

2019-0294390

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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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SPACE ABOVE FOR RECORDERS USE ONLY

RESOLUTION NO. 22794

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17536

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)

RESOLUTION NO. 22794

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. 22789 AND
5 MAKING ITS ORDER VACATING AN APPROXIMATELY 8,745
6 SQUARE FOOT PORTION OF VERBENA DRIVE FROM THE
7 INTERSECTION WITH CANTERBURY ROAD TO THE TERMINUS OF
8 VERBENA DRIVE, ADJACENT TO THE PROPERTIES AT 4465
9 CANTERBURY ROAD AND 4445 CANTERBURY ROAD, IN
10 RIVERSIDE, CALIFORNIA.

11
12 WHEREAS, on January 6, 2015, the City Council of the City of Riverside in Planning
13 Case No. P13-0900 adopted Resolution No. 22789 declaring its intention to set a public hearing
14 in the vacation of an approximately 8,745 square foot portion of Verbena Drive from the
15 intersection with Canterbury Road to the terminus of Verbena Drive, adjacent to the properties at
16 4465 Canterbury Road and 4445 Canterbury Road, within the City of Riverside, California, and
17 fixing the time and place of hearing all persons interested in the proposed vacation pursuant to
18 the provisions of the Public Streets, Highways and Service Easements Vacation Law, being
19 Sections 8300 et seq. of Part 3, Division 9 of the Streets and Highways Code of the State of
20 California; and

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

24 WHEREAS, said proposed vacation had been previously submitted to and considered by
25 the Planning Commission of the City of Riverside at a duly noticed public hearing held on
26 December 4, 2014; and

27 WHEREAS, following the close of the public hearing before the Planning Commission,
28 the Planning Commission determined that the proposed vacation should be approved; 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

1 WHEREAS, the City Council heard and found and determined from all of the evidence
2 submitted to said Council on the day fixed for the hearing, on January 27, 2015, that the vacation
3 of an approximately 8,745 square foot portion of Verbena Drive from the intersection with
4 Canterbury Road to the terminus of Verbena Drive, adjacent to the properties at 4465 Canterbury
5 Road and 4445 Canterbury Road, within the City of Riverside, proposed for vacation is
6 unnecessary for present or prospective public use.

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

9 Section 1: That the vacation of an approximately 8,745 square foot portion of Verbena
10 Drive from the intersection with Canterbury Road to the terminus of Verbena Drive, adjacent to
11 the properties at 4465 Canterbury Road and 4445 Canterbury Road, in Planning Case P13-0900
12 is undertaken pursuant to the provisions of and in accordance with the procedures set forth in the
13 Public Streets, Highways, and Services Easements Vacation Law being Sections 8300 et seq. of
14 the Streets and Highway Code, and all notices required thereby have been duly given.

15 Section 2: That from all evidence submitted to the City Council at the January 27, 2015,
16 public hearing before it on Planning Case P13-0900, whether such evidence was oral or in
17 writing, together with the recommendations from the Planning Commission, that an
18 approximately 8,745 square foot portion of Verbena Drive from the intersection with Canterbury
19 Road to the terminus of Verbena Drive, adjacent to the properties at 4465 Canterbury Road and
20 4445 Canterbury Road, within the City of Riverside, California, as hereinafter described and
21 ordered vacated is unnecessary for present or prospective public use as a public street.

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

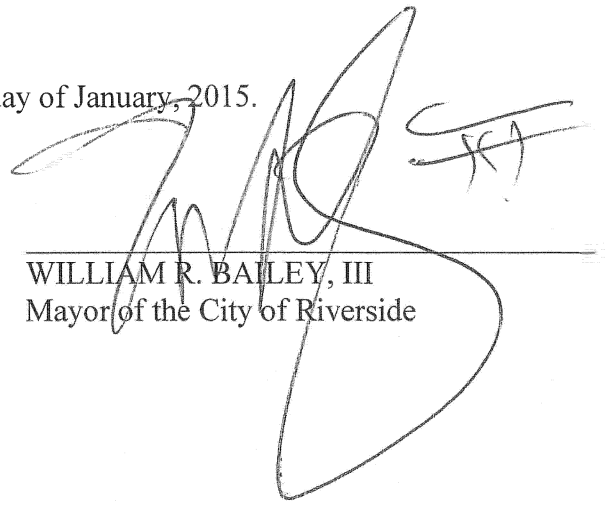
24 Section 4: That the vacation of an approximately 8,745 square foot portion of Verbena
25 Drive from the intersection with Canterbury Road to the terminus of Verbena Drive, adjacent to
26 the properties at 4465 Canterbury Road and 4445 Canterbury Road, within the City of Riverside,
27 California, and described and depicted in attached Exhibit "A", and by this reference made a part
28 hereof, be and the same is hereby ordered vacated.


