

2020-0279239

06/29/2020 12:21 PM Fee: \$ 0.00

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Recorded in Official Records
County of Riverside
Peter Aldana
Assessor-County Clerk-Recorder



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

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D- 17582

RESOLUTION NO. 23563

Title of Document

TRA: _____

DTT: 0.00

This recording is to correct previously recorded Resolution No. 23563, Recording Document Number 2020-0195465. In the previous recording the first page of the resolution was inadvertently omitted.

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION

RESOLUTION NO. 23563

1
2 A RESOLUTION OF THE CITY COUNCIL OF RIVERSIDE,
3 CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN
4 THE MATTER OF RESOLUTION OF INTENTION NO. 23556; AND
5 MAKING ITS ORDER VACATING AN APPROXIMATELY 514-SQUARE
6 FOOT L-SHAPED SEGMENT OF NINTH STREET, EAST OF SANTA FE
7 AVENUE.

8 WHEREAS, on March 17, 2020, the City Council of the City of Riverside in Planning
9 Case No. P19-0353 adopted Resolution No. 23556 declaring its intention to set a public hearing
10 in the vacation of an approximately 514-square foot L-shaped segment of public right-of-way at
11 the terminus of Ninth Street, east of Santa Fe Avenue, to facilitate the expansion of the existing
12 Riverside Downtown North Layover Facility, within the City of Riverside, California, and fixing
13 the time and place of hearing all persons interested in the proposed vacation pursuant to the
14 provisions of the Public Streets, Highways and Service Easements Vacation Law, being Sections
15 8300 et seq. of Part 3, Division 9 of the Streets and Highways Code of the State of California;
16 and

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

20 WHEREAS, said proposed vacation had been previously submitted to and considered by
21 the Planning Commission of the City of Riverside at a duly noticed public hearing held on
22 January 9, 2020; and

23 WHEREAS, following the close of the public hearing before the Planning Commission,
24 the Planning Commission determined that the proposed vacation should be approved; and

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

28 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 March 17, 2020, that the vacation
of an approximately 514-square foot L-shaped segment of public right-of-way at the terminus of

1 Ninth Street, east of Santa Fe Avenue, to facilitate the expansion of the existing Riverside
2 Downtown North Layover Facility, within the City of Riverside, proposed for vacation is
3 unnecessary for present or prospective public use.

4 NOW, THEREFORE, IT IS RESOLVED, by the City Council of the City of Riverside,
5 California, as follows:

6 Section 1: That the vacation of the approximately 514-square foot L-shaped segment of
7 public right-of-way at the terminus of Ninth Street, east of Santa Fe Avenue, to facilitate the
8 expansion of the existing Riverside Downtown North Layover Facility, in Planning Case P19-
9 0353 is undertaken pursuant to the provisions of and in accordance with the procedures set forth
10 in the Public Streets, Highways, and Services Easements Vacation Law being Sections 8300 et
11 seq. of the Streets and Highway Code, and all notices required thereby have been duly given.

12 Section 2: That from all evidence submitted to the City Council at the March 17, 2020,
13 public hearing before it on Planning Case P19-0353, whether such evidence was oral or in
14 writing, together with the recommendations and findings from the Planning Commission and this
15 resolution and staff report, that an approximately 514-square foot L-shaped segment of public
16 right-of-way at the terminus of Ninth Street, east of Santa Fe Avenue, to facilitate the expansion
17 of the existing Riverside Downtown North Layover Facility, within the City of Riverside,
18 California, as hereinafter described and ordered vacated is unnecessary for present or prospective
19 public use as a public street. Specifically, adequate access will be provided through the
20 surrounding street, including the remaining portion of Ninth Street, Santa Fe Street to the north,
21 and Vine Street to the west. The existing power pole north of the area to be vacated will not be
22 affected. The only use for this segment of Ninth Street is for access to the existing train tracks
23 and infrastructure – there is no public outlet on this street. The area to be vacated will not
24 interfere with the existing drive aisle of the property to the south or impede any public
25 movement. Properties to the north, south, and west of the proposed vacation will maintain public
26 access from Santa Fe Street and Vine Street and the remaining segment of Ninth Street. The area
27 to be vacated will not be necessary for access to any parcels. The proposed vacation will not

28

1 impact access to any other parcels as all other streets will remain in their current configuration,
2 and the proposed vacation will not impact vehicular or pedestrian circulation.

