

358

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

417



FROM: Department of Facilities Management **SUBMITTAL DATE:** March 10, 2003

SUBJECT: AUTHORIZING CONDEMNATION OF REAL PROPERTY FOR FREEWAY IMPROVEMENT PURPOSES - STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION – INTERSTATE 215/91/60 SEQUENCING PROJECT

RECOMMENDED MOTION: That the Board of Supervisors approve Resolution 2003-46, Authorizing Condemnation of Real Property for Freeway Improvement Purposes, on behalf of the State of California, Department of Transportation (Caltrans), for the Interstate 215/91/60 Sequencing Project.

BACKGROUND: On March 18, 2003, the Board adopted the Resolution for the Notice of Intent to Condemn Real Property for parcels affected by this freeway improvement project. By authorizing condemnation of these properties, Caltrans will be able to begin the process to obtain possession, which will expedite the construction of the new interchange configuration. Negotiations are continuing with the property owners involved in this project.

MJS:JS:sh
8.203


MICHAEL J. SYLVESTER, Director
Department of Facilities Management

FINANCIAL DATA:

CURRENT YEAR COST \$ -0-
NET COUNTY COST \$ -0-

ANNUAL COST \$ -0-
IN CURRENT YEAR BUDGET: N/A
BUDGET ADJUSTMENT: N/A **FOR FY:** N/A

SOURCE OF FUNDS: State of California, Department of Transportation

C.E.O. RECOMMENDATION:

APPROVE



County Executive Officer Signature

Policy
 Policy

Consent
 Consent

Department Recommendation:
Per Executive Office:

Prev. Agn. ref.

Dist. 1, 2 and 5

AGENDA NO.

9.3

RESOLUTION NO. 2003-46

AUTHORIZING CONDEMNATION OF REAL PROPERTY
FOR I-215/60/91 FREEWAY IMPROVEMENT PURPOSES

BE IT RESOLVED, FOUND, DETERMINED, AND ORDERED by the Board of Supervisors of Riverside County, State of California, in regular session assembled on April 15, 2003, as follows:

1. That notice of intention to adopt this resolution was given to each person, whose hereinafter described real property is to be acquired by eminent domain, in accordance with Section 1245.235 of the Code of Civil Procedure and a hearing was conducted by the Board of the matters contained herein.

2. That the authority for the County to acquire the real property by eminent domain is contained in Article 1, Section 19 of the California Constitution; Sections 940, 941.1 and 943 of the Streets and Highways Code; Section 25350.5 of the Government Code; Sections 1240.010, 1240.020, 1240.110, 1240.410, 1240.420, 1240.510 and 1240.610 of the Code of Civil Procedure.

3. That the public interest and necessity require the proposed project.

4. That the use for which the real property is to be taken is for the Interstate 215/91/60 Sequencing Project, for road improvement purposes, including construction and maintenance, and for other uses incidental thereto and required.

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5. That the real property sought to be condemned is necessary for the construction of the public improvement and is located adjacent to Interstate 215, State Route 91 and State Route 60 in the County of Riverside, State of California, generally described as Assessor's Parcel Number 263-030-046, 263-030-053, 263-030-050, 263-030-042, 263-030-036, 263-030-045, 263-030-051, 263-030-047 and 263-030-052, also known as Caltrans Parcels #18023 and 18025, and a specific description of the real property and the interests sought to be condemned are set forth in Exhibit "A", attached hereto and by this reference made a part hereof.

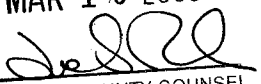
6. That the public improvement is planned and located in the manner that will be most compatible with the greatest public good and the least private injury.

7. That the offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record.

BE IT FURTHER RESOLVED that the State of California, Department of Transportation, after approval of the Authorization of Condemnation by the County of Riverside Board of Supervisors, will continue with the processes necessary to acquire, in the name of the State of California, fee simple title and temporary construction easements in accordance with the Constitution and laws relating to eminent domain.

