

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

307B



FROM: TLMA - Transportation Department

SUBMITTAL DATE:  
June 13, 2013

SUBJECT: Resolution No. 2013-055, summarily vacating a portion of the restriction of Abutters' Rights of Access along Murrieta Hot Springs Road, in the French Valley area, Third Supervisorial District/Third Supervisorial District

RECOMMENDED MOTION: That the Board of Supervisors adopt Resolution No. 2013-055, summarily vacating a portion of the restriction of Abutters' Rights of Access along Murrieta Hot Springs Road.

BACKGROUND: As a condition of approval for Tract Map 28753-1 within the unincorporated territory of Riverside County, access across the southerly line of Murrieta Hot Springs Road (Lot "A") was restricted. The applicant, K. B. Coastal Homes, wishes to vacate the restricted access along an existing private access easement to allow for access between said Murrieta Hot Springs Road and Tract Map 29753-1 to the south, within the City of Temecula, which has yet to be fully constructed. Access is now necessary as the applicant is resuming construction activities.

Juan C. Perez  
Director of Transportation

WJH  
Attachments: Resolution No. 2013-055  
Exhibits "A" and "B"

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Stone, seconded by Supervisor Ashley and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended.

Ayes: Jeffries, Tavaglione, Stone, Benoit and Ashley  
Nays: None  
Absent: None  
Date: July 30, 2013  
xc: Transp. Recorder

Kecia Harper-Ihem  
Clerk of the Board  
By:   
Deputy

Prev. Agn. Ref.

District: 3/3

Agenda Number:

2-22

REVIEWED BY EXECUTIVE OFFICE

DATE: 06/13/13  
Tina Grande

FORM APPROVED COUNTY COUNSEL  
BY: Synthia M. Gunzel 7-15-13  
DATE: 7-15-13  
SYNTHIA M. GUNZEL  
Departmental Concurrence

