

DOC # 2009-0020791

01/15/2009 08:00A Fee:NC

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Recorded in Official Records

County of Riverside

Larry W. Ward

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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NCHGCC									506

SPACE ABOVE FOR RECORDERS USE ONLY

RESOLUTION NO. 21668

D - 16320

Title of Document

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508

**THIS AREA FOR
RECORDER'S
USE ONLY**

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

16320

RESOLUTION NO. 21668

A RESOLUTION OF THE CITY COUNCIL OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF RESOLUTION OF INTENTION NO.21643; AND MAKING ITS ORDER VACATING TWO PEDESTRIAN WALKWAYS CONNECTING CALIFORNIA AVENUE TO STOTTS STREET AND CALIFORNIA AVENUE TO LAFAYETTE STREET, IN RIVERSIDE, CALIFORNIA.

WHEREAS, on June 3, 2008, the City Council of the City of Riverside in Planning Case No. P08-0166 adopted Resolution No. 21643 declaring its intention to set a public hearing in the vacation of two, approximately five-foot wide by ten-foot long pedestrian walkways connecting California Avenue to Stotts Street and California Avenue to Lafayette 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, notice of hearing before the City Council on said resolution of intention was duly given as provided by said Public Streets, Highways, and Services Easements Vacation Law; 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 held on May 8, 2008, and

WHEREAS, following the close of the public hearing before the Planning Commission, 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

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, on July 8, 2008, that the vacation of the two pedestrian walkways connecting California Avenue to Stotts Street and California Avenue to Lafayette Street, within the City of Riverside, proposed for vacation was unnecessary

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1 for present or prospective public use;

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

4 Section 1: That the vacation of the two pedestrian walkways connecting California
5 Avenue to Stotts Street and California Avenue to Lafayette Street, in Planning case P08-0166 is
6 undertaken pursuant to the provisions of and in accordance with the procedures set forth in the
7 Public Streets, Highways, and Services Easements Vacation Law and all notices required thereby
8 have been duly given.

9 Section 2: That from all evidence submitted to the City Council at the July 8, 2008,
10 public hearing before it on Planning Case P08-0166, whether such evidence was oral or in
11 writing, together with the recommendations from the Planning Commission, that the two
12 pedestrian walkways connecting California Avenue to Stotts Street and California Avenue to
13 Lafayette Street, within the City of Riverside, California, as hereinafter described and ordered
14 vacated is unnecessary for present or prospective public use as a public street.

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

17 Section 4: That the vacation of the two pedestrian walkways connecting California
18 Avenue to Stotts Street and California Avenue to Lafayette Street, within the City of Riverside,
19 California, and described and depicted in attached Exhibit "A", and by this reference made a part
20 hereof, be and the same is hereby ordered vacated.

21 Section 5: That the public convenience and necessity requires the exception of the
22 following easements and rights-of-way from the vacation hereinabove ordered: an easement for
23 electrical energy, underground facilities including water pipelines, gas lines, storm drains,
24 sanitary sewers, electrical energy, telephone, telegraph and communications structures, and the
25 right to construct, place, inspect, operate, maintain, repair, replace and remove such underground
26 facilities unless said facilities are satisfactorily relocated and/or abandoned, further, that the
27 public convenience and necessity require the exception and reservation from the vacation of
28 those easements and rights-of-way in, under, across, upon, over and along that portion of the

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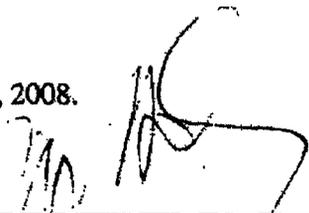


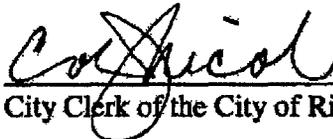
1 public street ordered to be vacated necessary to maintain, operate, remove or renew any in-place
2 public utility facilities that are in use and not otherwise excepted and reserved hereinabove.

3 Section 6: That the vacation, termination and abandonment of the two pedestrian
4 walkways connecting California Avenue to Stotts Street and California Avenue to Lafayette
5 Street described and depicted in Exhibit "A" shall occur only after the applicable conditions
6 contained in the Planning Department's report to the City Council and on file with the City
7 Clerk, as approved or amended by the City Council, have been satisfied, and the City Clerk is
8 hereby directed not to record this resolution of vacation until the applicable conditions have been
9 satisfied.

