

PLEASE COMPLETE THIS INFORMATION  
RECORDING REQUESTED BY:

Colleen J. Nicol, CMC

AND WHEN RECORDED MAIL TO:

City Clerk  
City of Riverside  
3900 Main St.  
Riverside, CA 92522

FREE RECORDING-  
Exempt Pursuant to  
Government Code S6103



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RESOLUTION NO.20696

Title of Document

THIS AREA FOR  
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USE ONLY

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

RESOLUTION NO. 20696

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, PROVIDING FOR THE SUMMARY VACATION OF AN OFFER OF DEDICATION FOR AN EXTENSION OF HAWARDEN DRIVE.

WHEREAS, the City of Riverside proposes to vacate an offer of dedication for a 66-foot wide by 550-foot long strip of property, extending northeasterly of Hawarden Drive, northerly of Wisler Drive as described in Exhibit "A" and depicted in Exhibit "B," 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, the adjoining properties and public service easements will not be affected by the vacation of the Property; and

WHEREAS, the Property has been closed and impassable as a public street and no public funds have been expended on its maintenance for the last five years; and

WHEREAS, the original offer of dedication was made by filing a map only; and no acceptance of the dedication was made and recorded within 25 years after the map was filed; and

WHEREAS, the Property was sold to a third person after the map was filed and used as if free of the dedication; and

WHEREAS, Section 8331 of the Streets and Highways Code provides that the legislative body of a local agency may summarily vacate a street if it has been impassable for vehicular travel and no public money was expended for its maintenance for a period of five consecutive years; 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 is excess right-of-way and is not required for street purposes.
- b. The vacation of the Property will not cut off all access of any parcel of property and will not affect any public service easement.
- c. For a period of five (5) consecutive years, the Property has never been improved or used as a public street, nor has any public money been expended to maintain it as a public street.
- d. The offer of dedication was a condition of recorded Parcel Map 250 and to date has not been accepted by the City.
- e. The original offer of dedication was made by filing a map only; and no acceptance of the dedication was made and recorded within 25 years after the map was filed.
- f. The Property was sold to a third person after the map was filed and used as if free of the dedication.

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 the offer of dedication recorded as instrument number 8573 in the Official Records of Riverside County California, also known as City deed number 35622, particularly described in Exhibit "A" and depicted in Exhibit "B," attached hereto and incorporated herein by this reference.

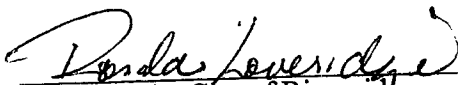
Section 5: The City Clerk of the City of Riverside shall assign a deed number hereto and cause a certified copy of this resolution to be recorded in the Office of the County Recorder of Riverside County, California, and offer of dedication described in Exhibit "A" and depicted in Exhibit "B" shall be 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.



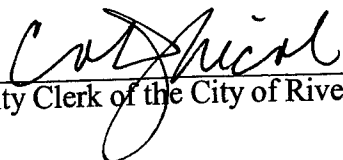
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ADOPTED by the City Council and signed by the Mayor and attested by the City Clerk

this 25<sup>th</sup> day of May, 2004.

  
\_\_\_\_\_  
Mayor of the City of Riverside

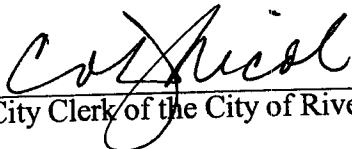
Attest:

  
\_\_\_\_\_  
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 25<sup>th</sup> day of May, 2004, by the following vote, to wit:

- Ayes: Councilmembers Betro, Moore, Gage, Schiavone, Adkison, Hart, and Adams
- Noes: None
- Absent: None

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this 25<sup>th</sup> day of May, 2004.

  
\_\_\_\_\_  
City Clerk of the City of Riverside

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CA: 04-1013  
05/04/03



# EXHIBIT A

## Vacation of Offer of Dedication

That real property located in the City of Riverside, County of Riverside, State of California, as described in Offer for Dedication to the City of Riverside by that certain document recorded March 18, 1976 as Instrument No. 35622 and more described in said document as follows:

That portion of Lot 5 in Block E of Arlington Heights as shown on map on file in Book 2 of Maps, at Page 12 thereof, records of Riverside County, California, and a portion of Block G, Arlington Heights, as shown on map on file in Book 4 of Maps, at Page 62 thereof, records of Riverside County, California; and a portion of that certain parcel of land conveyed to Louise McClure Harper, a widow, by deed recorded February 20, 1976, as Instrument No. 21982 of Official Records of Riverside County, California, described as follows:

Commencing at the most Northerly corner of that certain parcel of land conveyed to Harry C. Harper by deed recorded August 31, 1944 in Book 638, Page 321, Official Records of Riverside County, California;

Thence South 46° 23' 04" East, along the Northeasterly line of said parcel, a distance of 94.99 feet to the TRUE POINT OF BEGINNING;

Thence continuing South 46° 23' 04" East, along said Northeasterly line, a distance of 66.00 feet;

Thence Southwesterly along a non-tangent curve, concave to the Southeast, having a radius of 367.00 feet, through a central angle of 26° 01' 11", an arc length of 166.67 feet (the initial radial line bears North 46° 02' 49" West);

Thence South 17° 56' 00" West, a distance of 222.00 feet to the beginning of a tangent curve;

