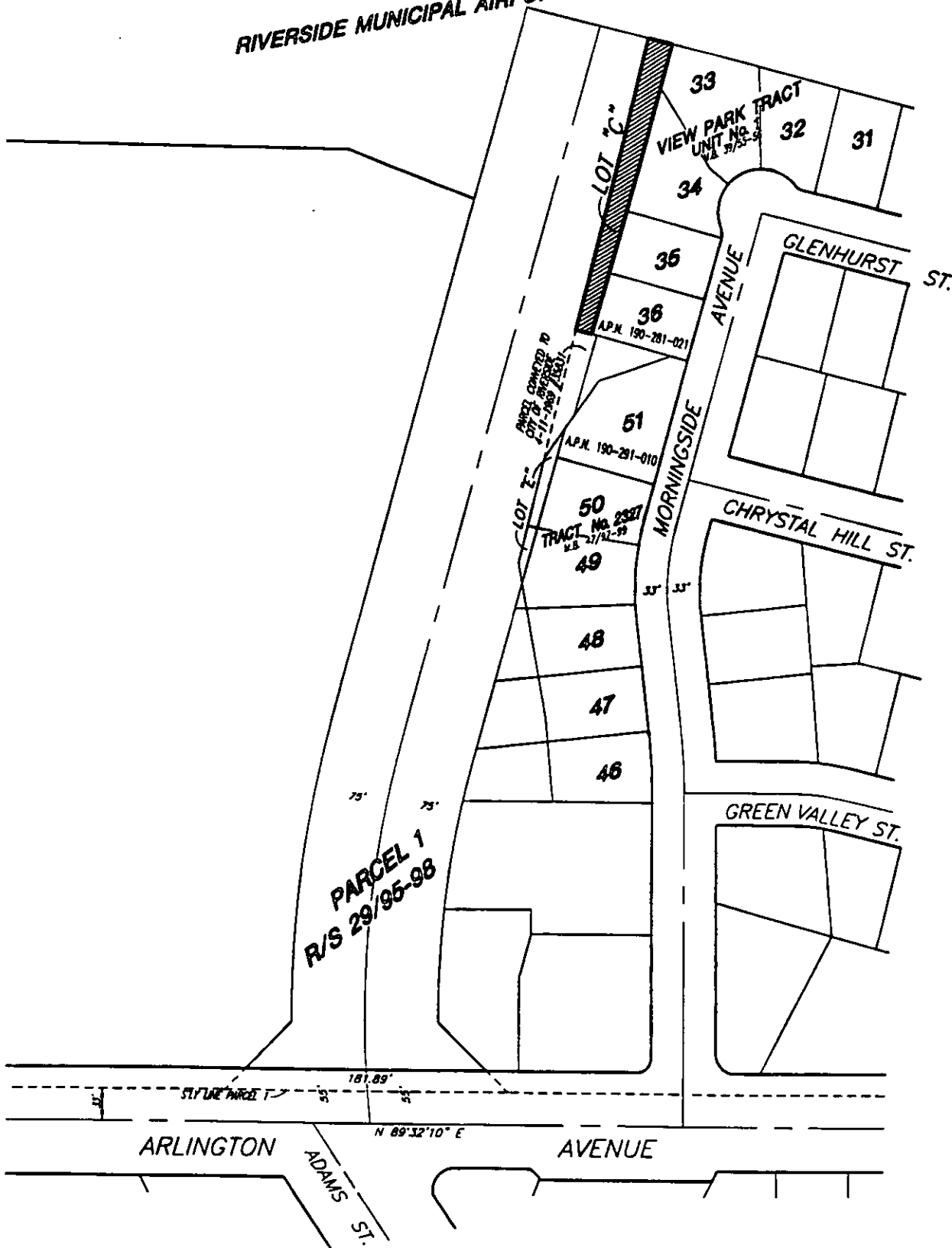
ALSO RESERVING THEREFROM for the use and benefit of the public, *an easement and right of flight for the passage of aircraft* in the airspace above the surface of said Lot "C".

