

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

501 B



FORM APPROVED COUNTY COUNSEL  
BY: GREGORY P. PRIAMOS DATE 3/23/15

**FROM:** TLMA - Transportation Dept.

**SUBMITTAL DATE:**  
March 5, 2015

**SUBJECT:** Resolution No. 2015-016, Summarily Vacating Thomas Avenue in the Pine Meadows Area. This Project is Exempt Pursuant to the California Environmental Quality Act. 3<sup>rd</sup> District; [\$0]

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Find that the vacation of Thomas Avenue is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) and 15061(b)(3) of the State CEQA Guidelines; and
2. Adopt Resolution No. 2015-016, Summarily Vacating Thomas Avenue in the Pine Meadow Area; and
3. Direct the Clerk of the Board to deliver the Notice of Exemption to the Office of the County Clerk for filing within five (5) working days of this Board hearing.

**BACKGROUND:**

**Summary**

The applicant has requested the vacation of Thomas Avenue in the Thomas Mountain Subdivision on file in Book 19, Page 42, of Maps, Records of Riverside County, California. Said road was never constructed and Thomas Avenue is excess right-of-way. The Transportation Department has reviewed this vacation and has no objections. As determined in the attached Notice of Exemption, the vacation is exempt from the provisions of CEQA pursuant to Categorical Exemptions 15060(c)(2) and 15061(b)(3) of the State CEQA Guidelines. The vacation will not result in any specific or general exceptions to the use of the categorical exemption and will not cause any direct or indirect physical environmental impacts.

*Patricia Romo*

Patricia Romo  
Assistant Director of Transportation

*Juan C. Perez*

Juan C. Perez  
Director of Transportation and Land Management

WJH  
Attachments: Resolution No. 2015-016  
Exhibit "A"  
CEQA Notice of Exemption

Departmental Concurrence

Dep't Recomm.:  Policy

Per Exec. Ofc.:  Consent

Prev. Agn. Ref.

District: 3

Agenda Number:

2-6

REVIEWED BY EXECUTIVE OFFICE  
DATE 3/24/15  
Tina Grande

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3 **RESOLUTION NO. 2015-016**

4 **SUMMARILY VACATING THOMAS AVENUE**

5 **IN THE PINE MEADOWS AREA**

6 **(AB 14009)**

7 **(Third Supervisorial District)**

8

9 **WHEREAS**, Thomas Avenue (Lot "D") was dedicated by the Thomas Mountain  
 10 Subdivision, filed in Book 19, Page 42, of Maps, Records of Riverside County California;  
 11 and

12 **WHEREAS**, Thomas Avenue was never constructed and is not necessary and is  
 13 excess right-of-way and is not required for public street or highway purposes; and

14 **WHEREAS**, applicable procedures pertaining to summary vacations were  
 15 followed pursuant to the County's adopted "Resolutions for Fixing Procedures to Vacate  
 16 and Accept County Highways and Property Offered for Dedication": Now, therefore;

17 **BE IT RESOLVED, FOUND, DETERMINED, AND ORDERED** by the Board of  
 18 Supervisors of the County of Riverside, State of California, in regular session assembled  
 19 on \_\_\_\_\_, 2015, as follows:

- 20 1. Pursuant to Section 8334(a) of the Streets and Highways Code that Thomas  
 21 Avenue is excess and is no longer required for public street or highway  
 22 purposes and is hereby summarily vacated.
- 23 2. That Thomas Avenue is unnecessary for present or prospective public use,  
 24 including use as a non-motorized transportation facility;

25 **SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.**

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FORM APPROVED COUNTY COUNSEL  
 BY: Synthia M. Gunzel 5-19-15  
 DATE  
 SYNTHIA M. GUNZEL