10 Section 7: That the City Clerk of the City of Riverside shall cause a certified copy of this
11 resolution to be recorded in the Office of the County Recorder of the County of Riverside,
12 California, upon the satisfaction of the applicable conditions, and the portion of Thirteenth Street
13 described and depicted in Exhibit "A" shall no longer constitute a public street from and after the
14 date of recordation.

15 ADOPTED by the City Council this 8th day of July, 2008.

16
17 
18 _____
19 WILLIAM R. BAILEY, III
20 Mayor Pro Tempore of the City of Riverside

18 ATTEST:
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20 
21 _____
22 City Clerk of the City of Riverside



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I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the foregoing resolution was duly and regularly introduced at a meeting of the City Council on the 8th day of July, 2008, by the following vote, to wit:

Ayes: Councilmembers Gardner, Melendrez, Bailey, Schiavone, Mac Arthur, Hart, and Adams

Noes: None

Absent: None

Abstain: None

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this 9th day of July, 2008.



City Clerk of the City of Riverside

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CA: 08-1070
05/28/08



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EXHIBIT A

Stotts Street - Pedestrian Walkway

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

Lot "B" of Tract 2481 as shown on by map on file in Book 48 of Maps at Pages 81 and 82 thereof, Records of Riverside County, California.

EXCEPTING THEREFROM that portion of said Lot "B" lying Southeasterly of a line parallel with and 54.55 feet Southerly, measured at right angles from the centerline of California Avenue as shown on said Tract 2481.

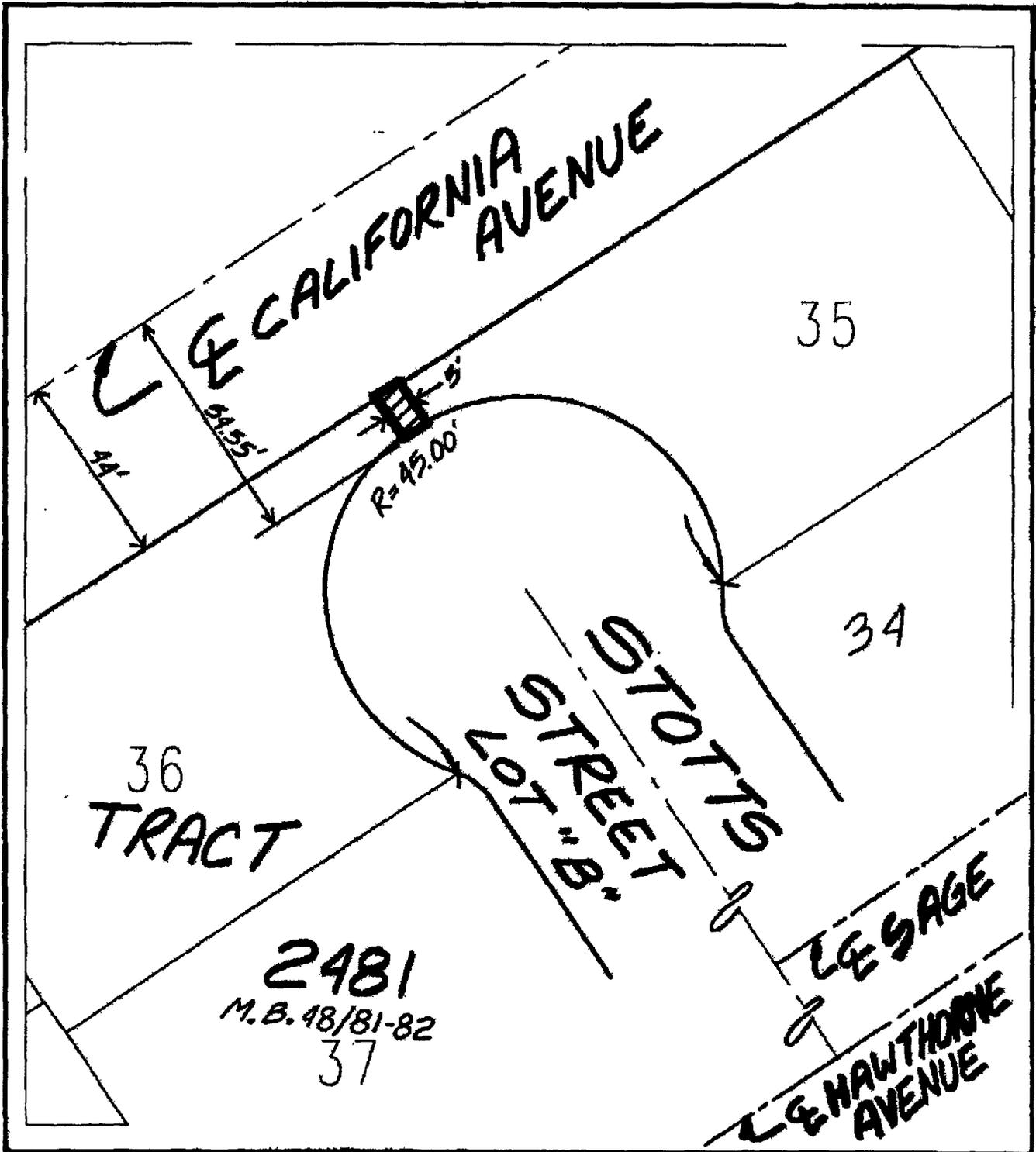
This description was prepared by me or under my direction in conformance with the requirements of the Land Surveyors Act.

