

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

705 B



**FROM:** TLMA- Transportation Department

**SUBMITTAL DATE:**  
November 1, 2004

**SUBJECT:** Summarily vacating Palm Leaf Court and a portion of abutter's rights of access along Varner Road, Fourth Supervisorial District.

**RECOMMENDED MOTION:** That the Board adopt Resolution No. 2004-443, Summarily vacating Palm Leaf Court and a portion of abutter's rights of access along Varner Road.

**BACKGROUND:** Palm Leaf Court and said abutter's rights of access were dedicated and accepted for public use by the recording of Parcel Map 28514. Robertson's Ready Mix and/or its' subsidiaries are owners of all surrounding properties. Robertson's Ready Mix will be using the property to build new facilities per Conditional Use Permit # 03314. Access will not be eliminated to any parcels.

Departmental Concurrence

REVIEWED BY EXECUTIVE OFFICE

*[Handwritten signature]*  
DATE 11/1/04

FORM APPROVED  
COUNTY COUNSEL

OCT 12 2004

BY *[Handwritten signature: Gordon V. Ubo]*

EDH:rlj

Attachments: Res. No. 2004-443  
Exhibits

*[Handwritten signature: George A. Johnson]*  
George A. Johnson  
Director of Transportation

Dept's Recomm.:  Consent  Policy  
Per Exec. Ofc.:  Consent  Policy

Prev. Agn. Ref.:

District: 4

Agenda Number:

2  
3 **RESOLUTION NO. 2004-443**

4 **SUMMARILY VACATING PALM LEAF COURT AND A PORTION**  
5 **OF THE RESTRICTED ABUTTER'S RIGHTS**  
6 **OF ACCESS ALONG VARNER ROAD, IN THE RANCHO MIRAGE AREA**  
7 **(Fourth Supervisorial District)**  
8 **(AB 03028)**  
9

10 **WHEREAS**, the hereinafter-described Palm Leaf Court (Lot C), and restricted abutter's  
11 rights of access along Varner Road, were dedicated for public road use to the County, by Parcel  
12 Map 28514, recorded in Book 194, Pages 3 and 4, of Parcel Maps, Records of the County of  
13 Riverside,  
14

15 **WHEREAS**, the offers of dedication for said Palm Leaf Court, and said restricted  
16 abutter's rights of access along Varner Road, have been accepted for public use by the County  
17 of Riverside, and as part of the County maintained road system; and  
18

19 **WHEREAS**, these vacations will not eliminate access to any parcels, are excess right of  
20 way, are not required for public street or highway purposes, and are excess interest; now  
21 therefore,  
22

23 **BE IT RESOLVED, DETERMINED AND ORDERED**, by the Board of Supervisors  
24 of the County of Riverside, State of California, in regular session assembled on,  
25 November 9, 2004, as follows;  
26

- 27 1. That pursuant to section 8334(a) of the Streets and Highways Code, the hereinafter-

28 ///

1 **RESOLUTION No. 2004-443**

2

3 described Palm Leaf Court and the hereinafter-described portions of the restricted abutters  
4 rights of access are not required for public street and highway purposes, are excess right of way,  
5 and are hereby summarily vacated;

6

7 EXCEPTING AND RESERVING from the vacations, any easement for any existing  
8 public utilities and public service facilities, together with the right to maintain, operate, replace,  
9 remove or renew such facilities, pursuant to Section 8340 of the Streets and Highways Code.

10

11 2. That the herein-described Palm Leaf Court and portions of the restricted abutters  
12 rights of access are unnecessary for present or prospective public use, including uses as non-  
13 motorized transportation facilities;

14

15 Said road and said portions of restricted abutter's rights of access are in the County of  
16 Riverside, State of California, and are described as follows:

17

18 SEE LEGAL DESCRIPTIONS AND PLATS ATTACHED HERETO  
19 AS EXHIBITS "A", "B", "C", AND "D" AND MADE A PART HEREOF

20

21 **BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the Clerk of  
22 the Board shall cause a certified copy of this resolution to be recorded in the Office of the  
23 Recorder of Riverside County, California.