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

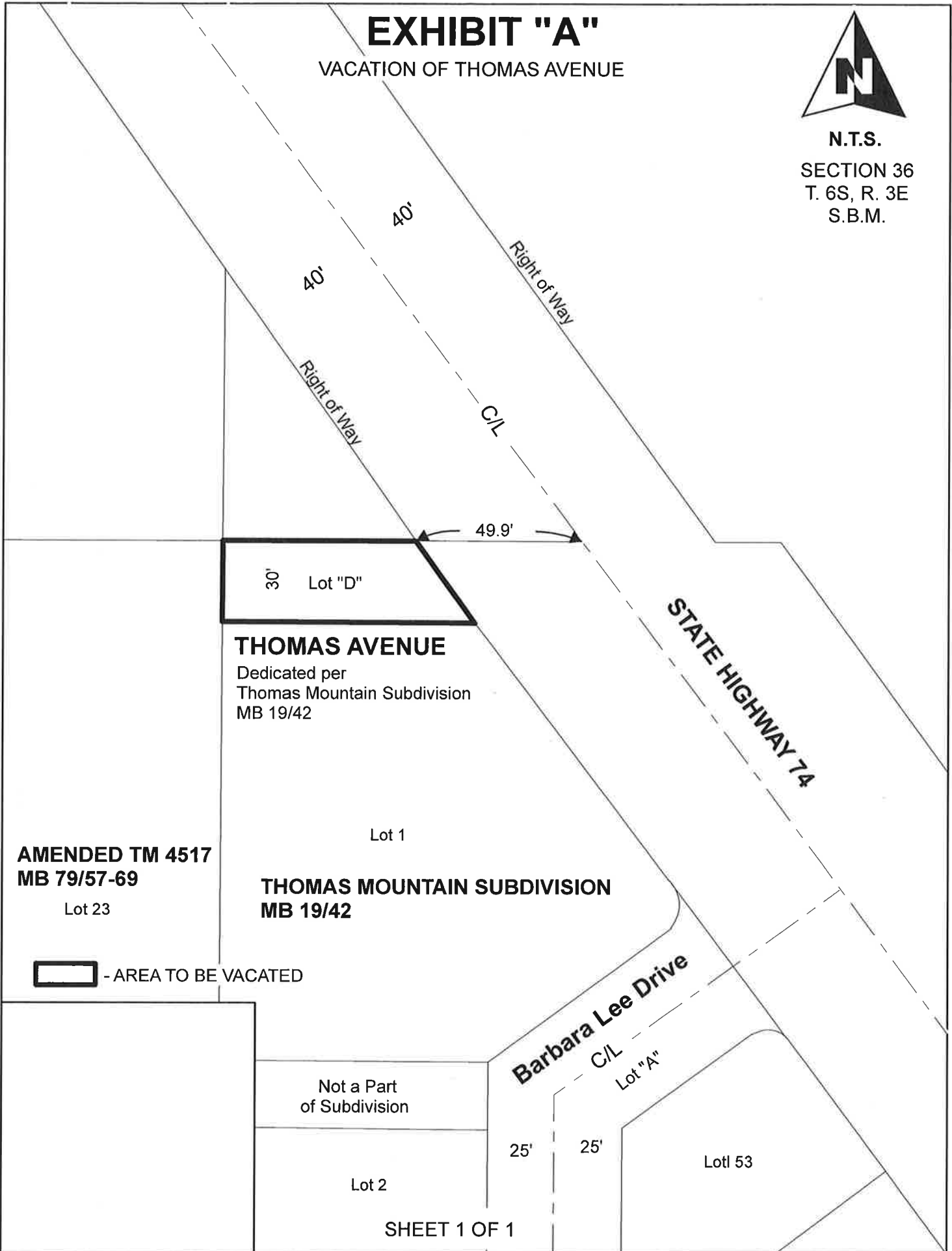
**BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED** that the Clerk of the Board is directed to cause a certified copy of this resolution to be recorded in the office of the Recorder of the County of Riverside, California.

