

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

117



FROM: County Counsel

SUBMITTAL DATE:
September 26, 2013

SUBJECT: Set Aside Tentative Approvals of General Plan Amendment No. 1055, Change of Zone No. 7663 and Tentative Parcel Map No. 35683 and Adoption of Associated Mitigated Negative Declaration

RECOMMENDED MOTION: That the Board of Supervisors:

1. Set Aside and vacate its tentative approvals of General Plan Amendment No. 1055, Change of Zone No. 7663 and Tentative Parcel Map No. 35683; and,
2. Set Aside and vacate its adoption of the associated Mitigated Negative Declaration for Environmental Assessment No. 41965

BACKGROUND:

Summary

On August 1, 2013, judgment was entered against the County in *Friends of Riverside's Hills v. County of Riverside et al.* (RIC 1100822.) The judgment was in favor of the Petitioners for the First Cause of Action. A settlement agreement was reached with the Petitioners for the Second and Third Causes of Action. The County and Board has decided not to appeal this judgment.

Michelle P. Clack
Deputy County Counsel
Pamela J. Walls, County Counsel

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ N/A	\$ N/A	\$ N/A	\$ N/A	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$ N/A	\$ N/A	\$ N/A	\$ N/A	

SOURCE OF FUNDS:	Budget Adjustment: N/A
	For Fiscal Year: N/A

C.E.O. RECOMMENDATION:

APPROVE

BY: Tina Grande

County Executive Office Signature

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: October 8, 2013
 xc: Co.Co.

Kecia Harper-Ihem
Clerk of the Board

By: Deputy

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Prev. Agn. Ref.: 7/27/10, Item 16.3 | District: 3rd | Agenda Number:

3-7

Departmental Concurrence

- A-30
- Positions Added
- 4/5 Vote
- Change Order

SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA
FORM 11: Set Aside Tentative Approvals of General Plan Amendment No. 1055, Change of Zone No. 7663
and Tentative Parcel Map No. 35683
DATE: September 26, 2013
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BACKGROUND:
Summary (continued)

Impact on Citizens and Businesses

This action is pursuant to a Court order and the tentative approvals are associated with a private land owner's development application. It will not have an impact on citizens and businesses.

SUPPLEMENTAL:
Additional Fiscal Information

N/A

Contract History and Price Reasonableness

N/A