

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

2018-0331944

08/20/2018 09:58 AM Fee: \$ 0.00

Page 1 of 7

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



SPACE ABOVE FOR RECORDERS USE ONLY

38

17490

RESOLUTION NO. 23348

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)

D17490-1

RESOLUTION NO. 23348

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. 23330; AND
5 MAKING ITS ORDER VACATING A SEGMENT OF A PUBLIC ALLEY,
6 CONNECTING FIFTH AND SIXTH STREETS, BETWEEN MARKET
7 STREET AND FAIRMOUNT BOULEVARD, IN RIVERSIDE,
8 CALIFORNIA.

9 WHEREAS, on July 10, 2018, the City Council of the City of Riverside in Planning Case
10 No. P17-0550 adopted Resolution No. 23330 declaring its intention to set a public hearing in the
11 vacation of an approximately 220.62-foot long by 20-foot wide segment of public alley
12 connecting Fifth and Sixth Streets, between Market Street and Fairmount Boulevard, totaling
13 approximately 0.10 acres in area, within the City of Riverside, California, and fixing the time
14 and place of hearing all persons interested in the proposed vacation pursuant to the provisions of
15 the Public Streets, Highways and Service Easements Vacation Law, being Sections 8300 et seq.
16 of Part 3, Division 9 of the Streets and Highways Code of the State of California; 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 May
22 3, 2018; 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 were submitted to the
26 City Council for consideration together with the testimony, whether oral or in writing, presented
27 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 July 10, 2018, that the
approximately 220.62-foot long by 20-foot wide segment of public alley connecting Fifth and

1 Sixth Streets, between Market Street and Fairmount Boulevard, totaling approximately 0.10
2 acres in area, within the City of Riverside, proposed for vacation is unnecessary for present or
3 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 an approximately 220.62-foot long by 20-foot wide
7 segment of public alley connecting Fifth and Sixth Streets, between Market Street and Fairmount
8 Boulevard, totaling approximately 0.10 acres in area, in Planning Case P17-0550 is undertaken
9 pursuant to the provisions of and in accordance with the procedures set forth in the Public
10 Streets, Highways, and Services Easements Vacation Law being Sections 8300 et seq. of the
11 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 July 10, 2018,
13 public hearing before it on Planning Case P17-0550, whether such evidence was oral or in
14 writing, together with the recommendations from the Planning Commission, an approximately
15 220.62-foot long by 20-foot wide segment of public alley connecting Fifth and Sixth Streets,
16 between Market Street and Fairmount Boulevard, totaling approximately 0.10 acres in area,
17 within the City of Riverside, California, as hereinafter described and ordered vacated is
18 unnecessary for present or prospective public use as a public street.

19 Section 3: That the vacation of an approximately 220.62-foot long by 20-foot wide
20 segment of public alley connecting Fifth and Sixth Streets, between Market Street and Fairmount
21 Boulevard, totaling approximately 0.10 acres in area, within the City of Riverside, California,
22 and described and depicted in attached Exhibit "A", and by this reference made a part hereof, be
23 and the same is hereby ordered vacated.

24 Section 4: That the public convenience and necessity requires the exception of the
25 following easements and rights-of-way from the vacation hereinabove ordered: an easement for
26 electrical energy, underground facilities including water pipelines, gas lines, storm drains,
27 sanitary sewers, electrical energy, telephone, telegraph and communications structures, and the
28 right to construct, place, inspect, operate, maintain, repair, replace and remove such underground


1 facilities unless said facilities are satisfactorily relocated and/or abandoned, further, that the
2 public convenience and necessity require the exception and reservation from the vacation of
3 those easements and rights-of-way in, under, across, upon, over and along that portion of the
4 public streets ordered to be vacated necessary to maintain, operate, remove or renew any in-place
5 public utility facilities that are in use and not otherwise excepted and reserved hereinabove.

6 Section 5: That the vacation, termination and abandonment of the approximately 220.62-
7 foot long by 20-foot wide segment of public alley connecting Fifth and Sixth Streets, between
8 Market Street and Fairmount Boulevard, totaling approximately 0.10 acres in area, described and
9 depicted in Exhibit "A" shall occur only after the applicable conditions contained in the Planning
10 Department's report to the City Council and on file with the City Clerk, as approved or amended
11 by the City Council, have been satisfied, and the City Clerk is hereby directed not to record this
12 resolution of vacation until the applicable conditions have been satisfied.

13 Section 6: That the City Clerk of the City of Riverside shall cause a certified copy of this
14 resolution to be recorded in the Office of the County Recorder of the County of Riverside,
15 California, upon the satisfaction of the applicable conditions, and the approximately 220.62-foot
16 long by 20-foot wide segment of public alley connecting Fifth and Sixth Streets, between Market
17 Street and Fairmount Boulevard, totaling approximately 0.10 acres in area, within the City of
18 Riverside, California, and described and depicted in Exhibit "A" shall no longer constitute a
19 public street from and after the date of recordation.

