

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



FROM: TLMA - Transportation Dept.

SUBMITTAL DATE: February 16, 2007

SUBJECT: Summarily vacating of a portion of Varner Road in the Thousand Palm area, Fourth Supervisorial District.

RECOMMENDED MOTION: Adopt Resolution No. 2007-066, summarily vacating of a portion of Varner Road.

BACKGROUND: The adjoining developer has requested this vacation. The developers Conditions of Approval require an 86.00 foot full-width right of way. The existing right of way in this area exceeds the required right of way, and is not required for public use. The County owns this portion of Varner Road in fee and the applicant will be purchasing this land from the County for \$107,000. This vacation will not eliminate access to any parcels.

Departmental Concurrence

FORM APPROVED
COUNTY COUNSEL

FEB 13 2007

BY Gordon V. Ubo

AM

Attachments: Resolution No. 2007-066
Exhibits "A" & "B"

George A. Johnson
George A. Johnson
Director of Transportation

REVIEWED BY EXECUTIVE OFFICE

DATE 2/16/07

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

Prev. Agn. Ref.:

District: 4

Agenda Number:

2.29

2
3 **RESOLUTION NO. 2007-066**

4 **SUMMARILY VACATING A PORTION OF VARNER ROAD**

5 **IN THE THOUSAND PALM AREA**

6 **(AB 04029)**

7 **(Fourth Supervisorial District)**

8
9 **WHEREAS**, the hereinafter-described portion of Varner Road was condemned
10 by the County of Riverside by Judgment In Condemnation recorded September 10,
11 1997 as Instrument No. 329158, Official Records of the Recorder of Riverside County,
12 California;

13
14 **WHEREAS**, the hereinafter-described portion of Varner Road is not necessary,
15 is excess Right of Way, and not required for public street or highway purposes, now,
16 therefore;

17
18 **BE IT RESOLVED, DETERMINED AND ORDERED** by the Board of
19 Supervisors of the County of Riverside, State of California, in regular session
20 assembled on February 27, 2007, as follows:

21
22 1. Pursuant to Section 8334(a) of the Streets and Highways Code that
23 the hereinafter-described portion of Varner Road is excess Right of Way, is no
24 longer required for public street and highway purposes and is hereby summarily
25 vacated.

1 **RESOLUTION NO. 2007-066**

2
3 SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO
4 AS EXHIBITS "A" AND "B" AND MADE A PART HEREOF

5
6 **EXCEPTING AND RESERVING** from the vacation an easement for any existing
7 public utilities and public service facilities, together with the right to maintain, operate,
8 replace, remove, or renew such facilities, pursuant to section 8340 of the Streets and
9 Highways Code.

- 10
11 2. That the herein-described portion of Varner Road is unnecessary for
12 present or prospective public use, including use as a non- motorized
13 transportation facility.

14
15 **BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the Clerk
16 of the Board is directed to cause a certified copy of this resolution to be recorded in
17 the office of the Recorder of the County of Riverside, California.

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23
24 PH

25 W.O. # AB 04029

FORM APPROVED
COUNTY COUNSEL

FEB 13 2007

BY Gordon V. Woo

EXHIBIT "A"
RIGHT OF WAY VACATION

IN THE UNINCORPORATED TERRITORY OF RIVERSIDE COUNTY, STATE OF CALIFORNIA, IN THE SOUTHWEST ONE QUARTER OF SECTION 20, TOWNSHIP 4 SOUTH, RANGE 6 EAST, SAN BERNARDINO MERIDIAN, BEING A PORTION OF THAT PARCEL OF LAND DESCRIBED IN FINAL ORDER OF CONDEMNATION RECORDED SEPTEMBER 10, 1997 AS INSTRUMENT NO. 329158, OFFICIAL RECORDS OF SAID COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWESTERLY END OF THAT LINE DESCRIBED IN SAID FINAL ORDER OF CONDEMNATION AS SOUTH 46°24'45" WEST A DISTANCE OF 42.88 FEET AND THE NORTHWESTERLY TERMINUS OF A CURVE CONCAVE SOUTHWESTERLY HAVING A RADIUS OF 1660.00 FEET AND ALSO BEING A POINT ON THE NORTHERLY RIGHT OF WAY LINE OF VARNER ROAD AS SHOWN PER CAL-TRANS RIGHT OF WAY MAPS 405064-1 THROUGH 405064-7, INCLUSIVE, (ON FILE IN THE RIVERSIDE COUNTY SURVEYORS OFFICE AS R/W 205/195-200A);

