

2018-0305807

07/30/2018 04:11 PM Fee: \$ 0.00

Page 1 of 6

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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RESOLUTION NO. 23322

Title of Document

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THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION
(\$3:00 Additional Recording Fee Applies)

1 RESOLUTION NO. 23322

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE,
3 CALIFORNIA, PROVIDING FOR THE SUMMARY VACATION (CASE NO. P18-
4 0276) OF AN APPROXIMATELY 130-FOOT LONG BY 14-FOOT WIDE PORTION
5 EXCESS RIGHT-OF-WAY ALONG WHEELER STREET, TOTALING
6 APPROXIMATELY 1,969 SQUARE FEET, LOCATED ADJACENT TO 9006
7 CALIFORNIA AVENUE.

8 WHEREAS, the City of Riverside proposes to vacate an approximately 130-foot long by
9 14-foot wide portion of excess right-of-way along Wheeler Street, totaling approximately 1,969
10 square feet, adjacent to 9006 California Avenue, in the City of Riverside, California, as described
11 and depicted in Exhibit "A," attached hereto and incorporated by reference (hereinafter "the
12 Property"); and

13 WHEREAS, the Property is excess right-of-way and is not required for street or highway
14 purposes; and

15 WHEREAS, the adjoining properties and public service easements will not be affected by
16 the vacation of the Property; and

17 WHEREAS, the Property has been closed and impassable for vehicular travel as a public
18 road and no public funds have been expended on the maintenance of the right-of-way for street
19 purposes within the last five (5) years; and

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

23 WHEREAS, the City Council wishes to proceed under the provisions of Section 8330, *et*
24 *seq.*, of the Street and Highways Code to summarily vacate the Property.

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

27 Section 1: The vacation of the Property is undertaken pursuant to the provisions of Chapter
28 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 Property is excess right-of-way and is not required for street or highway purposes.
- (b) The vacation of the Property will not cut off all access to adjoining properties and will not affect any public service easement.
- (c) The Property has been closed and impassable for vehicular travel, and no public funds have been expended on its maintenance as such for the last five years.

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 an approximately 130-foot long by 14-feet wide portion of excess right-of-way along Wheeler Street, totally approximately 1,969 square feet, adjacent to 9006 California Avenue, as more particularly described and depicted in Exhibit "A," attached hereto and incorporated herein by this reference, subject to the Recommended Conditions contained in the Council Report, and further, reserving and excepting in place easements and rights-of-way, if the same exist, from the vacation herein above ordered; and the right to construct, maintain, operate, inspect, replace, remove, renew, repair and enlarge lines of pipe, conduits, cables, wires, poles, vaults, manholes, markers, equipment, fixtures and other convenient and appurtenant structures, for the distribution and/or transmission of electrical energy, underground facilities including water pipelines, gas lines, storm drains, sanitary sewers, telephone, telegraph, cable television and other communication facilities, as they currently exist.

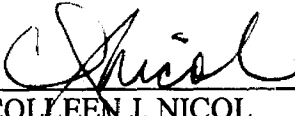
Section 5: The City Clerk of the City of Riverside shall assign a deed number hereto and cause a certified copy of this resolution to be recorded in the Office of the County Recorder of Riverside County, California, of the right-of-way described and depicted in Exhibit "A" shall be and is hereby terminated as of the date of said recordation and shall no longer constitute a public right-of-way from and after said date of recordation.

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ADOPTED by the City Council this 26th day of June, 2018.


CHRIS MAC ARTHUR
Mayor Pro Tem of the City of Riverside


COLLEEN J. NICOL
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 adopted at a meeting of the City Council on the 26th day of June, 2018, by the following vote, to wit:


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

Noes: None

Absent: None

Disqualified: None

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this 27th day of June, 2018.


COLLEEN J. NICOL
City Clerk of the City of Riverside

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18-0788 KJS 06/11/18

EXHIBIT "A"
LEGAL DESCRIPTION
SUMMARY VACATION

Project: P18-0276
Address: 9006 California Avenue

That certain real property described in Grant Deed recorded August 10, 1956, as Instrument No. 56265 Official Records of Riverside County, California, located in the City of Riverside, County of Riverside, State of California, described as follows:

That portion of Lot 4 in Block 13 of the Riverside Land and Irrigating Company as shown by map on file in Book 1, Page 72 of Maps, Records of San Bernardino County California, more particularly described as follows:

Commencing at the Northerly corner of said Lot 4;

Thence South 55°57' West, along the Northwesterly line of said Lot 4, said line also being the Southeasterly line of California Avenue, a distance of 108 feet to the **Point of Beginning** of the parcel of land to be described;

Thence continuing South 55°57' West, along the Northwesterly line of said Lot 4, a distance of 14.68 feet;