FORM APPROVED
COUNTY COUNSEL

MAR 10 2003

BY 
ASSISTANT COUNTY COUNSEL

JMP:js26
3/6/03
8.178

1 Parcel 18023-1

2 For freeway purposes, that portion of Parcel 2 of Parcel Map 20166, in the City of Riverside,
3 County of Riverside, State of California, as shown by map on file in Book 131, Pages 11 and 12 of
4 Parcel Maps, records of said County, lying within Section 4, Township 3 South, Range 4 West, San
5 Bernardino Meridian, described as follows:

6 BEGINNING at the easterly terminus of the northerly line of said Parcel 2, said
7 northerly line also being the northerly line of said Section 4; thence along said northerly line,
8 North 89°29'01" West, 12.509 meters (41.04 feet) to the southeasterly line of that certain parcel of
9 land as described in the Grant Deed to Raceway Ford Inc. recorded September 16, 1999 as
10 Document No. 1999-416012 of Official Records of said County; thence along said southeasterly
11 line, South 28°18'06" West, 13.263 meters (43.51 feet); thence South 63°38'12" East, 5.333
12 meters (17.50 feet); thence South 63°38'42" East, 80.272 meters (263.36 feet); thence
13 South 56°52'18" East, 97.161 meters (318.77 feet) to a point on a non-tangent curve in the easterly
14 line of said Parcel 2, concave westerly having a radius of 260.701 feet (855.32 feet), a radial line to
15 said point bears North 81°47'20" East; thence northerly, along said non-tangent curve, 23.985
16 meters (78.69 feet) through a central angle of 5°16'17" to the northeasterly line of said Parcel 2;
17 thence along said northeasterly line, North 59°35'00" West, 156.274 meters (512.71 feet) to the
18 POINT OF BEGINNING,

19 Together with all of the existing improvements which are located partially within and partially
20 outside the boundaries of the above-described parcel, together with the right and easement to
21 enter upon the owner's remaining land outside the boundaries of said parcel at any time within 120
22 days after the date of possession is authorized as indicated in the order of possession, or within
23 120 days after Final Judgment in Condemnation, for the purpose of removing all of the said existing
24 improvements.

25 Lands abutting said freeway shall have no right or easement of access thereto.

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28 (continued)

1 Parcel 18023-1 (continued)

2 The bearings and distances used in the above description are on the California Coordinate
3 System of 1983 Zone 6. Multiply distances shown by 1.00006349 to obtain the ground level
4 distance.

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23 This real property description has been prepared by me, or under my direction, in
24 conformance with the Professional Land Surveyors Act.

