



PLEASE COMPLETE THIS INFORMATION
RECORDING REQUESTED BY:

Colleen J. Nicol, MMC

AND WHEN RECORDED MAIL TO:

City Clerk
City of Riverside
3900 Main St.
Riverside, CA 92522
FREE RECORDING-
Exempt Pursuant to
Government Code S6103

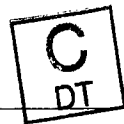
M	S	U	PAGE	SIZE	DA	PCOR	NOCOR	SMF	MISC
	1		6						
								✓	DT
A	R	L			COPY	LONG	REFUND	NCHG	EXAM

σ

SPACE ABOVE FOR RECORDERS USE ONLY

P04-1037

15609



RESOLUTION NO. 21021

Title of Document

**THIS AREA FOR
RECORDER'S
USE ONLY**

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

15609

RESOLUTION NO. 21021

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF RESOLUTION OF INTENTION NO. 21004; AND MAKING ITS ORDER VACATING A PORTION OF WASHINGTON STREET BETWEEN THE 91 FREEWAY AND INDIANA AVENUE, IN RIVERSIDE, CALIFORNIA.

WHEREAS, on August 23, 2005, the City Council of the City of Riverside in Planning Case No. P04-1037 adopted Resolution No. 21004 declaring its intention to order the vacation of a portion of Washington Street between the 91 Freeway and Indiana Avenue, within the City of Riverside, California, and fixing the time and place of hearing all persons interested in the proposed vacation pursuant to the provisions of the Public Streets, Highways and Service Easements Vacation Law, being Sections 8300 et seq. of Part 3, Division 9 of the Streets and Highways Code of the State of California; and

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

WHEREAS, said proposed vacation had been previously submitted to and considered by the Planning Commission of the City of Riverside at a duly noticed public hearing held on October 7, 2004; and

WHEREAS, following the close of the public hearing before the Planning Commission, the Planning Commission determined that the proposed vacation would not have a significant effect on the environment, recommended that the City Council should adopt a Mitigated Negative Declaration, and recommended that Planning Case No. P04-1037 should be approved subject to all staff conditions; and

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

WHEREAS, the City Council heard and found and determined from all of the evidence submitted to said Council on the day fixed for the hearing, on September 6, 2005, that the portion of Washington Street between the 91 Freeway and Indiana Avenue, within the City of Riverside, proposed for vacation was unnecessary for present or prospective public use;



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

3 Section 1: That the vacation of a portion of Washington Street between the 91 Freeway and
4 Indiana Avenue, within the City of Riverside, California, in Planning Case P04-1037 is undertaken
5 pursuant to the provisions of and in accordance with the procedures set forth in the Public Streets,
6 Highways, and Services Easements Vacation Law and that all notices required thereby have been duly
7 given.

8 Section 2: That from all the evidence submitted to the City Council at the September 6, 2005,
9 public hearing before it on Planning Case P04-1037, whether such evidence was oral or in writing,
10 together with the recommendations from the Planning Commission, a portion of Washington Street
11 between the 91 Freeway and Indiana Avenue, within the City of Riverside, California, as hereinafter
12 described and ordered vacated is unnecessary for present or prospective public use as a public street.

13 Section 3: That the proposed vacation will not have a significant effect on the environment
14 and adopts a Mitigated Negative Declaration.

15 Section 4: That the portion of Washington Street between the 91 Freeway and Indiana
16 Avenue, within the City of Riverside, California, and described and depicted in attached Exhibit "A",
17 and by this reference made a part hereof, be and the same is hereby ordered vacated.

18 Section 5: That the public convenience and necessity requires the exception of the following
19 easements and rights-of-way from the vacation hereinabove ordered: an easement for electric energy
20 underground facilities, including water pipelines, gas lines, storm drains, sanitary sewers, telephone,
21 telegraph and communication structures, the right to construct, place, inspect, operate, maintain, repair,
22 replace and remove such underground facilities unless said facilities are satisfactorily relocated and/or
23 abandoned, further, that the public convenience and necessity require the exception and reservation
24 from the vacation of those easements and rights-of-way in, under, across, upon, over and along that
25 portion of the public street ordered to be vacated necessary to maintain, operate, remove or renew any
26 in-place public utility facilities that are in use and not otherwise excepted and reserved hereinabove.