Dept't Recomm.:  Consent  Policy  
Per Exec. Ofc.:  Consent  Policy

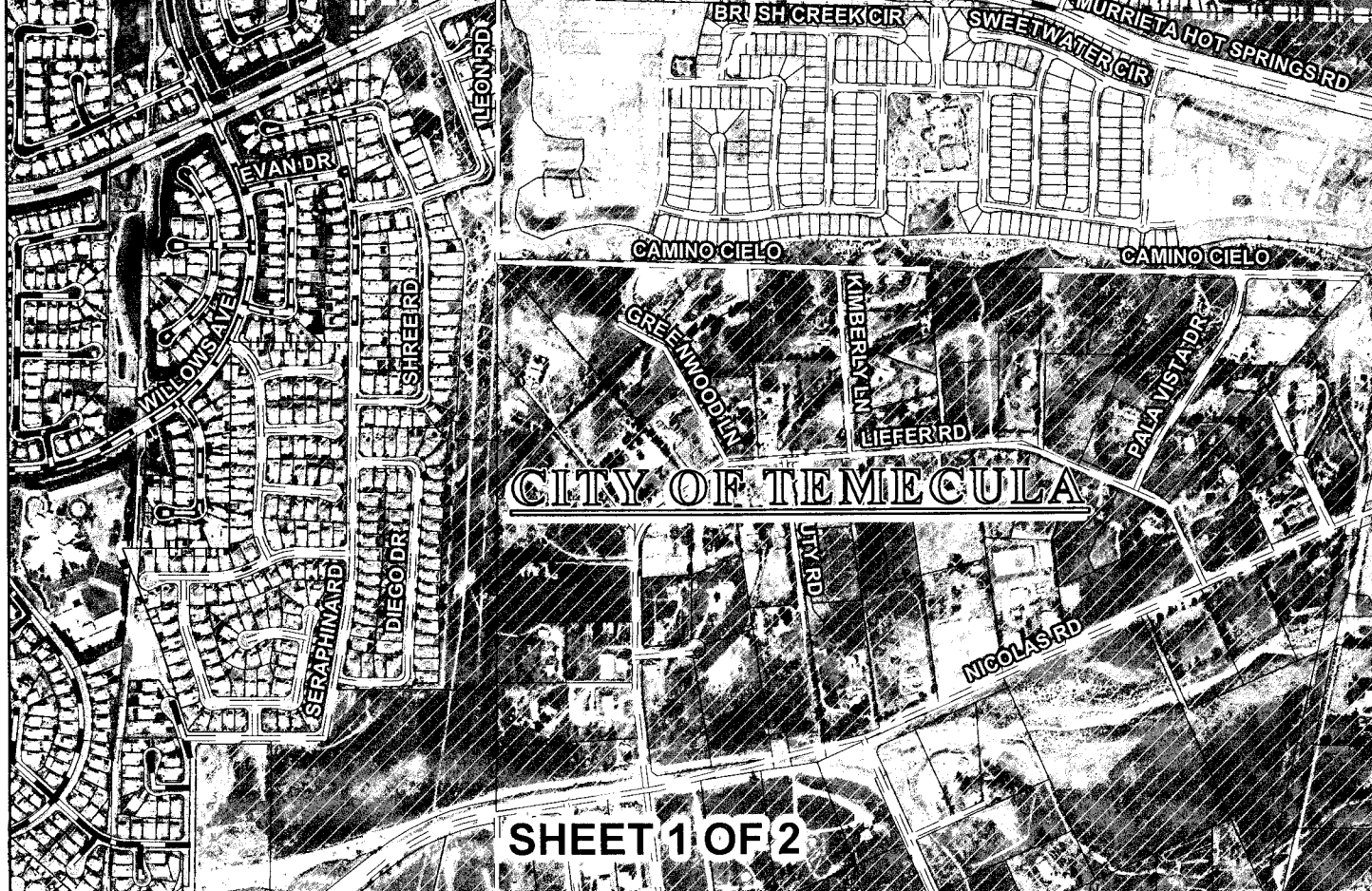
# VICINITY MAP



N.T.S.  
T. 7S, R. 2W  
SECTION 17  
S.B.M. 2001A

MCGOWANS PASS (M10788A)

AREA OF VACATION



CITY OF TEMECULA

SHEET 1 OF 2

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

KECIA HARPER-IHEM, CLERK OF THE BOARD  
RIVERSIDE CO. CLERK OF THE BOARD  
4080 LEMON STREET, 1<sup>ST</sup> FLOOR CAC  
P O BOX 1147 - RIVERSIDE, CA 92502

**MAIL STOP # 1010**

AND WHEN RECORDED MAIL TO:

**RETURN TO: STOP #1010**  
**RIVERSIDE COUNTY CLERK OF THE BOARD**  
**P. O. BOX 1147 - RIVERSIDE, CA 92502**

**DOC # 2013-0387642**  
08/08/2013

**Customer Copy Label**  
The paper to which this label is  
affixed has not been compared  
with the filed/recorded document

**Larry W Ward**  
County of Riverside  
Assessor, County Clerk & Recorder

**THIS SPACE FOR RECORDERS USE ONLY**

**RESOLUTION NO. 2013-055**

Title of Document

**SUMMARILY VACATING A PORTION OF THE RESTRICTION OF ABUTTERS'  
RIGHTS OF ACCESS ALONG MURRIETA HOT SPRINGS ROAD,  
IN THE FRENCH VALLEY AREA  
(AB 13001)**

(THIRD SUPERVISORIAL DISTRICT)

(Transportation Department ~ Item 2-22 of 07/30/13)

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE  
FOR RECORDING INFORMATION

**COPY**

2  
3 **RESOLUTION NO. 2013-055**

4  
5 **SUMMARILY VACATING A PORTION OF THE RESTRICTION OF ABUTTERS'**  
6 **RIGHTS OF ACCESS ALONG MURRIETA HOT SPRINGS ROAD,**  
7 **IN THE FRENCH VALLEY AREA**  
8 **(AB 13001)**  
9 **(Third Supervisorial District)**