25
26 Signature: 
27 *Professional Land Surveyor*



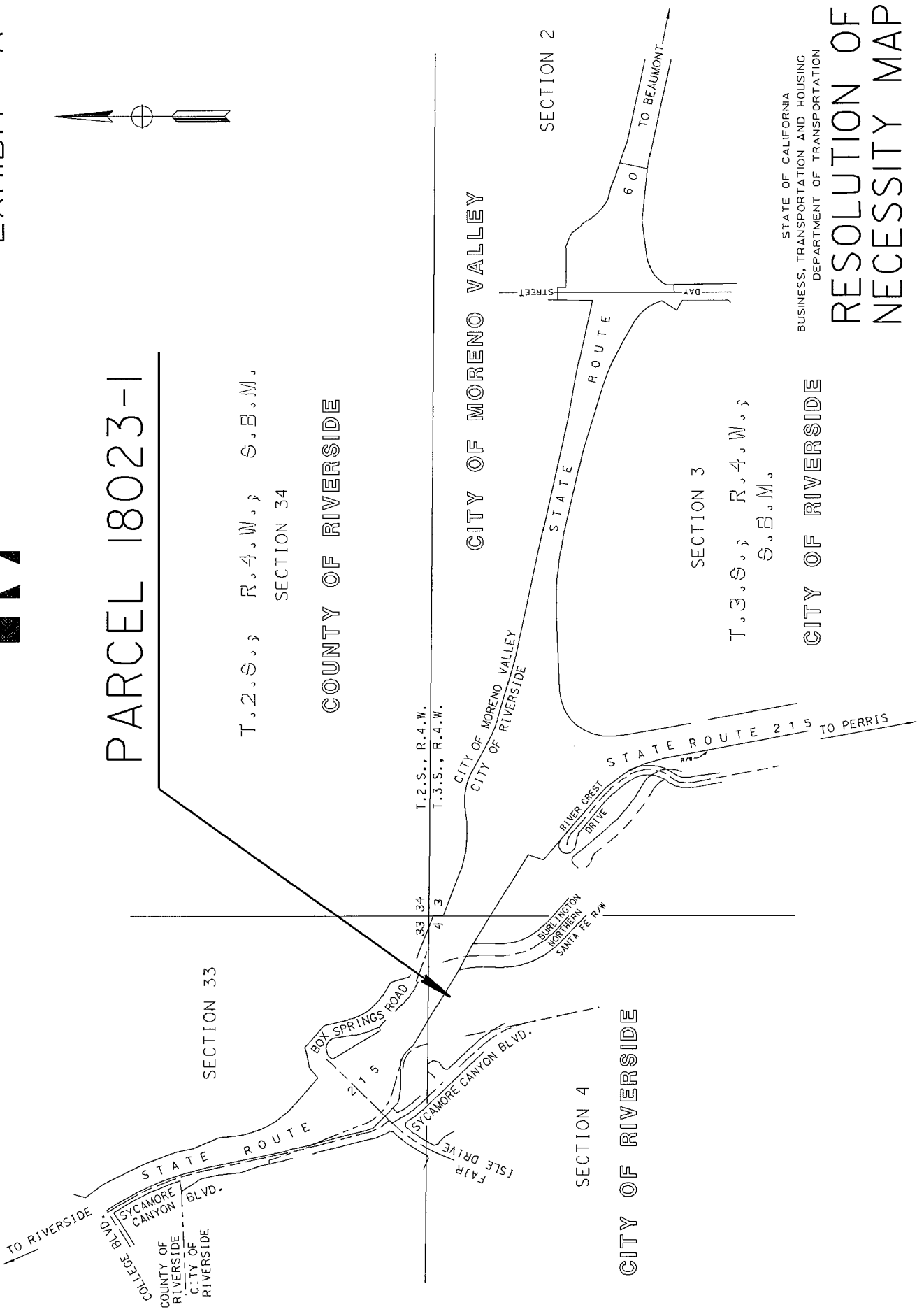
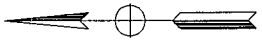
28 Date: March 3, 2003



DIST.	COUNTY	ROUTE	KILOMETER POST
08	Riv	215	R62.1

EXHIBIT "A"

PARCEL 18023-1



T.2.S., R.4.W., S.B.M.
SECTION 34

COUNTY OF RIVERSIDE

T.2.S., R.4.W.
T.3.S., R.4.W.

CITY OF MORENO VALLEY

SECTION 2

SECTION 3

T.3.S., R.4.W., S.B.M.