24

FORM APPROVED  
COUNTY COUNSEL

25

OCT 12 2004

26 EDH: rlj

BY Jordan V. Wbo

W.O.# AB 03028

EXHIBIT "A"

RIGHT OF WAY VACATION

ALL OF PALM LEAF COURT ALSO BEING LOT "C" AS SHOWN ON PARCEL MAP NO. 28514, ON FILE IN BOOK 194, PAGES 3 AND 4 OF PARCEL MAPS, RECORDS OF RIVERSIDE COUNTY CALIFORNIA, AND LYING WITHIN SECTION 19, TOWNSHIP 4 SOUTH, RANGE 6 EAST, SAN BERNARDINO BASE AND MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE CENTERLINE INTERSECTION OF VARNER ROAD AND PALM LEAF COURT, AS SHOWN ON SAID PARCEL MAP;

THENCE NORTH 56°00'10" EAST A DISTANCE OF 50.00 FEET ALONG THE CENTERLINE OF PALM LEAF COURT TO THE NORTHEASTERLY RIGHT OF WAY LINE OF SAID VARNER ROAD (HALF WIDTH BEING 50.00 FEET PER SAID PARCEL MAP NO. 28514), SAID POINT BEING THE **TRUE POINT OF BEGINNING**;

THENCE NORTH 33°59'50" WEST A DISTANCE OF 57.00 FEET ALONG SAID NORTHEASTERLY RIGHT OF WAY OF SAID VARNER ROAD TO THE CORNER CUT-BACK LINE OF THE NORTHWESTERLY RIGHT OF WAY LINE OF PALM LEAF COURT AS SHOWN ON SAID PARCEL MAP;

THENCE SOUTH 77°46'42" EAST A DISTANCE OF 33.24 FEET;

THENCE NORTH 56°00'10" EAST A DISTANCE OF 97.06 FEET ALONG SAID NORTHWESTERLY RIGHT OF WAY LINE OF PALM LEAF COURT TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 100.00 FEET;

THENCE NORTHEASTERLY ALONG SAID CURVE AND SAID RIGHT OF WAY LINE THROUGH A CENTRAL ANGLE OF 23°20'20" AN ARC DISTANCE OF 40.73 FEET;

THENCE NORTH 32°39'50" EAST A DISTANCE OF 50.00 FEET ALONG SAID RIGHT OF WAY LINE TO THE BEGINNING OF TANGENT CURVE CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 49.00 FEET;

THENCE NORTHEASTERLY, SOUTHERLY AND SOUTHWESTERLY ALONG SAID CURVE AND SAID RIGHT OF WAY LINE OF PALM LEAF COURT THROUGH A CENTRAL ANGLE OF 203°20'20", AN ARC DISTANCE OF 173.90 FEET;

THENCE SOUTH 56°00'10" WEST A DISTANCE OF 202.00 FEET ALONG THE SOUTHEASTERLY RIGHT OF WAY LINE OF PALM LEAF COURT TO THE CORNER CUT-BACK LINE OF SAID RIGHT OF WAY LINE OF PALM LEAF COURT AS SHOWN ON SAID PARCEL MAP;

THENCE SOUTH 09°47'02" WEST DISTANCE OF 33.24 FEET ALONG SAID CORNER CUT-BACK LINE TO THE NORTHEASTERLY RIGHT OF WAY LINE OF SAID VARNER ROAD;

THENCE NORTH 33°59'50" WEST A DISTANCE OF 57.00 FEET ALONG THE  
NORTHEASTERLY RIGHT OF WAY LINE OF SAID VARNER ROAD TO THE **TRUE  
POINT OF BEGINNING.**

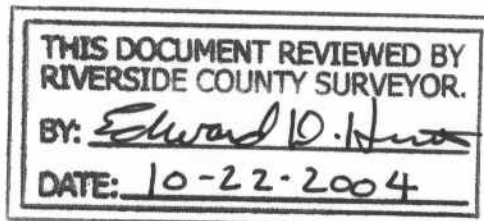
SAID PARCEL CONTAINS 0.48 ACRES, MORE OR LESS.

