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**SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

**FROM:** General Manager-Chief Engineer

**SUBMITTAL DATE:**  
December 23, 2003

**SUBJECT:** County Line Channel  
Project No. 2-0-0300  
Notice of Intention to Condemn Real Property

**RECOMMENDED MOTION:**

Approve Resolution No. F2003-70, Notice of Intention to Condemn Real Property for Flood Control Purposes, within the City of Ontario, County of San Bernardino and set a public hearing for Resolution No. F2004-03, Authorizing Condemnation of Real Property for Flood Control Purposes on January 13, 2004.

**BACKGROUND:**

On July 29, 2003 the District entered into a Cooperative Agreement with the County of Riverside, the San Bernardino Flood Control District and the City of Ontario to construct, operate and maintain the County Line Channel project. This project is bound on the east by Hamner Avenue and on the west by its connection to the Cucamonga Creek Channel. It is contained primarily within the future right of way of Bellegrave Avenue and is within both the Counties of Riverside and San Bernardino.

Departmental Concurrence

GSW:ac

**WARREN D. WILLIAMS**  
General Manager-Chief Engineer

**FINANCIAL DATA**

Current F.Y. District Cost:	N/A	In Current Year Budget:	N/A
Current F.Y. County Cost:	N/A	Budget Adjustment:	N/A
Annual Net District Cost:	N/A	For Fiscal Year:	N/A

**SOURCE OF FUNDS:**

Positions To Be Deleted Per A-30	<input type="checkbox"/>
Requires 4/5 Vote	<input checked="" type="checkbox"/>

**C.E.O. RECOMMENDATION:**

**APPROVE**

**County Executive Office Signature**

- Policy
- Policy
- Consent
- Consent
- Dep't Recomm.:
- per Exec. Ofc.:

Prev. Aan. Ref.:

District: 1st

Agenda Number:

**11.3**

MSP  
SCT

2003 DEC 13 PM 11:14  
RECEIVED VIA FAX

**FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD SUBMITTAL  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

**SUBJECT:** County Line Channel Project No. 2-0-0300

**SUBMITTAL DATE:** December 23, 2003

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The District is planning to construct a reinforced concrete box from Hamner Avenue to immediately west of Haven Avenue and the remainder of the project will be an open channel with appurtenances. Upon completion, the channel will be maintained and operated by the San Bernardino Flood Control District. This project will help to prevent flooding in the Eastvale area of Riverside County as a part of the Master Drainage Plan. Negotiations have been conducted with all affected owners within the City of Ontario and have been successful with all property owners, except for a partial interest in one property, which is in Trust. On December 2, 2003 the City of Ontario adopted a Resolution authorizing the Riverside County Flood Control and Water Conservation District to condemn this property.

**BOARD OF SUPERVISORS****RIVERSIDE COUNTY FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT**RESOLUTION NO. F2003-70NOTICE OF INTENTION TO CONDEMN REAL PROPERTY  
FOR FLOOD CONTROL PURPOSES

BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Supervisors of the RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, County of Riverside, State of California, in regular session assembled on December 23, 2003 and NOTICE IS HEREBY GIVEN as follows:

1. That this Board intends to adopt a resolution of necessity authorizing the condemnation of certain parcels of real property for the construction of the County Line Channel, described as Parcels 2300-4A, 2300-4B, 2300-4C, 2300-4T1 and 2300-4T2, also known as APNs: 0218-321-01, 0218-321-04, 0218-321-06, 0218-321-07 and 0218-321-08 and as shown on Record of Survey on file in the Office of the Clerk to the Board, and to hold a public hearing on January 13, 2004, at 1:30 p.m. in the meeting room of the Board of Supervisors located on the 1st floor, County Administrative Center, 4080 Lemon Street, Riverside, California, at which time each person whose real property is sought to be condemned and whose name and address appears on the last equalized County Assessment Roll and who has filed a timely written request to appear and be heard, will be given an opportunity to be heard on the following matters:
  - a. Whether the public interest and necessity require the construction of the public improvement.

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- b. Whether 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.
- c. Whether the real property sought to be acquired is necessary for the construction of the public improvement.
- d. Whether the offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record.

2. That the failure of any person, whose real property is sought to be condemned, to file a written request to appear and be heard with the Clerk of the Board within 15 days after a copy of the resolution is mailed to, or personally served upon such person, will result in his or her waiver of the right to appear and be heard.

BE IT FURTHER RESOLVED that the Clerk of the Board shall cause a copy of this resolution and a copy of the Record of Survey and Right of Way Maps to be mailed to or personally served upon each person whose real property is sought to be condemned and whose name and address appears on the last equalized County Assessment Roll.

GW:ac

FORM APPROVED  
COUNTY COUNSEL

DEC 10 2003

BY   
ASSISTANT COUNTY COUNSEL