1 Section 5: That the public convenience and necessity requires the exception of the
2 following easements and rights-of-way from the vacation hereinabove ordered: an easement for
3 electrical energy, underground facilities including water pipelines, gas lines, storm drains,
4 sanitary sewers, electrical energy, telephone, telegraph and communications structures, and the
5 right to construct, place, inspect, operate, maintain, repair, replace and remove such underground
6 facilities unless said facilities are satisfactorily relocated and/or abandoned, further, that the
7 public convenience and necessity require the exception and reservation from the vacation of
8 those easements and rights-of-way in, under, across, upon, over and along that portion of the
9 public streets ordered to be vacated necessary to maintain, operate, remove or renew any in-place
10 public utility facilities that are in use and not otherwise excepted and reserved hereinabove.

11 Section 6: That the vacation, termination and abandonment of an approximately 8,745
12 square foot portion of Verbena Drive from the intersection with Canterbury Road to the terminus
13 of Verbena Drive, adjacent to the properties at 4465 Canterbury Road and 4445 Canterbury
14 Road, described and depicted in Exhibit "A" shall occur only after the applicable conditions
15 contained in the Planning Department's report to the City Council and on file with the City
16 Clerk, as approved or amended by the City Council, have been satisfied, and the City Clerk is
17 hereby directed not to record this resolution of vacation until the applicable conditions have been
18 satisfied.

19 Section 7: That the City Clerk of the City of Riverside shall cause a certified copy of this
20 resolution to be recorded in the Office of the County Recorder of the County of Riverside,
21 California, upon the satisfaction of the applicable conditions, and the approximately 8,745 square
22 foot portion of Verbena Drive from the intersection with Canterbury Road to the terminus of
23 Verbena Drive, adjacent to the properties at 4465 Canterbury Road and 4445 Canterbury Road,
24 within the City of Riverside, California, and described and depicted in Exhibit "A" shall no
25 longer constitute a public street from and after the date of recordation.
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1 ADOPTED by the City Council this 27th day of January, 2015.

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WILLIAM R. BAILEY, III
Mayor 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 27th day of January, 2015, by the following vote, to wit:

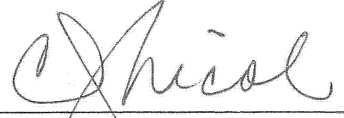
Ayes: Councilmembers Gardner, Melendrez, Soubirous, Davis, Mac Arthur, and Adams

Noes: None

Absent: Councilmember Perry

Abstained: None

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this 28th day of January, 2015.


COLLEEN J. NICOL
City Clerk of the City of Riverside

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CA: 14-2814

EXHIBIT "A"

VERBENA DRIVE
Street Vacation Case P13-0900

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



Lot "E" of Magnolia Village Tract No. 2, as shown by map on file in Book 25, Page 58 of Maps, records of Riverside County, California;

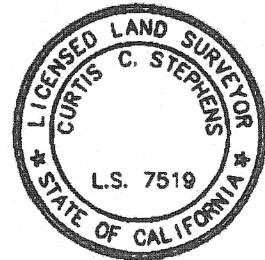
RESERVING THEREFROM a permanent easement and right-of-way for sanitary sewer facilities lying within the southeasterly 20.00 feet of the northwesterly 38.00 feet of said Lot "E";

ALSO RESERVING THEREFROM a permanent easement and right-of-way for electric energy distribution, transmission and telecommunications facilities lying within the northeasterly 15.00 feet of said Lot "E";