THENCE ALONG A SOUTHWESTERLY PROLONGATION OF SAID LINE SOUTH 46°24'45" WEST A DISTANCE OF 12.00 FEET TO A POINT ON A NON-TANGENT CURVE, CONCENTRIC WITH THE CENTERLINE OF VARNER ROAD, ESTABLISHED PER SAID CAL-TRANS RIGHT OF WAY MAPS HAVING A RADIUS OF 1,648.00 FEET, A RADIAL LINE OF SAID CURVE THROUGH SAID POINT BEARS SOUTH 46°24'45" WEST;

THENCE SOUTHEASTERLY ALONG THE ARC OF SAID CURVE AN ARC DISTANCE OF 315.48 FEET THROUGH A CENTRAL ANGLE OF 10° 58'06";

THENCE SOUTH 32° 37'09" EAST PARALLEL WITH THE CENTERLINE OF SAID VARNER ROAD A DISTANCE OF 565.94 FEET TO A POINT ON A TANGENT CURVE CONCAVE NORTHEASTERLY HAVING A RADIUS OF 2952.00 FEET;

THENCE SOUTHEASTERLY ALONG SAID CURVE AN ARC DISTANCE OF 298.39 FEET THROUGH A CENTRAL ANGLE OF 05° 47'30" TO A POINT ON A NON-TANGENT CURVE, CONCAVE NORTHEASTERLY BEING CONCENTRIC WITH THE CENTERLINE OF VARNER ROAD PER SAID CAL-TRANS RIGHT OF WAY MAPS 405064-1 THROUGH 405064-7, INCLUSIVE, HAVING A RADIUS OF 2932.00 FEET, A RADIAL LINE OF SAID CURVE THROUGH SAID POINT BEARS NORTH 46° 31'21" EAST;

THENCE SOUTHEASTERLY ALONG SAID CURVE AN ARC DISTANCE OF 104.35 FEET THROUGH A CENTRAL ANGLE OF 02° 02'21";

EXHIBIT "A"
RIGHT OF WAY VACATION

THENCE SOUTH 45°31'00" EAST PARALLEL WITH AND 86.00 FEET NORTHEASTERLY, AS MEASURED AT RIGHT ANGLES, OF THE SOUTHERLY RIGHT OF WAY LINE OF VARNER ROAD PER SAID CAL-TRANS RIGHT OF WAY MAPS 405064-1 THROUGH 405064-7, INCLUSIVE, A DISTANCE OF 280.00 FEET TO A POINT ON THE NORTHWESTERLY LINE OF A DEED RECORDED SEPTEMBER 16, 1983 AS INSTRUMENT NO. 190088, OFFICIAL RECORDS OF SAID COUNTY;

THENCE ALONG SAID LINE NORTH 41°34'31" EAST 4.43 FEET TO A POINT ON THE NORTHEASTERLY LINE OF SAID FINAL ORDER OF CONDEMNATION RECORDED SEPTEMBER 10, 1997 AS INSTRUMENT NO. 329158, O.R. AND THE NORTHEASTERLY RIGHT OF WAY LINE OF VARNER ROAD, SAID POINT BEING A POINT ON A NON-TANGENT CURVE, CONCAVE NORTHEASTERLY, HAVING A RADIUS OF 2500.00 FEET, A RADIAL LINE OF SAID CURVE THROUGH SAID POINT BEARS NORTH 41°50'52" EAST;

THENCE NORTHWESTERLY ALONG SAID NORTHEASTERLY LINE OF INSTRUMENT NO. 329158 AND SAID NORTHEASTERLY RIGHT OF WAY LINE ALONG SAID CURVE AN ARC DISTANCE OF 677.75 FEET THROUGH A CENTRAL ANGLE OF 15°31'58";

THENCE CONTINUING ALONG SAID LINES NORTH 32°37'09" WEST A DISTANCE OF 568.18 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE SOUTHWESTERLY, HAVING A RADIUS OF 1,660.00 FEET;

THENCE CONTINUING ALONG SAID LINES ALONG A CURVE AN ARC DISTANCE OF 317.78 FEET THROUGH A CENTRAL ANGLE OF 10°58'06" TO THE **POINT OF BEGINNING**.


