

28641

ORDINANCE NO. 4272

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF RESOLUTION OF INTENTION NO. 12207; RESERVING A PERMANENT EASEMENT AND RIGHT OF WAY FOR TELEPHONE, TELEGRAPH AND COMMUNICATION FACILITIES AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE RESERVATION OF SUCH EASEMENT; AND MAKING ITS ORDER VACATING A PORTION OF VICTORIA AVENUE, NORTHERLY OF LINCOLN AVENUE.

WHEREAS on October 2, 1973, the City Council of the City of Riverside adopted Resolution No. 12207 declaring its intention to order the vacation of a portion of Victoria Avenue, northerly of Lincoln Avenue, and fixing the time and place of hearing all persons interested in the proposed vacation, pursuant to the provisions of the Street Vacation Act of 1941, being Sections 8300 et seq. of Part 3, Division 9 of the Streets and Highways Code of the State of California; and

WHEREAS said proposed vacation was submitted to and acted upon by the Planning Commission of the City of Riverside and notice of hearing said resolution was given as provided by said Street Vacation Act of 1941; and

WHEREAS on the day fixed for the hearing the City Council heard and considered the evidence offered by persons interested and found and hereby finds from all of the evidence submitted that the portion of Victoria Avenue ordered vacated is unnecessary for present or prospective public use;

NOW, THEREFORE, IT IS RESOLVED AND ORDERED by the City Council of the City of Riverside, California, that the said portion of Victoria Avenue in the City of Riverside, County of Riverside, State of California, described in the document attached hereto, marked Exhibit "A", and by this reference made a part hereof, be and the same is hereby vacated.

BE IT FURTHER ORDAINED that the City Council does hereby determine that the public convenience and necessity require the

CITY ATTORNEY
RIVERSIDE
CALIFORNIA

REQUEST FOR RECORDATION
Request of City Clerk for recordation of this instrument, and return to:
City Clerk, Room 10, City Hall,
Riverside, California

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1 reservation of a permanent easement and right of way to
2 construct, place, operate, inspect, maintain, repair, replace
3 and remove such aerial and underground telephone, telegraph and
4 communication structures as the Pacific Telephone and Telegraph
5 Company may from time to time require consisting of poles,
6 anchors, wires, cables, conduits, manholes, markers and necessary
7 fixtures and appurtenances; including access and the right to
8 keep the property free from inflammable materials and wood growth
9 that would interfere with the use of said permanent easement
10 and right of way.

11 IT IS FURTHER ORDAINED that the City Clerk of said City
12 of Riverside shall cause a certified copy of this order, attested
13 by the City Clerk under the seal of said City to be recorded in
14 the office of the County Recorder of Riverside County, California.

15 IT IS FURTHER ORDAINED that the City Clerk shall certify
16 to the adoption of this ordinance and cause it to be published
17 once in The Press. This ordinance shall become effective on
18 the 30th day after the date of its adoption.

19 ADOPTED by the City Council and signed by the Mayor and
20 attested by the City Clerk this 2nd day of March, 1976.

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26 Mayor of the City of Riverside

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29 Attest:

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32 City Clerk of the City of Riverside

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I, Alice A. Hare, City Clerk of the City of Riverside, California, hereby certify that the foregoing ordinance was duly and regularly introduced at a meeting of the City Council on the 4th day of March, 1975, and that thereafter the said ordinance was duly and regularly adopted at a meeting of the City Council on the 2nd day of March, 1976, by the following vote, to wit:

Ayes: Councilmen Pintor, Haley, Anderson, Scott, Lorenzi, Abraham and Garretson.

Noes: None.

Absent: None.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this 2nd day of March, 1976.

Alice A. Hare
City Clerk of the City of Riverside

PROPOSED STREET VACATION

PORTION OF VICTORIA AVENUE NORTHERLY OF LINCOLN AVENUE

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Requested by City Council
on August 7, 1973

That portion of Block 81 and portion of Lincoln Avenue of ARLINGTON HEIGHTS, as shown by map recorded in Book 11 of Maps, at pages 20 and 21 thereof, records of San Bernardino County, California, described as follows:

Commencing at intersection of the centerline of LINCOLN AVENUE with the centerline of ANNA STREET, as shown by Record of Survey on file in Book 28 of Records of Surveys, at page 79 thereof, records of Riverside County, California;

Thence North $55^{\circ} 53' 50''$ East (recorded North $55^{\circ} 54' 20''$ East), along said centerline of LINCOLN AVENUE, 350.43 feet to the beginning of a tangent curve with a radius of 300.00 feet and concaving to the south;

Thence northeasterly, easterly and southeasterly along said centerline of LINCOLN AVENUE, an arc length of 330.62 feet thru a central angle of $63^{\circ} 08' 40''$ to the end of said curve;

Thence North $29^{\circ} 02' 30''$ East, 44.00 feet to a line which is parallel with and distant 44.00 feet northeast as measured at right angle to said centerline of Lincoln Avenue as shown on said Record of Survey;

Thence South $60^{\circ} 57' 30''$ East (recorded South $60^{\circ} 57'$ East), along said parallel line, 10.41 feet to THE TRUE POINT OF BEGINNING;

Thence continuing South $60^{\circ} 57' 30''$ East, 12.03 feet to the beginning of a curve with a radius of 1,604.00 feet, concaving to the northwest and being concentric with a curve of the centerline of VICTORIA AVENUE, whose radius is 1,694.00 feet;

Thence northeasterly, along said curve, an arc length of 343.03 feet thru a central angle of $12^{\circ} 15' 12''$ to the northwesterly line of Lincoln Avenue as shown on said Map of ARLINGTON HEIGHTS;

Thence South $55^{\circ} 53' 50''$ West, along said northwesterly line, 17.73 feet to the most northerly corner of that portion of Lincoln Avenue as vacated by RESOLUTION NO. 8579 of the City Council of the City of Riverside, recorded in Book 2485 of Official Records, at page 352, et seq., thereof, records of Riverside County, California; said corner also being in a curve with a radius of 1,592.00 feet and being concentric with said curve in the centerline of VICTORIA AVENUE; the radial line at said corner of said curve bears South $76^{\circ} 27' 47''$ East (recorded South $76^{\circ} 27' 12''$ East);

Thence southwesterly, along said curve, an arc length of 326.68 feet thru a central angle of $11^{\circ} 45' 26''$ to said POINT OF BEGINNING.

