

FORM APPROVED COUNTY COUNSEL
BY: GREGORY P. PRIAMOS
DATE: 7/27/15

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

702B



FROM: TLMA - Transportation Dept.

SUBMITTAL DATE:
July 2, 2015

SUBJECT: Resolution No. 2015-084, Summarily Vacating a Portion of the Restricted Abutters' Rights of Access Along Rancho California Road in the Rancho California Area, CEQA Exempt. District 3; [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that the Vacation of a Portion of the Restricted Abutters' Rights of Access Along Rancho California Road in the Rancho California Area 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. 2015-084, Summarily Vacating a Portion of the Restricted Abutters' Rights of Access Along Rancho California Road in the Rancho California 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.

REVIEWED BY EXECUTIVE OFFICE
Alex Garin
DATE
Departmental Concurrence

Patricia Romo

Patricia Romo
Assistant Director of Transportation

Juan C. Perez

Juan C. Perez
Director of Transportation and Land Management

WJH
Attachments:
Vicinity Map, CEQA Notice of Exemption,
Resolution No. 2015-084, and Exhibits "A" and "B"

Dep't Recomm.:	<input checked="" type="checkbox"/>	Consent	<input type="checkbox"/>	Policy
Per Exec. Ofc.:	<input type="checkbox"/>	Consent	<input type="checkbox"/>	Policy

Prev. Agn. Ref.

District: 3

Agenda Number:

2-46

SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA
FORM 11: Resolution No. 2015-084, Summarily Vacating a Portion of the Restricted Abutters' Rights of Access Along Rancho California Road in the Rancho California Area, CEQA Exempt. District 3; [\$0]

DATE: July 2, 2015

PAGE: 2 of 2

BACKGROUND:

Summary

The Eastern Municipal Water District has requested this vacation to allow access to the Armada Lift Station being built at this location. 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.