SAID PARCEL CONTAINS 16,398 SQUARE FEET, MORE OR LESS.

THE ABOVE DESCRIPTION BEING SHOWN ON THE ATTACHED EXHIBIT "B" AND HEREBY BEING MADE A PART HEREOF.

THIS DOCUMENT REVIEWED BY RIVERSIDE COUNTY SURVEYOR.
BY: <u>M. Parks</u>
DATE: <u>9-19-05</u>



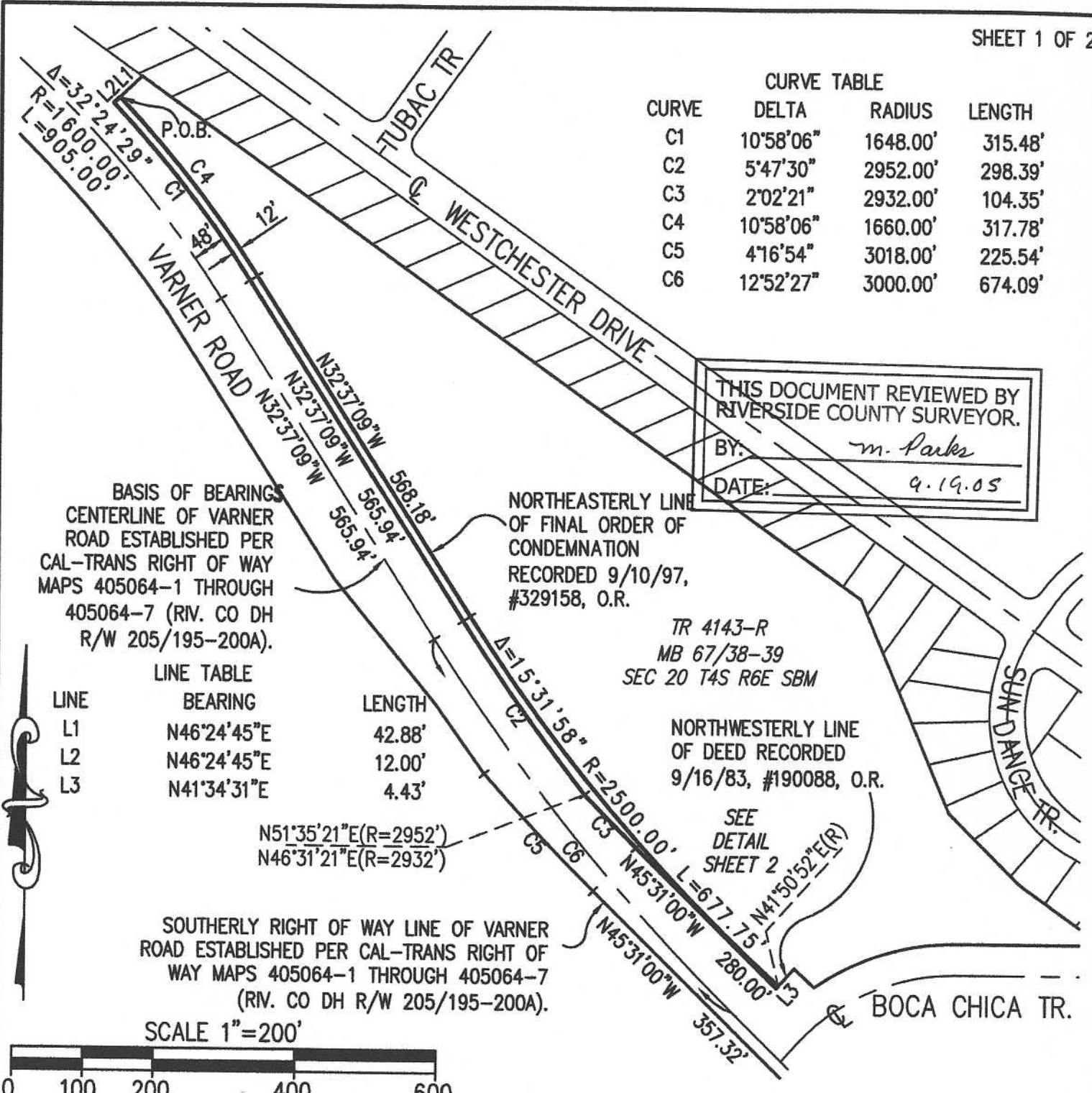
PREPARED BY:


DALE KELLEHER LS 6687

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July 6, 2005
EXP 6-30-06

EXHIBIT "B"



CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C1	10°58'06"	1648.00'	315.48'
C2	5°47'30"	2952.00'	298.39'
C3	2°02'21"	2932.00'	104.35'
C4	10°58'06"	1660.00'	317.78'
C5	4°16'54"	3018.00'	225.54'
C6	12°52'27"	3000.00'	674.09'

THIS DOCUMENT REVIEWED BY
RIVERSIDE COUNTY SURVEYOR.
BY: *m. Parks*
DATE: *9.19.05*

BASIS OF BEARINGS
CENTERLINE OF VARNER
ROAD ESTABLISHED PER
CAL-TRANS RIGHT OF WAY
MAPS 405064-1 THROUGH
405064-7 (RIV. CO DH
R/W 205/195-200A).

NORTHEASTERLY LINE
OF FINAL ORDER OF
CONDEMNATION
RECORDED 9/10/97,
#329158, O.R.

TR 4143-R
MB 67/38-39
SEC 20 T4S R6E SBM

NORTHWESTERLY LINE
OF DEED RECORDED
9/16/83, #190088, O.R.

SEE
DETAIL
SHEET 2

LINE	BEARING	LENGTH
L1	N46°24'45"E	42.88'
L2	N46°24'45"E	12.00'
L3	N41°34'31"E	4.43'

N51°35'21"E(R=2952')
N46°31'21"E(R=2932')

SOUTHERLY RIGHT OF WAY LINE OF VARNER
ROAD ESTABLISHED PER CAL-TRANS RIGHT OF
WAY MAPS 405064-1 THROUGH 405064-7
(RIV. CO DH R/W 205/195-200A).

SCALE 1"=200'



RIGHT OF WAY VACATION

KELLEHER MAPPING

45-175 PANORAMA DR., SUITE E
PALM DESERT, CA 92260
760-340-5597

PREPARED BY:

Dale Kelleher
DALE KELLEHER, DATE
LS 6687 EXP. 6-30-06



EXHIBIT "B"

SCALE 1"=40'



TR 4143-R
MB 67/38-39
SEC 20 T4S R6E SBM

NORTHEASTERLY LINE OF
FINAL ORDER OF
CONDEMNATION RECORDED
9/10/97, #329158, O.R.

NORTHWESTERLY LINE
OF DEED RECORDED
9/16/83, #190088, O.R.

SOUTHERLY RIGHT OF
WAY LINE OF VARNER
ROAD ESTABLISHED PER
CAL-TRANS RIGHT OF
WAY MAPS 405064-1
THROUGH 405064-7
(RIV. CO DH R/W
205/195-200A).

BASIS OF BEARING
CENTERLINE OF VARNER ROAD
ESTABLISHED PER CAL-TRANS
RIGHT OF WAY MAPS 405064-1
THROUGH 405064-7 (RIV. CO
DH R/W 205/195-200A).

