

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



10713

FROM: TLMA - Transportation Department

SUBMITTAL DATE:
June 23, 2016

SUBJECT: Resolution No. 2016-135, Summarily Vacating the Right to Accept a Portion of Citrus Avenue and Vacating Portions of Nuevo Road and McKimball Road in the Perris Area. This Vacation is Exempt Pursuant to California Environmental Quality Act (CEQA). 1st District; [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that Vacating the Right to Accept a Portion of Citrus Avenue and Vacating Portions of Nuevo Road and McKimball Road is categorically exempt from CEQA pursuant to Section 15060(c)(2) and 15061(b)(3) of the State CEQA Guidelines; and
2. Adopt Resolution No. 2016-135, Summarily Vacating the Right to Accept a Portion of Citrus Avenue and Vacating Portions of Nuevo Road and McKimball Road; 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: To meet approval conditions for Parcel Map 33530, the applicant has requested to vacate the right to accept a portion of Citrus Avenue and vacate portions of Nuevo Road and McKimball Road in the Perris area. The County of Riverside Transportation Department has reviewed this request and has no objections to said vacation. This vacation will not eliminate access to any parcel. Citrus Avenue does not physically exist in this location and the width of Nuevo Road right of way is being reduced. As determined in the attached CEQA Notice of Exemption, the vacation is exempt from the provisions of CEQA pursuant to Categorical Exemption 15060 and 15061 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
Director of Transportation

WJH
Attachments: Vicinity Map, Resolution No. 2016-135,
Exhibit "A" & "B", CEQA Notice of Exemption

REVIEWED BY EXECUTIVE OFFICE

DATE

6/23/16
Tina Grande

Departmental Concurrence

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

Prev. Agn. Ref.

