

VC-002-967 (Phase II)

RESOLUTION NO. 19123

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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 A PORTION OF CLARA VISTA LANE SOUTHERLY OF THE INTERSECTION OF CLARA VISTA LANE AND CALIFORNIA AVENUE.

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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

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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

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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

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

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

7 WHEREAS, the recommendations of the Planning Commission
8 were submitted to the City Council for consideration together with
9 the testimony, whether oral or in writing, presented at the public
10 hearing before said City Council; and

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

15 WHEREAS, the City Council heard and found and determined
16 from all of the evidence submitted to said Council on the day
17 fixed for the hearing that the portion of Clara Vista Lane
18 consisting of a generally rectangularly shaped portion that is
19 approximately 60 feet long and 50 feet wide located southerly of
20 the intersection of Clara Vista Lane and California Avenue was
21 unnecessary for present or prospective public use; and

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

24 Section 1: That the vacation of the hereinafter
25 described portion of Clara Vista Lane in Vacation Case VC-002-967
26 is undertaken pursuant to the provisions of and in accordance with
27 the procedures set forth in the Public Streets, Highways, and

1 Service Easements Vacation Law and that all notices required
2 thereby have been duly given.

3 Section 2: That from all of the evidence submitted to
4 the City Council at the public hearing before it on Vacation
5 Case VC-002-967, whether such evidence was oral or in writing,
6 together with the recommendations from the Planning Commission,
7 the portion of **Clara Vista Lane** consisting of a generally
8 rectangularly shaped portion that is approximately 60 feet long
9 and 50 feet wide located southerly of the intersection of Clara
10 Vista Lane and California Avenue within the City of Riverside as
11 hereinafter described and ordered vacated is unnecessary for
12 present or prospective public use as a public street.

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

16 Section 4: That the portion of **Clara Vista Lane**
17 consisting of a generally rectangularly shaped portion that is
18 approximately 60 feet long and 50 feet wide located southerly of
19 the intersection of Clara Vista Lane and California Avenue within
20 the City of Riverside, California and described in the document
21 attached hereto, marked Exhibit A, and by this reference made a
22 part hereof, be and the same is hereby ordered vacated.

23 Section 5: That the public convenience and necessity
24 requires the exception of the following easements and rights-of-
25 way from the vacation hereinabove ordered: (a) an easement for,
26 and right to construct, maintain, operate, replace, remove and
27 renew, **sanitary sewers** and appurtenant structures; (b) an easement

1 for, and right to construct, maintain, operate, replace, remove
2 and renew, **storm drains** and appurtenant structures; (c) an
3 easement, and right to construct, maintain, operate, replace,
4 remove, renew and enlarge lines of pipe, conduits, cables, wires,
5 poles, and other convenient structures, equipment and fixtures,
6 for the operation of **gas line** facilities; (d) an easement for,
7 and right to construct, place, operate, inspect, maintain, repair,
8 replace and remove, aerial and underground **telephone, telegraph**
9 and **communication** structures including **cable television** facilities
10 as may from time to time be required consisting of poles, anchors,
11 wires, cables, conduits, manholes, markers and necessary fixtures
12 and appurtenances; and (e) an easement for, and right to
13 construct, place, operate, inspect, maintain, repair, replace and
14 remove, **water pipelines** and appurtenant facilities as may from
15 time to time be required. That the public convenience and
16 necessity require the exception and reservation from the vacation
17 of those easements and rights-of-way over, along and across that
18 portion of the public street ordered to be vacated necessary to
19 maintain, operate replace, remove or renew any **in-place public**
20 **utility facilities** that are in use and not otherwise excepted and
21 reserved hereinabove.

22 Section 6: That the vacation, termination and
23 abandonment of that portion of the public street described in
24 Exhibit A shall occur only after the applicable conditions
25 contained in the Planning Department's report to the legislative
26 body and on file with the City Clerk as approved or amended by the
27 City Council have been satisfied, and the City Clerk is hereby

1 directed not to record this resolution of vacation until the
2 applicable conditions have been satisfied.

