

RECORDED
Pursuant to
Commitment Code S6103

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:
Colleen J. Nicol, City Clerk
City Hall, 3900 Main Street
Riverside, CA 92522

AND WHEN RECORDED MAIL TO:
Colleen J. Nicol, City Clerk
City Hall, 3900 Main Street
Riverside, CA 92522

DOC # 1999-468782

10/25/1999 08:00A Fee:NC
Page 1 of 8

Recorded in Official Records
County of Riverside
Gary L. Orso

Assessor, County Clerk & Recorder



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VC-006-989

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RESOLUTION NO. 19582

Title of Document

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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, AMENDING RESOLUTION NO. 19535 AND MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF RESOLUTION OF INTENTION NO. 19504; RESERVING PERMANENT EASEMENTS AND RIGHT-OF-WAY FOR ELECTRICAL ENERGY DISTRIBUTION FACILITIES, FOR SANITARY SEWER FACILITIES; FOR STORM DRAIN FACILITIES, FOR GAS LINE FACILITIES, FOR AERIAL AND UNDERGROUND TELEPHONE, TELEGRAPH, AND COMMUNICATIONS FACILITIES INCLUDING CABLE TELEVISION FACILITIES, AND FOR WATER DISTRIBUTION FACILITIES IN FAVOR OF RIVERSIDE HIGHLAND WATER COMPANY AND FOR ANY OTHER 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 MICHIGAN AVENUE, BETWEEN MARLBOROUGH AVENUE AND COLUMBIA AVENUE, AND VACATING MARLBOROUGH AVENUE, BETWEEN MICHIGAN AVENUE AND THE GAGE CANAL.

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



"People Serving
People"

CITY OF RIVERSIDE
CITY OF RIVERSIDE
INTEROFFICE MEMO



1998
RECEIVED

OCT 14 1999

OFFICE OF THE CITY CLERK

DATE: October 14, 1999

TO: Colleen J. Nicol

FROM: Mark Brown *MB*

SUBJECT: VC-006-989; Marlborough Ave. e/o Gage Canal; Michigan Ave. from Columbia Ave.
to Marlborough Ave.

All conditions for the above vacation case have been completed. Please have Resolution No. ~~19535~~ 19582
recorded with Parcel Map 29161, via Chicago Title Co.

PUBLIC WORKS DEPARTMENT

3900 MAIN STREET • RIVERSIDE, CALIFORNIA 92522 • (909) 782-5341
FAX: (909) 782-5622

14548

RESOLUTION NO. 19582

1
2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE,
3 CALIFORNIA, AMENDING RESOLUTION NO. 19535 AND MAKING ITS
4 FINDINGS AND DETERMINATIONS IN THE MATTER OF RESOLUTION
5 OF INTENTION NO. 19504; RESERVING PERMANENT EASEMENTS AND
6 RIGHT-OF-WAY FOR ELECTRICAL ENERGY DISTRIBUTION FACILITIES,
7 FOR SANITARY SEWER FACILITIES; FOR STORM DRAIN FACILITIES,
8 FOR GAS LINE FACILITIES, FOR AERIAL AND UNDERGROUND TELE-
9 PHONE, TELEGRAPH AND COMMUNICATIONS FACILITIES INCLUDING
10 CABLE TELEVISION FACILITIES, AND FOR WATER DISTRIBUTION
11 FACILITIES IN FAVOR OF RIVERSIDE HIGHLAND WATER COMPANY
12 AND FOR ANY OTHER IN PLACE PUBLIC UTILITY FACILITIES THAT
13 ARE IN USE AND DETERMINING THAT THE PUBLIC CONVENIENCE
14 AND NECESSITY REQUIRE THE RESERVATION OF SUCH EASEMENTS;
15 AND MAKING ITS ORDER VACATING MICHIGAN AVENUE, BETWEEN
16 MARLBOROUGH AVENUE AND COLUMBIA AVENUE, AND VACATING
17 MARLBOROUGH AVENUE, BETWEEN MICHIGAN AVENUE AND THE
18 GAGE CANAL.

