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Page 1 of 7

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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

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RESOLUTION NO. 22333

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Title of Document

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

1 RESOLUTION NO. 22333

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE,  
3 CALIFORNIA, PROVIDING FOR THE SUMMARY VACATION (CASE NO.  
4 P09-0794) OF APPROXIMATELY 5,400 SQUARE FEET OF ALLEY WAY  
5 LOCATED ADJACENT TO 3876 SIXTH STREET AND 3620 AND 3654  
6 FAIRMOUNT BOULEVARD IN THAT CERTAIN BLOCK BOUNDED  
7 NORTHERLY BY SIXTH STREET, EASTERLY BY MARKET STREET,  
8 SOUTHERLY BY MISSION INN AVENUE, AND WESTERLY BY  
9 FAIRMOUNT BOULEVARD, IN THE CITY OF RIVERSIDE, CALIFORNIA,  
10 AND REPEALING RESOLUTION NO. 21968.

11 WHEREAS, On February 9, 2010, the City Council of the City of Riverside, In Planning  
12 Case No. P09-0794 adopted Resolution No. 21968 vacating approximately 5,400 square feet of  
13 alley way located adjacent to 3876 Sixth Street and 3620 and 3654 Fairmount Boulevard in that  
14 certain block bounded northerly by Sixth Street, easterly by Market Street, southerly by Mission  
15 Inn Avenue, and westerly by Fairmount Boulevard, in the City of Riverside, California; and

16 WHEREAS, Resolution No. 21968 was adopted without Exhibit "A"; and

17 WHEREAS, the City Council desires to correct and record a new resolution with the  
18 legal description; and

19 WHEREAS, the City of Riverside proposes to vacate approximately 5,400 square feet of  
20 alley way located adjacent to 3876 Sixth Street and 3620 and 3654 Fairmount Boulevard in that  
21 certain block bounded northerly by Sixth Street, easterly by Market Street, southerly by Mission  
22 Inn Avenue, and westerly by Fairmount Boulevard, in the City of Riverside, California, as  
23 described and depicted in Exhibit "A", attached hereto and incorporated by reference (hereinafter  
24 "the Property"); and

25 WHEREAS, the Property is excess right-of-way and is not required for street or highway  
26 purposes; and

27 WHEREAS, the adjoining properties and public service easements will not be affected by  
28 the vacation of the Property; and

WHEREAS, Section 8334 of the Streets and Highways Code provides that the legislative  
body of a local agency may summarily vacate the Property that is excess right-of-way and not  
required for street or highway purposes; and

1           WHEREAS, the City Council wishes to proceed under the provisions of Section 8330, et  
2 seq. of the Street and Highways Code to summarily vacate the Property.

3           NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Riverside,  
4 California, as follows:

5           Section 1: Resolution No. 21968 is hereby repealed.

6           Section 2: The vacation of the Property is undertaken pursuant to the provisions of  
7 Chapter 4 (commencing with Section 8330) of Part 3 of the Streets and Highways Code of the  
8 State of California.

9           Section 3: The City Council finds and determines as follows:

10           (a) The Property is excess right-of-way and is not required for street or  
11 highway purposes.

12           (b) The vacation of the Property will not cut off all access of any parcel of  
13 property and will not affect any public service easement.

14           (c) The Property lies within property under one ownership and does not  
15 continue through or touch property of another.

16           Section 4: The proposed summary street vacation project is exempt from the provisions  
17 of the California Environmental Quality Act pursuant to Section 15061 (b) (3) of the Guidelines  
18 for Implementation of the California Environmental Quality Act (Title 15, California Code of  
19 Regulations, commencing with Section 15000) as it can be seen with certainty that there is no  
20 possibility that the activity will have a significant effect on the environment.

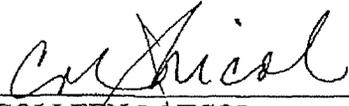
21           Section 5: The City Council hereby orders the Summary Vacation of approximately  
22 5,400 square feet of alley located adjacent to 3876 Sixth Street and 3620 and 3654 Fairmount  
23 Boulevard in that certain block bounded northerly by Sixth Street, easterly by Market Street,  
24 southerly by Mission Inn Avenue, and westerly by Fairmount Boulevard, as particularly  
25 described and depicted in Exhibit "A", attached hereto and incorporated herein by this reference,  
26 subject to the Recommended Conditions contained in the Council Report, and further, reserving  
27 and excepting in place easements and rights-of-way, if the same exist, from the vacation herein  
28 above ordered: an easement for, and right to construct, maintain, operate, inspect, replace,

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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 adopted at a meeting of the City Council on the 17th day of January, 2012, by the following vote, to wit:

Ayes: Councilmembers Gardner, Bailey, Davis, Mac Arthur, Hart, and Adams  
Noes: None  
Absent: None  
Disqualified: Councilmember Melendrez

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this 20th day of January, 2012.

