

DOC # 2001-600501

12/05/2001 08:00A Fee:NC

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Recorded in Official Records

County of Riverside

Gary L. Orso

Assessor, County Clerk & Recorder

PLEASE COMPLETE THIS INFORMATION  
RECORDING REQUESTED BY:

Colleen J. Nicol, CMC

AND WHEN RECORDED MAIL TO:

City Clerk  
City of Riverside  
3900 Main St.  
Riverside, CA 92522

FREE RECORDING-  
Receipt Pursuant to  
Government Code S6103



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RESOLUTION NO. 20053

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. 20053

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. 19916; AND MAKING ITS ORDER VACATING A PORTION OF FISCHER ROAD DESCRIBED AS THE SOUTHERLY TERMINUS, A LENGTH OF APPROXIMATELY 1,110 FEET, SOUTHERLY OF RIVER CREST DRIVE.

WHEREAS, on May 22, 2001, the City Council of the City of Riverside in Vacation Case No. VC-005-001 adopted Resolution No. 19916 declaring its intention to order the vacation of Fischer Road described as the southerly terminus of Fischer Road, a length of approximately 1,110 feet, southerly of River Crest Drive 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 effect on the environment and that the City Council should adopt a Negative Declaration, and that Vacation Case No. VC-005-001 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, the City heard and found and determined from all of the evidence submitted to said Council on the day fixed for the hearing, on June 12, 2001, that a portion of Fischer Road described as the southerly terminus of Fischer Road, a length of approximately 1,110 feet, southerly of River Crest Drive within the City of Riverside, California was unnecessary for present or



1 prospective public use;

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

4 Section 1: That the vacation of portion of Fischer Road described as the southerly  
5 terminus of Fischer Road, a length of approximately 1,110 feet, southerly of River Crest Drive  
6 within the City of Riverside, California, in Vacation Case No. VC-005-001 is undertaken pursuant  
7 to the provisions of and in accordance with the procedures set forth in the Public Streets, Highways,  
8 and Services Easements Vacation Law and that all notices required thereby have been duly given.

9 Section 2: That from all the evidence submitted to the City Council at the June 12, 2001,  
10 public hearing before it on Vacation Case VC-005-001, whether such evidence was oral or in  
11 writing, together with the recommendations from the Planning Commission, the southerly terminus  
12 of Fischer Road, a length of approximately 1,110 feet, southerly of River Crest Drive within the  
13 City of Riverside, California, as hereinafter described and ordered vacated is unnecessary for present  
14 or prospective public use as a public street.

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

17 Section 4: That the southerly terminus of Fischer Road, a length of approximately 1,110  
18 feet, southerly of River Crest Drive within the City of Riverside, California, and described in the  
19 document attached hereto, marked Exhibit A, and by this reference made a part hereof, be and the  
20 same is hereby ordered vacated.

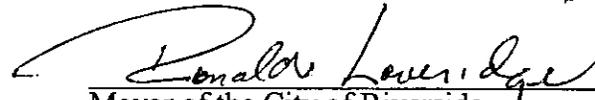
21 Section 5: That the vacation, termination and abandonment of that portion of the public  
22 street described in Exhibit A shall occur only after the applicable conditions contained in the  
23 Planning Department's report to the legislative body and on file with the City Clerk, as approved or  
24 amended by the City Council have been satisfied, and the City Clerk is hereby directed not to record  
25 this resolution of vacation until the applicable conditions have been satisfied.

26 Section 6: That the City Clerk of the City of Riverside shall cause a certified copy of this  
27 resolution to be recorded in the Office of the County Recorder of the County of Riverside,



1 California, upon the satisfaction of the applicable conditions, and the portion of the street described  
2 in Exhibit A shall no longer constitute a public street from and after the date of recordation.

3 ADOPTED by the City Council and signed by the Mayor and attested by the City Clerk  
4 this 20th day of November, 2001.

5  
6   
7 Mayor of the City of Riverside

8 Attest:

9  
10   
11 City Clerk of the City of Riverside

12 I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the  
13 foregoing resolution was duly and regularly introduced and adopted at a meeting of the City Council  
14 of said City at its meeting held on the 20th day of November, 2001 November, by the following  
15 vote, to wit:

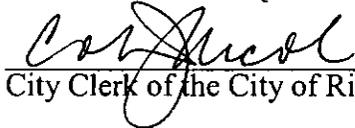
16 Ayes: Councilmembers Beaty, Moore, Defenbaugh, Kane, Adkison,  
17 Thompson, and Pearson.

18 Noes: None.

19 Absent: None.

20 Abstain: None.

21 IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the  
22 City of Riverside, California, this 20th day of November, 2001.

