

DOC # 2012-0198461

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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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Resolution No. R-22022

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THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE FOR RECORDING INFORMATION
(\$3:00 Additional Recording Fee Applies)

RESOLUTION NO. 22022

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. 22013; AND
5 MAKING ITS ORDER VACATING A PORTION OF NINTH STREET
6 BETWEEN LIME STREET AND STATE ROUTE 91, IN RIVERSIDE,
7 CALIFORNIA.

8
9 WHEREAS, on May 4, 2010, the City Council of the City of Riverside in Planning Case
10 No. P10-0001 adopted Resolution No. 22013 declaring its intention to set a public hearing in the
11 vacation of a portion of Ninth Street between Lime Street and State Route 91, within the City of
12 Riverside, California, and fixing the time and place of hearing all persons interested in the
13 proposed vacation pursuant to the provisions of the Public Streets, Highways and Service
14 Easements Vacation Law, being Sections 8300 et seq. of Part 3, Division 9 of the Streets and
15 Highways Code of the State of California; and

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

19 WHEREAS, said proposed vacation had been previously submitted to and considered by
20 the Planning Commission of the City of Riverside at a duly noticed public hearing held on April
21 8, 2010; and

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

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

27 WHEREAS, the City Council heard and found and determined from all of the evidence
28 submitted to said Council on the day fixed for the hearing, on May 25, 2010, that the vacation of
a portion of Ninth Street 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:

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1 Section 1: That the vacation of a portion of Ninth Street between Lime Street and State
2 Route 91, in Planning Case P10-0001 is undertaken pursuant to the provisions of and in
3 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 May 25, 2010,
7 public hearing before it on Planning Case P10-0001, whether such evidence was oral or in
8 writing, together with the recommendations from the Planning Commission, that the portion of
9 Ninth Street between Lime Street and State Route 91, within the City of Riverside, California, as
10 hereinafter described and ordered vacated is unnecessary for present or prospective public use as
11 a public street.

12 Section 3: That the proposed vacation will not have a significant effect on the
13 environment and a Mitigated Negative Declaration was previously adopted by the City Council
14 for this project on April 27, 2010.

15 Section 4: That the vacation of the portion of Ninth Street between Lime Street and State
16 Route 91, within the City of Riverside, California, and described and depicted in attached
17 Exhibit "A", and by this reference made a part hereof, be and the same is hereby ordered
18 vacated.

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

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1 Section 6: That the vacation, termination and abandonment of the portion of Ninth Street
2 between Lime Street and State Route 91, described and depicted in Exhibit "A" shall occur only
3 after the applicable conditions contained in the Planning Department's report to the City Council
4 and on file with the City Clerk, as approved or amended by the City Council, have been satisfied,
5 and the City Clerk is hereby directed not to record this resolution of vacation until the applicable
6 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 portion of Ninth Street
10 between Lime Street and State Route 91, within the City of Riverside, California, and described
11 and depicted in Exhibit "A" shall no longer constitute a public street from and after the date of
12 recordation.

13 ADOPTED by the City Council and signed by the Mayor this 25th day of May, 2010.

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

18 Attest:

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 25th
3 day of May, 2010, by the following vote, to wit:

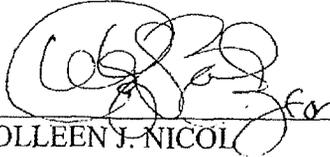
4 Ayes: Councilmembers Gardner, Melendrez, Bailey, Davis, Mac Arthur, Hart, and
5 Adams

6 Noes: None

7 Absent: None

8 Abstain: None

9 IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of
10 the City of Riverside, California, this 28th day of May, 2010.

