FREE RECORD
Exempt Pursuant to Government Code 56103

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

City Clerk's Office

AND WHEN RECORDED MAIL TO:

Colleen J. Nicol, CMC
City Clerk's Office
3900 Main Street, City Hall
Riverside, CA 92522

482447

RECEIVED FOR RECORD
AT 8:00AM

NOV - 5 1998

Recorded in Official Records
of Riverside County, California
Recorder
Fees $ 0

THIS SPACE FOR RECORDER'S USE ONLY

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VC-002-967 (Phase X)

14318

RESOLUTION NO. 19131
Title of Document

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF RESOLUTION OF INTENTION NO. 19096; RESERVING PERMANENT EASEMENTS AND RIGHTS-OF-WAY INCLUDING ANY IN-PLACE PUBLIC UTILITY FACILITIES THAT ARE IN USE AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE RESERVATION OF SUCH EASEMENTS; AND MAKING ITS ORDER VACATING THOSE PORTIONS OF CALIFORNIA AVENUE AND HARRISON STREET LOCATED SOUTHERLY OF THE CALIFORNIA AVENUE EXTENSION BETWEEN HARRISON AND ACACIA STREETS.

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION
($3.00 Additional Recording Fee Applies)

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A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF RESOLUTION OF INTENTION NO. 19096; RESERVING PERMANENT EASEMENTS AND RIGHTS-OF-WAY INCLUDING ANY IN-PLACE PUBLIC UTILITY FACILITIES THAT ARE IN USE AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE RESERVATION OF SUCH EASEMENTS; AND MAKING ITS ORDER VACATING THOSE PORTIONS OF **CALIFORNIA AVENUE** AND **HARRISON STREET** LOCATED SOUTHERLY OF THE CALIFORNIA AVENUE EXTENSION BETWEEN HARRISON AND ACACIA STREETS.

WHEREAS, on June 3, 1997, the City Council of the City of Riverside in Vacation Case No. VC-002-967 adopted Resolution No. 19096 declaring its intention to order the vacation of portions of Collett Avenue, Tomlinson Avenue, Clara Vista Lane, Selkirk Avenue, Mariposa Avenue, Alcazar Avenue, Lionhead Avenue, Harrison Street and California Avenue relating to the completion of the California Avenue Extension Project from Van Buren Boulevard to Polk Street within the City of Riverside, California and fixing the time and place of hearing all persons interested in the proposed vacation pursuant to the provisions of the Public Streets, Highways and Service Easements Vacation Law, 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 had been previously submitted to and considered by the Planning Commission of the City of Riverside at a duly noticed public hearing; and

WHEREAS, following the close of the public hearing before the Planning Commission, the Planning Commission determined that the proposed project would not have a significant adverse affect

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on the environment and that the City Council should adopt a Negative Declaration, and that Vacation Case VC-002-967 should be approved subject to all staff conditions; and

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

WHEREAS, a condition in Vacation Case VC-002-967 as approved by the Planning Commission authorized the case to proceed in a phased manner allowing for adoption of individual resolutions; and

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 that the portions of **California Avenue** and **Harrison Street** consisting of a triangularly shaped portion of the old California Avenue alignment that is approximately 80 feet long with a variable width up to about 40 feet located between Harrison and Sequoia Streets was unnecessary for present or prospective public use; and

NOW, THEREFORE, BE IT RESOLVED, FOUND AND DETERMINED by the City Council of the City of Riverside, California, as follows:

Section 1: That the vacation of the hereinafter described portions of **California Avenue** and **Harrison Street** in Vacation Case VC-002-967 is undertaken pursuant to the provisions

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of and in accordance with the procedures set forth in the Public Streets, Highways, and Service Easements Vacation Law and that all notices required thereby have been duly given.

Section 2: That from all of the evidence submitted to the City Council at the public hearing before it on Vacation Case VC-002-967, whether such evidence was oral or in writing, together with the recommendations from the Planning Commission, the hereinafter described portion of **California Avenue** and **Harrison Street** ordered vacated is unnecessary for present or prospective public use as a public street.

Section 3: That the proposed project will not have a significant adverse effect on the environment and adopts a Negative Declaration.