 2/29/08 Prep. E.V.
Mark S. Brown, L.S. 5655 Date
License Expires 9/30/09





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36
TRACT

2481
M.B. 48/81-82
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◆ 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: 1" = 40'

Drawn by: ev

Date: 02/28/08

Subject: pedestrian Walkway

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EXHIBIT A

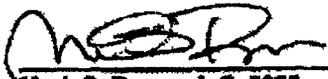
Lafayette Street - Pedestrian Walkway

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

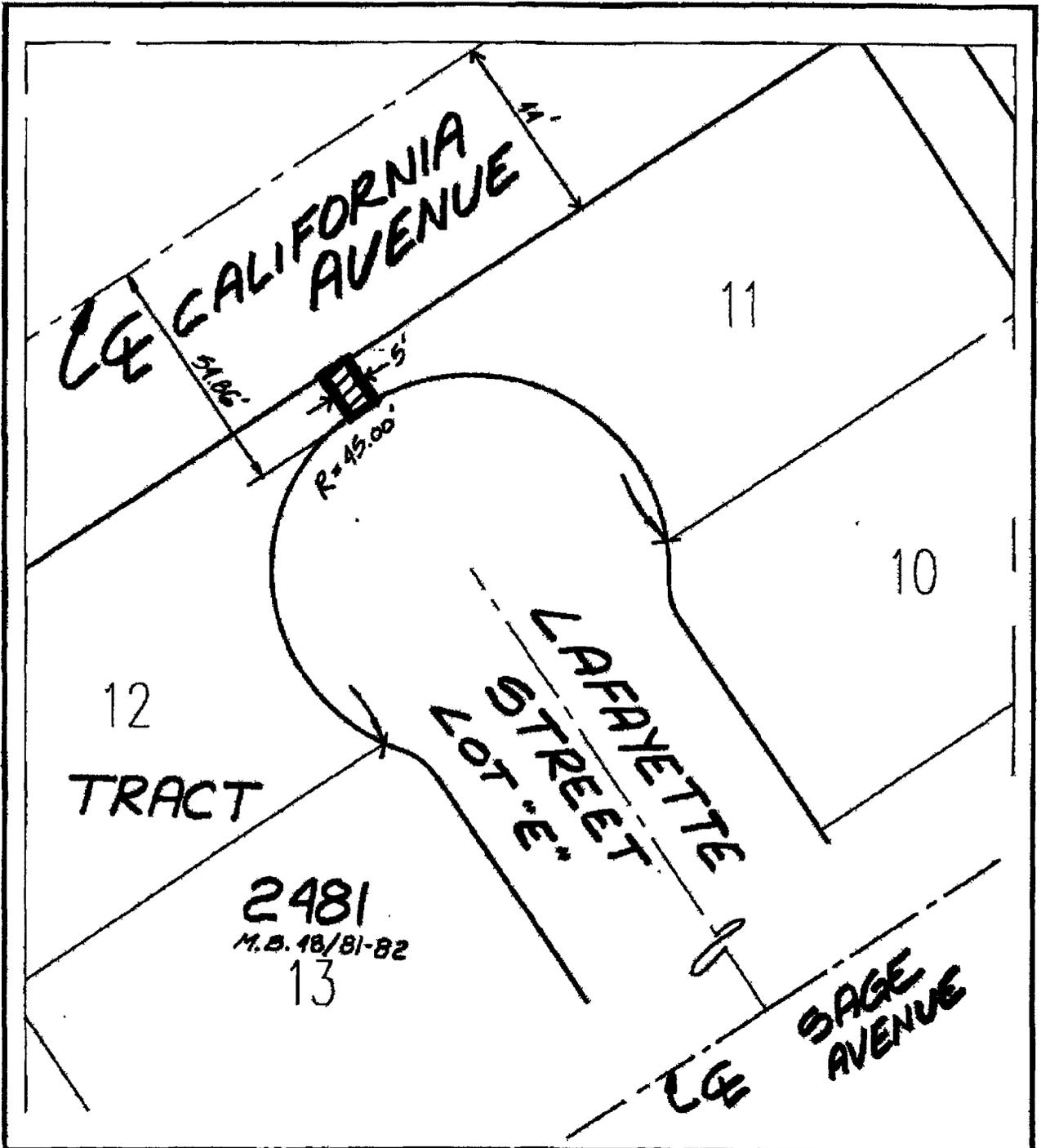
Lot "E" of Tract 2481 as shown on by map on file in Book 48 of Maps at Pages 81 and 82 thereof, Records of Riverside County, California.