Impact on Residents and Businesses

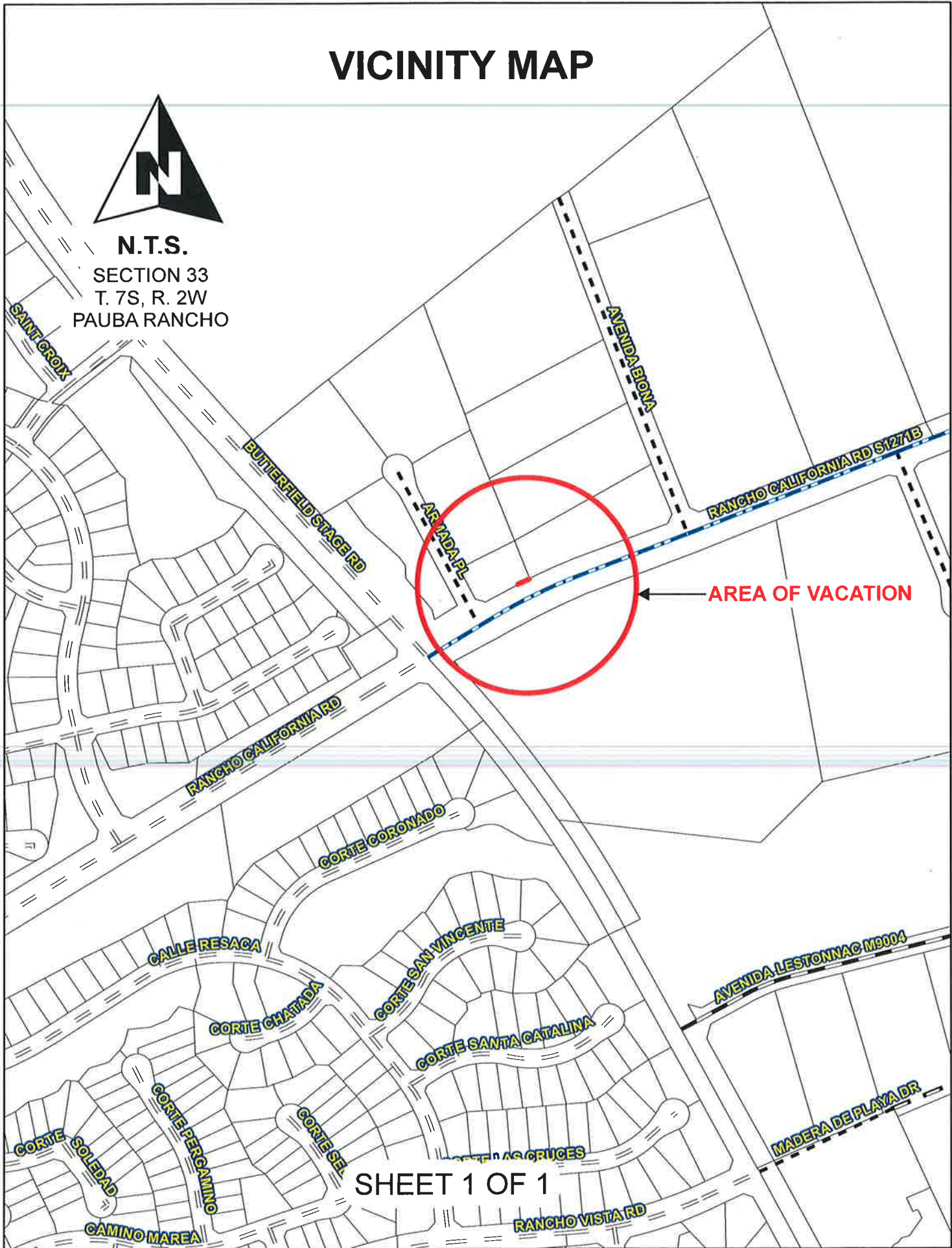
N/A

TO BE REMOVED BEFORE RECORDING

VICINITY MAP



N.T.S.
SECTION 33
T. 7S, R. 2W
PAUBA RANCHO



AREA OF VACATION

SHEET 1 OF 1

TO BE REMOVED BEFORE RECORDING

2
3 **RESOLUTION NO. 2015-084**

4 SUMMARILY VACATING A PORTION OF THE RESTRICTED ABUTTERS' RIGHTS
5 OF ACCESS ALONG RANCHO CALIFORNIA ROAD
6 IN THE RANCHO CALIFORNIA AREA
7 (AB 15007)
8 (Third Supervisorial District)

9
10 **WHEREAS**, the Restricted Abutters' Rights of Access along Rancho California
11 Road were dedicated to the public on Parcel Map 10791, filed in Book 57, Pages 97 and
12 98, of Parcel Maps, Records of Riverside County, California; and

13 **WHEREAS**, the described Portion of the Restricted Abutters' Rights of Access
14 along Rancho California Road as shown on said Parcel Map is no longer necessary; and

15 **WHEREAS**, per Document No. 2014-0479311, recorded December 16, 2014, the
16 Eastern Municipal Water District has acquired the land for the installation of the Armada
17 Lift Station, and this vacation will create an access opening for said Lift Station; and

18 **WHEREAS**, applicable procedures pertaining to summary vacations were followed
19 pursuant to the County's adopted Resolutions for fixing procedures to vacate and accept
20 county highways and property offered for dedication: Now, therefore;

21 **BE IT RESOLVED, FOUND, DETERMINED, AND ORDERED** by the Board of
22 Supervisors of the County of Riverside, State of California, in regular session assembled
23 on _____, 2015, as follows:

- 24 1. That the hereinafter-described Portion of the Restricted Abutters' Rights of
25 Access is unnecessary for present or prospective use.

FORM APPROVED COUNTY COUNSEL
BY: *Synthia M. Gunzel* 7-27-15
SYNTHIA M. GUNZEL DATE

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SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO

AS EXHIBITS "A" AND "B" AND MADE A PART HEREOF

2. Pursuant to Section 8334(a) of the Streets and Highways Code that the hereinafter-described Portion of the Restricted Abutters' Rights of Access is determined to be excess and is no longer needed and is hereby summarily vacated.