3 Section 3: That the vacation of the 514-square foot L-shaped segment of public right-of-
4 way at the terminus of Ninth Street, east of Santa Fe Avenue, to facilitate the expansion of the
5 existing Riverside Downtown North Layover Facility, within the City of Riverside, California,
6 and described and depicted in Exhibit "A" and Exhibit "B," and by this reference made a part
7 hereof, be and the same is hereby ordered vacated.

8 Section 4: That the public convenience and necessity requires the exception of the
9 following easements and rights-of-way from the vacation hereinabove ordered: an easement for
10 electrical energy, underground facilities including water pipelines, gas lines, storm drains,
11 sanitary sewers, electrical energy, telephone, telegraph and communications structures, and the
12 right of ingress and egress to construct, place, inspect, operate, maintain, repair, replace and
13 remove such underground facilities unless said facilities are satisfactorily relocated and/or
14 abandoned, further, that the public convenience and necessity require the exception and
15 reservation from the vacation of those easements and rights-of-way in, under, across, upon, over
16 and along that portion of the public streets ordered to be vacated necessary to maintain, operate,
17 remove or renew any in-place public utility facilities that are in use and not otherwise excepted
18 and reserved hereinabove.

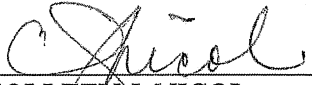
19 Section 5: That the vacation, termination and abandonment of the 514-square foot L-
20 shaped segment of public right-of-way at the terminus of Ninth Street, east of Santa Fe Avenue,
21 to facilitate the expansion of the existing Riverside Downtown North Layover Facility, described
22 and depicted in Exhibit "A" and Exhibit "B," shall occur only after the applicable conditions
23 contained in the Planning Department's report to the City Council and on file with the City
24 Clerk, as approved or amended by the City Council, have been satisfied, and the City Clerk is
25 hereby directed not to record this resolution of vacation until the applicable conditions have been
26 satisfied.

27 Section 6: That the City Clerk of the City of Riverside shall cause a certified copy of this
28 resolution to be recorded in the Office of the County Recorder of the County of Riverside,

1 California, upon the satisfaction of the applicable conditions, and the approximately 514-square
2 foot L-shaped segment of public right-of-way at the terminus of Ninth Street, east of Santa Fe
3 Avenue, to facilitate the expansion of the existing Riverside Downtown North Layover Facility,
4 within the City of Riverside, California, and described and depicted in Exhibit "A" and Exhibit
5 "B," shall no longer constitute a public street from and after the date of recordation.

6 ADOPTED by the City Council this 21st day of April, 2020.

7
8 
9 _____
10 WILLIAM R. BAILEY, III
11 Mayor of the City of Riverside

12 
13 _____
14 COLLEEN J. NICOL
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 adopted at a meeting of the City Council of said City
18 at its meeting held on the 21st day of April, 2020, by the following vote, to wit:


19 Ayes: Councilmembers Edwards, Melendrez, Fierro, Conder, and Hemenway
20 and Councilwoman Plascencia

21 Noes: None

22 Absent: Councilmember Perry

23 Abstain: None

24 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of
25 the City of Riverside, California, this 23rd day of April, 2020.