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



Mark S. Brown 11/4/88 Prep. Key
 Mark S. Brown, L.S. 5655 Date
 License Expires 9/30/99

RIVERSIDE MUNICIPAL AIRPORT PROPERTY



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	B.L.C.
SCALE: N.T.S.	DRAWN BY: Kgs	11/03/98	SUBJECT: ADAMS STREET EXTENSION - LOT "C" VACATION

EXHIBIT "B"

Lot "E" of Tract No. 2327, shown by map on file in Book 47, Pages 97 through 99 of Maps, records of Riverside County, California;

RESERVING THEREFROM a permanent easement and right of way for *electric energy distribution facilities, telephone, telegraph and communication facilities, and for cable television facilities and appurtenances*;

ALSO RESERVING THEREFROM for the use and benefit of the public, *an easement and right of flight for the passage of aircraft* in the airspace above the surface of said Lot "E";

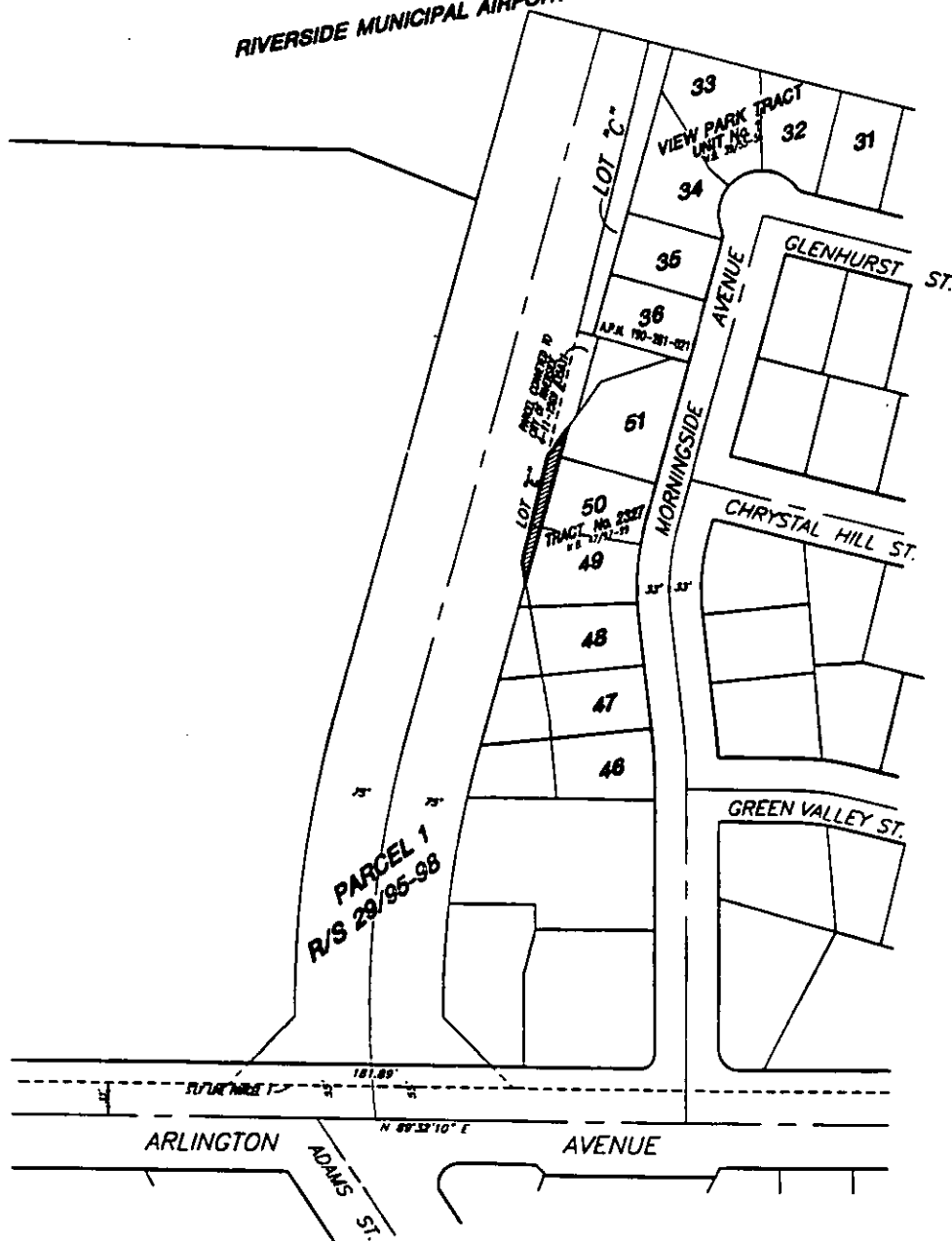
ALSO RESERVING THEREFROM a permanent easement and right of way for *storm drain facilities* within that portion of said Lot "E" which adjoins Lot 49 of said Tract No. 2327.

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



Mark S. Brown 11/4/98 Prep. Kap
 Mark S. Brown, L.S. 5655 Date
 License Expires 9/30/99

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SHEET 1 OF 1

SCALE: N.T.S.

DRAWN BY: *Kgs* 11/03/98

SUBJECT: ADAMS STREET EXTENSION - LOT "E" VACATION

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 May 27, 1999, at
 Riverside, California

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