EXCEPTING THEREFROM that portion of said Lot "E" lying Southeasterly of a line parallel with and 54.86 feet Southerly, measured at right angles from the centerline of California Avenue as shown on said Tract 2481.

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

 2/29/08 Prep. E.V.
Mark S. Brown, L.S. 5655 Date
License Expires 9/30/09





◆ CITY OF RIVERSIDE, CALIFORNIA ◆ 66611+3

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Sheet 1 of 1



Scale: 1" = 40'

Drawn by: ev

Date: 02/28/08

Subject: pedestrian Walkway



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The foregoing instrument is certified a true and correct copy of the original on file in this office.

[Signature]

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

Executed on Jan. 14 20 09 at
Riverside California

16320



LARRY W. WARD
COUNTY OF RIVERSIDE
ASSESSOR-COUNTY CLERK-RECORDER

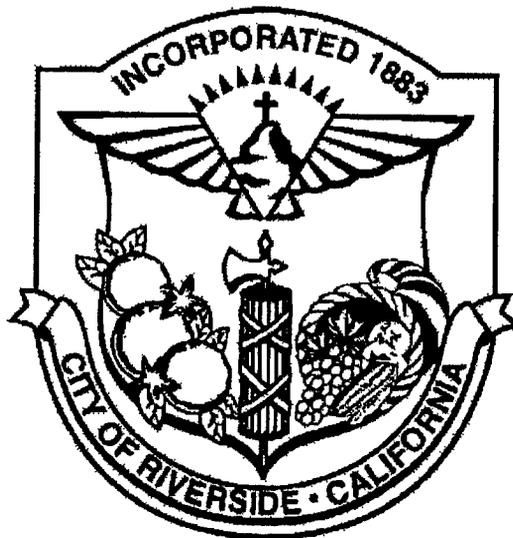
Recorder
P.O. Box 751
Riverside, CA 92502-0751
(951) 486-7000

www.riversideacr.com

CERTIFICATION

Pursuant to the provisions of Government Code 27361.7, I certify under the penalty of perjury that the following is a true copy of illegible wording found in the attached document:

(Print or type the page number(s) and wording below):



Date: January 14, 2009

Signature: *Anthony Mejia*

Print: Anthony Mejia



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