SEE EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.

PREPARED BY  
CRAIG A. COOK  
R.C.E. 23,323  
EXPIRES 12/31/2005



13 Sept. 04



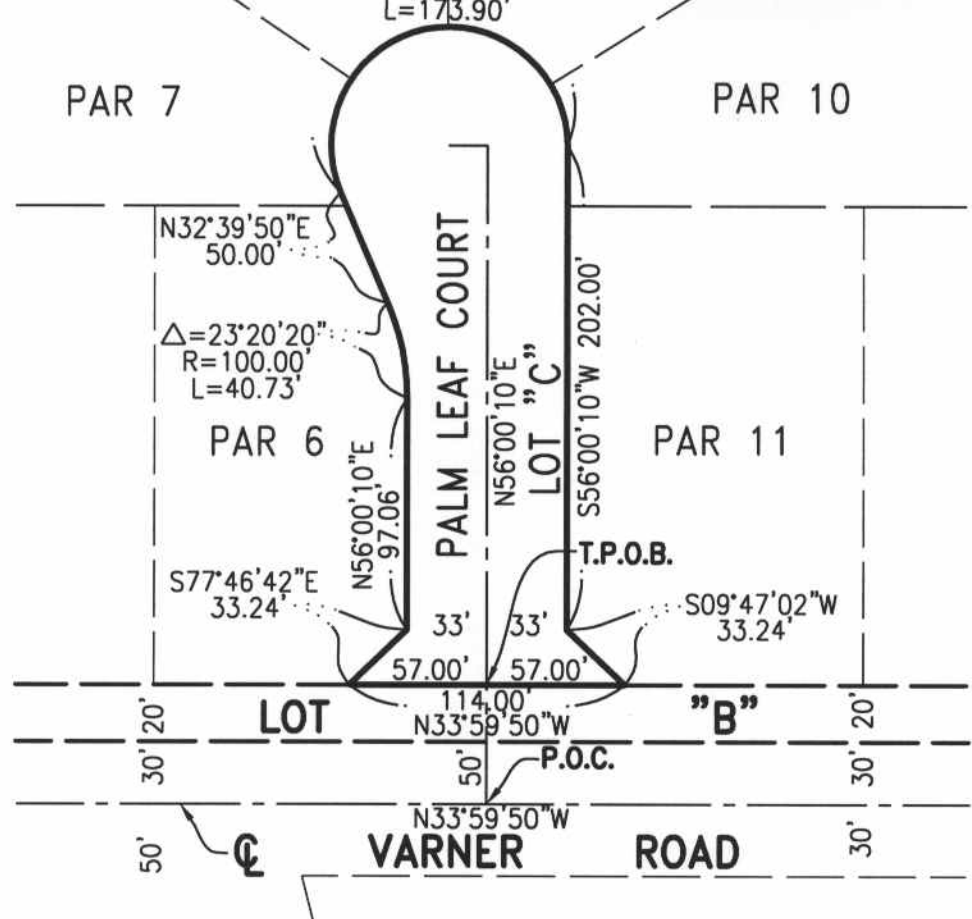
**EXHIBIT "B"**  
RIGHT OF WAY VACATION


PAR 8 | PAR 9

PM 194/3-4

$\Delta=203^{\circ}20'20''$   
 $R=49.00'$   
 $L=173.90'$

THIS DOCUMENT REVIEWED BY  
RIVERSIDE COUNTY SURVEYOR.  
BY: *Eward O. Hunt*  
DATE: 10-22-2004



 RIGHT OF WAY TO BE VACATED



**NOTE**  
ALL DATA RECORD AND  
MEASURED PER PARCEL  
MAP 28514 PM 149/3-4



*13 Sept. 04*

LOCATED IN SECTION 19 T.4S., R.6E.