Section 4: That the portions of **California Avenue** and **Harrison Street** consisting of a triangularly shaped portion of the old California Avenue alignment that is approximately 80 feet long with a variable width up to about 40 feet located between Harrison and Sequoia Streets within the City of Riverside, California and described in the document attached hereto, marked Exhibit A, and by this reference made a part hereof, be and the same is hereby ordered vacated.

Section 5: That the public convenience and necessity requires the exception of the following easements and rights-of-way from the vacation hereinabove ordered: (a) an easement, and right to construct, maintain, operate, replace, remove, renew, and enlarge lines of pipe, conduits, cables, wires, poles and other convenient structures, equipment and fixtures, for the

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distribution of **electric energy**; (b) an easement for, and right to construct, maintain, operate, replace, remove and renew, **sanitary sewers** and appurtenant structures; and (c) an easement, and right to construct, maintain, operate, replace, remove, renew and enlarge lines of pipe, conduits, cables, wires, poles, and other convenient structures, equipment and fixtures, for the operation of **gas line** facilities. That the public convenience and necessity require the exception and reservation from the vacation of those easements and rights-of-way over, along and across that portion of the public street ordered to be vacated necessary to maintain, operate replace, remove or renew any **in-place public utility facilities** that are in use and not otherwise excepted and reserved hereinabove.

Section 6: That the vacation, termination and abandonment of that portion of the public street described in Exhibit A shall occur only after the applicable conditions contained in the Planning Department's report to the legislative body and on file with the City Clerk as approved or amended by the City Council have been satisfied, and the City Clerk is hereby directed not to record this resolution of vacation until the applicable conditions have been satisfied.

Section 7: That the City Clerk of the City of Riverside shall cause a certified copy of this resolution to be recorded in the Office of the County Recorder of Riverside County, California, upon the satisfaction of the applicable conditions, and the portion of the street described in Exhibit A shall no longer constitute a public street from and after said date of

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recordation.

ADOPTED by the City Council and signed by the Mayor and attested by the City Clerk this 8th day of July, 1997.

Mayor of the City of Riverside

Attest:

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 introduced and adopted at a meeting of the City Council of said City at its meeting held on the 8th day of July, 1997, by the following vote, to wit:

Ayes: Councilmembers Beaty, Moore, Defenbaugh, Kane, Clifford, Thompson and Pearson.

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 8th day of July, 1997.

City Clerk of the City of Riverside

BP/bp
07/03/97

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EXHIBIT A

VC-002-967 CALIFORNIA AVENUE EXTENSION
California Avenue; Harrison St. to Sequoia St.

That portion of California Avenue as shown by a map of the Village of Arlington on file in Map Book 1 page 62, records of San Bernardino County, and that portion of Harrison Street as shown by a map of Keller Park No. 4 on file in Map Book 25 page 41, records of Riverside County, California and **BOUNDED AS FOLLOWS:**

ON THE WEST by a line parallel with and 33.00 feet easterly as measured at right angles form the following described line:

Beginning at the centerline intersection of Bolton Avenue and Harrison Avenue as shown by map of Tract No. 8583 on file in Map Book 142, pages 81 through 84, records of Riverside County, California;

Thence North 0° 57'09" East, along the centerline of Harrison Street, a distance of 283.49 feet to the beginning of a tangent curve concave easterly and having a radius of 368.26 feet;

Thence northerly to the right along said curve through a central angle of 29°50'42" an arc length of 191.82 feet to a point of reverse curvature with a tangent curve having a radius of 370.00 feet; the radial line to said point bears South 59°12'09" East;

Thence northerly to the left along said last mentioned curve through a central angle of 33°45'46" and arc length of 218.89 feet and the end of this line description.

ON THE EAST by the northwesterly prolongation of the southwesterly line of Sequoia Street as shown by said map of Keller Park No. 4.