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

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

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14 Mayor of the City of Riverside

14 Attest:

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16 City Clerk of the City of Riverside

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1 I, Colleen J. Nicol, City Clerk of the City of Riverside,
2 California, hereby certify that the foregoing resolution was duly
3 and regularly introduced and adopted at a meeting of the City
4 Council of said City at its meeting held on the 8th day of
5 July, 1997, by the following vote, to wit:

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

8 Noes: None.

9 Absent: None.

10 IN WITNESS WHEREOF I have hereunto set my hand and
11 affixed the official seal of the City of Riverside, California,
12 this 8th day of July, 1997.

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14 City Clerk of the City of Riverside

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27 BP/bp
07/03/97

EXHIBIT A
VC-002-967 CALIFORNIA AVENUE EXTENSION
CLARA VISTA LANE

That portion of Clara Vista Lane, formerly known as Hermosa Avenue as shown on a map of La Granada on file in Map Book 12, pages 42 through 51 records of Riverside County California and **BOUNDED AS FOLLOWS:**

ON THE NORTH by a line parallel with and 44.00 feet southerly as measured at right angles from the following described line:

BEGINNING at the intersection of the centerline of Tyler Street with the northeasterly prolongation of the centerline of California Avenue all as shown by map on Tract No. 8006, on file in Book 94, Pages 59 through 63 of Maps, records of said Riverside County;

THENCE North $57^{\circ}55'23''$ East, along said northeasterly prolongation of the centerline of California Avenue, a distance of 281.62 feet to the beginning of a tangent curve concave southeasterly and having a radius of 680.00 feet;

THENCE northeasterly to the right along said curve through a central angle of $37^{\circ}21'40''$ an arc length of 443.41 feet to a line parallel with and distant 19.00 feet southerly, as measured at right angles, from the centerline of Tomlinson Avenue as shown by map of La Granada, on file in Book 12, Pages 42 through 51 of Maps, records said Riverside County;

THENCE South $84^{\circ}42'57''$ East, along said parallel line, a distance of 440.99 feet to the beginning of a tangent curve concave northerly and having a radius of 680.00 feet;

THENCE easterly to the left along said last mentioned curve through a central angle of $45^{\circ}04'24''$ an arc length of 534.94 feet;

THENCE North $50^{\circ}12'39''$ East, a distance of 698.12 feet to the beginning of a tangent curve concave northwesterly and having a radius of 680.00 feet;

THENCE northeasterly to the left along said last mentioned curve through a central angle of $16^{\circ}21'13''$ an arc length of 194.09 feet;

THENCE North $33^{\circ}51'26''$ East, a distance of 304.75 feet to the beginning of a tangent curve concave southeasterly and having a radius of 680.00 feet; said curve also being the southwesterly prolongation of the centerline California Avenue as shown by map of Tract No. 8492, on file in Book 92, Pages 49 through 51 of Maps, records of said Riverside County;

THENCE northeasterly to the right along said last mentioned curve and along said

southwesterly prolongation of the centerline of California Avenue through a central angle of $11^{\circ}40'51''$ an arc length of 138.63 feet to the intersection of said centerline of California Avenue with the centerline of Bolton Avenue as shown by said last mentioned map and the END of this line description;

ON THE SOUTH by a line defined by a circular arc, having a radius of 51.00 feet, said radius point being POINT A and described as follows:

Beginning at a southwesterly corner of Lot 6 of Block 6 of said La Granada;

Thence North $2^{\circ}56'00''$ West, along the westerly line of said Lot 6, a distance of 100.01 feet, more or less, to the northwesterly corner of said Lot 6;

