

DOC # 2011-0060856

02/07/2011 04:38P Fee:NC

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County of Riverside

Larry W. Ward

Assessor, County Clerk & Recorder



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Colleen J. Nicol, MMC

AND WHEN RECORDED MAIL TO:

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RESOLUTION NO. 22094

D-16531



Title of Document

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(\$3:00 Additional Recording Fee Applies)



RESOLUTION NO. 22094

1
2 A RESOLUTION OF THE CITY COUNCIL OF RIVERSIDE,
3 CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN
4 THE MATTER OF RESOLUTION OF INTENTION NO. 22083; AND
5 MAKING ITS ORDER VACATING PORTIONS OF TENTH AND
6 ELEVENTH STREETS BETWEEN LIME STREET AND STATE ROUTE
7 91, IN RIVERSIDE, CALIFORNIA.

8 WHEREAS, on September 7, 2010, the City Council of the City of Riverside in Planning
9 Case No. P09-0135 adopted Resolution No. 22083 declaring its intention to set a public hearing
10 in the vacation of portions of Tenth and Eleventh Streets between Lime Street and State Route
11 91, within the City of Riverside, California (collectively "Vacation"), and fixing the time and
12 place of hearing all persons interested in the proposed vacations pursuant to the provisions of the
13 Public Streets, Highways and Service Easements Vacation Law, being Sections 8300 et seq. of
14 Part 3, Division 9 of the Streets and Highways Code of the State of California; and

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

18 WHEREAS, said proposed Vacation had been previously submitted to and considered by
19 the Planning Commission of the City of Riverside at a duly noticed public hearing held on
20 August 5, 2010; and

21 WHEREAS, following the close of the public hearing before the Planning Commission,
22 the Planning Commission determined that the proposed Vacation should be approved; and

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

26 WHEREAS, the City Council heard and found and determined from all of the evidence
27 submitted to said Council on the day fixed for the hearing, on October 5, 2010, that the vacation
28 of portions of Tenth and Eleventh Streets between Lime Street and State Route 91, within the
City of Riverside, proposed for vacation was unnecessary for present or prospective public use.

NOW, THEREFORE, IT IS RESOLVED, by the City Council of the City of Riverside,
California, as follows:



1 Section 1: That the vacation of portions of Tenth and Eleventh Streets between Lime
2 Street and State Route 91, in Planning Case P09-0135 is undertaken pursuant to the provisions of
3 and in accordance with the procedures set forth in the Public Streets, Highways, and Services
4 Easements Vacation Law being Sections 8300 et seq. of the Streets and Highway Code, and all
5 notices required thereby have been duly given.

6 Section 2: That from all evidence submitted to the City Council at the October 5, 2010,
7 public hearing before it on Planning Case P09-0135, whether such evidence was oral or in
8 writing, together with the recommendations from the Planning Commission, that the portions of
9 Ninth Street between Lime Street and State Route 91, within the City of Riverside, California, as
10 hereinafter described and ordered vacated are unnecessary for present or prospective public use
11 as public streets.

12 Section 3: That the proposed Vacation will not have a significant effect on the
13 environment and adopts a Negative Declaration.

14 Section 4: That the Vacation of portions of Tenth and Eleventh Streets between Lime
15 Street and State Route 91, within the City of Riverside, California, and described and depicted in
16 attached Exhibit "A", and by this reference made a part hereof, be and the same are hereby
17 ordered vacated.

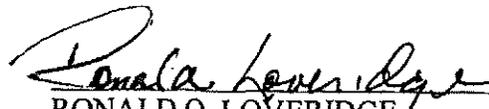
18 Section 5: That the public convenience and necessity requires the exception of the
19 following easements and rights-of-way from the Vacation hereinabove ordered: an easement for
20 electrical energy, underground facilities including water pipelines, gas lines, storm drains,
21 sanitary sewers, electrical energy, telephone, telegraph and communications structures, and the
22 right to construct, place, inspect, operate, maintain, repair, replace and remove such underground
23 facilities unless said facilities are satisfactorily relocated and/or abandoned, further, that the
24 public convenience and necessity require the exception and reservation from the Vacation of
25 those easements and rights-of-way in, under, across, upon, over and along that portion of the
26 public streets ordered to be vacated necessary to maintain, operate, remove or renew any in-place
27 public utility facilities that are in use and not otherwise excepted and reserved hereinabove.
28



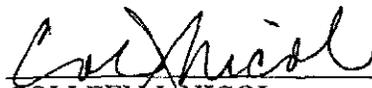
1 Section 6: That the vacation, termination and abandonment of the portions of Tenth and
2 Eleventh Streets between Lime Street and State Route 91, described and depicted in Exhibit "A"
3 shall occur only after the applicable conditions contained in the Planning Department's report to
4 the City Council and on file with the City Clerk, as approved or amended by the City Council,
5 have been satisfied, and the City Clerk is hereby directed not to record this resolution of vacation
6 until the applicable conditions have been satisfied.