Thence Southerly along said curve, concave to the East, having a radius of 317.00 feet, through a central angle of 29° 37' 25", an arc length of 163.90 feet to the Southeasterly line of that certain parcel of land conveyed to Harry C. Harper, et al, by deed recorded February 17, 1944 in Book 614, Page 272, Official Records of Riverside County, California;

Thence South 74° 19' 27" West, along said Southeasterly line and the Southwesterly prolongation thereof, a distance of 33.07 feet to the centerline of the existing unnamed road Southerly of Parcel 1180-7 as shown on Sheet 3 of Record of Survey on file in Book 60 of Records of Survey at Pages 31, 32, and 33 thereof, Records of Riverside County, California;

Thence North 12° 04' 00" West, 88.56 feet;




Thence North 22° 56' 58" West, 46.38 feet;

The preceding two (2) courses being along the centerline of said unnamed road;

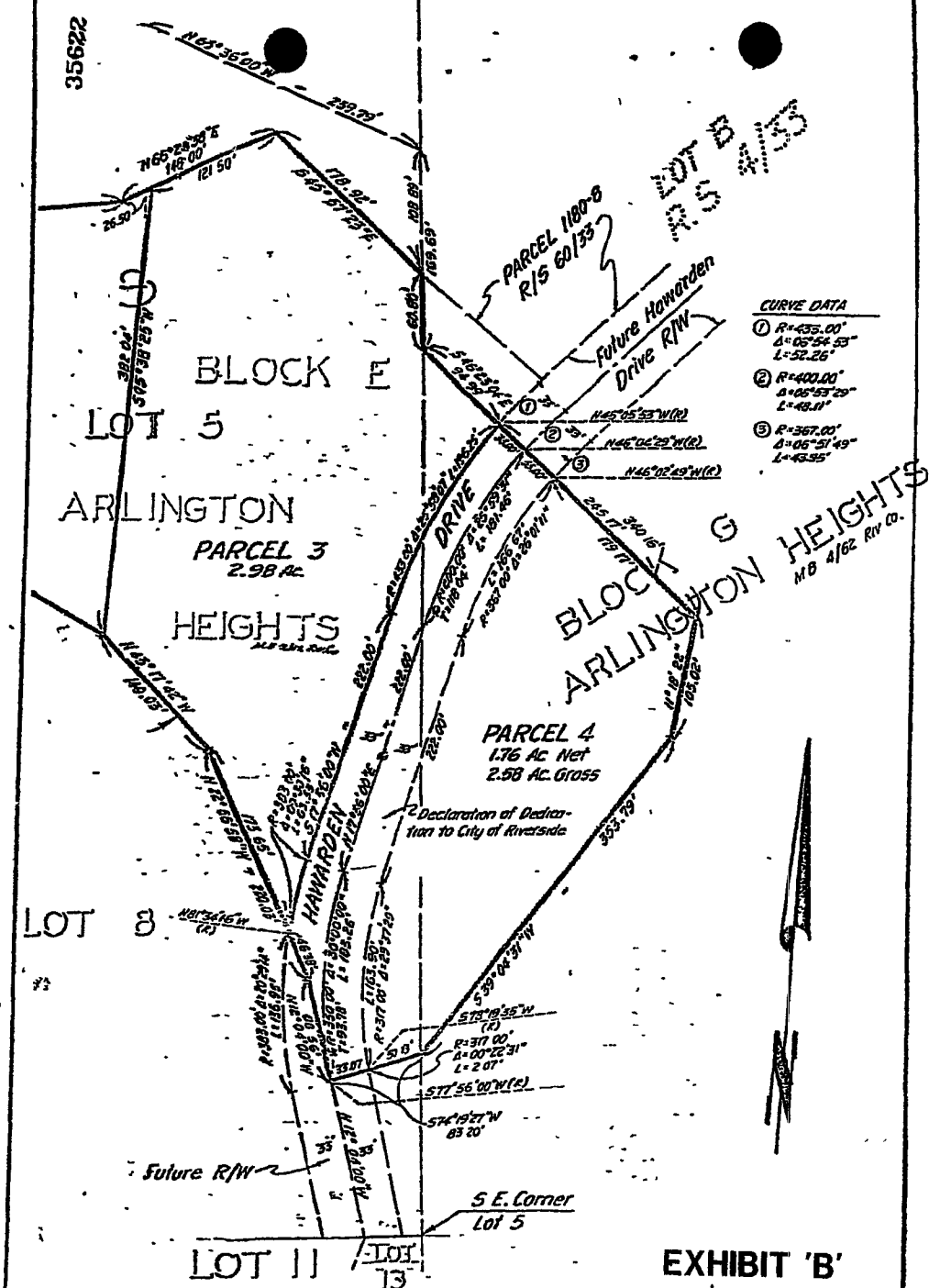
Thence Northeasterly along a non-tangent curve, concave to the Southeast, having a radius of 383.00 feet, through a central angle of 09° 30' 16", an arc length of 63.53 feet (the initial radial line bears North 81° 34' 16" West);

Thence North 17° 56' 00" East, a distance of 222.00 feet to the beginning of a tangent curve;

Thence Northeasterly along said curve, concave to the Southeast, having a radius of 433.00 feet, through a central angle of 250° 58' 07", an arc length of 196.25 feet to the point of beginning.

DESCRIPTION APPROVED 5.17.04  
  
DIRECTOR, CITY OF RIVERSIDE

35622



• 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	YJ-37
SCALE 1"=100'	DRAWN BY AW DATE 10/1/75	SUBJECT PM 250

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 June 7, 2004 at Riverside, California



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