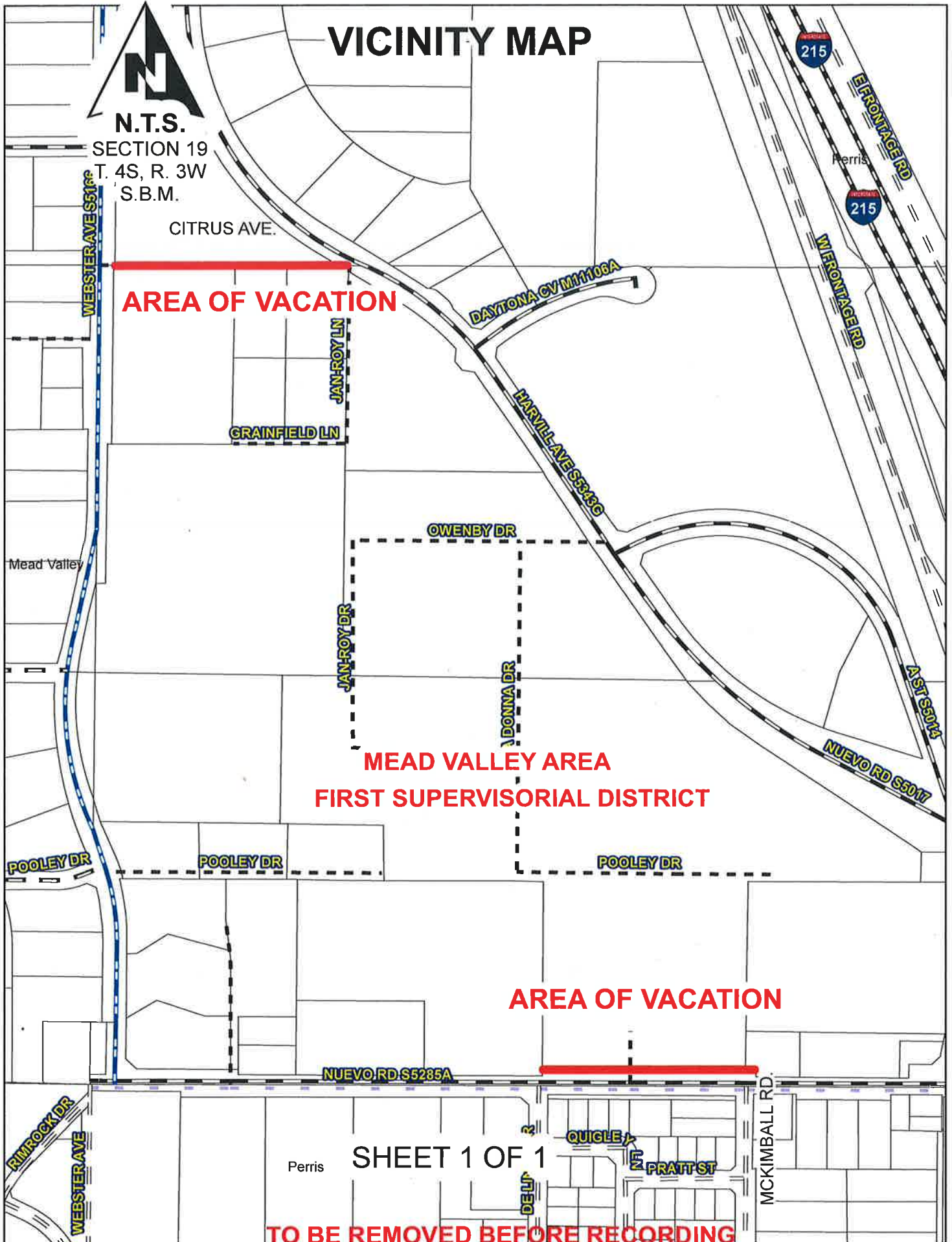
District: 1

Agenda Number:

2-15

FORM APPROVED COUNTY COUNSEL
BY: GREGORY P. PRIAMOS
DATE: 6/29/16

TO BE REMOVED BEFORE RECORDING



FORM APPROVED COUNTY COUNSEL
BY: Synthia M. Gunzel 6-28-16
DATE

Board of Supervisors

County of Riverside

RESOLUTION NO. 2016-135

**SUMMARILY VACATING THE RIGHT TO ACCEPT A PORTION OF CITRUS
AVENUE AND VACATING PORTIONS OF NUEVO ROAD AND MCKIMBALL ROAD
IN THE PERRIS AREA**

(AB16005)

(First Supervisorial District)

WHEREAS, Citrus Avenue was dedicated but not accepted for public use by Declaration of Dedication recorded January 22, 1975 as Instrument No, 8247 O.R. and by Parcel Map 12269, recorded in Book 63, Page 38, of Parcel Maps, shown as Lots "A" and "B" (44.00 foot half-width), Records of the Recorder, Riverside County California, and;

WHEREAS, Nuevo Road was dedicated and accepted by Tract Map 10193-1, Recorded in Book 110 Pages 1 through 4, inclusive, of Maps, shown as Lot "A" (44.00 foot half-width) Records of Riverside County, California, and by Parcel Map 28583, Recorded in Book 191, Pages 3 through 5, inclusive, of Parcel Maps, Shown as Lot "A" (55.00 foot half-width), Records of Riverside County, California, and;

WHEREAS, McKimball Road was dedicated and accepted by Parcel Map 28583, Recorded in Book 191, Pages 3 through 5, inclusive, of Parcel Maps, shown as Lot "B" (50.00 foot half-width) Records of Riverside County, California, and;

WHEREAS, These portions of Citrus Avenue, Nuevo Road and McKimball Road are not necessary and are excess Right of Way, and not required for public street or highway purposes, and;

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

BE IT RESOLVED, FOUND, DETERMINED AND ORDERED by the Board of

1 Supervisors of the County of Riverside, State of California, in regular session assembled
2 on _____, 2016, as follows:

3 1. Pursuant to Section 8334(a) of the Streets and Highways Code that these portions
4 of Citrus Avenue, Nuevo Road and McKimball Road are excess and are no longer
5 required for public street or highway purposes, and are hereby summarily vacated.

6
7 2. That these portions of Citrus Avenue, Nuevo Road and McKimball Road are
8 unnecessary for present or prospective public use, including use as a non-
9 motorized transportation facility;

10 SEE EXHIBITS "A" AND "B" ATTACHED HERETO AND MADE A PART
11 HEREOF;

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

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

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28 WJH W.O. # AB 16005

EXHIBIT "A"
VACATING THE RIGHT TO ACCEPT A PORTION OF CITRUS AVENUE
AND VACATING A PORTION OF NUEVO ROAD
AND A PORTION OF McKIMBALL ROAD

LEGAL DESCRIPTION

CITRUS AVENUE:

THAT PORTION OF CITRUS AVENUE (44.00 FEET SOUTHERLY HALF-WIDTH), DEDICATED BY INSTRUMENT NO. 8247, RECORDED JANUARY 22, 1975 AND AS SHOWN ON PARCEL MAP NO. 6247, IN THE UNINCORPORATED TERRITORY OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AS PER MAP FILED IN BOOK 16, PAGE 68 OF PARCEL MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, LYING WITHIN SECTION 19, TOWNSHIP 4 SOUTH, RANGE 3 WEST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST QUARTER CORNER OF SECTION 19, TOWNSHIP 4 SOUTH, RANGE 3 WEST, SAN BERNARDINO MERIDIAN;

THENCE ALONG THE WESTERLY PROLONGATION OF THE NORTHERLY LINE OF SAID PARCEL MAP NO. 6247, SOUTH 89° 46' 11" EAST 44.00 FEET TO THE NORTHWEST CORNER OF SAID PARCEL MAP NO. 6247 AND THE **POINT OF BEGINNING**;

THENCE ALONG SAID NORTHERLY LINE, SOUTH 89° 46' 11" EAST 700.75 FEET TO THE INTERSECTION OF THE SOUTHWESTERLY LINE OF HARVILL AVENUE (88.00 FEET WIDE) DEDICATED BY INSTRUMENT NO. 235417 OF OFFICIAL RECORDS, RECORDED JULY 11, 1991;

THENCE ALONG SAID SOUTHWESTERLY LINE, SOUTH 58° 09' 18" EAST 21.03 FEET TO THE EASTERLY LINE OF LOT "B" OF PARCEL MAP NO. 12269, IN SAID COUNTY AND STATE, AS PER MAP FILED IN BOOK 63, PAGE 38 OF PARCEL MAPS, IN SAID COUNTY RECORDER'S OFFICE;

THENCE ALONG THE EASTERLY LINE OF SAID LOT "B", SOUTH 00° 41' 19" WEST 32.98 FEET TO THE SOUTHEAST CORNER OF SAID LOT "B";

THENCE ALONG THE SOUTHERLY LINE OF SAID PORTION OF CITRUS AVENUE, NORTH 89° 46' 11" WEST 695.88 FEET TO AN ANGLE POINT IN SAID SOUTHERLY LINE;

THENCE SOUTH 45° 25' 40" WEST 32.41 FEET TO THE WESTERLY LINE OF SAID PARCEL MAP NO. 6247 AND WESTERLY LINE OF SAID PORTION OF CITRUS AVENUE;

THENCE ALONG SAID WESTERLY LINE, NORTH 00° 38' 44" EAST 66.84 FEET TO THE **POINT OF BEGINNING**.

CONTAINING: 31,885 SQUARE FEET OR 0.732 ACRES MORE OR LESS.

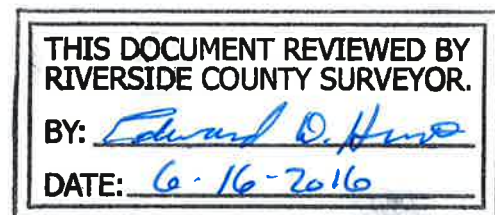


EXHIBIT "A"
**VACATING THE RIGHT TO ACCEPT A PORTION OF CITRUS AVENUE
AND VACATING A PORTION OF NUEVO ROAD
AND A PORTION OF McKIMBALL ROAD**

LEGAL DESCRIPTION

NUEVO ROAD AND McKIMBALL ROAD:

THOSE PORTIONS OF LOTS "A" (NUEVO ROAD) AND "B" (McKIMBALL ROAD) OF PARCEL MAP NO. 28583, IN THE UNINCORPORATED TERRITORY OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AS PER MAP FILED IN BOOK 191, PAGES 3 THROUGH 5, INCLUSIVE OF PARCEL MAPS, IN THE OFFICE OF COUNTY RECORDER OF SAID COUNTY, TOGETHER WITH THAT PORTION OF PARCEL 2 OF NOTICE OF LOT LINE ADJUSTMENT, RECORDED MAY 13, 2013 AS DOCUMENT NO. 2013-0227518, OF OFFICIAL RECORDS OF SAID COUNTY, LYING WITHIN SECTION 19, TOWNSHIP 4 SOUTH, RANGE 3 WEST, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT "A", ALSO BEING THE CENTERLINE INTERSECTION OF DE LINES AVENUE AND NUEVO ROAD;

THENCE ALONG THE WESTERLY LINE OF SAID LOT "A", NORTH 00° 43' 03" EAST 37.00 FEET TO THE **POINT OF BEGINNING**.