11 WHEREAS, on July 13, 1999, the City Council of the City of Riverside held a public
12 hearing and adopted Resolution No. 19535 making its order vacating Michigan Avenue, between
13 Marlborough Avenue and Columbia Avenue and vacating Marlborough Avenue, between Michigan
14 Avenue and the Gage Canal; and

15 WHEREAS, the City Council has determined that Resolution No. 19535 should be
16 amended to modify the description of the portion of land being vacated to be less than the property
17 described in said Resolution; and

18 WHEREAS, on June 22, 1999, the City Council of the City of Riverside in Vacation
19 Case No. VC-006-989 adopted Resolution No. 19504 declaring its intention to vacate Michigan
20 Avenue, between Marlborough Avenue and Columbia Avenue, and to vacate Marlborough Avenue,
21 between Michigan Avenue and the Gage Canal, within the City of Riverside, California, and fixing
22 the time and place of hearing all persons interested in the proposed vacation pursuant to the
23 provisions of the Public Streets, Highways and Services Easements Vacation Law, being Sections
24 8300 et seq. of Part 3, Division 9 of the Streets and Highways Code of the State of California; and

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

27 //



1 WHEREAS, following the close of the public hearing before the Planning Commission,
2 the Planning Commission determined that the proposed project would not have a significant effect
3 on the environment and that the City Council should adopt a Negative Declaration, and that
4 Vacation Case VC-006-989 should be approved subject to all staff conditions as revised by said
5 Commission; and

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

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

11 WHEREAS, the City heard and found and determined from all of the evidence submitted
12 to said Council on the day fixed for the hearing that Michigan Avenue, between Marlborough
13 Avenue and Columbia Avenue, and Marlborough Avenue, between Michigan Avenue and the Gage
14 Canal, was unnecessary for present or prospective public use;

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

17 Section 1: That the vacation of Michigan Avenue, between Marlborough Avenue and
18 Columbia Avenue, and the vacation of Marlborough Avenue, between Michigan Avenue and the
19 Gage Canal, in the City of Riverside in Vacation Case No. VC-006-989 is undertaken pursuant to
20 the provisions of and in accordance with the procedures set forth in the Public Streets, Highways,
21 and Services Easements Vacation Law and that all notices required thereby have been duly given.

22 Section 2: That from all the evidence submitted to the City Council at the public hearing
23 before it on Vacation Case VC-006-989, whether such evidence was oral or in writing, together with
24 the recommendations from the Planning Commission, Michigan Avenue, between Marlborough
25 Avenue and Columbia Avenue, and Marlborough Avenue, between Michigan Avenue and the Gage
26 Canal, within the City of Riverside as amended by this Resolution and as hereinafter described and
27 ordered vacated are each unnecessary for present or prospective public use as a public street.



1 Section 3: That the proposed project will not have a significant effect on the environment
2 and adopts a Negative Declaration.

3 Section 4: That Michigan Avenue, between Marlborough Avenue and Columbia Avenue,
4 and Marlborough Avenue, between Michigan Avenue and the Gage Canal, within the City of
5 Riverside, California and described in the document attached hereto, marked Exhibit A, and by this
6 reference made a part hereof, be and the same is hereby ordered vacated.

7 Section 5: That the public convenience and necessity requires the exception from the
8 vacation hereinabove ordered of those easements and rights-of-way as more particularly described
9 in Exhibit A over, along, and across said streets ordered to be vacated necessary for electrical
10 energy distribution facilities, sanitary sewer facilities, storm drain facilities, gas line facilities, aerial
11 and underground telephone, telegraph and communication facilities including cable television
12 facilities, and water distribution facilities and the reservation of the following: (a) an easement for
13 and the right to construct, maintain, operate, replace, remove, renew, and enlarge lines of pipe,
14 conduits, cables, wires, poles, and other convenient structures, equipment and fixtures for the
15 distribution of electrical energy; (b) an easement for and the right to construct, maintain, operate,
16 replace, remove, and renew sanitary sewer and appurtenant structures; (c) an easement for and the
17 right to construct, maintain, operate, replace, remove and renew storm drains and appurtenant
18 structures; (d) an easement for and the right to construct, maintain, operate, replace, remove, renew,
19 and enlarge lines of pipe, conduits, cables, wires, poles, and other convenient structures, equipment
20 and fixtures for the operation of gas line facilities; (e) an easement for and the right to construct,
21 place, maintain, operate, inspect, repair, replace, and remove aerial and underground telephone,
22 telegraph and communications structures including cable television facilities as may from time to
23 time be required consisting of poles, anchors, wires, cables, conduits, manholes, markers and
24 necessary fixtures and appurtenances; and (f) an easement for and the right to construct, place,
25 operate, inspect, maintain, repair, replace and remove water pipelines and appurtenant facilities as
26 may from time to time be required; and (g) an easement for water distribution facilities in favor of
27 Riverside Highland Water Company. That the public convenience and necessity require the