**COUNTY 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.	SUBJECT: VACATION OF PALM LEAF COURT - PM 28514 EXHIBIT "B" AB 03-028	 <b>GABEL, COOK &amp; ASSOCIATES INC.</b> CIVIL ENGINEERS LAND SURVEYORS LAND PLANNERS 125 West La Cadena Drive, Suite A, Riverside, CA 92501 Telephone (909) 788-8092 Facsimile (909) 788-5184		
DATE: SEPT. 2003	SCALE: 1"=80'	PLAT-R/W VACATION	WO: 2080	SHEET 1 OF 1

EXHIBIT "C"

RESTRICTED ACCESS VACATION

A RESTRICTED ACCESS VACATION WITHIN A PORTION OF PARCEL 14 ALONG VARNER ROAD OF PARCEL MAP NO. 28514 AS SHOWN BY MAP ON FILE IN BOOK 194, PAGES 3 AND 4 OF PARCEL MAPS, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA. LYING IN SECTION 19, TOWNSHIP 4 SOUTH, RANGE 6 EAST, SAN BERNARDINO BASE AND MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE SOUTHERLY CORNER OF SAID PARCEL 14, SAID POINT ALSO BEING THE BEGINNING OF A NON-TANGENT CURVE CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 550.00 FEET, A RADIAL LINE BEARS SOUTH 44°40'12" WEST;

THENCE NORHTWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 7 °09'12" AN ARC DISTANCE OF 68.68 FEET;

EXCEPT THE SOUTHEASTERLY 30.00 FEET;

ALSO A SECOND ACCESS VACATION ALSO WITHIN A PORTION OF PARCEL 14 ALONG VARNER ROAD OF PARCEL MAP NO. 28514 AS SHOWN BY MAP ON FILE IN BOOK 194, PAGES 3 AND 4 OF PARCEL MAPS, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA, LYING IN SECTION 19, TOWNSHIP 4 SOUTH, RANGE 6 EAST, SAN BERNARDINO BASE AND MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

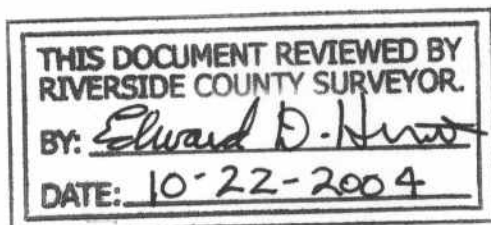
A 30.00 FOOT WIDE VACATION ALONG THE NORTHEASTERLY RIGHT OF WAY LINE OF SAID VARNER ROAD, THE NORTHERLY END OF SAID 30.00 FOOT WIDE VACATION LIES 28.98 FEET SOUTHERLY OF THE MOST WESTERLY CORNER OF SAID PARCEL 14, AS MEASURED ALONG SAID NORTHEASTERLY RIGHT OF WAY LINE OF VARNER ROAD.

SEE EXHIBIT "D" ATTACHED HERETO AND MADE A PART HEREOF.