CITY OF RIVERSIDE

SECTION 4

CITY OF RIVERSIDE

STATE OF CALIFORNIA
BUSINESS, TRANSPORTATION AND HOUSING
DEPARTMENT OF TRANSPORTATION

RESOLUTION OF NECESSITY MAP

NO SCALE

CITY OF RIVERSIDE

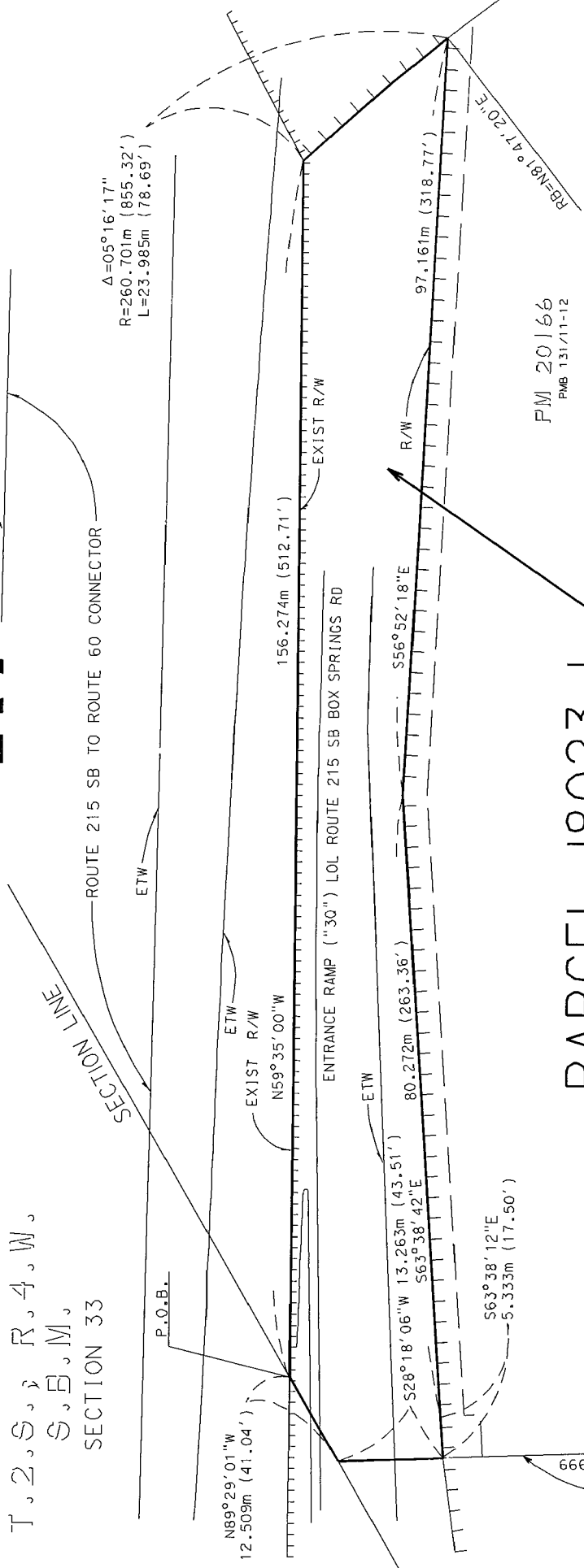
DIST.	COUNTY	ROUTE	KILOMETER POST
08	RIV	215	R62.1



EXHIBIT "B"

T. 2. S. 3. R. 4. W. S. B. M. SECTION 33

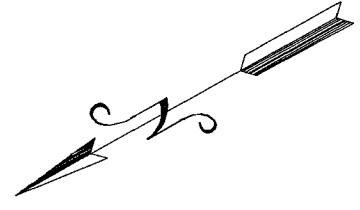
T. 3. S. 3. R. 4. W. S. B. M. SECTION 4



PM 20166
PMB 131/11-12

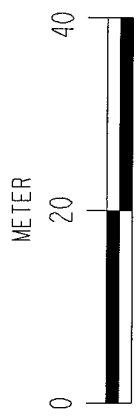
PARCEL 2

PARCEL 18023-1



STATE OF CALIFORNIA
BUSINESS, TRANSPORTATION AND HOUSING AGENCY
DEPARTMENT OF TRANSPORTATION

RESOLUTION OF NECESSITY MAP



SCALE 1:800

REC. SEPTEMBER 16, 1999
DOC. 1999-416012

1 Parcel 18025-1

2 For freeway purposes, that portion of Section 4, Township 3 South, Range 4 West, San
3 Bernardino Meridian, in the City of Riverside, County of Riverside, State of California, described as
4 follows:

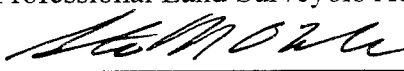
5 BEGINNING at the northeast corner of that certain parcel of land as described in a Grant
6 Deed to Raceway Ford Inc., recorded September 16, 1999 as Document No. 99-416012 of Official
7 Records of said County; thence along the easterly line of said certain parcel, South 28°18'06" West,
8 13.263 meters (43.51 feet); thence North 63°38'12" West, 0.224 meters (0.73 feet) to a point on a
9 non-tangent curve, concave southerly, having a radius of 96.271 meters (315.85 feet), a radial line to
10 said point bears North 26°21'21" East; thence westerly along said curve, 87.162 meters (285.96 feet)
11 through a central angle of 51°52'28" to a point on a non-tangent curve, concave southwesterly
12 having a radius of 18.288 meters (60.00 feet), a radial line to said point bears North 71°30'52" East;
13 thence northwesterly, along said non-tangent curve, 15.202 meters (49.88 feet) through a central
14 angle of 47°37'37"; thence North 23°53'15" East, 1.032 meters (3.39 feet) to the north line of said
15 Section 4; thence along last said north line, South 89°29'01" East, 100.227 meters (328.83 feet) to
16 the POINT OF BEGINNING.

17 Lands abutting said freeway shall have no right or easement of access thereto.

18 The bearings and distances used in the above description are on the California Coordinate
19 System of 1983 Zone 6. Multiply distances shown by 1.00006349 to obtain the ground level
20 distance.

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24 This real property description has been prepared by me, or under my direction, in
25 conformance with the Professional Land Surveyors Act.

26 Signature: 
27 *Professional Land Surveyor*

28 Date: February 28, 2003



1 Parcel 18025-2

2 A temporary easement for construction purposes and incidents thereto over, under and across
3 that portion of Section 4, Township 3 South, Range 4 West, San Bernardino Meridian, in the City of
4 Riverside, County of Riverside, State of California, described as follows:

5 COMMENCING at the northeast corner of that certain parcel of land as described in a Grant
6 Deed to Raceway Ford Inc., recorded September 16, 1999 as Document No. 99-416012 of Official
7 Records of said County; thence along the easterly line of said certain parcel, South 28°18'06" West,
8 13.263 meters (43.51 feet) to the POINT OF BEGINNING; thence Course "A",
9 North 63°38'12" West, 0.224 meters (0.73 feet) to a point on a non-tangent curve, concave
10 southerly, having a radius of 96.271 meters (315.85 feet), a radial line to said point bears
11 North 26°21'21" East; thence Course "B", westerly, along said non-tangent curve, 87.162 meters
12 (285.96 feet) through a central angle of 51°52'28" to a point on a non-tangent curve, concave
13 westerly, having a radius of 18.288 meters (60.00 feet), a radial line to said point bears
14 North 71°30'52" East; thence southerly along said non-tangent curve 5.209 meters (17.09 feet)
15 through a central angle of 16°19'13" to a point on a non-tangent curve, concentric with and 5.000
16 meters (16.40 feet) southerly of Course "B", having a radius of 91.271 meters (299.45 feet), a radial
17 line to said point bears North 26°22'22" West; thence easterly, along said concentric curve, 84.020
18 meters (275.66 feet) through a central angle of 52°44'38" to a line parallel with and distant
19 southwesterly 5.000 meters (16.40 feet) measured at right angles from said Course "A"; thence along
20 said parallel line, South 63°38'12" East, 0.030 meters (0.10 feet) to the said easterly line; thence
21 along the said easterly line North 28°18'06" East, 5.003 meters (16.41 feet) to the POINT OF
22 BEGINNING.

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24 All rights acquired herein shall terminate on October 1, 2007.

25 The bearings and distances used in the above description are on the California Coordinate
26 System of 1983 Zone 6. Multiply distances shown by 1.00006349 to obtain the ground level
27 distance.

28 **(continued)**

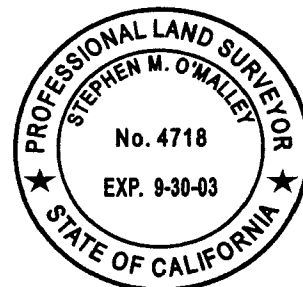
1 Parcel 18025-2 (continued)

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24 This real property description has been prepared by me, or under my direction, in
25 conformance with the Professional Land Surveyors Act.