11
12
13 

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

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28 CA: 10-0843

EXHIBIT A
Street and Alley Vacation

NINTH STREET CUL-DE-SAC
NINTH STREET AND LIME STREET

PARCEL 1

IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, BEING THAT PORTION OF NINTH STREET AND BLOCK 9, RANGE 3, BOTH AS SHOWN ON THE MAP OF THE TOWN OF RIVERSIDE AS FILED IN MAP BOOK 7, PAGE 17 THEREOF, RECORDS OF SAN BERNARDINO COUNTY, CALIFORNIA AND RELINQUISHED BY THE STATE OF CALIFORNIA PER RESOLUTION OF THE CALIFORNIA HIGHWAY COMMISSION RECORDED JULY 28, 1958 IN BOOK 2308, PAGE 454, OFFICIAL RECORDS OF RIVERSIDE COUNTY, DESCRIBED AS FOLLOWS:

Commencing at the southwesterly corner of Block 8, Range 3 as shown on said Map of the Town of Riverside, said corner being the intersection of the southeasterly right of way of Lime Street (33 feet wide) and the northeasterly right of way of Ninth Street (33' wide) both as shown on said map;

Thence South 60°13'35" East along said northeasterly right of way of Ninth Street, a distance of 27.00 feet to a line that is parallel and 60 feet southeasterly from the centerline of Lime Street and the Point of Beginning;

Thence continuing South 60°13'35" East along said northeasterly right of way line of Ninth Street, a distance of 89.83 feet to a point on a non-tangent curve, concave southeasterly, having a radius of 2101.50 feet, and from which the radius point bears South 56° 24'14" East;

Thence southwesterly to the left along said curve through a central angle of 2°01'12" an arc distance of 74.09 feet to point on a line that is parallel and 41.00 feet southwesterly from the centerline of said Ninth Street, said line also being in the southwesterly line of that portion of Ninth Street and that portion of Block 9, Range 3, of said Map of the Town of Riverside relinquished by the State of California;

Thence North 60°13'35" West along said parallel line, a distance of 86.14 feet to said line that is parallel and 60 feet southeasterly from the centerline of Lime Street;

Thence North 29°43'43" East along said parallel line, a distance of 74.00 feet to the Point of Beginning.

PARCEL 2

IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, BEING THAT PORTION OF NINTH STREET AS SHOWN ON THE MAP OF THE TOWN OF RIVERSIDE AS FILED IN MAP BOOK 7, PAGE 17 THEREOF, RECORDS OF SAN



BERNARDINO COUNTY, CALIFORNIA AND RELINQUISHED BY THE STATE OF CALIFORNIA PER RESOLUTION OF THE CALIFORNIA HIGHWAY COMMISSION RECORDED JULY 28, 1958 IN BOOK 2308, PAGE 454, OFFICIAL RECORDS OF RIVERSIDE COUNTY, DESCRIBED AS FOLLOWS:

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Thence South $60^{\circ}13'35''$ East along said northeasterly right of way of Ninth Street, a distance of 27.00 feet to a line that is parallel and 60 feet southeasterly from the centerline of Lime Street;

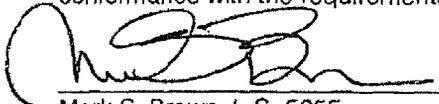
Thence South $29^{\circ}43'43''$ West; along said parallel line, a distance of 74.00 feet to a line that is parallel and 41.00 feet southwesterly from the centerline of said Ninth Street, and the Point of Beginning;

Thence continuing South $29^{\circ}43'43''$ West along said parallel line, a distance of 33.85 feet to a point in the southeasterly line of that portion of Ninth Street and that portion of Block 9, Range 3 of of said Map of the Town of Riverside relinquished by the State of California;

Thence North $55^{\circ}49'45''$ East along said southeasterly line as relinquished by the State of California a distance of 37.68 feet to said line that is parallel and 41.00 feet southwesterly from the centerline of said Ninth Street;

Thence North $60^{\circ}13'35''$ West along said parallel line, a distance of 16.58 feet to the Point of Beginning.

