

FRONT RECORDING  
Exempt Payment to  
Government Code 56103

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 # 1999-290853

06/30/1999 08:00A Fee:NC

Page 1 of 6

Recorded in Official Records

County of Riverside

Gary L. Orso

Assessor, County Clerk & Recorder



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THIS SPACE FOR RECORDER'S USE ONLY

14719

RESOLUTION NO. 19505

Title of Document

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, PROVIDING FOR THE SUMMARY VACATION OF AN APPROXIMATELY 18 FOOT WIDE AND 370 FOOT LONG PORTION OF EXCESS RIGHT-OF-WAY ALONG THE EASTERLY SIDE OF VICTORIA HILLS DRIVE, A SMALL LOOP ROAD OFF IVY STREET; AND FINDING THAT PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE RESERVATION THEREFROM OF PERMANENT EASEMENTS AND RIGHTS OF WAY FOR ELECTRICAL ENERGY DISTRIBUTION AND TRANSMISSION FACILITIES; WATERLINE FACILITIES AND FOR STREET TREE PLANTING AND MAINTENANCE.

\*\*\*This document is being recorded to replace Instrument # 284536, Resolution No. 19455, recorded on June 25, 1999. That document was recorded with an error and this new document, Resolution No. 19505 is the corrected document.

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

## RESOLUTION NO. 19505

1  
2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE,  
3 CALIFORNIA, PROVIDING FOR THE SUMMARY VACATION OF AN  
4 APPROXIMATELY 18 FOOT WIDE AND 370 FOOT LONG PORTION OF EXCESS  
5 RIGHT-OF-WAY ALONG THE EASTERLY SIDE OF VICTORIA HILLS DRIVE, A  
6 SMALL LOOP ROAD OFF IVY STREET; AND FINDING THAT PUBLIC  
7 CONVENIENCE AND NECESSITY REQUIRE THE RESERVATION THEREFROM  
8 OF PERMANENT EASEMENTS AND RIGHTS OF WAY FOR ELECTRICAL  
9 ENERGY DISTRIBUTION AND TRANSMISSION FACILITIES; WATERLINE  
10 FACILITIES AND FOR STREET TREE PLANTING AND MAINTENANCE.

11 WHEREAS, portion of Victoria Hills Drive is shown as an approximately 18 foot wide  
12 and 370 foot long portion along the easterly side of existing Victoria Hills Drive, a small loop street  
13 which provides access to a limited number of lots; and

14 WHEREAS, adjacent to and including the portion of Victoria Hills Drive currently  
15 proposed for summary vacation, an additional four lots will eventually be developed and will be  
16 able to take direct access to this street, which currently serves in a manner similar to an alley; and

17 WHEREAS, the portion of Victoria Hills Drive proposed to be vacated has never been  
18 used for public street purposes, nor is it needed for public street purposes; and

19 WHEREAS, the Public Streets, Highways, and Service Easements Vacation Law, being  
20 Section 8300 et seq. of the Streets and Highways Code, provides in Section 8330 for the summary  
21 vacation of streets, highways and public service easements under certain conditions; and

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

25 WHEREAS, the City Council wishes to proceed under the provisions of Section 8330 et  
26 seq. of the Streets and Highways Code to summarily vacate the hereinafter described portion of  
27 Victoria Hills Drive;

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

30 Section 1: The vacation of the hereinafter described portion of Victoria Hills Drive is  
31 undertaken pursuant to the provisions of Chapter 4 (commencing with Section 8330) of Part 3 of

1 Division 9 of the Streets and Highways Code of the State of California.

2 Section 2: The City Council finds and determines that the approximately 18 foot wide  
3 and 370 foot long portion of street right-of-way along the easterly side of existing Victoria Hills  
4 Drive, and as hereinafter described is excess street right-of-way and is not required for street  
5 purposes.