26 Signature: *Stephen M. O'Malley*
27 Professional Land Surveyor

28 Date: February 28, 2003



1 Parcel 18025-3

2 A temporary easement for construction purposes and incidents thereto over, under and across
3 that portion of Section 4, Township 3 South, Range 4 West, San Bernardino Meridian, in the City of
4 Riverside, County of Riverside, State of California, described as follows:

5 COMMENCING at the northeast corner of that certain parcel of land as described in a Grant
6 Deed to Raceway Ford Inc., recorded September 16, 1999 as Document No. 99-416012 of Official
7 Records of said County; thence along the easterly line of said certain parcel, South 28°18'06" West,
8 92.942 meters (304.93) to an angle point therein; thence continuing along said easterly line,
9 South 45°59'43" West 27.761 meters (91.08 feet) to the northeasterly line of Sycamore Canyon
10 Boulevard as conveyed to the City of Riverside by a Grant Deed recorded July 7, 1994 as Instrument
11 No. 273439 of Official Records of said County; thence along said northeasterly line,
12 North 44°00'34" West, 48.705 meters (159.79 feet) to the POINT OF BEGINNING; thence
13 continuing along said northeasterly line North 44°00'34" West, 17.071 meters (56.01 feet) to a point
14 on a non-tangent curve, concave easterly having a radius of 14.478 meters (47.50 feet), a radial line
15 to said point bears South 63°13'52" West; thence northerly 8.892 meters (29.17 feet) along said non-
16 tangent curve, through a central angle of 35°11'26" to a line parallel with and distant northeasterly
17 5.000 meters (16.40 feet) measured at right angles from said northeasterly line; thence along said
18 parallel line South 44°00'34" East, 24.256 meters (79.58 feet); thence South 45°59'26" West, 5.000
19 meters (16.40 feet) to the POINT OF BEGINNING.

20 All rights acquired herein shall terminate on October 1, 2007.

21 The bearings and distances used in the above description are on the California Coordinate
22 System of 1983 Zone 6. Multiply distances shown by 1.00006349 to obtain the ground level
23 distance.

24 This real property description has been prepared by me, or under my direction, in
25 conformance with the Professional Land Surveyors Act.

26 Signature: 
27 *Professional Land Surveyor*

28 Date: March 5, 2003



1 Parcel 18025-4

2 For freeway purposes, the extinguishment of all easement of access in and to Sycamore
3 Canyon Boulevard, appurtenant to the grantor's remaining property, over and across that portion of
4 the northeasterly line of said Sycamore Canyon Boulevard described as follows:

5 BEGINNING at the northerly terminus of that certain course in the northeasterly line of
6 Sycamore Canyon Boulevard as conveyed to the City of Riverside by a Grant Deed recorded July 7,
7 1994 as Instrument No. 273439 of Official Records of said County, recited therein as
8 "South 43°59'56" East, 315.33 feet"; thence along said northeasterly line, South 44°00'34" East
9 17.071 meters (56.01 feet).

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11 The bearings and distances used in the above description are on the California Coordinate
12 System of 1983 Zone 6. Multiply distances shown by 1.00006349 to obtain the ground level
13 distance.

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24 This real property description has been prepared by me, or under my direction, in
25 conformance with the Professional Land Surveyors Act.