23  
24   
25 City Clerk of the City of Riverside

26  
27 RES\01091503.JT



**Legal Description**  
**VC-005-001**  
**Fischer Road**  
Southerly of River Crest Drive

That portion of Fischer Road (formerly Box Springs Road) of Tract No. Twelve as shown by map on file in Book 10 of Maps, at page 7 thereof, records of Riverside County, California, described as follows:

**Bounded northerly by the following described line:**

**Beginning** at a point on the northeasterly right of way line of said Fischer Road at the northwesterly terminus of that certain course described as N.  $34^{\circ}53'26''$  W, 925.79 feet, along said northeasterly right of way line, as shown by Record of Survey on file in Book 62 Page 55 of Records of Survey, records of Riverside County, California;

**Thence South  $55^{\circ}06'34''$  West, 100.00 feet** to the southwesterly right of way line of said Fischer Road as shown on said Record of Survey and the end of this line description.

**Bounded southerly by the intersection of the southerly prolongation of the southwesterly right of way line of said Fischer Road with the southerly prolongation of the westerly right of way line of U.S. Highway 395 (I-15 E) as shown by said Record of Survey.**

**Reserving therefrom blanket easement and right of way for overhead and underground electrical energy distribution facilities.**

**Also reserving therefrom a blanket easement for avigation purposes in favor of March ARB/MIP;**

**Also reserving therefrom easements for ingress / egress and telecommunication utility facilities in favor of Pacific Bell Mobile Services over the following described parcels:**

Those portions of Fischer Road, 100.00 feet wide, as shown by Record of Survey on file in Book 62 of Record of Surveys, at page 55 thereof, described as follows:

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**EXHIBIT A-1 of**

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**Parcel 1: 15.00 foot wide ingress and egress easement**

Beginning at the point of intersection of the northeasterly line of Fischer Road and the west line of Lot 21 of Tract No. Twelve as shown on said Record of Survey; said point also being the northerly end of the course shown as North 34°53'26" West, 925.79 feet; Thence at right angles South 55°06'34" West, 60.00 feet to the TRUE POINT OF BEGINNING being a line parallel with and distant 10.00 feet southwesterly, as measured at right angles from the centerline of said Fischer Road; Thence, along said parallel line, South 34°53'26" East, 788.89 feet; Thence, leaving said parallel line, South 55°01'59" East, 122.82 feet to a point hereinafter referred to as Point "A"; Thence South 34°58'01" West, 15.00 feet; Thence North 55°01'59" West, 125.49 feet to a line parallel with and distant 25.00 feet southwesterly, as measured at right angle, from said centerline of Fischer Road; Thence North 34°53'26" West, along said parallel line, 791.55 feet; Thence North 55°06'34" East, 15.00 feet to said TRUE POINT OF BEGINNING.

Contains 13,716 square feet

**Parcel 2: 15.00 foot wide utility easement**

Beginning at Point "A" hereinabove described; Thence South 55°01'59" East, 15.00 feet; Thence South 34°58'01" West, 25.00 feet; Thence North 55°01'59" West, 15.00 feet to a point hereinafter referred to as Point "B"; Thence North 34°58'01" East, 25.00 feet to said Point of Beginning;

Contains 375 square feet

**Parcel 3: 5.00 foot wide utility easement**

Beginning at Point "B" hereinabove described: Thence South 55°01'59" East, 9.96 feet; Thence North 85°09'06" West, 55.12 feet; Thence North 04°50'54" East, 5.00 feet; Thence South 85°09'06" East, 46.50 feet to said POINT OF BEGINNING.

Contains 254 square feet

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EXHIBIT A - 2 of 2

Also reserving therefrom a permanent easement and right of way for drainage facilities described as follows:

A strip of land, 50.00 feet wide, the centerline being described as follows:

Commencing at the most northerly corner of Lot 8 of Tract No. 4510 as shown by map on file in Book 81 of Maps, page 4 thereof, records of Riverside County, California;

Thence North  $54^{\circ}32'00''$  East, along the northeasterly prolongation of northwesterly line of said lot (recorded as N  $54^{\circ}32'00''$  E, 164.97 feet), a distance of 200.00 feet to a point in the southwesterly right of way line of Fischer Road;

Thence South  $35^{\circ}28'00''$  East, along said southwesterly right of way line, 230 feet to the **TRUE POINT OF BEGINNING**;

Thence South  $85^{\circ}26'34''$  East, 80 feet, more or less to the westerly right of way line of State Highway 395 (I-215) and the **END** of this line description;

The sidelines of said 50.00 foot wide strip shall be lengthened or shortened to terminate in said southwesterly line of Fischer Road and said westerly line of State Highway 395 (I-215).