6 Section 3: That the public convenience and necessity require the exception from the  
7 vacation of that portion of the approximately 18 foot wide and 370 foot long portion along the  
8 easterly side of existing Victoria Hills Drive ordered to be vacated, those easements and rights-of-  
9 way over, along and across said portion of that approximately 18 foot wide and 370 foot long  
10 portion of street right-of-way along the easterly side of Victoria Hills Drive as more particularly  
11 described in Exhibit A, necessary for electrical energy distribution and transmission facilities;  
12 waterline facilities; and for street tree planting and maintenance; and the reservation of the  
13 following: (a) an easement for and the right to construct, maintain, operate, replace, remove, renew,  
14 and enlarge underground lines of pipe, conduits, cables, wires, and other convenient, structures,  
15 equipment and fixtures for the distribution or transmission of electric energy; (b) an easement for  
16 and the right to construct, place, maintain, operate, inspect, repair, replace, and remove water  
17 pipelines and appurtenant facilities as may from time to time be required; and (c) an easement for  
18 the installation of street trees and the maintenance thereof as may from time to time be required.

19 Section 4: That the proposed project is exempt from the provisions of the California  
20 Environmental Quality Act pursuant to Section 15061 (b)(3) of the Guidelines for Implementation  
21 of the California Environmental Quality Act (Title 15, California Code of Regulations, commencing  
22 with Section 15000) as it can be seen with a certainty that there is no possibility that the activity will  
23 have a significant effect on the environment.

24 Section 5: That the City Council hereby orders the summary vacation of the  
25 approximately 18 foot wide and 370 foot long portion of street right-of-way along the easterly side  
26 of existing Victoria Hills Drive described in Exhibit A, attached hereto and incorporated herein by  
27 this reference.

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

6 ADOPTED by the City Council and signed by the Mayor and attested by the City Clerk  
7 this 22nd day of June, 1999.

8  
9   
10 Paula Laveridge  
Mayor of the City of Riverside

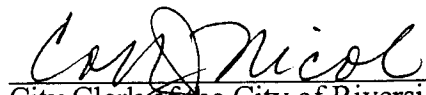
11 Attest:

12  
13   
14 Colleen J. Nicol  
City Clerk of the City of Riverside

15 I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the  
16 foregoing resolution was duly and regularly introduced and adopted at a meeting of the City Council  
17 of said City at its meeting held on the 22nd day of June, 1999, by the following  
18 vote, to wit:

- 19 Ayes: Councilmembers Beaty, Moore, Defenbaugh, Kane, Clifford,  
20 Thompson and Pearson.  
21 Noes: None.  
22 Absent: None.  
23 Abstain: None.

24 IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the  
25 City of Riverside, California, this 22nd day of June, 1999.

26  
27   
Colleen J. Nicol  
City Clerk of the City of Riverside

RES\99051101.KG


*Legal Description*  
**VC-007-989**  
**5104-5140 Victoria Hills Drive**

*Those portions of Victoria Hills Drive described as follows:*

Parcel "A" of Parcel Map No. 26373, as shown by map on file in Book 173 of Parcel Maps, at pages 7 through 9 thereof, records of Riverside County, California, *together with* Parcel "A" of Parcel Map No. 23985, as shown by Parcel Map on file in Book 162 of Parcel Maps, at pages 73 through 75 thereof, records of said Riverside County, *together with* Parcel 1 of those certain parcels of land conveyed to the City of Riverside by Deed recorded April 19, 1991, as Instrument No. 128992 of Official Records of said Riverside County, *and* Parcel 1 of those certain parcels of land conveyed to the City of Riverside April 19, 1991, by Instrument No. 128993 of Official Records of said Riverside County.

**RESERVING therefrom "blanket" permanent easements and rights of way for waterline facilities, electrical energy distribution facilities, and street tree planting.**

VC007989.LGL

DESCRIPTION APPROVAL 6/19/99  
  
 SURVEYOR, CITY OF RIVERSIDE by WF

**EXHIBIT A**

14719-5

IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, CALIFORNIA  
**SUMMARY STREET VACATION**  
BEING A PORTION OF VICTORIA HILL DRIVE