  
\_\_\_\_\_  
COLLEEN J. NICOL  
City Clerk of the City of Riverside

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CA: 11-3068

**EXHIBIT A**  
Street and Alley Vacation

Public Alley Vacation  
Fox Theater Block

IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, BEING THAT PORTION OF BLOCK 6, RANGE 8, 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 DESCRIBED AS FOLLOWS:

Beginning at a point in the northwesterly line of said Block, 183.46 feet southwesterly from the northwesterly corner thereof;

Thence southeasterly, parallel with the northeasterly line of said Block, a distance of 140.00 feet;

Thence northeasterly a distance of 14.14 feet to a point, said point being 173.46 feet southwesterly from the northeasterly line and 150.00 feet southeasterly from the northwesterly line of said Block;

Thence northeasterly, parallel with the northwesterly line of said Block, a distance of 173.46 feet to the northeasterly line of said Block;

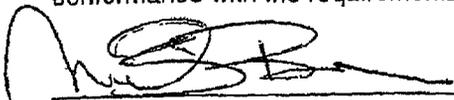
Thence southeasterly along the northeasterly line of said Block, a distance of 15.00 feet;

Thence southwesterly, parallel with the northwesterly line of said Block, a distance of 198.46 feet;

Thence northwesterly, parallel with the northeasterly line of said Block, a distance of 165.00 feet to the northwesterly line of said Block;

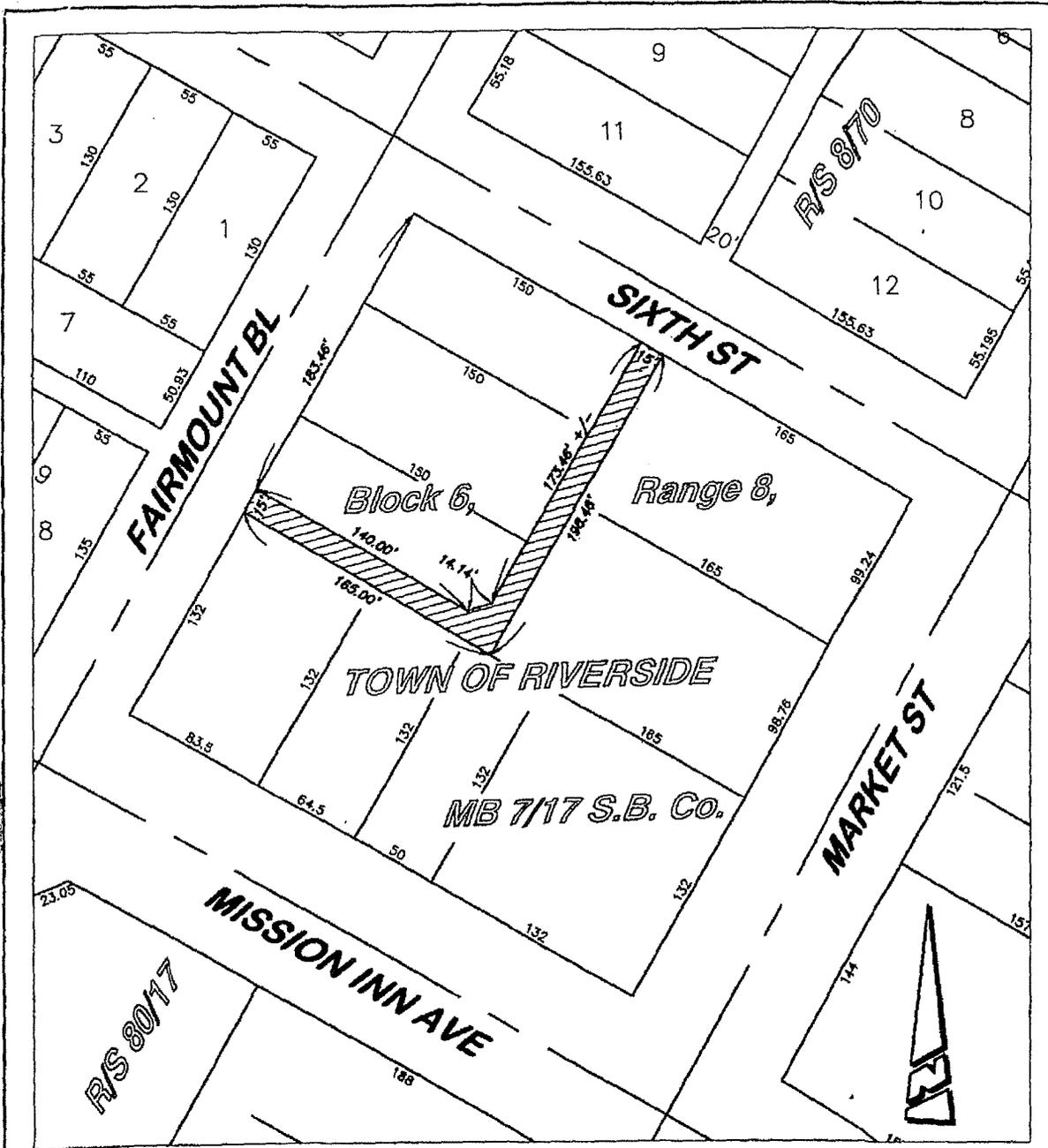
Thence northeasterly, a distance of 15.00 feet to the point of beginning.

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

 12/29/09. Prep.   
Mark S. Brown, L.S. 5655                      Date  
License Expires 9/30/11



16849



• 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"=80'

DRAWN BY: Mark DATE: 12/28/09

SUBJECT: VACATION - FOX THEATER ALLEY

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 Feb. 9, 2013, at  
Riverside, California

16849