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

 4/19/01 Prep. WF  
Mark S. Brown, L.S. 5655      Date  
License Expires 9/30/03



VC005001

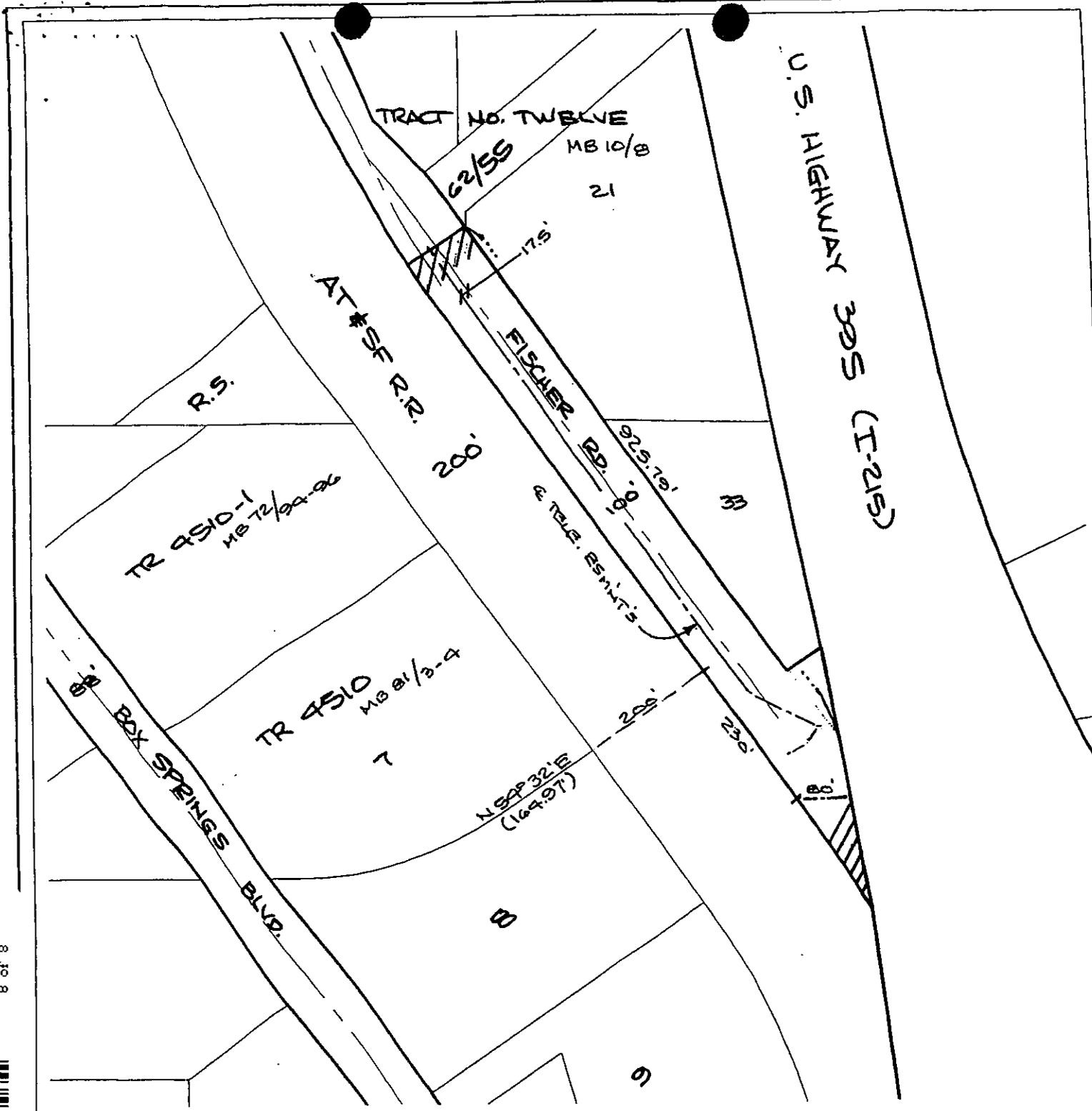


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EXHIBIT A-30

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### VC-005-001 Fischer Road

- Symbology**
- ROW Line
  - Parcel Line
  - Assessor Parcel Line
  - - - Project Limits Boundary
  - Street Centerline
  - Private Street Centerline
  - - - Proposed Street Centerline

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

Executed on 12-4 2001 at  
Riverside, California

Map Produced on:  
April 19, 2001



73-2  
74-1

1 inch = 200 feet

# EXHIBIT B

Aerial photograph April 1998. The City of Riverside makes no warranty on the accuracy or content of the data shown on this map. This map may not be reproduced or distributed. © Copyright 2001, City of Riverside, California. Printed by: PFWALTY