

REF RECORDING-

Temp Pursuant to
Government Code S6103

207763

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:
REQUEST FOR RECORDATION
Request of the City Clerk for
recording of this instrument
and return to:

AND WHEN RECORDED MAIL TO:

COLLEEN J. NICOL, CITY CLERK
CITY HALL, 3900 MAIN STREET
RIVERSIDE, CA 92522

RECEIVED FOR RECORD
AT 8:00AM

MAY 22 1998

Recorded in Official Records
of Riverside County, California

Recorder

Fees \$ 0

THIS SPACE FOR RECORDER'S USE ONLY

VC-005-967

C
KB

RESOLUTION NO. 19083

Title of Document

14309 ⁰ _{KB}

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. 19069; RESERVING PERMANENT EASEMENTS AND RIGHTS-OF-WAY
FOR ELECTRICAL ENERGY DISTRIBUTION FACILITIES, FOR SANITARY SEWER
FACILITIES, FOR STORM DRAIN FACILITIES, FOR GAS LINE FACILITIES, FOR
AERIAL AND UNDERGROUND TELEPHONE, TELEGRAPH AND COMMUNICATION FACILITIES
INCLUDING CABLE TELEVISION FACILITIES, AND FOR WATER DISTRIBUTION
FACILITIES AND FOR ANY OTHER IN-PLACE PUBLIC UTILITY FACILITIES THAT
ARE IN USE AND DETERMINING THAT THE PUBLIC CONVENIENCE AND NECESSITY
REQUIRE THE RESERVATION OF SUCH EASEMENTS; AND MAKING ITS ORDER
VACATING THE ALLEY EXTENDING FROM CEDAR STREET TO PINE STREET BETWEEN
UNIVERSITY AVENUE AND MISSION INN AVENUE.

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

VC-005-967

RESOLUTION NO. 19083

1
2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY
3 OF RIVERSIDE, CALIFORNIA, MAKING ITS FINDINGS
4 AND DETERMINATIONS IN THE MATTER OF RESOLUTION
5 OF INTENTION NO. 19069; RESERVING PERMANENT
6 EASEMENTS AND RIGHTS-OF-WAY FOR ELECTRICAL
7 ENERGY DISTRIBUTION FACILITIES, FOR SANITARY
8 SEWER FACILITIES, FOR STORM DRAIN FACILITIES,
9 FOR GAS LINE FACILITIES, FOR AERIAL AND
10 UNDERGROUND TELEPHONE, TELEGRAPH AND
11 COMMUNICATION FACILITIES INCLUDING CABLE
12 TELEVISION FACILITIES, AND FOR WATER
13 DISTRIBUTION FACILITIES AND FOR ANY OTHER IN-
14 PLACE PUBLIC UTILITY FACILITIES THAT ARE IN
15 USE AND DETERMINING THAT THE PUBLIC
16 CONVENIENCE AND NECESSITY REQUIRE THE
17 RESERVATION OF SUCH EASEMENTS; AND MAKING ITS
18 ORDER VACATING THE ALLEY EXTENDING FROM CEDAR
19 STREET TO PINE STREET BETWEEN UNIVERSITY
20 AVENUE AND MISSION INN AVENUE.

21 WHEREAS, on April 15, 1997, the City Council of the City
22 of Riverside in Vacation Case No. VC-005-967 adopted Resolution
23 No. 19069 declaring its intention to order the vacation of the
24 approximately 330-foot long by 10-foot wide alley extending from
25 Cedar Street to Pine Street between University Avenue and Mission
26 Inn Avenue within the City of Riverside, California, and fixing
27 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

1 the proposed project would not have a significant adverse affect
2 on the environment and that the City Council should adopt a
3 Negative Declaration, and that Vacation Case VC-005-967 should be
4 approved subject to all staff conditions as revised by said
5 Commission; and

6 WHEREAS, notice of hearing before the City Council on
7 said resolution of intention was duly given as provided by said
8 Public Streets, Highways, and Service Easements Vacation Law; and

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

13 WHEREAS the City heard and found and determined from all
14 of the evidence submitted to said Council on the day fixed for the
15 hearing that the approximately 330-foot long by 10-foot wide alley
16 extending from Cedar Street to Pine Street between University
17 Avenue and Mission Inn Avenue was unnecessary for present or
18 prospective public use; and

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

21 Section 1: That the vacation of the approximately 330-
22 foot long by 10-foot wide alley extending from Cedar Street to
23 Pine Street between University Avenue and Mission Inn Avenue in
24 the City of Riverside in Vacation Case VC-005-967 is undertaken
25 pursuant to the provisions of and in accordance with the
26 procedures set forth in the Public Streets, Highways, and Service
27 Easements Vacation Law and that all notices required thereby have

1 been duly given.

2 Section 2: That from all of the evidence submitted to
3 the City Council at the public hearing before it on Vacation
4 Case VC-005-967, whether such evidence was oral or in writing,
5 together with the recommendations from the Planning Commission,
6 the approximately 330-foot long by 10-foot wide alley extending
7 from Cedar Street to Pine Street between University Avenue and
8 Mission Inn Avenue within the City of Riverside as hereinafter
9 described and ordered vacated is unnecessary for present or
10 prospective public use as a public alley.