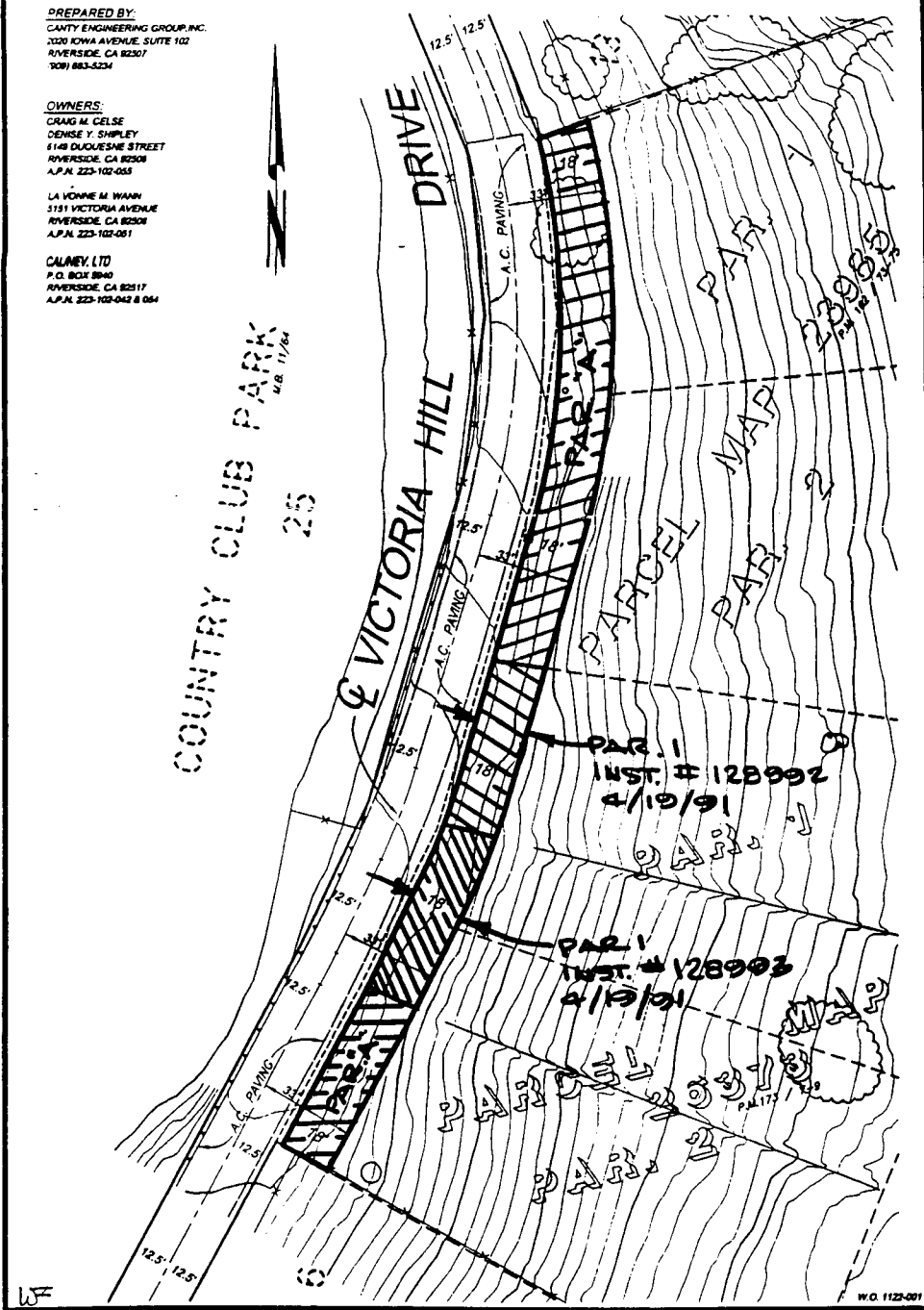
MARCH 1990 SCALE: 1" = 50'

PREPARED BY:  
CANTY ENGINEERING GROUP, INC.  
2020 KOWA AVENUE, SUITE 102  
RIVERSIDE, CA 92507  
A.P.N. 223-102-055  
709) 883-3234

OWNERS:  
CRAIG M. GELSE  
DENISE Y. SHIPLEY  
6148 DUQUESNE STREET  
RIVERSIDE, CA 92508  
A.P.N. 223-102-055

LA VONNE M. WAHRI  
3131 VICTORIA AVENUE  
RIVERSIDE, CA 92508  
A.P.N. 223-102-051

CALABY, LTD  
P.O. BOX 8040  
RIVERSIDE, CA 92517  
A.P.N. 223-102-042 & 044



JUNE 2, 1999

VC-007-989

**EXHIBIT B**

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

*[Signature]*  
City Clerk of the City of Riverside, California  
Executed on June 30, 19 99, at  
Riverside, California

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40-7  
14719-6