26 Signature: *Stephen M. O'Malley*
27 Professional Land Surveyor

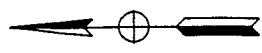
28 Date: March 5, 2003





DIST.	COUNTY	ROUTE	KILOMETER POST
08	Riv	215	R62.3

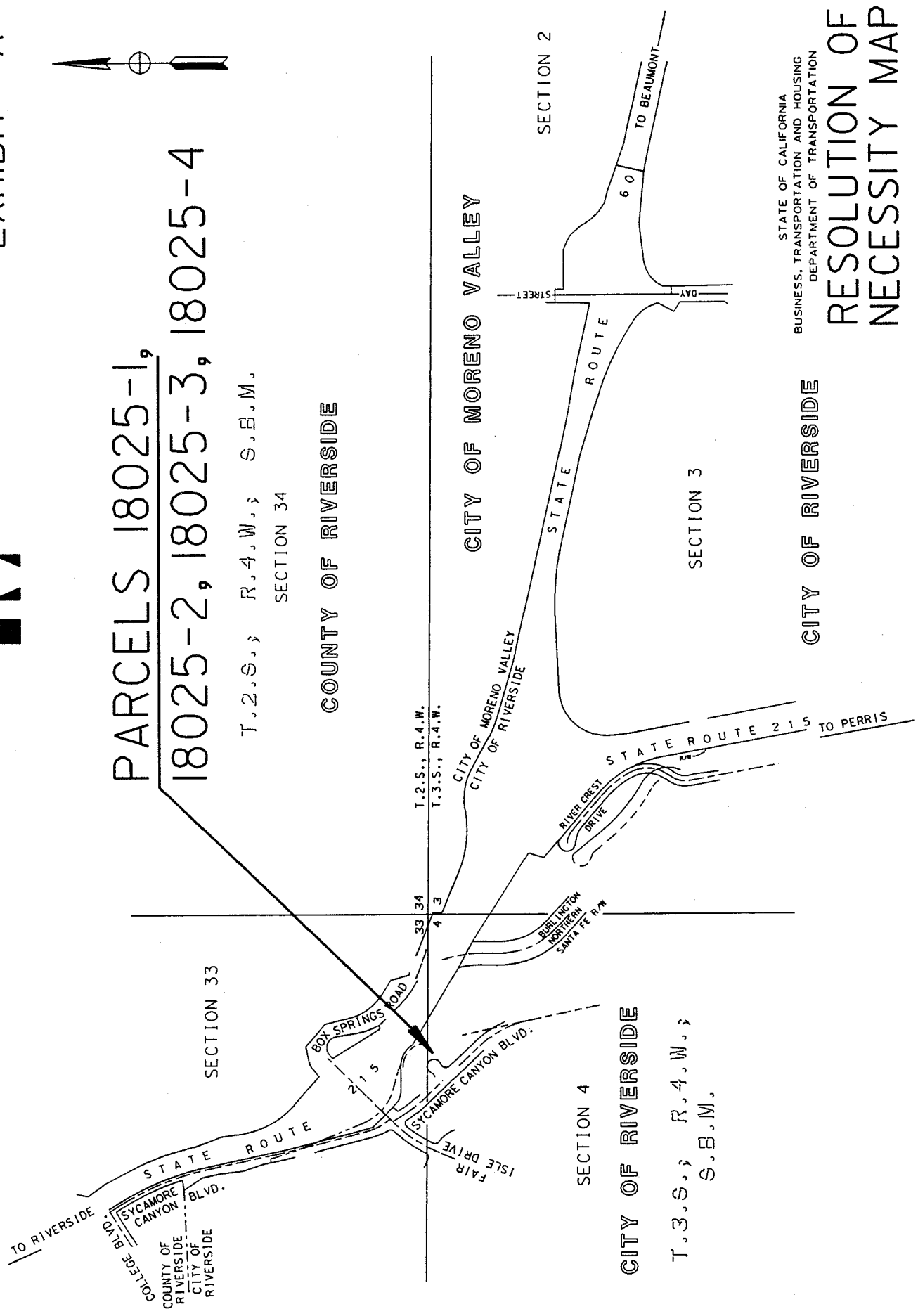
EXHIBIT "A"



PARCELS 18025-1,
18025-2, 18025-3, 18025-4

T.2.S., R.4.W., S.B.M.
SECTION 34

COUNTY OF RIVERSIDE



CITY OF RIVERSIDE
T.3.S., R.4.W., S.B.M.

STATE OF CALIFORNIA
BUSINESS, TRANSPORTATION AND HOUSING
DEPARTMENT OF TRANSPORTATION
RESOLUTION OF
NECESSITY MAP
NO SCALE