VARNER ROAD

N41°34'31"E
4.43'

RIGHT OF WAY VACATION

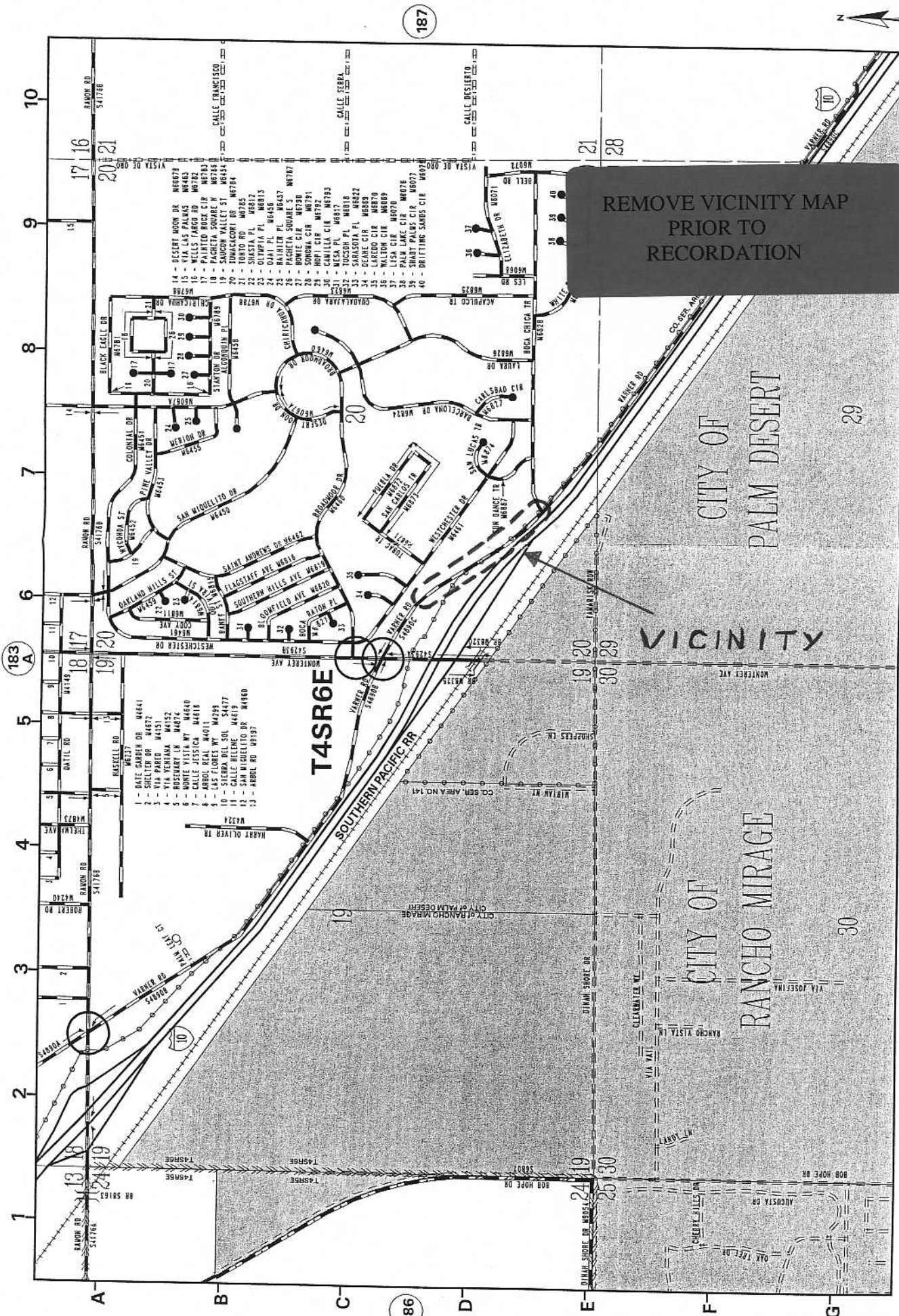
KELLEHER MAPPING

45-175 PANORAMA DR., SUITE E
PALM DESERT, CA 92260
760-340-5597

PREPARED BY:

Dale Kelleher 7/6/05
DALE KELLEHER, DATE
LS 6687 EXP. 6-30-04





REMOVE VICINITY MAP
PRIOR TO
RECORDATION

187

187

187-A