Thence South 34°00' East and parallel with the Northeasterly line of said Lot 4, a distance of 134.14 feet;

Thence North 55°57' East and parallel with the Northwesterly line of said Lot 4, a distance of 14.68 feet;

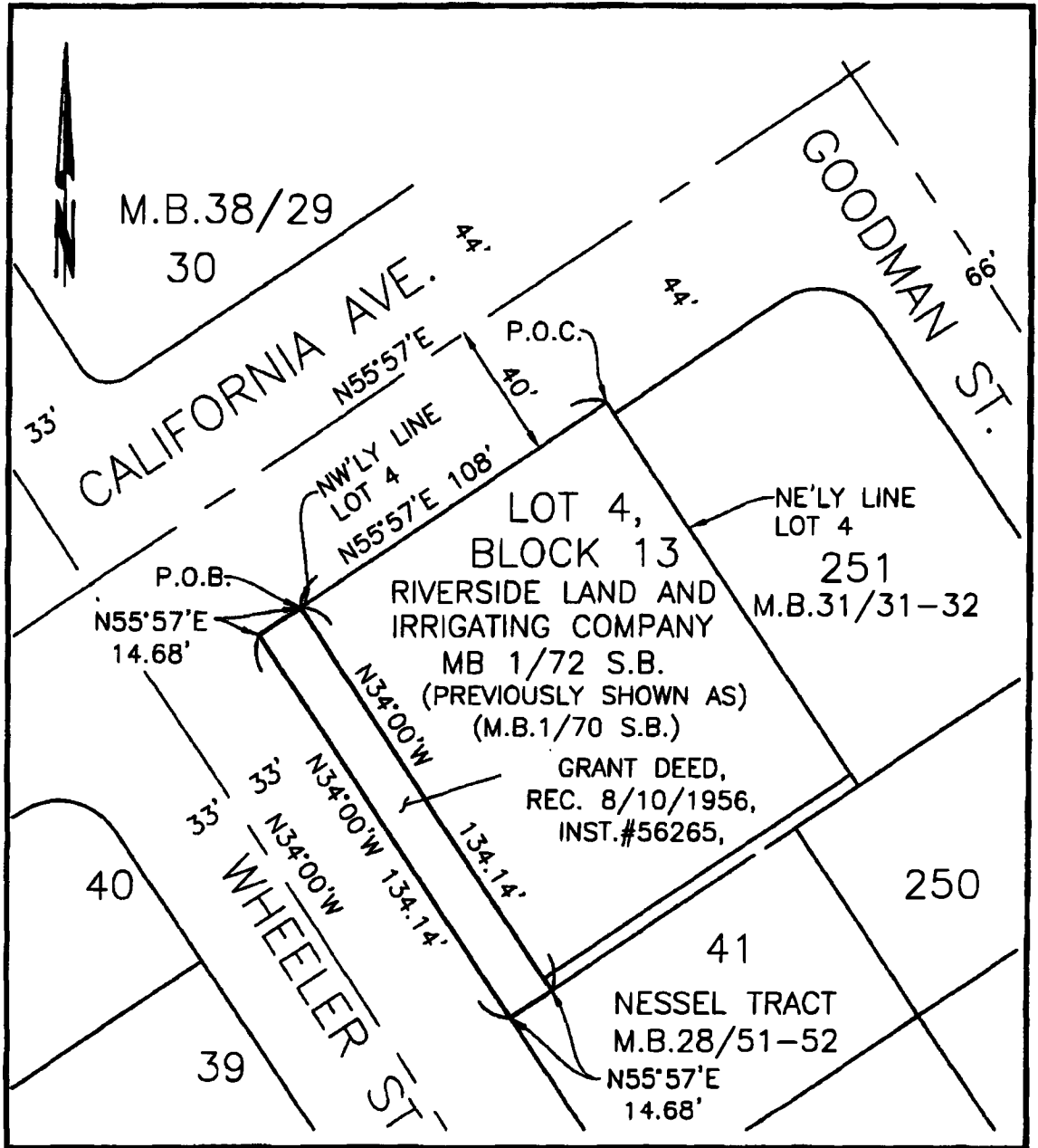
Thence North 34°00' West and parallel with said Northeasterly line, a distance of 134.14 feet to the **Point of Beginning**.

The above described parcel of land contains **1969 square feet**, more or less.