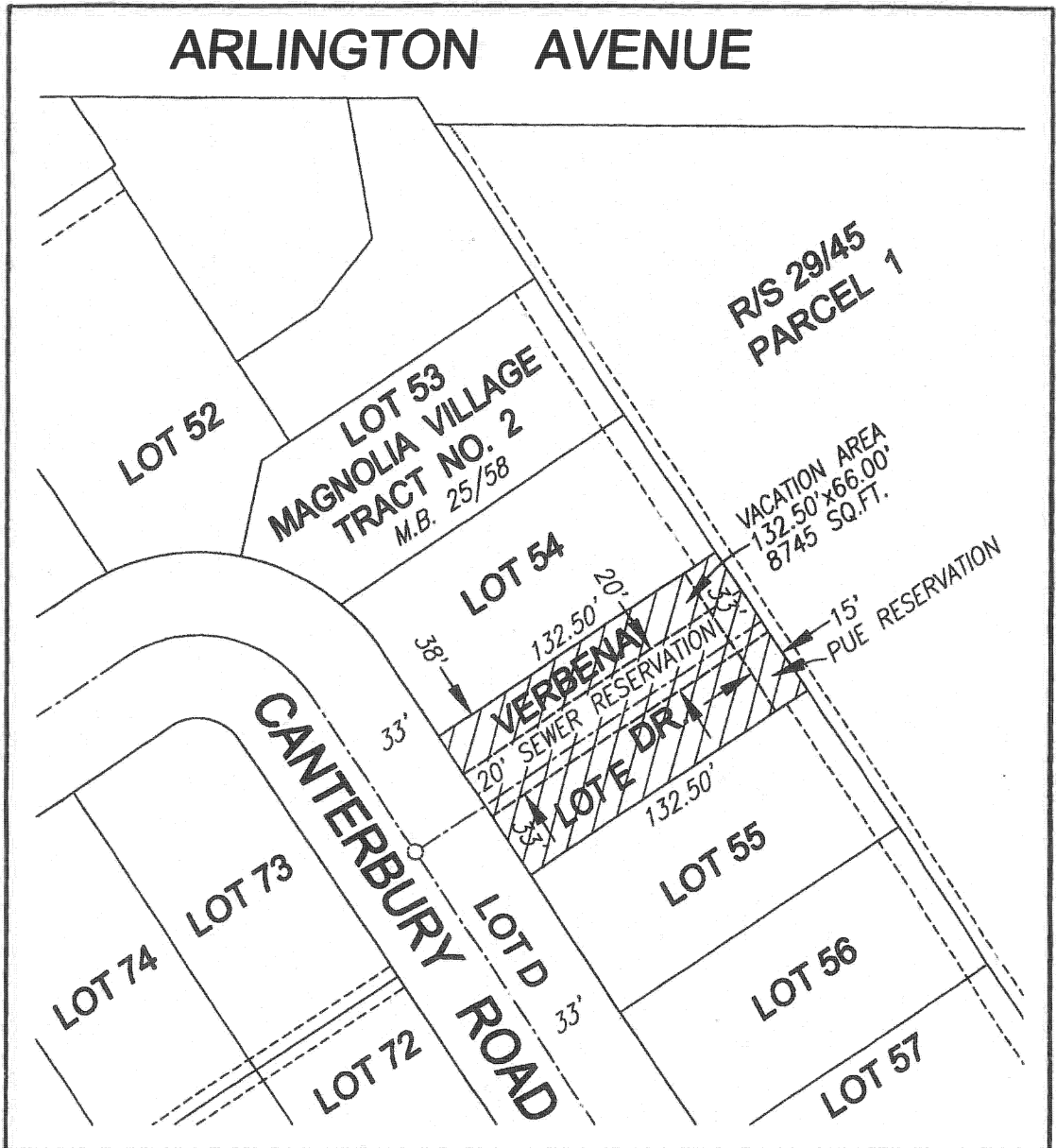
ALSO RESERVING THEREFROM a permanent easement and right-of-way for any existing in-place public utility facilities.

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

 5/03/19 Prep. 
Curtis C. Stephens, L.S. 7519 Date



ARLINGTON AVENUE




**R/S 29/45
PARCEL 1**

• 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: N.T.S.	DRAWN BY: <i>Kgs</i> DATE: 3/04/14	P13-0900 - VERBENA DR. STREET VACATION

The foregoing instrument is certified, under penalty of perjury, to be a correct copy of the original on file in this office.

for 
Colleen J. Nicol, City Clerk
City of Riverside, California

Executed on August 5, 2019 at
Riverside, California