THENCE CONTINUING ALONG SAID WESTERLY LINE, NORTH 00° 43' 03" EAST 18.00 FEET TO THE NORTHERLY LINE OF SAID LOT "A";

THENCE ALONG SAID NORTHERLY LINE, SOUTH 89° 45' 39" EAST 545.93 FEET TO THE SOUTHWESTERLY CORNER OF SAID LOT "B";

THENCE ALONG THE WESTERLY LINE OF SAID LOT "B", NORTH 45° 16' 59" EAST 5.66 FEET TO A LINE PARALLEL WITH AND DISTANT NORTHERLY 59.00 FEET MEASURED AT RIGHT ANGLES FROM THE CENTERLINE OF NUEVO ROAD AS SHOWN ON SAID PARCEL MAP NO. 28583;


THENCE ALONG SAID PARALLEL LINE, SOUTH 89° 45' 39" EAST 131.02 FEET TO THE WESTERLY LINE OF LAND DESCRIBED IN GRANT DEED RECORDED SEPTEMBER 09, 1999 AS INSTRUMENT NO. 1999-405070 OF SAID OFFICIAL RECORDS;

THENCE ALONG LAST MENTIONED WESTERLY LINE, SOUTH 00° 45' 48" WEST 22.00 FEET TO A LINE PARALLEL WITH AND DISTANT NORTHERLY 37.00 FEET MEASURED AT RIGHT ANGLES FROM SAID CENTERLINE OF NUEVO ROAD;

THENCE ALONG LAST MENTIONED PARALLEL LINE, NORTH 89° 45' 39" WEST 680.91 FEET TO THE **POINT OF BEGINNING**.

CONTAINING: 12,788 SQUARE FEET OR 0.294 ACRES MORE OR LESS.

PREPARED UNDER THE DIRECTION OF:


BRIAN L. THIENES
P.L.S. No. 5750
REG. EXP. 12/31/17

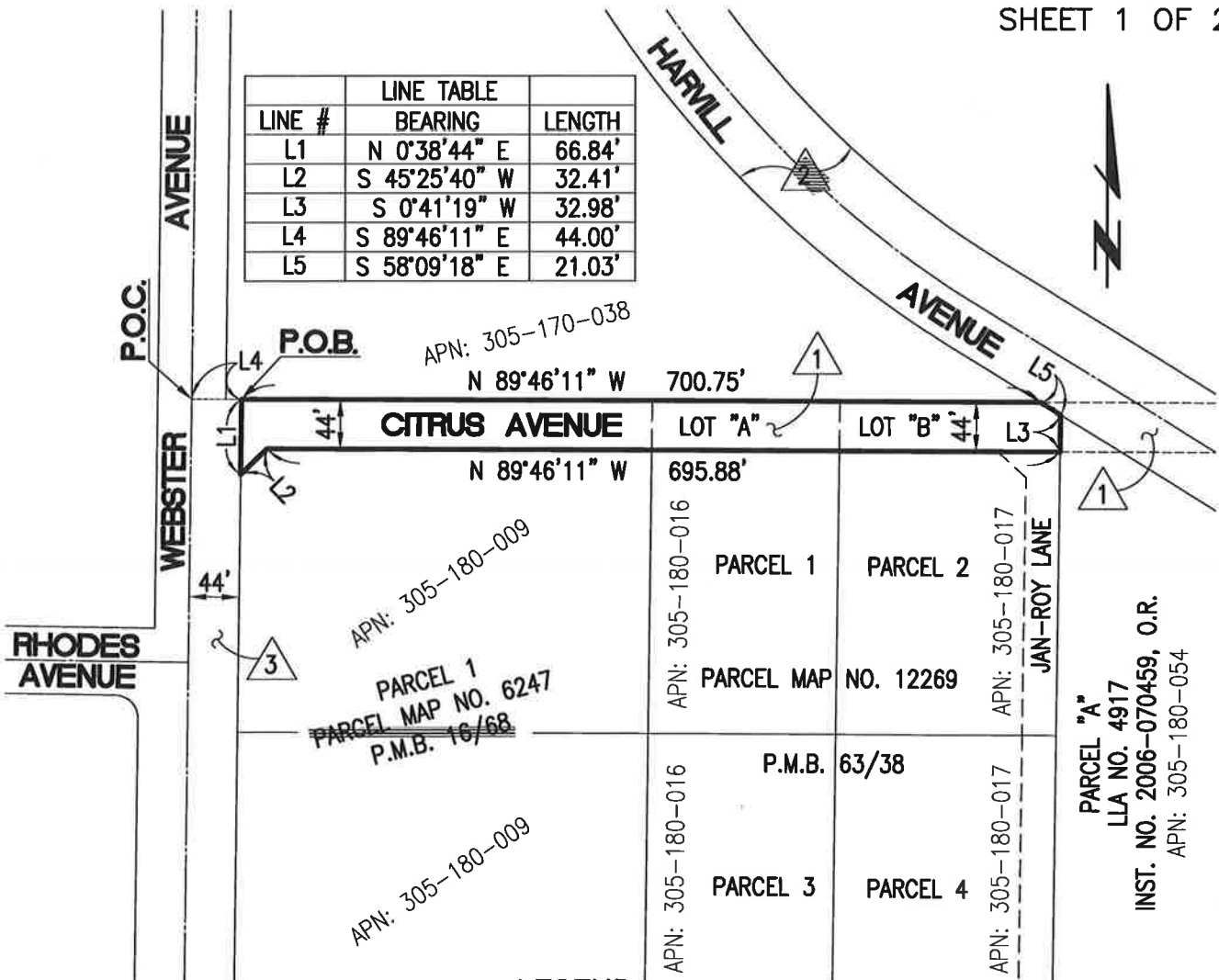
5/26/16
DATE



EXHIBIT "B"

VACATING THE RIGHT TO ACCEPT A PORTION OF CITRUS AVENUE AND VACATING A PORTION OF NUEVO ROAD AND A PORTION OF McKIMBALL ROAD

SHEET 1 OF 2



LEGEND:



INDICATES AREA TO BE VACATED

P.O.C. = INDICATES POINT OF COMMENCEMENT

P.O.B. = INDICATES POINT OF BEGINNING



INDICATES DECLARATION OF DEDICATION FOR PUBLIC ROAD PURPOSES INCLUDING PUBLIC UTILITY AND PUBLIC SERVICE USES RECORDED JANUARY 22, 1975 AS INSTRUMENT NO. 8247, O.R.



INDICATES GRANT DEED TO RIVERSIDE COUNTY RECORDED JULY 11, 1991 AS INSTRUMENT NO. 235417, O.R.



INDICATES GRANT DEED TO RIVERSIDE COUNTY RECORDED JANUARY 30, 1975 AS INSTRUMENT NO. 12254, O.R.

Scale: 1" = 150'