7 Section 7: That the City Clerk of the City of Riverside shall cause a certified copy of this
8 resolution to be recorded in the Office of the County Recorder of the County of Riverside,
9 California, upon the satisfaction of the applicable conditions, and the portions of Tenth and
10 Eleventh Streets between Lime Street and State Route 91, within the City of Riverside,
11 California, and described and depicted in Exhibit "A" shall no longer constitute public streets
12 from and after the date of recordation.

13 ADOPTED by the City Council and signed by the Mayor this 5th day of October, 2010.

14 
15 RONALD O. LOVERIDGE
16 Mayor of the City of Riverside

17 ATTEST:

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19 
20 COLLEEN J. NICOL
21 City Clerk of the City of Riverside
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1 I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the
2 foregoing resolution was duly and regularly adopted at a meeting of the City Council on the 5th
3 day of October, 2010, by the following vote, to wit:

4
5 Ayes: Councilmembers Gardner, Melendrez, Bailey, Davis, Mac Arthur, Hart,
6 and Adams

7 Noes: None

8 Absent None

9 Disqualified: None

10

11 IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of
12 the City of Riverside, California, this 6th day of October, 2010.

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15 COLLEEN J. NICOL
16 City Clerk of the City of Riverside

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Rev: 09/21/10

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EXHIBIT "A"

PARCEL "A"

That portion of Eleventh Street, 66.00 feet wide, lying between Blocks 10 and 11, Range 3, of the Town of Riverside, as shown by Map on file in Book 7, page 17 of Maps, Records of San Bernardino County, State of California, described as follows:

COMMENCING at the southwest corner of said Block 10; thence along the southwesterly line of said Block 10, Range 3, South 60°15'55" East, 38.51 feet to the **POINT OF BEGINNING**; thence continuing along said southwesterly line South 60°15'55" East, 193.35 feet; thence South 3°40'14" West, 29.48 feet; thence South 5°30'39" West, 43.33 feet to the northeasterly line of said Block 11, Range 3; thence along said northeasterly line North 60°15'55" West, 224.08 feet to the northeast corner of that certain parcel of land described as parcel 1 in an easement to the County of Riverside recorded October 31, 1980 as Instrument No. 203848, Official Records of Riverside County; thence North 29°44'05" East, 66.00 feet to the **POINT OF BEGINNING**.

PARCEL "B"

That portion of Tenth Street, 66.00 feet wide, lying between Blocks 9 and 10, Range 3, of the Town of Riverside, as shown by Map on file in Book 7, page 17 of Maps, Records of San Bernardino County, State of California, described as follows:

COMMENCING at the southwest corner of said Block 9, Range 3; thence along the southwesterly line of said Block 9, Range 3, South 60°14'35" East, 37.53 feet to the **POINT OF BEGINNING**; thence South 3°15'41" East, 25.63 feet to the beginning of a non-tangent curve concave westerly having a radius of 366.00 feet, a radial line bears North 68°46'38" East; thence southerly along said non-tangent curve through a central angle of 10°02'08" an arc distance of 64.11 feet to the northeasterly line of said Block 10, Range 3; thence along said northeasterly line South 60°14'35" East, 39.15 feet to the beginning of a non-tangent curve concave easterly having a radius of 2101.50 feet, a radial line bears North 69°03'07" West; thence northeasterly along last said non-tangent curve through a central angle of 1°49'00" an arc distance of 66.63 feet to said southwesterly line of Block 9, Range 3; thence along said Southwesterly line of Block 9, Range 3, North 60°14'35" West, 89.98 feet to the **POINT OF BEGINNING**.

The bearings and distances used in the above descriptions are based on the California Coordinate System of 1983, Zone 6. Divide distances shown by 0.9999727 to obtain ground level distances.

These real property descriptions have been prepared by me, or under my direction, in conformance with the Professional Land Surveyors Act.

Signature: _____
Professional Land Surveyor

Date: Jan 26, 2009

DESCRIPTION APPROVAL

MARK S. BROWN
CITY SURVEYOR
8/23/2010
DATE



