

PLEASE COMPLETE THIS INFORMATION

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

AND WHEN RECORDED MAIL TO:

Colleen J. Nicol, CMC  
City Hall, 3900 Main Street  
Riverside, CA 92522

DOC # 2001-068149

02/21/2001 08:00A Fee:NC

Page 1 of 7

Recorded in Official Records

County of Riverside

Gary L. Orso

Assessor, County Clerk & Recorder



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FREE RECORDING  
Exempt Pursuant to  
Government Code §6100

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RESOLUTION NO. 19837

Title of Document

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE,  
CALIFORNIA, PROVIDING FOR THE SUMMARY VACATION OF A  
PORTION OF MOTOR CIRCLE DRIVE.

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

14653

RESOLUTION NO. 19837

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, PROVIDING FOR THE SUMMARY VACATION OF A PORTION OF MOTOR CIRCLE DRIVE.

WHEREAS, the City of Riverside proposes to vacate that portion of Motor Circle Drive described and depicted in Exhibit "A" attached hereto and incorporated by reference (hereinafter "the Property"); and

WHEREAS, the Property is excess right-of-way not required for street or highway purposes; and

WHEREAS, for a period of five consecutive years, the Property has been impassible for vehicular travel in that it was never developed with a roadway nor opened for travel, and no public money was expended for maintenance on the street during such period; and

WHEREAS, the adjoining properties will not be affected by the vacation of the Property; and

WHEREAS, Section 8331 of the Streets and Highways Code provides that the legislative body of a local agency may summarily vacate a street or highway if for a period of five consecutive years, the street or highway has been impassable for vehicular travel and no public money was expended for maintenance of the street of highway during such period; and

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

WHEREAS, the City Council wishes to proceed under the provisions of Section 8330, *et seq.* of the Street and Highways Code to summarily vacate the described Property.

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

Section 1: The vacation the described Property is undertaken pursuant to the provisions of Chapter 4 (commencing with Section 8330) of Part 3 of the Streets and Highways Code of the State of California.



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Section 2: The City Council finds and determines as follows:

- a. The described Property has never been used for a public street and has been impassable for vehicular travel for a period of five consecutive years, and no public money was expended for maintenance on the street during such period.
- b. The described Property is excess right-of-way and is not required for street purposes.
- c. The vacation of the Property will not cut off all access of any parcel of property.

Section 3: The proposed summary street vacation project is exempt from the provisions of the California Environmental Quality Act pursuant to Section 15061 (b) (3) of the Guidelines for Implementation of the California Environmental Quality Act (Title 15, California Code of Regulations, commencing with Section 15000) as it can be seen with certainty that there is no possibility that the activity will have a significant effect on the environment.

Section 4: The City Council hereby orders the summary vacation of that portion of Motor Circle Drive particularly described and depicted in Exhibit "A," attached hereto and incorporated herein by this reference.

Section 5: The public convenience and necessity requires the exception from the vacation hereinabove ordered of an easement for public utilities purposes as further described in Exhibit "A," attached hereto and incorporated by reference.

Section 6: The City Clerk of the City of Riverside shall cause a certified copy of this resolution to be recorded in the Office of the County Recorder of Riverside County, California, and the street right-of-way described in Exhibit "A" shall be and is hereby terminated as of the date of said recordation and shall no longer constitute a public street or right-of-way from and after said date of recordation.

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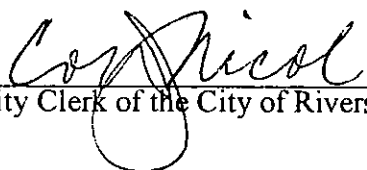


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ADOPTED by the City Council and signed by the Mayor and attested by the City Clerk  
this 13th day of February, 2001.

  
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 13th day of February, 2001, by the  
following vote, to wit:

- Ayes: Councilmembers Beaty, Moore, Defenbaugh, Kane, Adkison,  
Thompson, and Pearson.
- Noes: None.
- Absent: None.
- Abstain: None.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the  
City of Riverside, California, this 13th day of February, 2001.

  
City Clerk of the City of Riverside

[RES\00223601.JD ]



# EXHIBIT "A"

VC-003-001  
Motor Circle Drive  
Summary Vacation description

That portion of Lot 2 in Block 41 of Arlington Heights, as shown by map on file in Book 11 of Maps, pages 20 and 21 thereof, records of San Bernardino County, California, described as follows:

**Beginning** at the southeast corner of said Lot 10 of said Tract No. 2876;

**THENCE North 34°00'00" West**, along the southeasterly line of said Lot 10 and along the southeasterly line of Lot 1 of said Tract No. 2876, a distance of 77.22 feet to the southerly line of **MOTOR CIRCLE** as shown by said Tract No. 2876; said southerly line being a non-tangent curve concave northerly and having a radius of 290.00 feet; the radial line to said curve at that point bears **South 00°56'56" East**;

**THENCE easterly**, along said curve, an arc length of 51.38 feet through a central angle of 10°09'08" to the most westerly corner of Lot 9 of said Tract No. 2876;

**THENCE South 34°00'00" East**, along the southwesterly line of said Lot 9, a distance of 45.43 feet to the southerly corner of said Lot 9;

**THENCE South 49°24'15" West**, along the southeasterly boundary of said Tract No. 2876, a distance of 50.33 feet to said **Point of Beginning**.