# EXHIBIT "A"

VACATION OF THOMAS AVENUE



N.T.S.  
SECTION 36  
T. 6S, R. 3E  
S.B.M.



TO BE REMOVED BEFORE RECORDING

# VICINITY MAP

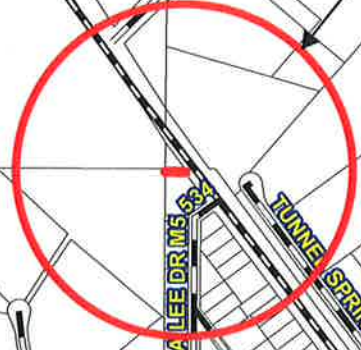


N.T.S.  
SECTION 36  
T. 6S, R. 3E  
S.B.M.



MORRIS RANCH RD S5748

AREA OF VACATION



PIPE CREEK RD M7216

BARBARA LEE DRIMS CT

TUNNE SPRING RD M7253

BUTTERFLY PEAK RD M7255

HOP PATCH

DEVIL'S LADDER RD M7218

SHEET 1 OF 1

M7217

TO BE REMOVED BEFORE RECORDING

## NOTICE OF EXEMPTION

**Project Name:** Summarily Vacating Thomas Avenue in the Pine Meadows Area.

**Project Number:** AB14009, SU14

**Project Location–** See Exhibit “A”

**Description of Project:** Summarily Vacating Thomas Avenue in the Pine Meadows Area.

**Name of Public Agency Approving Project:** Riverside County Transportation Department, Survey Division, County of Riverside.

**Name of Person or Agency Carrying Out Project:** Richard G. Lantis, Riverside County Transportation Department, Survey Division, County of Riverside.

**Exempt Status:** California Environmental Quality Act (CEQA) Guidelines, Section 15061(b)(3), General Rule “Common Sense” Exemption. Not a “project” as defined under State CEQA Guidelines, Section 15060(c)(2).

**Reasons Why Project is Exempt:** The vacation of a street has been determined to not be a “project” as defined under State CEQA Guidelines section 15060(c)(2). However, even if it was determined to be a project under CEQA for analysis purposes, the project is exempt from the provisions of CEQA specifically by the State CEQA Guidelines as identified below. The vacation of the existing roadway will not result in any specific or general exceptions to the use of the categorical exemption as detailed under State CEQA Guidelines Section 15300.2. The project will not cause any impacts to scenic resources, historic resources, or unique sensitive environments. Further, no unusual circumstances or potential cumulative impacts would occur that may reasonably create an environmental impact. The vacation of a portion of this street will not have an effect on the environment; thus, the County has deemed this does not meet the definition of a “project” under CEQA and no environmental impacts are anticipated to occur.

- Section 15061(b)(3) - General Rule “Common Sense” Exemption. With certainty, there is no possibility that the proposed project may have a significant effect on the environment. The vacation of a street will not require any construction activities, change the use or intensity of the existing site to create a physical environmental impact, and would not lead to any direct or reasonably foreseeable indirect physical environmental impacts. Therefore, in no way would the project as proposed have the potential to cause a significant environmental impact and the project is exempt from further CEQA analysis.

- Section 15060(c)(2) – for purposes of analysis under CEQA, the vacation of the roadway is not a “project” under CEQA pursuant to Section 15060(c)(2). An action by a public agency is only a “project” subject to CEQA if the action might result in a physical change in the environment. Based upon a review of the whole action undertaken, supported, or authorized by the County, in no way will the vacation of the roadway increase the use of the site, result in increased development or construction impacts, or lead to any direct, indirect, or cumulative physical environmental impacts.

Based upon the identified exemptions above, the County of Riverside hereby concludes that no physical environmental impacts are anticipated to occur and the project as proposed is exempt under CEQA. No further environmental analysis is warranted.

Signed:  Date: 3-5-15  
Richard G. Lantis, Riverside County Surveyor