PREPARED BY  
CRAIG A. COOK  
R.C.E. 23,323  
EXPIRES 12/31/2005



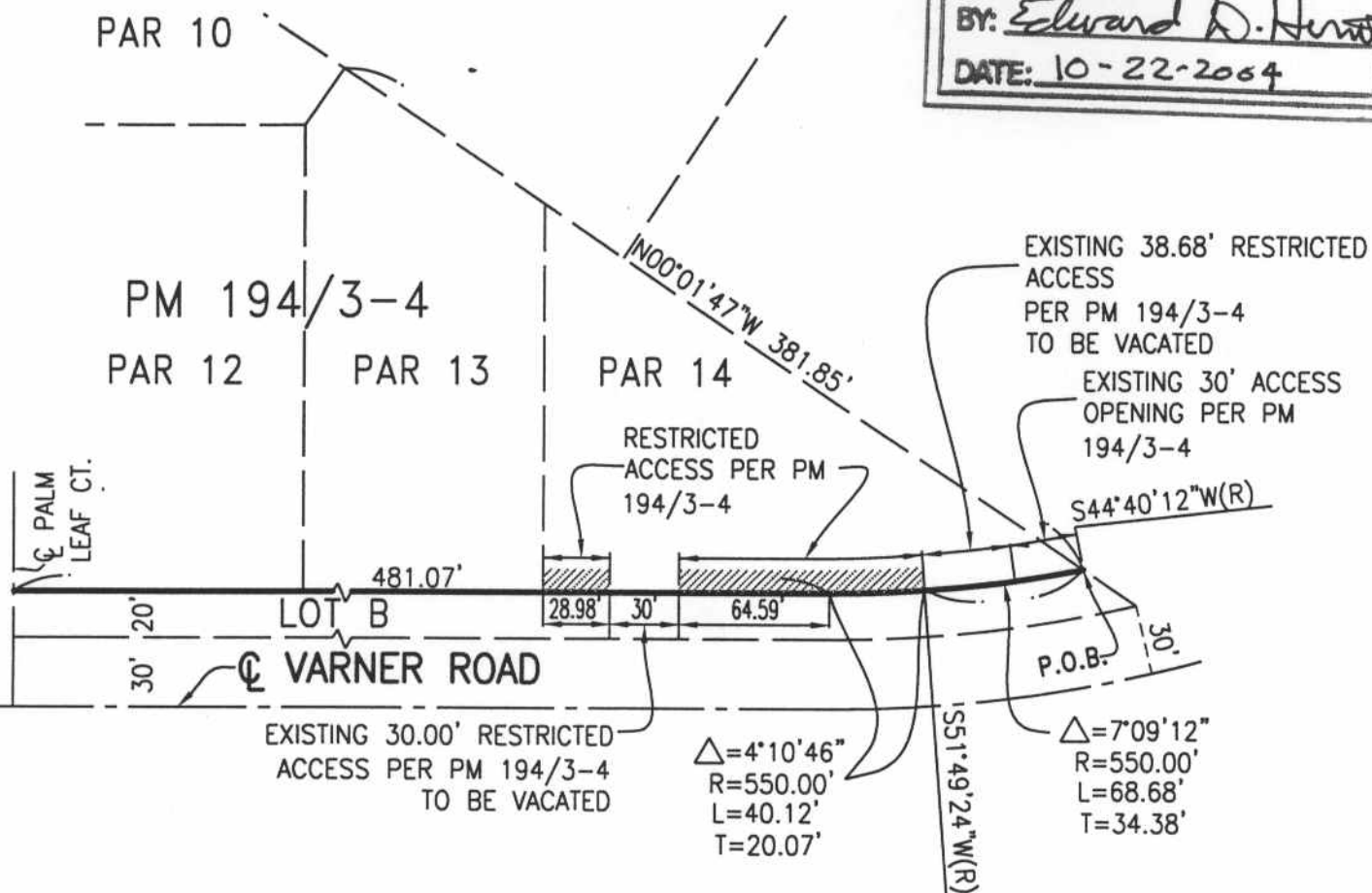
8 Oct. 2004



# EXHIBIT "D"

## RESTRICTED ACCESS VACATION

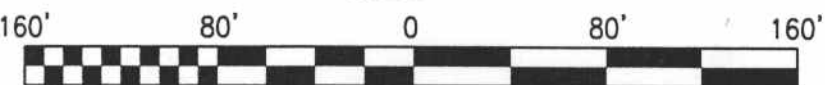
THIS DOCUMENT REVIEWED BY  
 RIVERSIDE COUNTY SURVEYOR.  
 BY: Edward D. Hunt  
 DATE: 10-22-2004



RESTRICTED ACCESS PER PM 194/3-4



\*NOTE  
 ALL DATA RECORD AND MEASURED PER PARCEL MAP 28514 PM 194/3-4



LOCATED IN SECTION 19 T.4S., R.6E.

## COUNTY 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.

SUBJECT:  
RESTRICTED ACCESS VACATION FOR PARCEL 14

**GABEL, COOK & ASSOCIATES INC.**  
 CIVIL ENGINEERS    LAND SURVEYORS  
 LAND PLANNERS  
 125 West La Cadena Drive, Suite A, Riverside, CA 92501  
 Telephone (909) 788-8092 Facsimile (909) 788-5184