10  
11 **WHEREAS**, the restriction of abutters' rights of access along Murrieta Hot  
12 Springs Road was dedicated to the public by Tract Map No. 28753-1, filed in Book  
13 314, Pages 72 through 82, inclusive, of Maps, Records of Riverside County, California;

14  
15 **WHEREAS**, the hereinafter-described portion of the restriction of abutters'  
16 rights of access along Murrieta Hot Springs Road as shown on said Tract Map is no  
17 longer necessary;

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

22  
23  
24  
25  
FORM APPROVED COUNTY COUNSEL  
BY: *Synthia M. Gunzel* 7-15-13  
SYNTHIA M GUNZEL DATE

1 **RESOLUTION NO. 2013-055**

2  
3 **BE IT RESOLVED, DETERMINED AND ORDERED** by the Board of  
4 Supervisors of the County of Riverside, State of California, in regular session  
5 assembled on July 30, 2, 2013, as follows:

- 6  
7 1. That the hereinafter-described portion of the restriction of abutters' rights  
8 of access is unnecessary for present or prospective use.

9  
10 SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO  
11 AS EXHIBITS "A" AND "B" AND MADE A PART HEREOF

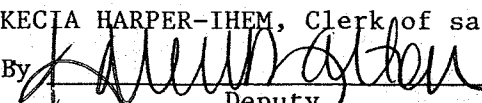
- 12  
13 2. Pursuant to Sections 8333 and 8334(a) of the Streets and Highways  
14 Code that the hereinafter-described portion of the restriction of abutters'  
15 rights of access is determined to be excess because it is no longer  
16 needed and is hereby summarily vacated.

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

21 ROLL CALL:

22 Ayes: Jeffries, Tavaglione, Stone, Benoit and Ashley  
23 Nays: None  
24 Absent: None

25 The foregoing is certified to be a true copy of a resolution duly  
adopted by said Board of Supervisors on the date therein set forth.

KECIA HARPER-IHEM, Clerk of said Board  
By   
Deputy

**EXHIBIT "A"**  
VACATION OF A PORTION OF THE RESTRICTION  
OF ABUTTER'S RIGHTS OF ACCESS  
LEGAL DESCRIPTION

In the County of Riverside, State of California:

Being that portion of Lot 7 of Tract No. 28753-1 as shown by map filed in Book 314, pages 72 through 82 inclusive, of Maps, records of said Riverside County, in Section 17, Township 7 South, Range 2 West S.B.M., described as follows:

**Commencing** at the Southwest corner of said Section 17;

Thence South 88°37'03" East along the southerly line of said Lot 7, a distance of 938.78 feet to the southeasterly corner of that certain parcel described in a document entitled "Grant of Easement for Street and Agreement to Dedicate Property" recorded December 12, 2001 as Instrument No. 2001-617484 of Official Records of said Riverside County;

Thence North 2°48'09" East along the easterly line thereof, a distance of 17.41 feet;

Thence North 41°30'55" East, continuing along said easterly line, a distance of 29.47 feet to the northerly line of said Lot 7 and the **True Point of Beginning**;

Thence North 88°37'03" West along said northerly line, a distance of 3.51 feet to the beginning of a tangent curve, concave northerly and having a radius of 2055.00 feet;

Thence westerly along said curve and said northerly line, through a central angle of 2°56'12", an arc length of 105.33 feet to the **Point of Termination** of said Vacation of a Portion of the Restriction of Abutter's Rights of Access.

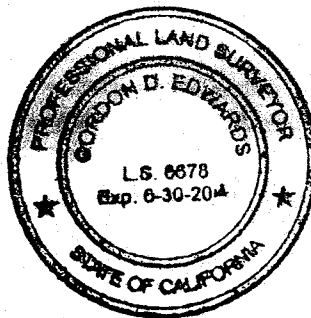
See Exhibit "B" attached hereto and by this reference made a part hereof.