20 ADOPTED by the City Council this 14th day of August, 2018.

21
22 
23 _____
24 WILLIAM R. BAILEY, III
25 Mayor of the City of Riverside

23 
24 _____
25 COLLEEN J. NICOL
26 City Clerk of the City of Riverside

1 I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the
2 foregoing resolution was duly and regularly adopted at a meeting of the City Council of said City
3 at its meeting held on the 14th day of August, 2018, by the following vote, to wit:


4
5 Ayes: Councilmembers Gardner, Melendrez, Soubirous, Conder, Mac Arthur,
6 Perry, and Adams

7 Noes: None

8 Absent: None

9 Disqualified: None
10

11 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of
12 the City of Riverside, California, this 15th day of August, 2018.

13
14 
15 COLLEEN J. NICOL
16 City Clerk of the City of Riverside
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28 \\Rc-citylawprod\Cycom\WPDocs\D014\P028\00419019.doc
CA: 18-0853

EXHIBIT "A"
LEGAL DESCRIPTION

Alley Vacation Case P17-0550
Partial Alley Vacation-5th St to 6th St
Northwest of Market Street

That certain real property located in the City of Riverside, County of Riverside, State of California, described as follows:

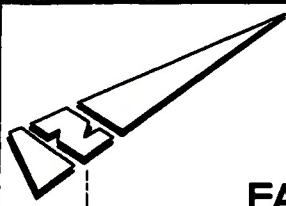
That portion of the Alley lying Northeast of a line between the most Easterly corner of Parcel 9 and the most Northerly corner of Parcel 10 as shown on Licensed Land Surveyor's Map, filed in Book 8, Page 70 of Records of Survey, Records of Riverside County, California.

Area - 4415 S.F. more or less

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

Curtis C. Stephens 6/7/18 Prep. 
Curtis C. Stephens, L.S. 7519 Date





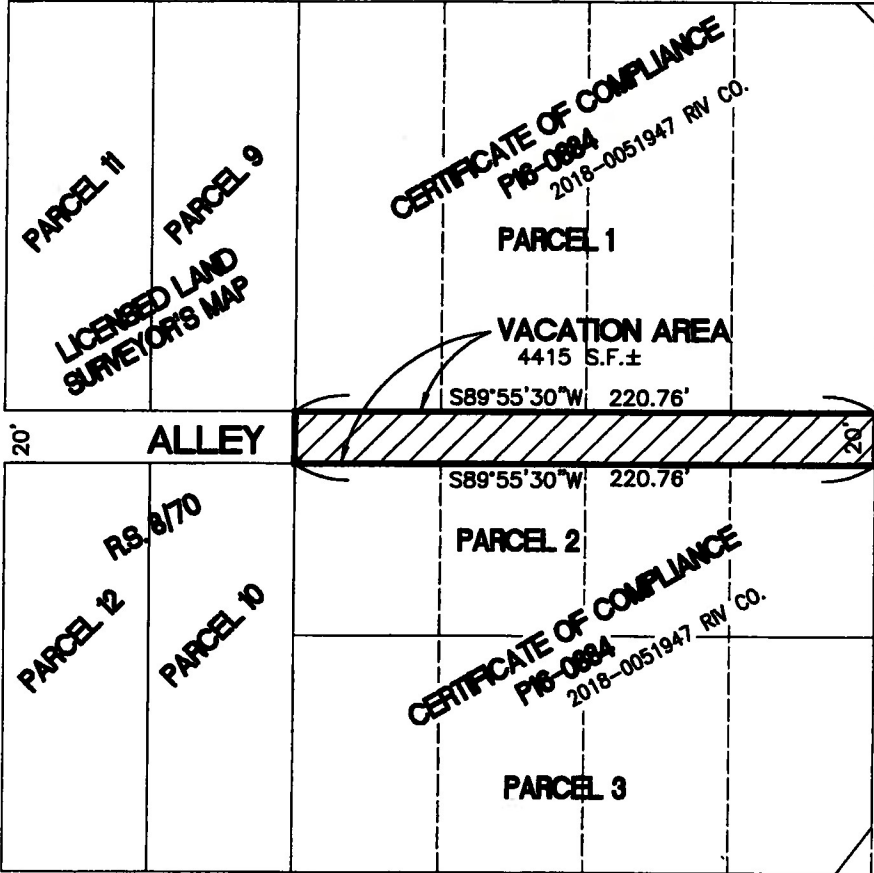
FAIRMOUNT

N28°51'E

BOULEVARD

SIXTH STREET

FIFTH STREET



PARCEL 11

PARCEL 9

LICENSED LAND SURVEYOR'S MAP

CERTIFICATE OF COMPLIANCE
P16-0884
2018-0051947 RV CO.

PARCEL 1

VACATION AREA
4415 S.F. ±

S89°55'30"W 220.76'

ALLEY

S89°55'30"W 220.76'

PARCEL 2

PARCEL 12

RS. 8/70

PARCEL 10

CERTIFICATE OF COMPLIANCE
P16-0884
2018-0051947 RV CO.

PARCEL 3

MARKET

N29°00'E

STREET

• 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

SCALE: 1"=60'

DRAWN BY: CURT

DATE: 6/6/18

SUBJECT: P17-0550 ALLEY VACATION

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, City Clerk
City of Riverside, California

Executed on Aug. 20 2018, at
Riverside, California