RESERVING THEREFROM an easement in favor of the Pacific Telephone and Telegraph Company in, under, upon, over and along the above described parcel of land for the construction, placement, operation, inspection, maintenance, repair, replacement and removal of such aerial telephone, telegraph and communication structures as the above named company may from time to time require, consisting of poles, anchors, wires, cables and necessary fixtures and appurtenances.

DESCRIPTION APPROVAL
George H. Hutzinger 2/3/75
Surveyor

EXHIBIT "A"

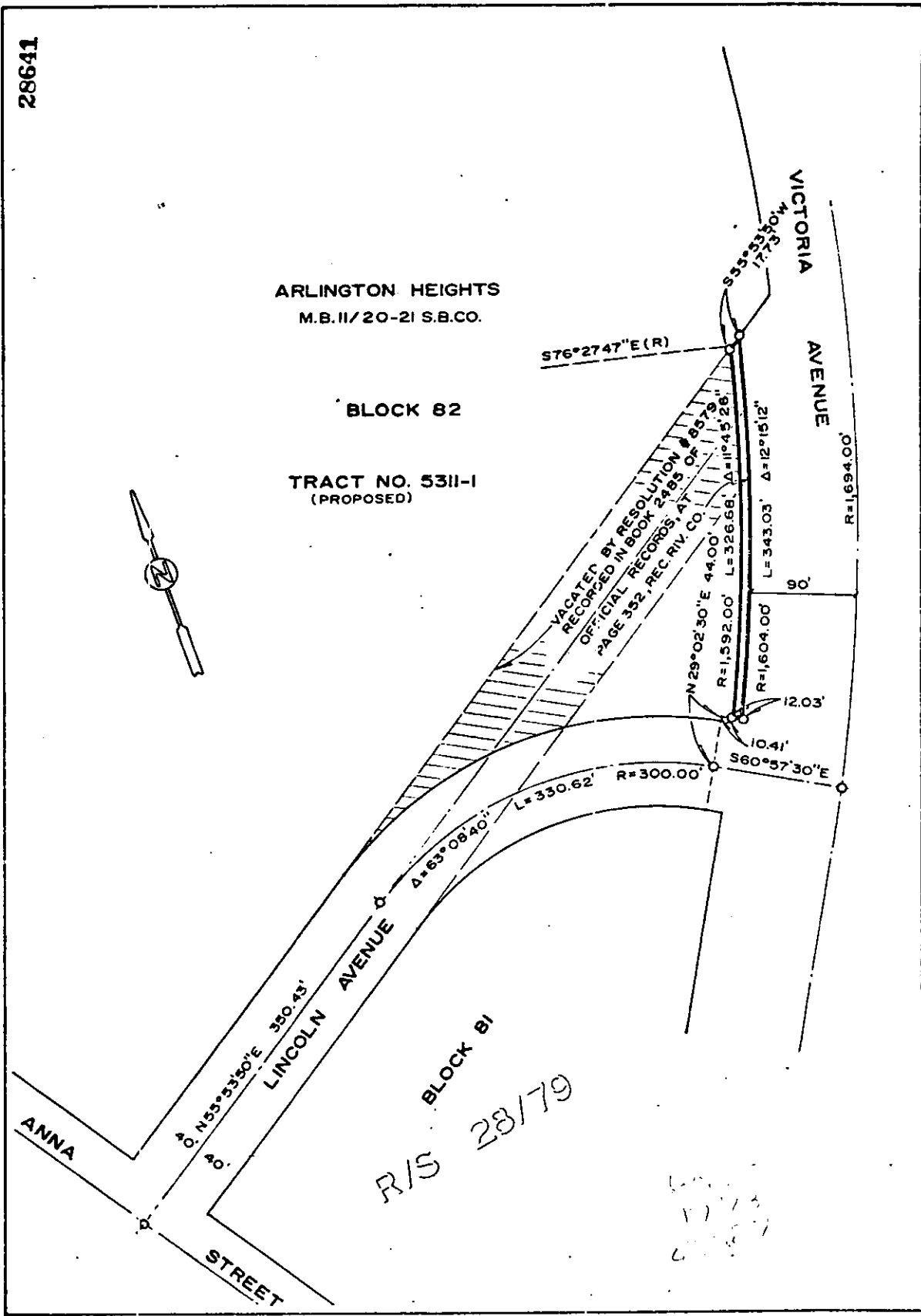
8600

28641

ARLINGTON HEIGHTS
M.B. 11/20-21 S.B. CO.

BLOCK 82

TRACT NO. 5311-1
(PROPOSED)



• 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 <u>1</u> OF <u>1</u>	5/48
SCALE: 1" = 100'	DRAWN BY <u>GS</u> DATE <u>9/17/73</u>	SUBJECT <u>STREET VACATION - POR. OF VICTORIA AVE.</u>	

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