

DOC # 2011-0039496

01/25/2011 02:43P 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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RESOLUTION NO. 21955

D-16529

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. 21955

2 A RESOLUTION OF THE CITY COUNCIL OF RIVERSIDE, CALIFORNIA,
3 MAKING ITS FINDINGS AND DETERMINATIONS IN THE MATTER OF
4 RESOLUTION OF INTENTION NO 21948; AND MAKING ITS ORDER
5 VACATING A PUBLIC ALLEY, LOCATED SOUTHERLY OF NINTH STREET,
6 BETWEEN ORANGE AND LEMON STREETS, IN RIVERSIDE, CALIFORNIA.

7 WHEREAS, on December 8, 2009, the City Council of the City of Riverside in Planning
8 Case No. P09-0199 adopted Resolution No. 21948 declaring its intention to order the vacation of a
9 public alley, located southerly of Ninth Street between Orange and Lemon Streets, within the City of
10 Riverside, California, and fixing the time and place of hearing all persons interested in the proposed
11 vacation pursuant to the provisions of the Public Streets, Highways and Service Easements Vacation
12 Law, being Sections 8300 et seq. of Part 3, Division 9 of the Streets and Highways Code of the State
13 of California; and

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

17 WHEREAS, said proposed vacation had been previously submitted to and considered by the
18 Planning Commission of the City of Riverside at a duly noticed public hearing held on November 5,
19 2009, and

20 WHEREAS, following the close of the public hearing before the Planning Commission, the
21 Planning Commission determined that the proposed vacation would not have a significant effect on
22 the environment, recommended that the City Council should adopt a Negative Declaration, and
23 recommended that Planning Case No. P09-0199 should be approved subject to all staff conditions;
24 and

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

28 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 January 5, 2010, that the public alley,
located southerly of Ninth Street between Orange and Lemon Streets, within the City of Riverside,
proposed for vacation was unnecessary for present or prospective public use.





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

3 Section 1: That the vacation of the public alley, located southerly of Ninth Street between
4 Orange and Lemon Streets, within the City of Riverside, in Planning Case No. P09-0199 is
5 undertaken pursuant to the provisions of and in accordance with the procedures set forth in the
6 Public Streets, Highways, and Services Easements Vacation Law and all notices required thereby
7 have been duly given.

8 Section 2: That from all evidence submitted to the City Council at the January 5, 2010,
9 public hearing before it on Planning Case No. P09-0199, whether such evidence was oral or in
10 writing, together with the recommendations from the Planning Commission, the public alley, located
11 southerly of Ninth Street between Orange and Lemon Streets, within the City of Riverside,
12 California, as hereinafter described and ordered vacated is unnecessary for present or prospective
13 public use as a public alley.

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

16 Section 4: That the public alley, within the City of Riverside, California, and described and
17 depicted in attached Exhibit "A", and by this reference made a part hereof, be and the same is hereby
18 ordered vacated.

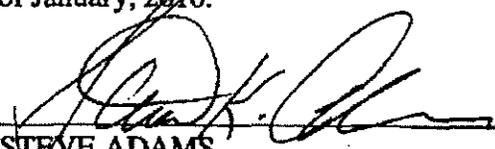
19 Section 5: That the public convenience and necessity requires the exception of the following
20 easements and rights-of-way from the vacation hereinabove ordered: an easement for electrical
21 energy, underground facilities including water pipelines, gas lines, storm drains, sanitary sewers,
22 electrical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

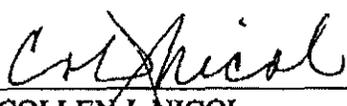
Section 6: That the vacation, termination and abandonment of the public alley described and
depicted in Exhibit "A" shall occur only after the applicable conditions contained in the Planning

1 Department's report to the City Council and on file with the City Clerk, as approved or amended by
2 the City Council, have been satisfied, and the City Clerk is hereby directed not to record this
3 resolution of vacation until the applicable conditions have been satisfied.

4 Section 7: That the City Clerk of the City of Riverside shall cause a certified copy of this
5 resolution to be recorded in the Office of the County Recorder of the County of Riverside,
6 California, upon the satisfaction of the applicable conditions, and public alley described and depicted
7 in Exhibit "A" shall no longer constitute a public alley from and after the date of recordation.

8 ADOPTED by the City Council this 5th day of January, 2010.

9
10 
11 STEVE ADAMS
12 Mayor Pro Tempore of the City of Riverside

13 
14 COLLEEN J. NICOL
15 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 5th day of January, 2010, by the following vote, to wit:

Ayes: Councilmembers Gardner, Melendrez, Bailey, Davis, 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 8th day of January, 2010.



COLLEEN J. NICOL
City Clerk of the City of Riverside

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11/23/09



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EXHIBIT "A"

LEGAL DESCRIPTION
PORTION OF ALLEY ABANDONMENT

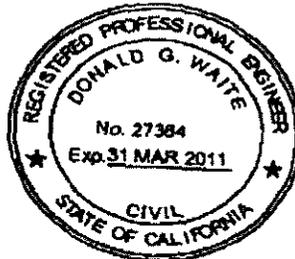
ALL THAT PORTION OF BLOCK 9, RANGE 5, AS SHOWN BY MAP OF THE TOWN OF RIVERSIDE, RECORDED IN BOOK 7, PAGE 17 OF MAPS, RECORDS OF SAN BERNARDINO COUNTY, CALIFORNIA, DESCRIBED AS FOLLOWS:

THE NORTH EASTERLY 172.00 FEET OF THE 16 FOOT WIDE ALLEY WHICH LIES BETWEEN LOTS 1 THROUGH 4, AND LOTS 6 THROUGH 9 OF BLOCK 9 AS SHOWN ON SAID TOWN OF RIVERSIDE MAP.