Section 19, Township

4 South, Range 3 West

Date Exhibit Prepared: May 5, 2016

Last Update: 5/8/16

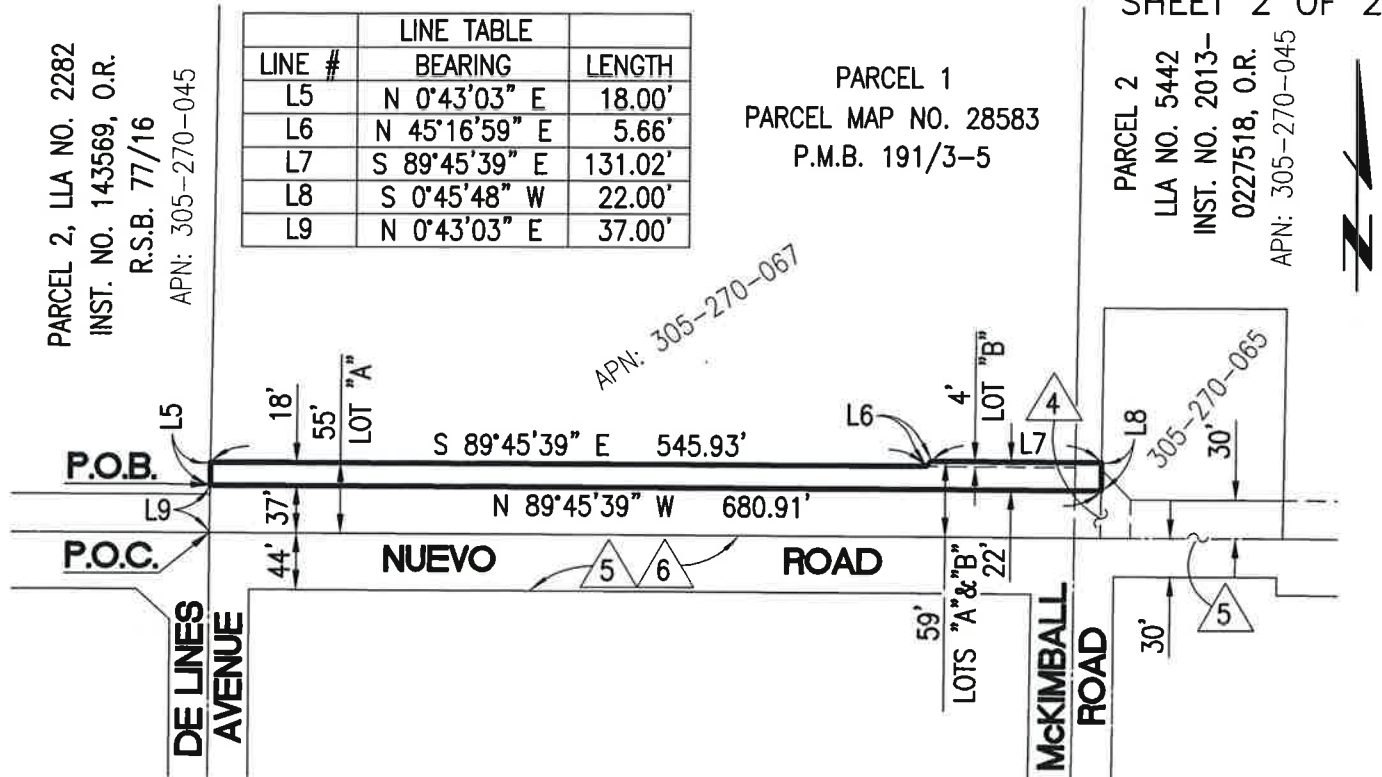
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Thienes Engineering, Inc.
CIVIL ENGINEERING • LAND SURVEYING
14349 FIRESTONE BOULEVARD
LA MIRADA, CALIFORNIA 90638
PH. (714) 521-4811 FAX (714) 521-4173

EXHIBIT "B"

VACATING THE RIGHT TO ACCEPT A PORTION OF CITRUS AVENUE AND VACATING A PORTION OF NUEVO ROAD AND A PORTION OF McKIMBALL ROAD

SHEET 2 OF 2



NOTICE OF CEQA EXEMPTION

Project Name: Summarily vacating the right to accept a Portion of Citrus Avenue and vacating portions of Nuevo Road and McKimball Road in the Perris area.

Project Number: AB16005, SU14

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

Description of Project: Summarily vacating the right to accept a Portion of Citrus Avenue and Vacating portions of Nuevo Road and McKimball Road in the Perris area.

Name of Public Agency Approving Project: Survey Division, Transportation and Land Management Agency.

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



Richard G. Lantis, Riverside County Surveyor

Date:

6-17-16

RIVERSIDE COUNTY CLERK & RECORDER

**AUTHORIZATION
TO BILL
BY JOURNAL VOUCHER**

-TO BE FILLED IN BY SUBMITTING AGENCY-

AUTHORIZATION: W.O.ZAB16005, Task Code ZSU14
NUMBER Accounting String: 537280-20260-3130200000 ZAB16005 ZSU14

AMOUNT: \$50.00

DATE: 6/15/16

AGENCY: Riverside County Transportation Dept-Survey Division

THIS AUTHORIZES THE COUNTY CLERK & RECORDER TO ISSUE A VOUCHER FOR PAYMENT OF ALL FILING AND HANDLING FEES FOR THE ACCOMPANYING DOCUMENT(S).

NUMBER OF DOCUMENTS INCLUDED: One (1)

AUTHORIZED BY: Ed Hunt, Supervising Land Surveyor

Signature: 

PRESENTED BY: Wesley Hohenberger

ACCOUNTING CONTACT PERSON: **Rachelle Daaca 955-6852**

-TO BE FILLED IN BY COUNTY CLERK-

ACCEPTED BY: -

DATE: -

RECEIPT # (S) -