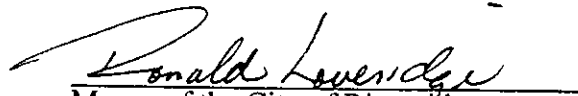


1 exception and reservation from the vacation of those easements and rights-of-way over, along and
2 across the streets ordered to be vacated necessary to maintain, operate, replace, remove or renew any
3 in-place public utility facilities that are in use and not otherwise excepted and reserved hereinabove.

4 Section 6: That the vacation, termination and abandonment of the streets described in
5 Exhibit A shall occur only after the applicable conditions contained in the Planning Department's
6 report to the legislative body and on file with the City Clerk as approved or amended by the City
7 Council have been satisfied, and the City Clerk as approved or amended by the City Council have
8 been satisfied, and the City Clerk is hereby directed not to record this resolution of vacation until
9 the applicable conditions have been satisfied.

10 Section 7: That the City Clerk shall cause a certified copy of this resolution to be
11 recorded in the office of the County Recorder of Riverside County, California, upon the satisfaction
12 of applicable conditions, and the streets described in Exhibit A shall no longer constitute public
13 streets from and after the date of recordation.

14 ADOPTED by the City Council and signed by the Mayor and attested by the City Clerk
15 this 12th day of October, 1999.

16
17 
18 Mayor of the City of Riverside

19 Attest:

20
21 
22 City Clerk of the City of Riverside



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

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

7 Noes: None.

8 Absent: Councilmember Moore.

9 IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the
10 City of Riverside, California, this 12th day of October, 1999.

11 
12 _____
13 City Clerk of the City of Riverside

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27 RES\99098803.KG



EXHIBIT A
VC-006-989 (REVISED)

THOSE PORTIONS OF THOSE CERTAIN UNNAMED AVENUES KNOWN MARLBOROUGH AVENUE AND MICHIGAN AVENUE, WITHIN SECTION 17 OF THE MAP OF THE EAST RIVERSIDE LAND COMPANY, ON FILE IN MAP BOOK 6, PAGE 44 THEREOF, RECORDS OF SAN BERNARDINO COUNTY CALIFORNIA, DESCRIBED AS FOLLOWS:

MARLBOROUGH AVENUE:

THAT PORTION OF SAID MARLBOROUGH AVENUE LYING WITHIN THE CITY LIMITS OF THE CITY OF RIVERSIDE AND EASTERLY OF A LINE PARALLEL AND 25 FEET EASTERLY, AS MEASURED AT RIGHT ANGLES, FROM THE CENTERLINE OF THE GAGE CANAL AS SAID CENTERLINE IS SHOWN BY A PARCEL MAP ON FILE IN PARCEL MAP BOOK 20 PAGE 15 THEREOF RECORDS OF RIVERSIDE COUNTY CALIFORNIA;

MICHIGAN AVENUE:

THAT PORTION OF SAID MICHIGAN AVENUE LYING WITHIN THE CITY LIMITS OF THE CITY OF RIVERSIDE AND SOUTHERLY OF A LINE PARALLEL AND 183 FEET SOUTHERLY AS MEASURED AT RIGHT ANGLES, FROM THE CENTERLINE OF COLUMBIA AVENUE AND ITS WESTERLY EXTENSION AS SHOWN ON SAID MAP OF THE EAST RIVERSIDE LAND COMPANY;

RESERVING WITHIN SAID AVENUES, A PERMANENT EASEMENT AND RIGHT OF WAY FOR ANY PUBLIC UTILITY FACILITIES;

ALSO RESERVING WITHIN SAID AVENUES, AN EASEMENT FOR WATER FACILITIES IN FAVOR OF RIVERSIDE HIGHLAND WATER COMPANY, SAID EASEMENT BEING A STRIP OF LAND 15' FEET IN WIDTH LYING 7.50 FEET ON EACH SIDE OF THE CENTERLINE OF ANY IN PLACE WATER FACILITIES AS CONSTRUCTED BY SAID WATER COMPANY.