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

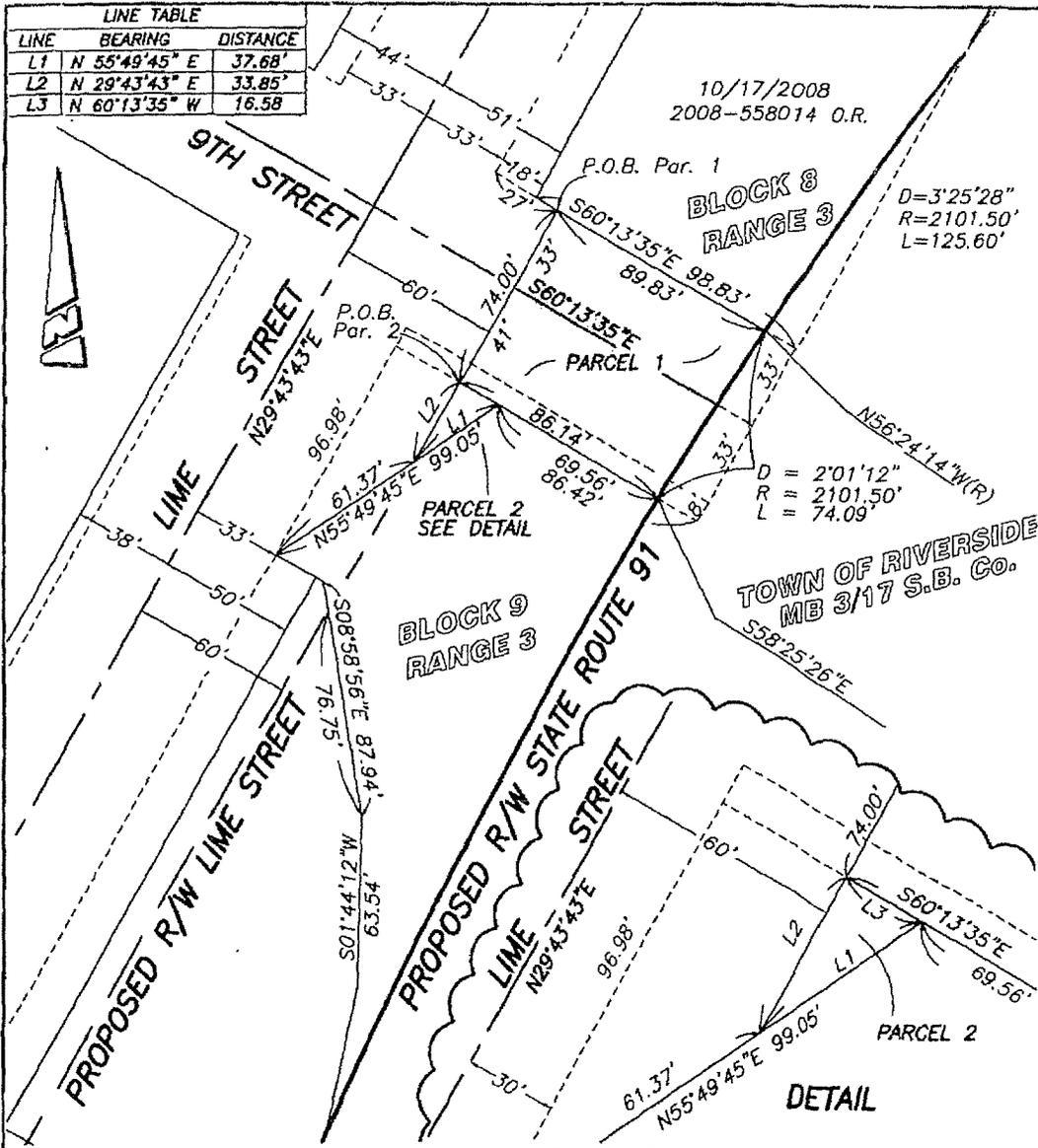

Mark S. Brown, L.S. 5655
License Expires 9/30/11

11/14/10 Date
Prep. _____



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LINE TABLE		
LINE	BEARING	DISTANCE
L1	N 55°49'45" E	37.68'
L2	N 29°43'43" E	33.85'
L3	N 60°13'35" W	16.58'

● 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"=60' DRAWN BY: MARK DATE: 12/30/09 SUBJECT: NINTH STREET VACATION

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, City Clerk
 City of Riverside, California
 Executed on April 27, 2012, at
 Riverside, California



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