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 A PORTION OF ABUTTERS ACCESS RIGHTS
ON RANCHO CALIFORNIA ROAD

LEGAL DESCRIPTION

A PORTION OF RESTRICTED ABUTTERS' RIGHTS OF ACCESS DEDICATED BY PARCEL MAP 10791 AS SHOWN BY MAP ON FILE IN BOOK 57 OF PARCEL MAPS AT PAGES 97 AND 98 THEREOF, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN PAUBA RANCHO, IN THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST EASTERLY CORNER OF PARCEL 4 OF SAID PARCEL MAP 10791, SAID CORNER BEING ON THE NORTHWESTERLY RIGHT-OF-WAY LINE OF RANCHO CALIFORNIA ROAD (55.00 FOOT HALF WIDTH), SAID POINT ALSO BEING THE BEGINNING OF A NON-TANGENT CURVE, CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 1,855.00 FEET, A RADIAL LINE AT SAID POINT BEARS SOUTH 25°52'18" EAST;

THENCE SOUTHWESTERLY ALONG THE SOUTHEASTERLY LINE OF SAID PARCEL 4, SAID NORTHWESTERLY RIGHT-OF-WAY LINE AND SAID CURVE, THROUGH A CENTRAL ANGLE OF 01°32'40" AN ARC DISTANCE OF 50.00 FEET TO THE **POINT OF TERMINATION**, A RADIAL LINE AT SAID POINT BEARS SOUTH 27°24'58" EAST.

TOTAL LENGTH OF ACCESS RESTRICTION VACATION EQUALS 50.00 FEET.

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

THIS REAL PROPERTY DESCRIPTION HAS BEEN PREPARED BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYORS' ACT.


FREDERICK A. ELLIOTT, PLS #4741

DATE: July 24, 2015



MWE/lge
LEGAL/491-103-L
(6/22/2015)