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

Mark S. Brown 6/30/97 Prep. ____

Mark S. Brown, L.S. 5655 **Date**
License Expires 9/30/99

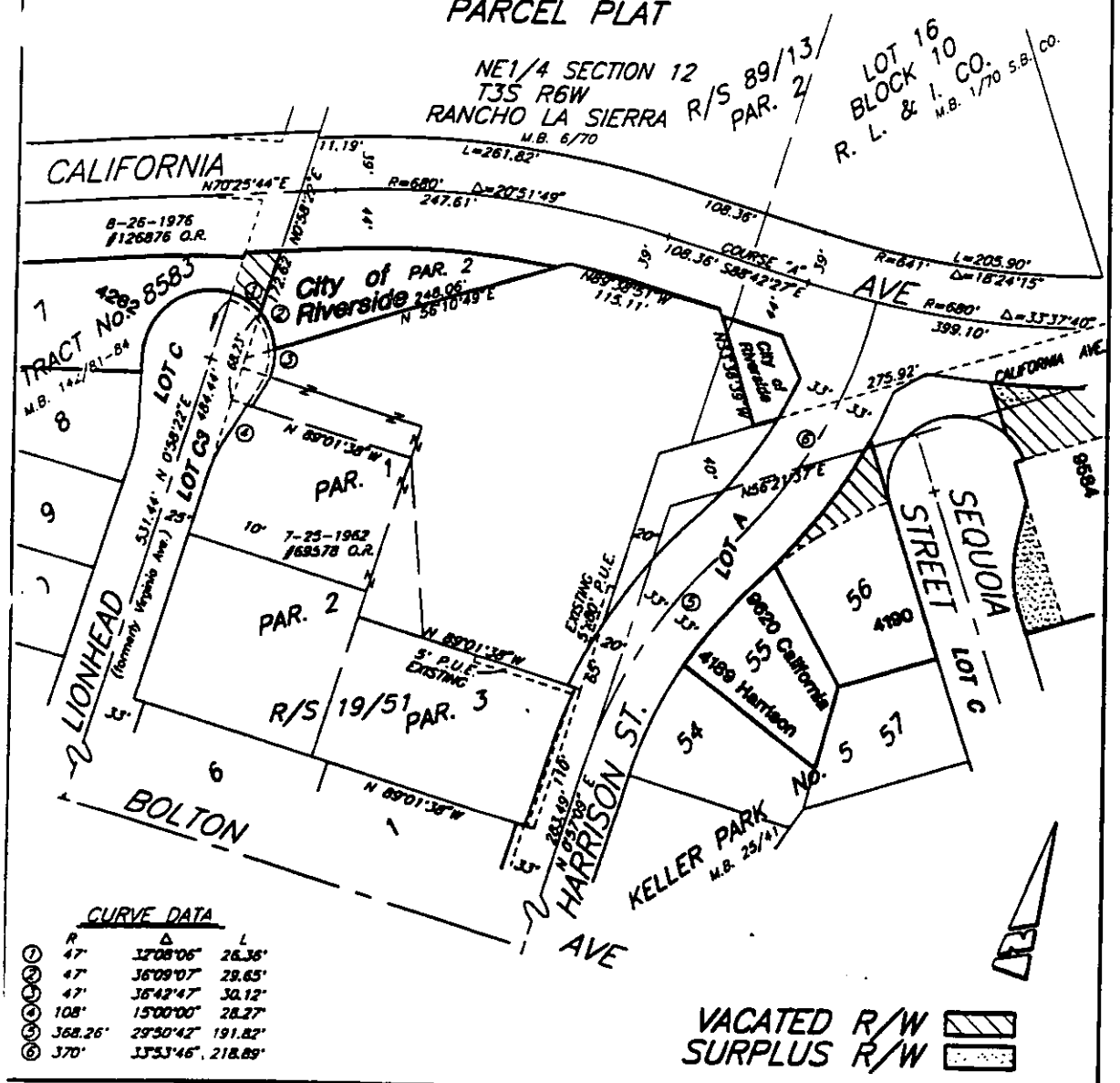
LICENSED LAND SURVEYOR
MARK S. BROWN
L.S. #5655
Exp. 9/30/99
STATE OF CALIFORNIA

143187

482447

EXHIBIT 6A-I

PARCEL PLAT



• 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.