Prepared by me or under my direction



Gordon D Edwards, PLS 6678  
Expiration 6-30-2014

5-26-2013



THIS DOCUMENT REVIEWED BY RIVERSIDE COUNTY SURVEYOR.
BY: <u>Ryan R</u>
DATE: <u>6-4-13</u>

**EXHIBIT "B"**  
VACATION OF A PORTION OF THE RESTRICTION  
OF ABUTTER'S RIGHTS OF ACCESS

COUNTY OF  
RIVERSIDE



SCALE 1"=40'

R/W PER  
MB 316/74-77

RED BRIDGE  
ROAD

LOT 13  
TRACT NO. 28753-18  
MB 316/74-77

R/W PER  
MB 221/63-74

MURRIETA HOT  
SPRINGS ROAD

RESTRICTED ACCESS  
VACATED HEREON.

$R=2055.00'$   
 $\Delta=2^{\circ}56'12''$   $L=105.33'$

N'LY LINE LOT 7,  
TRACT NO. 28753-1

TPOB

T.7S.,R.2W. TRACT NO. 28753-1  
MB 314/72-82

"GRANT OF EASEMENT  
FOR STREET AND  
AGREEMENT TO DEDICATE  
PROPERTY" PER INST.  
NO. 2001-617484 O.R.  
12-12-2001

LOT 7

18 17 POC  
SW COR SEC 17,  
T.7S.,R.2W.

$S88^{\circ}37'03''E$  938.78'

19 20

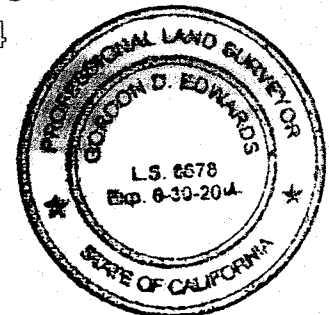
CITY OF TEMECULA

LOT 1

TRACT NO. 29353-1  
MB 334/21-24

CITY/COUNTY BOUNDARY

PRIVATE EASEMENT  
RETAINED BY  
MB 334/21-24



THIS DOCUMENT REVIEWED BY  
RIVERSIDE COUNTY SURVEYOR.

BY: *[Signature]*  
DATE: 6-12-13

PLAT PREPARED BY:

**adkan**  
ENGINEERS  
Riverside, CA

SCALE: 1"=40'

JOB NO. 8356

5-20-2013

CLIENT: KB HOME COASTAL

APPROVED BY:

*[Signature]*  
GORDON D. EDWARDS PLS 6678



LARRY W. WARD  
COUNTY OF RIVERSIDE  
ASSESSOR-COUNTY CLERK-RECORDER

Recorder  
P.O. Box 751  
Riverside, CA 92502-0751  
(951) 486-7000

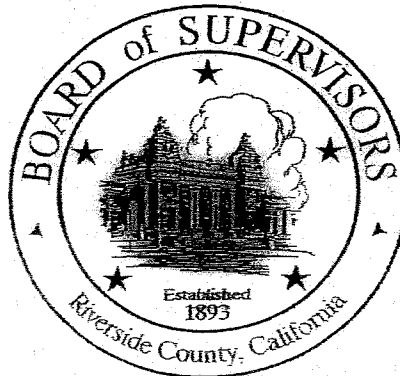
<http://riverside.asrcfrec.com>

CERTIFICATION

Pursuant to the provisions of Government Code 27361.7, I certify under the penalty of perjury that the following is a true copy of illegible wording found in the attached document:

(Print or type the page number(s) and wording below):

CLARIFICATION OF THE SEAL for the Riverside County Board of Supervisors  
(embossed on document)



Date:

07-30-13

Signature:

*Karen Barton*

Print Name:

Karen Barton, Board Assistant, Riverside County Clerk of the Board