

DOC # 2013-0507352

10/24/2013 10:45A 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



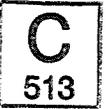
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RESOLUTION NO. 22209

Title of Document

D - 16939



TRA: _____

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

RESOLUTION NO. 22209

1
2 A RESOLUTION OF THE CITY COUNCIL OF RIVERSIDE,
3 CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN
4 THE MATTER OF PLANNING CASE NO. P08-0306, AND MAKING ITS
5 ORDER VACATING APPROXIMATELY 2,508 SQUARE-FEET OF
6 NINTH STREET BETWEEN SANTA FE AVENUE AND COMMERCE
7 STREET, IN RIVERSIDE, CALIFORNIA.

8
9 WHEREAS, pursuant to the provisions of the Public Streets, Highways and Service
10 Easements Vacation Law, being Sections 8300 et seq. of Part 3, Division 9 of the Streets and
11 Highways Code of the State of California on October 28, 2008, the City Council of the City of
12 Riverside in Planning Case No. P08-0306 adopted Resolution No. 21749, vacating a portion of
13 Santa Fe Avenue between Jack B. Clarke Way and Ninth Street (11,000 square feet); a portion of
14 Jack B. Clarke Way between Santa Fe Avenue and the railroad right-of-way (2,760 square feet);
15 and a portion of Ninth Street between Vine Street and the railroad right-of-way (20,000 square
16 feet); for a total of 33,760 square feet, within the City of Riverside, California; and

17 WHEREAS, the original vacation was intended to facilitate the adaptive reuse of the
18 Riverside Packing House ("Project") at the Northeast corner of Santa Fe Avenue and Ninth
19 Street, and

20 WHEREAS, the Project is no longer being considered; and

21 WHEREAS, the Riverside County Transportation Commission "RCTC") requested the
22 portion of Ninth Street originally approved to be vacated, be modified in order to ensure clear
23 title for their use of the railroad right-of-way; and

24 WHEREAS, City staff has reviewed the proposal and deems the revised street vacation
25 pertaining to Ninth Street to be in substantial conformance with the previous vacation approved
26 by City Council on November 18, 2008 by City of Riverside Resolution No. 21749.

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

Section 1: The facts and findings made for the vacation of Ninth Street set forth in
Resolution No. 21749 are hereby incorporated into this Resolution.

Section 2: That the vacation of a portion of Ninth Street, as set forth herein, has been
undertaken pursuant to the provisions and in accordance with the procedures set forth in the



1 California Public Streets, Highways, and Services Easements Vacation Law and all notices
2 required thereby have been duly given.

3 Section 3: That the vacation of an approximately 66 foot wide by 138-foot long portion
4 of Ninth Street (2,508 square feet), situated within the existing railroad right-of-way, easterly of
5 Santa Fe Avenue, described and depicted in Exhibit "A" attached hereto and incorporated herein,
6 by reference, be and the same is hereby ordered vacated.

7 Section 4: That the proposed vacation will not have a significant effect on the
8 environment and a negative declaration was previously adopted for the Vacation on November
9 18, 2008.

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

20 Section 6: That the vacation, termination and abandonment of an approximately 66 foot
21 wide by 138-foot long portion of Ninth Street (2,508 square feet), situated within the existing
22 railroad right-of-way, easterly of Santa Fe Avenue described and depicted in Exhibit "A" shall
23 occur only after the applicable conditions contained in the Planning Department's report to the
24 City Council and on file with the City Clerk, as approved or amended by the City Council, have
25 been satisfied, and the City Clerk is hereby directed not to record this resolution of vacation until
26 the applicable conditions have been satisfied.

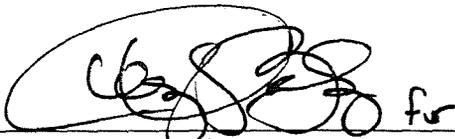
27 Section 7: That the City Clerk of the City of Riverside shall cause a certified copy of this
28 resolution to be recorded in the Office of the County Recorder of the County of Riverside,



1 California, an approximately 66 foot wide by 138-foot long portion of Ninth Street (2,508 square
2 feet), situated within the existing railroad right-of-way, easterly of Santa Fe Avenue, described
3 and depicted in Exhibit "A" attached hereto and incorporated herein shall no longer constitute a
4 public street from and after the date of recordation.

5 ADOPTED by the City Council this 10th day of May, 2011.

6
7 
8 CHRISTOPHER H. MAC ARTHUR
9 Mayor Pro Tem of the City of Riverside

10  for
11 COLLEEN J. NICOL
12 City Clerk of the City of Riverside

13 I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the
14 foregoing resolution was duly and regularly adopted at a meeting of the City Council on the 10th
15 day of May, 2011, by the following vote, to wit:

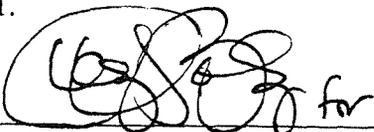
16 Ayes: Councilmembers Gardner, Melendrez, Bailey, Mac Arthur, Hart, and
17 Adams

18 Noes: None

19 Absent: Councilmember Davis

20 Disqualified: None

21 IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of
22 the City of Riverside, California, this 13th day of May, 2011.

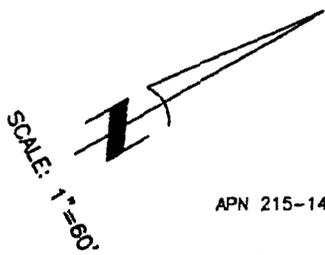
23 
24 COLLEEN J. NICOL
25 City Clerk of the City of Riverside

26
27
28 O:\Cycom\WPDocs\D022\PO12\00066581.doc
CA: 11-1149



PARCEL 7

SHEET 2 OF 2



APN 215-143-011

P.M. 176/72-81

PARCEL 7

MOST SOUTHERLY LINE
PARCEL 7 P.M. 176/72-81

N28°54'50"E

N28°54'50"E

S28°54'50"W

POR PAR 5

APN 215-143-009

APN 215-143-003

APN 215-143-004

RIVERSIDE WATER CO. CANAL

APN 215-143-005

APN 215-143-017

STREET VACATED PER DOCUMENT
No. 2006-0189494 REC. 3-16-2006

APN 215-143-018

NINTH STREET

N61°07'48"W

S61°07'48"E

738.36'

N61°07'48"W

1335.31'

N28°51'16"E

66.00'

SANTA FE AVENUE

N28°51'48"E

25'

APN 213-322-003

APN 213-322-004

AREA TO BE VACATED

APN 213-322-005

Q. OLIVE STREET (VACATED)

APN 213-322-006

P.O.B. RIVERSIDE WATER CO. CANAL

APN 213-322-010

APN 213-322-015

38'

38'

30'

30'

COMMERCE STREET

M.B. 6/48 S.B. CO.

M.B. 6/48 S.B. CO.



TKE ENGINEERING, INC.
2305 CHICAGO AVENUE
RIVERSIDE, CA 92507
(951) 680-0440

EXHIBIT 'A'

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

C. J. Nicol

C. J. Nicol, City Clerk
City of Riverside, California

Executed on Oct. 24 2013, at
Riverside, California 6-16939



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