SCALE: 1"=100'	DRAWN BY: Kgs	DATE: 1/7/97	SUBJECT: CALIFORNIA AVENUE EXTENSION – VACATIONS

65-4

THE FOREGOING INSTRUMENT IS CERTIFIED, UNDER PENALTY OF PERJURY, TO BE A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

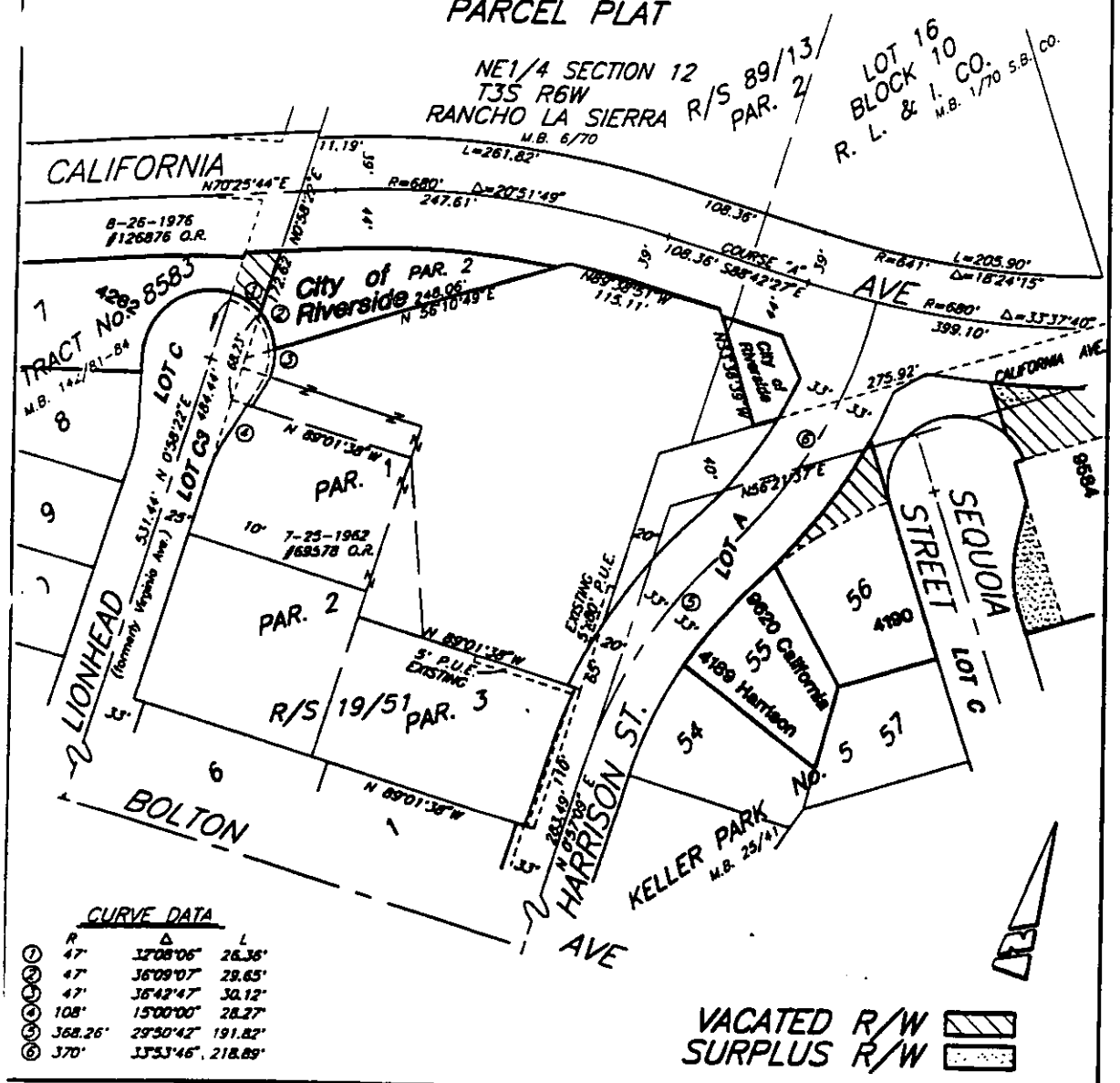
City Clerk of the City of Riverside, California
Executed on November 5, 19 95, at Riverside, California

14318

482447

EXHIBIT 6A-I

PARCEL PLAT



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