27 Section 6: That the vacation, termination and abandonment of that portion of the public street

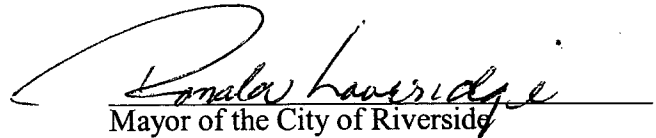


2005-0770811
09/19/2005 08:00A
3 of 6

1 described in Exhibit "A" shall occur only after the applicable conditions contained in the Planning
2 Department's report to the City Council and on file with the City Clerk, as approved or amended by the
3 City Council, have been satisfied, and the City Clerk is hereby directed not to record this resolution of
4 vacation until the applicable conditions have been satisfied.

5 Section 7: That the City Clerk of the City of Riverside shall cause a certified copy of this
6 resolution to be recorded in the Office of the County Recorder of the County of Riverside, California,
7 upon the satisfaction of the applicable conditions, and the portion of the street described in Exhibit "A"
8 shall no longer constitute a public street from and after the date of recordation.

9 ADOPTED by the City Council and signed by the Mayor and attested by the City Clerk this
10 6th day of September, 2005.

11 
12 Mayor of the City of Riverside

13 Attest:

14 
15 City Clerk of the City of Riverside

16 I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the
17 foregoing resolution was duly and regularly introduced and adopted at a meeting of the City Council
18 of said City at its meeting held on the 6th day of September, 2005, by the following vote, to wit:

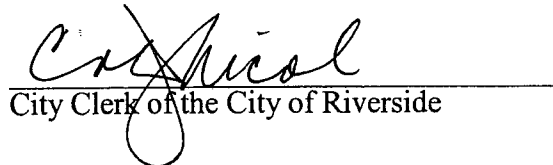
19 Ayes: Councilmembers Betro, Moore, Gage, Schiavone, Adkison, Hart, and Adams

20 Noes: None

21 Absent: None

22 Abstain: None

23 IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the
24 City of Riverside, California, this 6th day of September, 2005.

25 
26 City Clerk of the City of Riverside

27 G:\CLK\COUNCIL\Resolutions\Sep_06\21021.wpd
CA# 05-1751
07/25/05




EXHIBIT A

Project: Street and Highway Vacation
P04-1037 - Washington Street between Indiana Avenue and State Route 91

THAT CERTAIN REAL PROPERTY IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA DESCRIBED AS FOLLOWS:

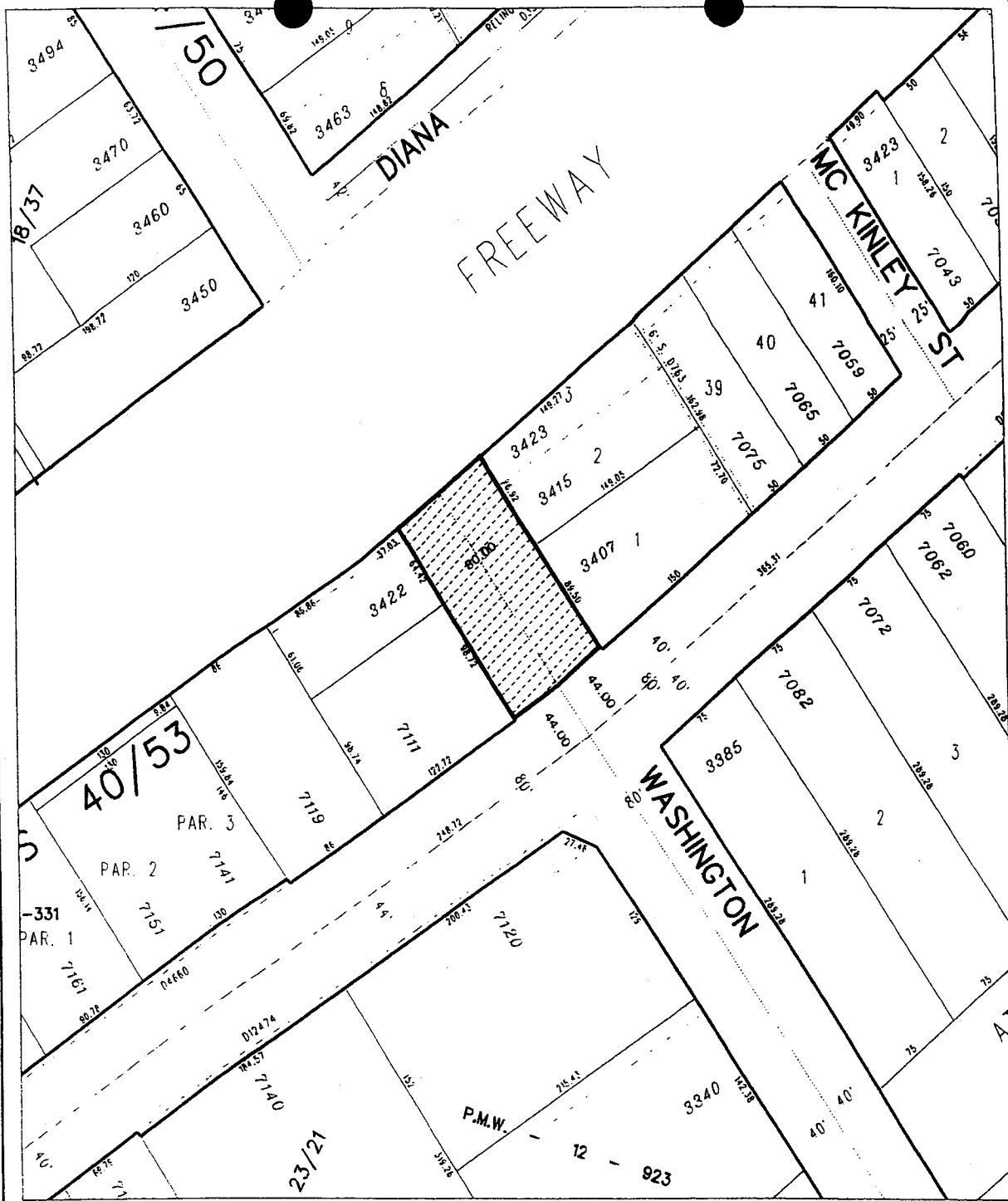
THAT PORTION OF WASHINGTON STREET, 80 FEET IN WIDTH AS SHOWN BY MAP ENTITLED *PLAT OF THE LANDS OF W.T. SAYWARD AND S.C. EVANS IN TOWNSHIP 3 SOUTH, RANGE 5 WEST, SAN BERNARDINO MERIDIAN LYING ABOVE CANAL NUMBER 1 OF THE RIVERSIDE CANAL COMPANY* AND FILED FEBRUARY 4, 1880 IN MAP BOOK 3, PAGE 2 THEREOF, RECORDS OF SAN BERNARDINO COUNTY CALIFORNIA, SAID PORTION OF WASHINGTON STREET LYING NORTHWESTERLY OF A LINE BEING 44.00 FEET NORTHWESTERLY, AS MEASURED AT RIGHT ANGLES, FROM THE CENTERLINE OF INDIANA AVENUE AS SHOWN ON SAID MAP AND SOUTHEASTERLY OF THE SOUTHEASTERLY LINE OF STATE ROUTE 91.

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 9/24/05 Prep. _____
License Expires 9/30/05



2005-0770811
09/19/2005 08:00A
5 of 6



◆ CITY OF RIVERSIDE, CALIFORNIA ◆ 53-8

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" = 100'

Drawn by: bmark

Date: 07/22/05

Subject: VC-P04-1037



2005-0770811
09/19/2005 08:00R
6 of 6

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 Sept. 19, 2005, at
Riverside, California

15609