Westland Civil, Inc.

Donald G. Waite 4/5/09

Donald G. Waite, RCE 27364
Expires: March 31, 2011



DESCRIPTION APPROVAL
Mark S. Brown 12/1/09
MARK S. BROWN
CITY SURVEYOR
DATE

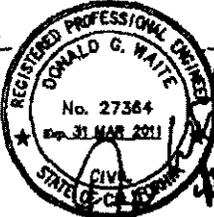
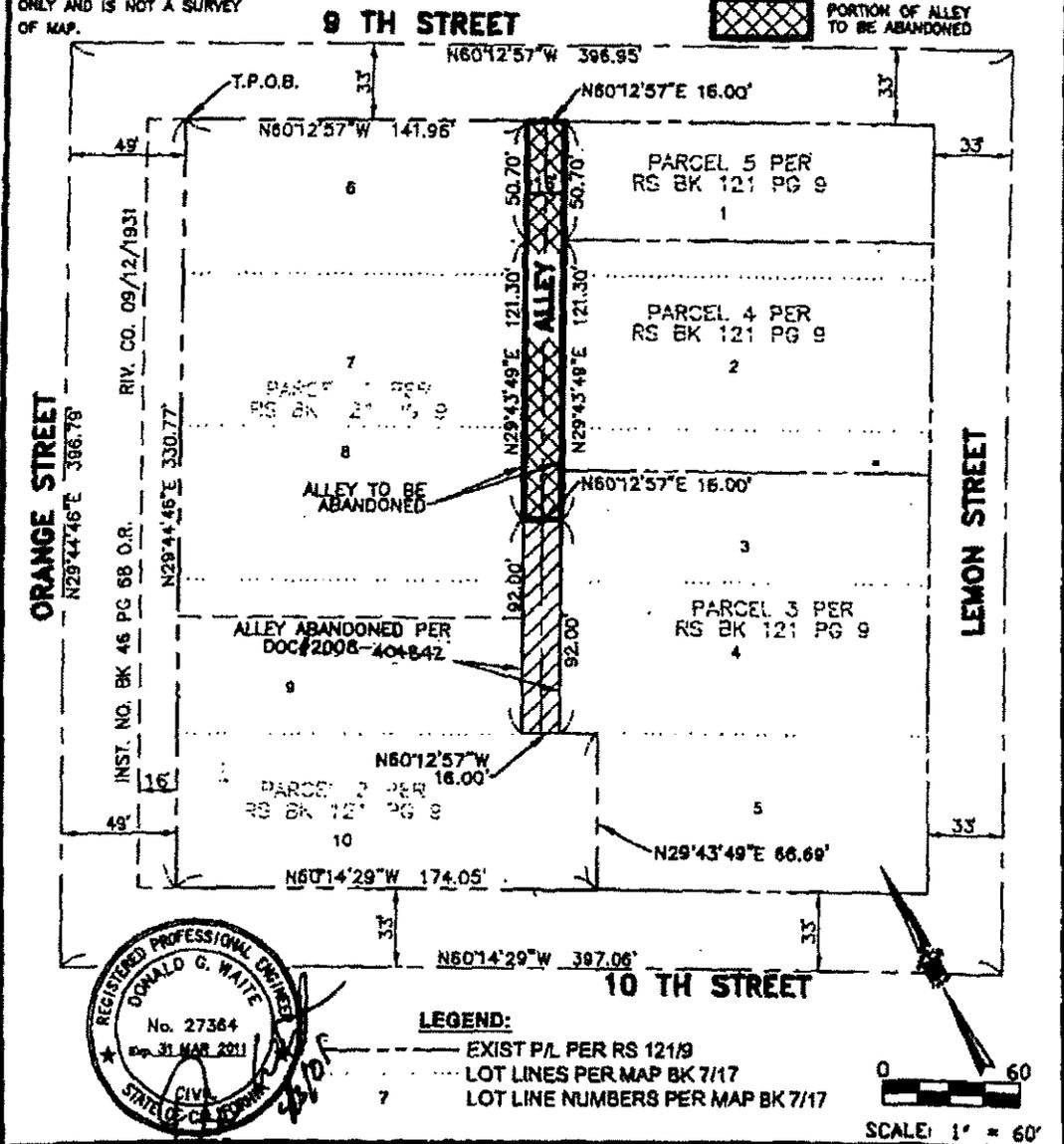


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NOTE: EXHIBIT "A" IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT A SURVEY OF MAP.

EXHIBIT "A"

ABANDONED PORTION OF ALLEY
 PORTION OF ALLEY TO BE ABANDONED



PREPARED BY: ID: # Silagi.RivOrange

WESTLAND CIVIL, INC.
 CIVIL ENGINEERS PLANNING / DESIGN LAND SURVEYORS
 550 ST. CHARLES DR, SUITE 208, THOUSAND OAKS, CA 91340
 (805) 485-1330 FAX: (805) 448-9125

EXHIBIT "A"
 ALLEY ABANDONMENT
 CITY OF RIVERSIDE, CA

DATE SUBMITTED: 03/18/2008 SHEET 2 OF 2

P09-0199,

Legal Description of Alley Vacation with Plat Map

The foregoing instrument is certified, under penalty of perjury, to be a correct copy of the original on file in this office.

[Signature]
 Colleen J. Nicol, City Clerk
 City of Riverside, California

Executed on Jan. 29, 2011, at Riverside, California



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

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

www.riversidescr.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):

7
 parcel 1 PER
 RS BK 121 PG 9

parcel 2 PER
 RS BK 121 PG 9

10

Date: January 24, 2011

Signature: Laura A. Martinez

Print Name: Laura A. Martinez