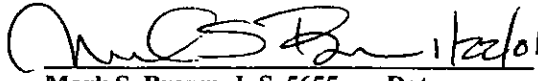
**Area**; 3,014 square feet

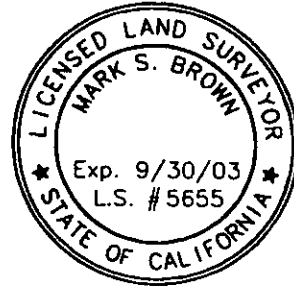
**RESERVING** therefrom a public easement over, under, across the above parcel, for the construction, reconstruction, expansion, maintenance, operation, inspection, repair, replacement, relocation, renewal and removal of a water well, and such improvements, equipment, buildings, fixtures, facilities and other appurtenances as necessary or convenient with respect with the water well, and for ingress to and egress from adjoining Motor Circle Drive, and for parking such vehicles as necessary or convenient with respect to the activities and uses authorized in this paragraph.

**ALSO RESERVING** therefrom a permanent easement and right of way for electrical energy distribution facilities within the southeasterly 10.00 feet of said parcel.



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

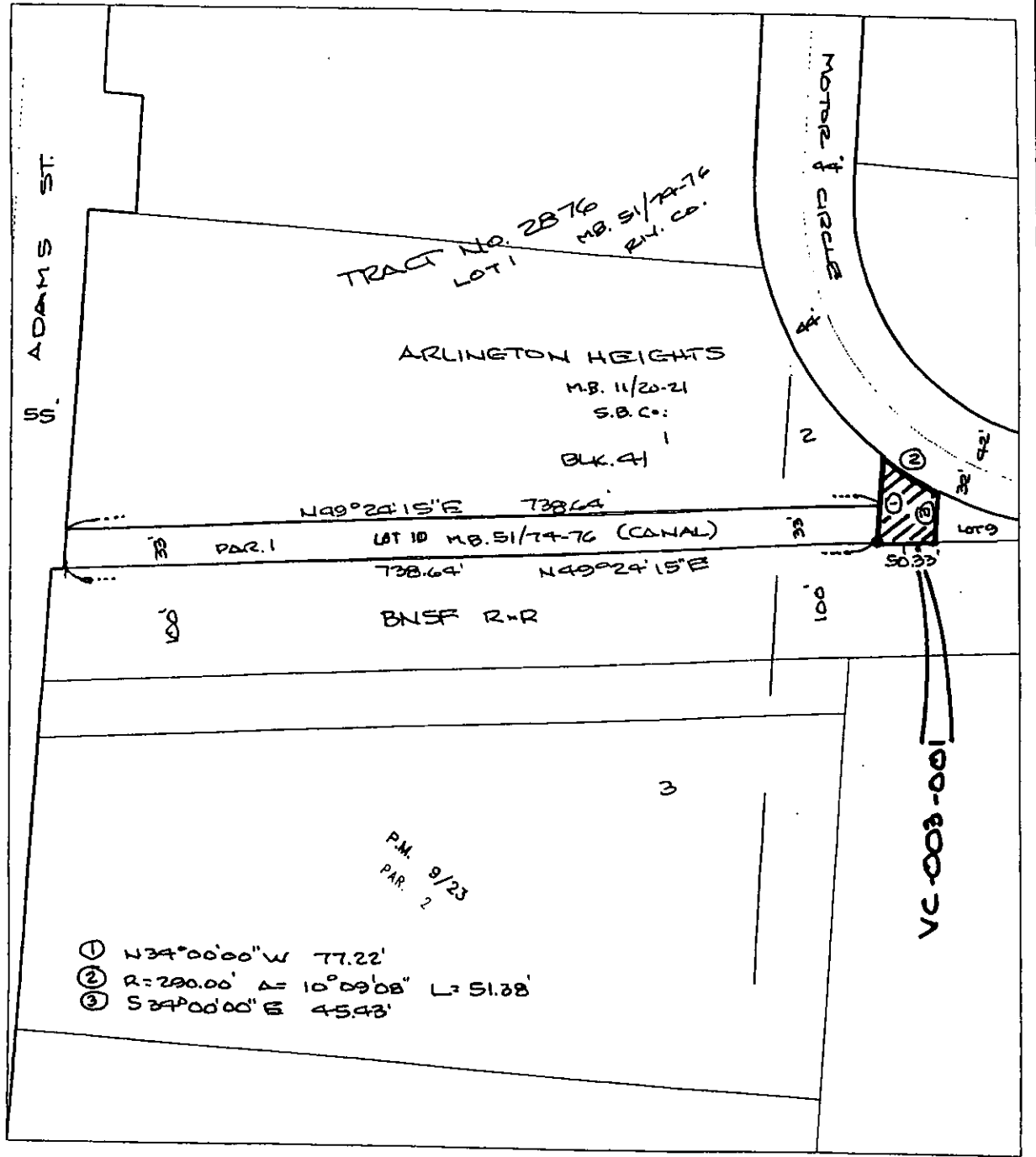
  
Mark S. Brown, L.S. 5655      Date 1/22/01 Prep. WF  
License Expires 9/30/03



**Mercedesvac003-001**  
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◆ CITY OF RIVERSIDE, CALIFORNIA ◆

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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" = 120'

Drawn by: fwally

Date: 07/06/00

Subject: VC-003-001

The foregoing instrument is certified, under penalty of perjury, to be a correct copy of the original on file in this office.

*Colleen J. Nicol*

Colleen J. Nicol, City Clerk  
City of Riverside, California

Executed on February 21, 20 01 at  
Riverside, California



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