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

14 Section 4: That the approximately 330-foot long by 10-
15 foot wide alley extending from Cedar Street to Pine Street between
16 University Avenue and Mission Inn Avenue within the City of
17 Riverside, California and described in the document attached
18 hereto, marked Exhibit A, and by this reference made a part
19 hereof, be and the same is hereby ordered vacated.

20 Section 5: That the public convenience and necessity
21 requires the exception from the vacation hereinabove ordered of
22 those easements and rights-of-way as more particularly described
23 in Exhibit A over, along and across said alley ordered to be
24 vacated necessary for electrical energy distribution facilities,
25 sanitary sewer facilities, storm drain facilities, gas line
26 facilities, aerial and underground telephone, telegraph and
27 communication facilities including cable television facilities,

1 and water distribution facilities and the reservation of the
2 following: (a) an easement for and the right to construct,
3 maintain, operate, replace, remove, renew, and enlarge lines of
4 pipe, conduits, cables, wires, poles and other convenient
5 structures, equipment and fixtures for the distribution of
6 electric energy; (b) an easement for and the right to construct,
7 maintain, operate, replace, remove and renew sanitary sewer and
8 appurtenant structures; (c) an easement for and the right to
9 construct, maintain, operate, replace, remove and renew storm
10 drains and appurtenant structures; (d) an easement for and the
11 right to construct, maintain, operate, replace, remove, renew and
12 enlarge lines of pipe, conduits, cables, wires, poles, and other
13 convenient structures, equipment and fixtures for the operation of
14 gas line facilities; (e) an easement for and the right to
15 construct, place, operate, inspect, maintain, repair, replace and
16 remove aerial and underground telephone, telegraph and
17 communication structures including cable television facilities as
18 may from time to time be required consisting of poles, anchors,
19 wires, cables, conduits, manholes, markers and necessary fixtures
20 and appurtenances; and (f) an easement for and the right to
21 construct, place, operate, inspect, maintain, repair, replace and
22 remove water pipelines and appurtenant facilities as may from time
23 to time be required. That the public convenience and necessity
24 require the exception and reservation from the vacation of those
25 easements and rights-of-way over, along and across the alley
26 ordered to be vacated necessary to maintain, operate replace,
27 remove or renew any in-place public utility facilities that are in

1 use and not otherwise excepted and reserved hereinabove.

2 Section 6: That the vacation, termination and
3 abandonment of the alley described in Exhibit A shall occur only
4 after the applicable conditions contained in the Planning
5 Department's report to the legislative body and on file with the
6 City Clerk as approved or amended by the City Council have been
7 satisfied, and the City Clerk is hereby directed not to record
8 this resolution of vacation until the applicable conditions have
9 been satisfied.

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

16 ADOPTED by the City Council and signed by the Mayor and
17 attested by the City Clerk this 13th day of May, 1997.

18
19 RONALD O. LOVERIDGE
20 Mayor of the City of Riverside

21 By: *Jay Deferbaugh*
Mayor Pro Tempore

22 Attest:

23 *Court Nicol*
24 City Clerk of the City of Riverside
25
26
27

1 I, Colleen J. Nicol, City Clerk of the City of Riverside,
2 California, hereby certify that the foregoing resolution was duly
3 and regularly introduced and adopted at a meeting of the City
4 Council of said City at its meeting held on the 13th day of
5 May, 1997, by the following vote, to wit:

6 Ayes: Councilmembers Beaty, Moore, Defenbaugh, Kane, Clifford,
7 Thompson and Pearson.

8 Noes: None.

9 Absent: None.

10 IN WITNESS WHEREOF I have hereunto set my hand and
11 affixed the official seal of the City of Riverside, California,
12 this 13th day of May, 1997.

13 
14 _____
City Clerk of the City of Riverside

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27 BP/bp
05/06/97

ALLEY VACATION

A STRIP OF LAND 10 FEET IN WIDTH IN THE CITY OF RIVERSIDE, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, LYING WITHIN BLOCK 7, RANGE 13, OF THE MAP OF THE TOWN OF RIVERSIDE ON FILE IN MAP BOOK 7, PAGE 17, RECORDS OF SAN BERNARDINO COUNTY, CALIFORNIA, THE CENTERLINE OF SAID 10 FOOT STRIP BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE MIDPOINT OF THE NORTHWEST LINE OF SAID BLOCK 7, RANGE 13, SAID LINE ALSO BEING THE SOUTHEAST RIGHT OF WAY LINE OF PINE STREET 66 FEET IN WIDTH,

THENCE SOUTHEAST ALONG THE CENTERLINE OF SAID 10 FOOT STRIP TO THE MIDPOINT OF THE SOUTHEAST LINE OF SAID BLOCK 7, RANGE 13, SAID SOUTHEAST LINE ALSO BEING THE NORTHWEST RIGHT OF WAY LINE OF CEDAR STREET 66 FEET IN WIDTH.