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

 5/24/18 Prep. DW
Curtis C. Stephens, L.S. 7519 Date





• CITY OF RIVERSIDE, CALIFORNIA •		THE FOREGOING INSTRUMENT IS CERTIFIED, UNDER PENALTY OF PERJURY, TO BE A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.
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.		
EXHIBIT "A"	SHEET 1 OF 1	COLLEEN J. NICOL, CITY CLERK CITY OF RIVERSIDE, CALIFORNIA EXECUTED ON _____, 2018 AT RIVERSIDE, CALIFORNIA
SCALE: 1"=40'	DRAWN BY: dbw	

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

D17506-6 Executed on July 30 2018 at Riverside, California

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Mayor Pro Tem of the City of Riverside


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

Noes: None

Absent: None

Disqualified: None

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this 27th day of June, 2018.


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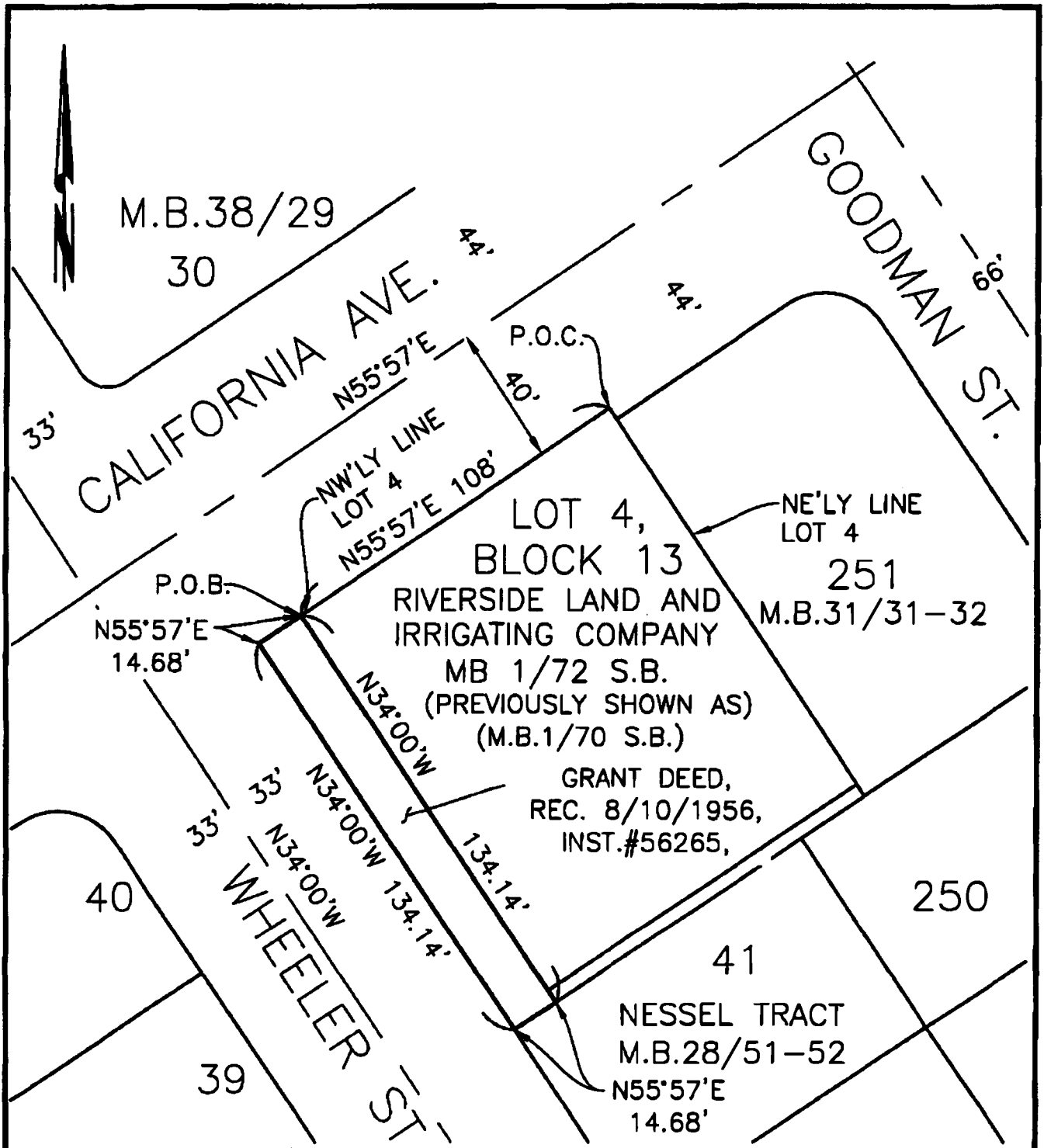
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EXHIBIT "A"

SHEET 1 OF 1

SCALE: 1"=40'

DRAWN BY: dbw

DATE: 4/26/18

COLLEEN J. NICOL, CITY CLERK
 CITY OF RIVERSIDE, CALIFORNIA
 EXECUTED ON _____, 2018
 AT RIVERSIDE, CALIFORNIA