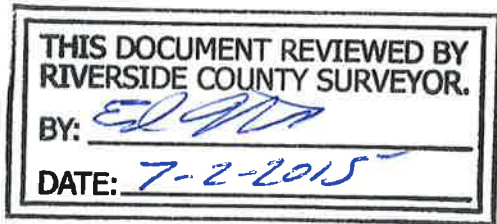


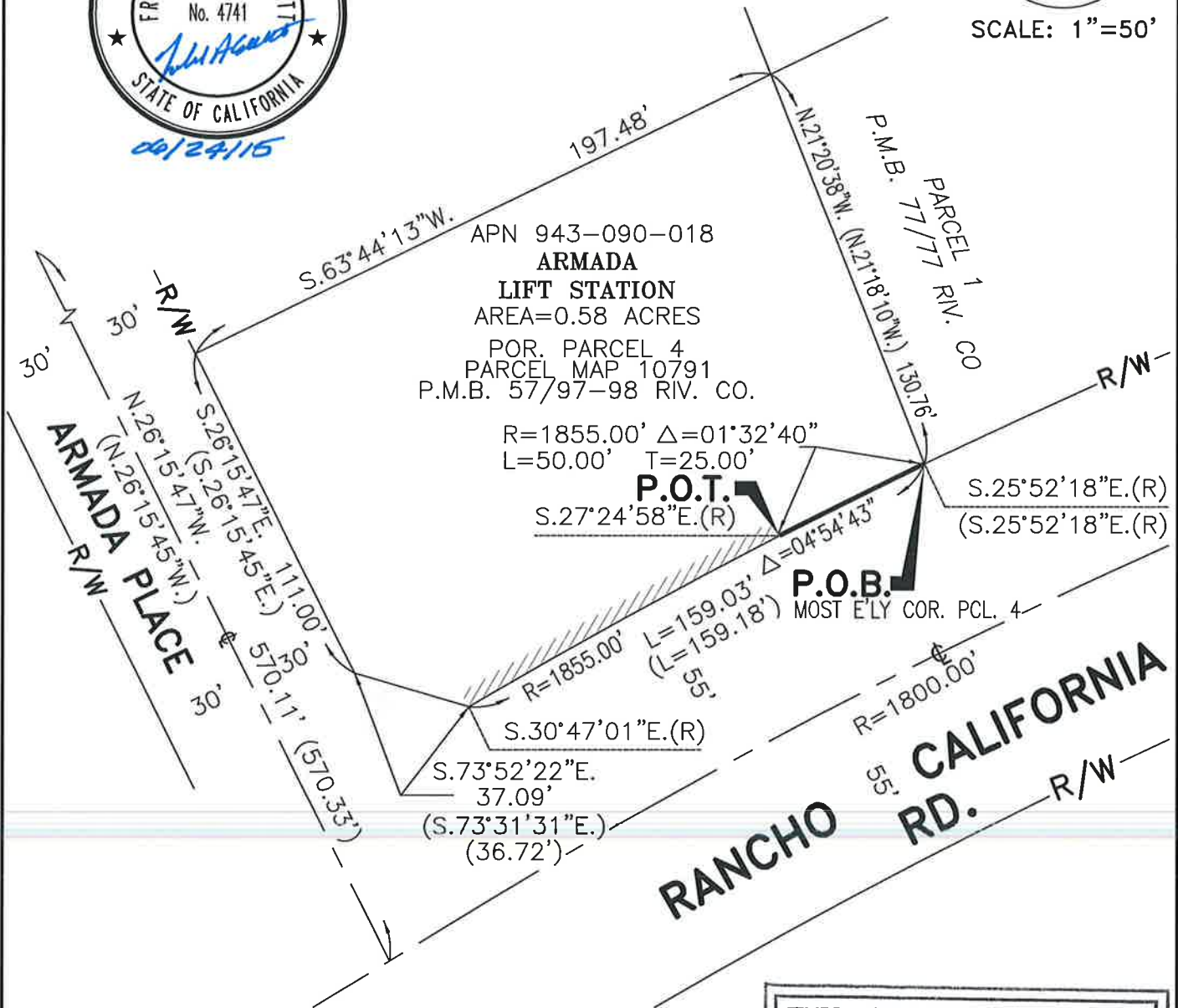


EXHIBIT "B"

VACATION OF A PORTION OF
 ABUTTERS ACCESS RIGHTS ON
 RANCHO CALIFORNIA ROAD



SCALE: 1"=50'



- //// DENOTES RESTRICTED ACCESS
- () DENOTES RECORD DATA PER PMB 57/97-98 O.R. RIVERSIDE COUNTY.
- DENOTES AREA OF VACATION

THIS DOCUMENT REVIEWED BY
 RIVERSIDE COUNTY SURVEYOR.
 BY: *[Signature]*
 DATE: 7-2-2015

This Plat is Solely an Aid in Locating the Parcel(s) Described in the Attached Document.

PREPARED BY:
KRIEGER & STEWART
 INCORPORATED
 3602 University Ave. · Riverside, CA. 92501 · 951-684-6900

EASTERN MUNICIPAL WATER DISTRICT
 ARMADA PLACE LIFT STATION
 ACCESS RESTRICTION VACATION
 A.P.N. 943-090-018

EXHIBIT
B

NOTICE OF EXEMPTION

Project Name: Resolution No. 2015-084 Summarily Vacating a Portion of the Restriction of Abutters Access Rights along Rancho California Road.

Project Number: ZAB15007 SU14

Project Location– See Exhibits “A” and “B”

Description of Project: Resolution No. 2015-084 Summarily Vacating a Portion of the Restriction of Abutters Access Rights along Rancho California Road.

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 Portion of the Restriction of Abutters Access Rights 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 Portion of the Restriction of Abutters Access Rights 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 this Portion of the Restriction of Abutters Access Rights 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.

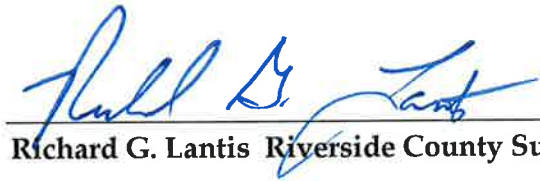
- Section 15061(b)(3) - General Rule “Common Sense” Exemption. With certainty, there is no possibility that the proposed project may have a significant effect on the environment. The vacation of a Portion of the Restriction of Abutters Access Rights will not require any construction activities, change 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 Portion of the Restriction of Abutters Access Rights 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 Portion of the Restriction of Abutters Access Rights 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:



Richard G. Lantis Riverside County Surveyor

Date:

7-2-15