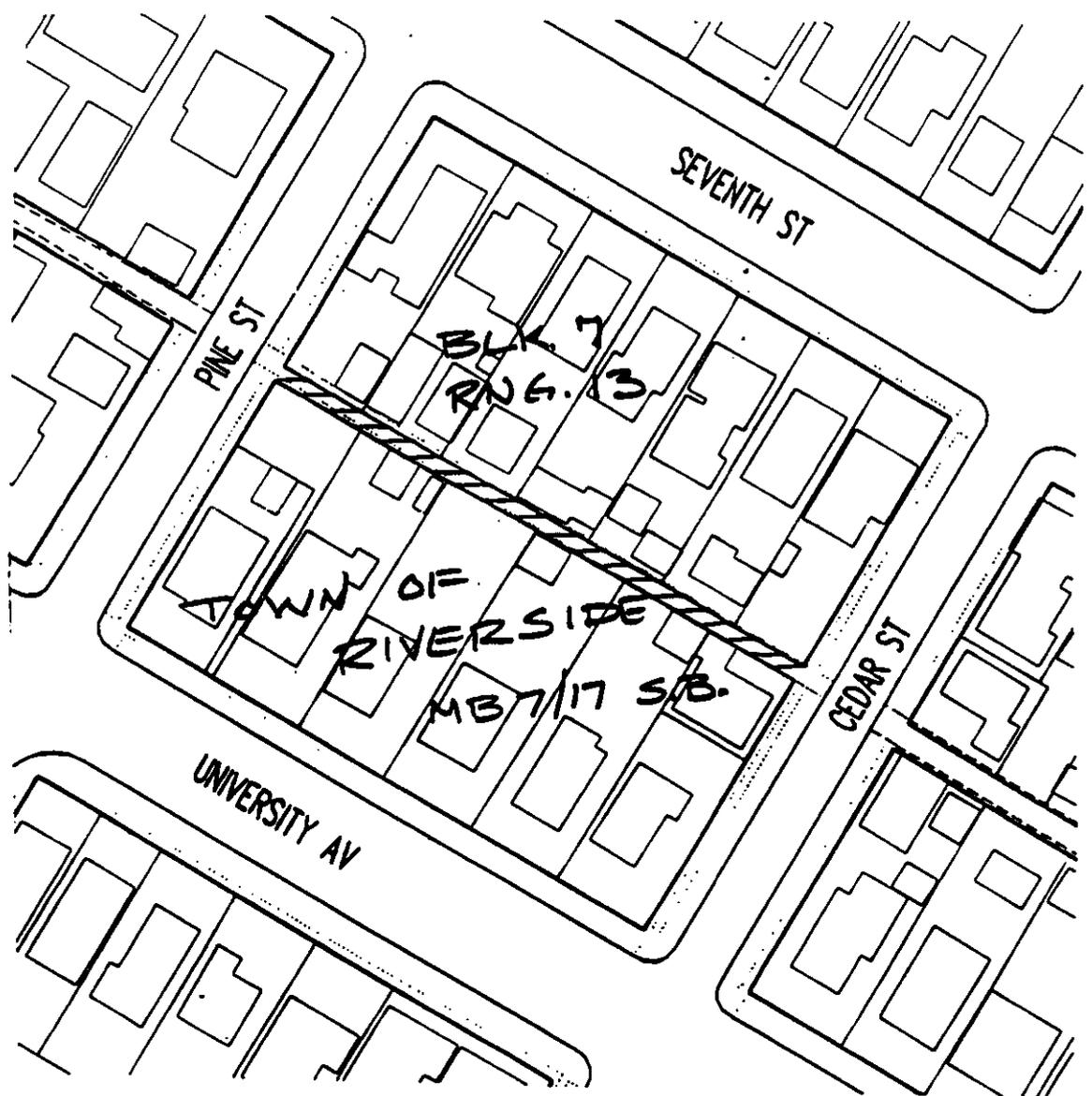
THE SIDELINES OF SAID STRIP TO BE SHORTENED OR LENGTHENED SO AS TO TERMINATE ON SAID RIGHT OF WAY LINES OF PINE STREET AND CEDAR STREET.

RESERVING THEREFROM A BLANKET EASEMENT FOR PUBLIC UTILITY PURPOSES, INCLUDING BUT NOT LIMITED TO, WATER, SEWER, STORM DRAIN, CABLE TELEVISION, GAS, ELECTRIC ENERGY, AND TELEPHONE.

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

 4/2/97 Prep. 
 Mark S. Brown, L.S. 5655 Date
 License Expires 9/30/99





VC-005-967

ymbology

• 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 ___ OF ___

SCALE: 1" = NTS

DRAWN BY: MLB DATE 4/2/98

SUBJECT VC-005-967

24-5

THE FOREGOING INSTRUMENT IS CERTIFIED, UNDER PENALTY OF PERJURY, TO BE A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

Cathy Nicol
 City Clerk of the City of Riverside, California
 Executed on May 21, 19 98, at
 Riverside, California