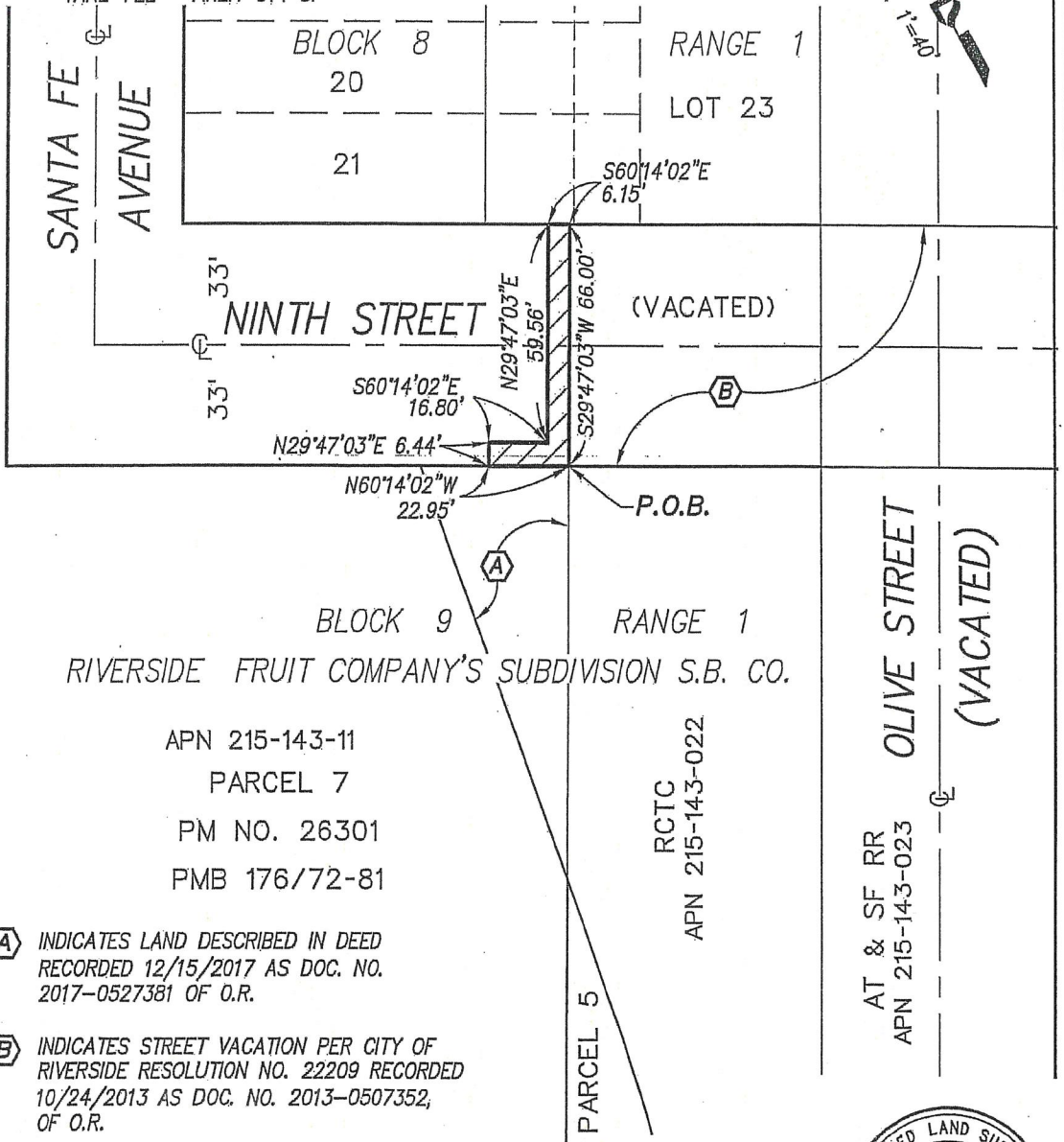
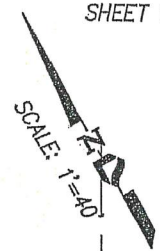
26 
27 _____
28 COLLEEN J. NICOL
City Clerk of the City of Riverside

20-0070 KJS 03/23/20

LEGEND

EXHIBIT B

- P.O.B. INDICATES POINT OF BEGINNING
- INDICATES RIGHT OF WAY TAKE-FEE - AREA=514 SF



BLOCK 9 RANGE 1
 RIVERSIDE FRUIT COMPANY'S SUBDIVISION S.B. CO.

APN 215-143-11
 PARCEL 7
 PM NO. 26301
 PMB 176/72-81

RCTC
 APN 215-143-022

OLIVE STREET
 (VACATED)
 AT & SF RR
 APN 215-143-023

- (A) INDICATES LAND DESCRIBED IN DEED RECORDED 12/15/2017 AS DOC. NO. 2017-0527381 OF O.R.
- (B) INDICATES STREET VACATION PER CITY OF RIVERSIDE RESOLUTION NO. 22209 RECORDED 10/24/2013 AS DOC. NO. 2013-0507352, OF O.R.

David W. Ambler 08-05-2019
 DAVID W. AMBLER, L.S. 7322 DATE



PROJECT DESIGN CONSULTANTS
 Planning | Landscape Architecture | Engineering | Survey

701 B Street, Suite 800
 San Diego, CA 92101
 619.235.8471 Tel
 619.234.0349 Fax

P:\4370\SURVEY BOUNDARY\4370.01-RCTC LAYOVER FACILITY\PLAT\4370.01- NINTH.DWG

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 25, 2020,
 at Riverside, California