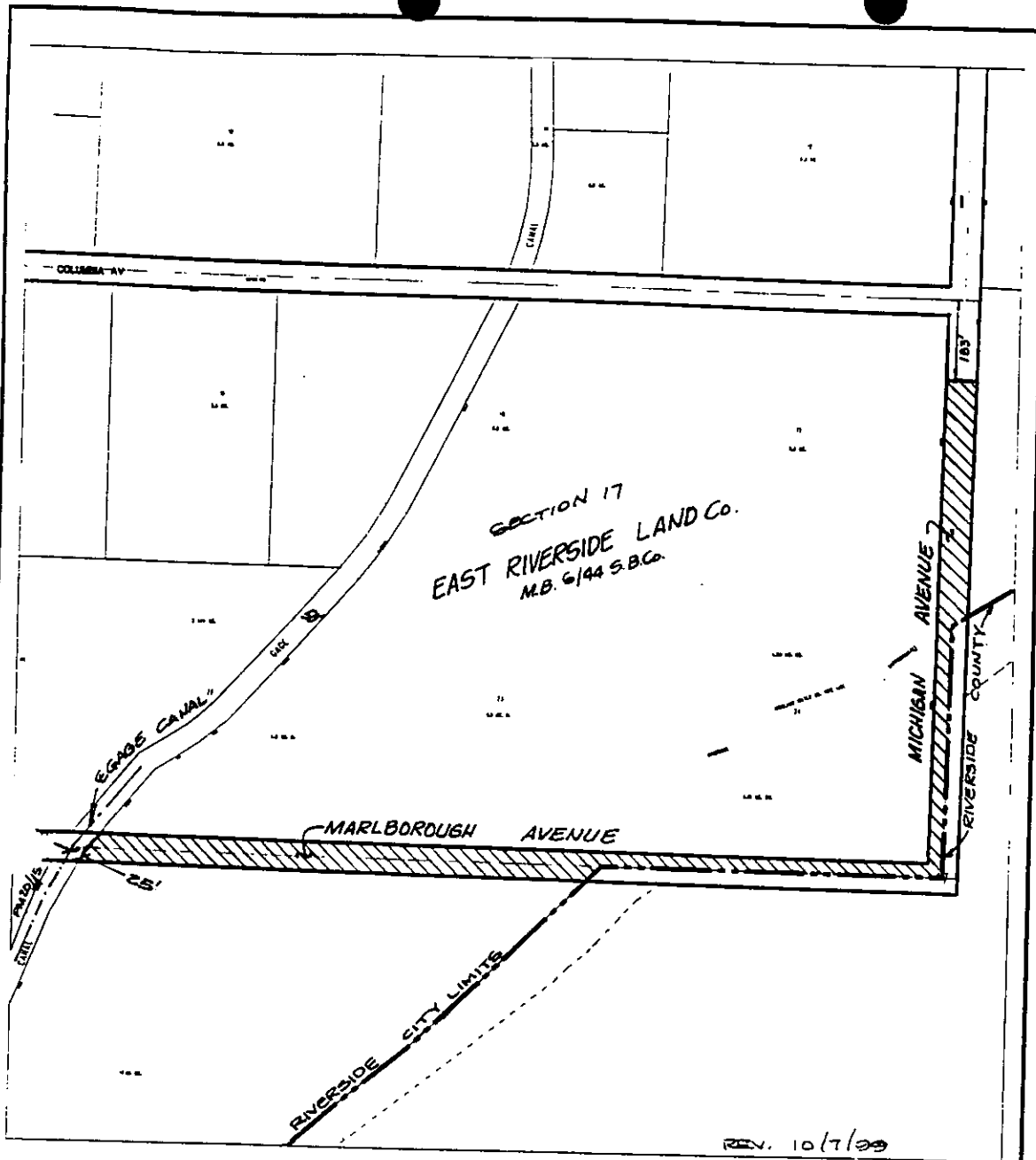
VC006989.REV
OCT10,1999

DESCRIPTION APPROVAL 10/7/99
Walter R. Faye
X^o Walter R. Faye by —
SURVEYOR, CITY OF RIVERSIDE



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◆ 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.

Sheet 1 of 1



Scale: 1" = 300'

Drawn by: bmark

Date: 06/16/99

Subject: VC-006-989

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

Carla Nicol

City Clerk of the City of Riverside, California
 Executed on October 14, 19 99, at
 Riverside, California



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