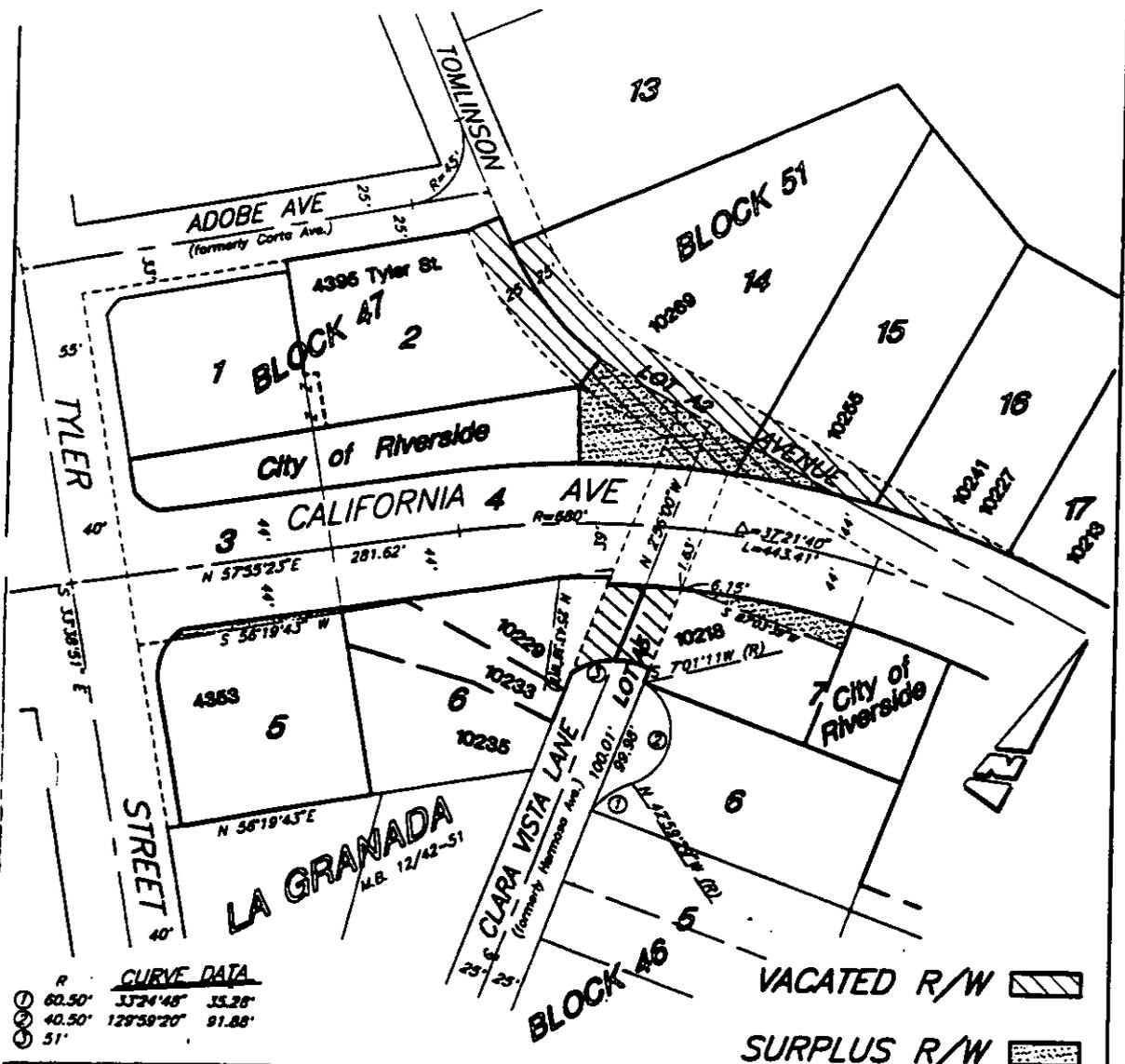
Thence South $7^{\circ}01'11''$ West 40.50 feet to POINT A and the radius point of the aforementioned circular arc.

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

 6/30/97 Prep. 
Mark S. Brown, L.S. 5655 Date
License Expires 9/30/99



EXHIBIT 2A
PARCEL PLAT



CURVE DATA

R	Δ	L
60.50'	37°24'45"	35.26'
40.50'	129°59'20"	91.88'
51'		

VACATED R/W 
SURPLUS R/W 

• 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: Kqs DATE: 1/7/97 SUBJECT: CALIFORNIA AVENUE EXTENSION - VACATIONS

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

Carl Michel
City Clerk of the City of Riverside, California
Executed on November 5, 19 98 at
Riverside, California