

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

203 B



FORM APPROVED COUNTY COUNSEL
BY: GREGORY P. PRAMOS DATE: 11/3/14

FROM: TLMA - Transportation Department

SUBMITTAL DATE:

October 28, 2014

SUBJECT: Resolution No. 2014-183, Summarily Vacating a Portion of a Drainage Access Easement in the Glen Ivy Hot Springs Area; California Environmental Quality Act Exempt. 1st/1st District; [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that the vacation of a portion of a drainage access easement in the Glen Ivy Hot Springs 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. 2014-183, Summarily Vacating a Portion of a Drainage Access Easement in the Glen Ivy Hot Springs 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, Woodside 05S, Limited Partnership has requested that this portion of the existing drainage access easement shown on Tract Map 31908-1 and Document Number 2012-0020995, recorded January 18, 2012, be vacated. This portion of the existing drainage access easement is not necessary and is excess right-of-way as a result of the dedication of new drainage access easements by Document Numbers 2013-0583139 and 2013-0583140, both recorded December 17, 2013. As determined in the attached Notice of Exemption, this vacation is exempt from the provisions of CEQA pursuant to

Patricia Romo
Assistant Director of Transportation
for Juan C. Perez
Director of Transportation and Land Management

WJH

Attachments: Resolution No. 2014-183,
Exhibit "A" and "B," and Notice of Exemption

REVIEWED BY EXECUTIVE OFFICE

DATE: 11/19/14
Tina Grande

Departmental Concurrence

Policy

Consent

Dep't Recomm.:
Per Exec. Ofc.:

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Stone, Benoit and Ashley
Nays: None
Absent: Tavaglione
Date: November 24, 2014
xc: Transp., Recorder

Kecia Harper-Ihem
Clerk of the Board
By: Kecia Harper-Ihem
Deputy

Prev. Agn. Ref.

District: 1/1

Agenda Number:

2-18

SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA
FORM 11: Resolution No. 2014-183, Summarily Vacating a Portion of a Drainage Access Easement in the Glen Ivy Hot Springs Area; California Environmental Quality Act Exempt. 1st/1st District; [\$0]

DATE: October 28, 2014

PAGE: 2 of 2

BACKGROUND:

Summary (continued)

Categorical Exemptions 15060(c)(2) and 15061(b)(3) of the State CEQA Guidelines. This 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.

NOTICE OF EXEMPTION

Original Negative Declaration Notice of
Exemption submitted to County
October 27, 2014

11/24/14 kb

October 27, 2014

Project Name: Summarily Vacating a Portion of a Drainage Access Easement in the Glen Ivy Hot Springs area.

Project Number: AB13008

Project Location: Glen Ivy Hot Springs area. (See attached Exhibits "A" and "B")

Description of Project: Summarily Vacating a Portion of a Drainage Access Easement

Name of Public Agency Approving Project: Transportation Department, County of Riverside,

Name of Person or Agency Carrying Out Project: Transportation Department, County of Riverside, Survey Division

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 drainage access easement 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 drainage access easement 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 drainage access easement 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 drainage access easement 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

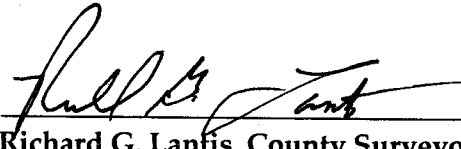
NOV 24 2014 2-18

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 drainage access easement 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 drainage access easement 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, County Surveyor PLS 7611

Date:

10-28-14

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

KECIA HARPER-IHEM, CLERK OF THE BOARD
RIVERSIDE CO. CLERK OF THE BOARD
4080 LEMON STREET, 1ST 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 # 2014-0454209
11/26/2014

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. 2014-183

Title of Document

**SUMMARILY VACATING
A PORTION OF A DRAINAGE ACCESS EASEMENT
IN THE GLEN IVY HOT SPRINGS AREA
(AB 13008)**

(FIRST SUPERVISORIAL DISTRICT)

(Transportation Department ~ Item 2-18 of 11/24/14)

2
3 **RESOLUTION NO. 2014-183**

4 **SUMMARILY VACATING A PORTION OF A DRAINAGE ACCESS EASEMENT**
5 **IN THE GLEN IVY HOT SPRINGS AREA**

6 (AB13008)

7 (First Supervisorial District)

8
9 **WHEREAS**, the hereinafter-described drainage access easement was dedicated to
10 the public per Tract Map 31908-1 filed in Book 437, Pages 7 through 12, inclusive, of
11 Maps and Document No. 2012-0020995 Recorded January 18, 2012, Official Records,
12 Riverside County, State of California; and

13 **WHEREAS**, the hereinafter-described portion of a drainage access easement is
14 not necessary and is excess and not required for public drainage access purposes; and

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

18 **BE IT RESOLVED, DETERMINED, AND ORDERED** by the Board of Supervisors
19 of the County of Riverside, State of California, in regular session assembled on
20 November 24, 2014, as follows:

21 Pursuant to Section 8333(c) of the Streets and Highways Code that said portion of
22 a drainage access easement has been superseded by relocation and determined
23 to be excess by the easement holder, and there are no other public facilities
24 located within the easement and is hereby summarily vacated.

25 **SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO AS**
26 **EXHIBITS "A" and "B" AND MADE A PART HEREOF.**

FORM APPROVED COUNTY COUNSEL
BY:  PATRICIA MUNROE
DATE: 11/24/14

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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.

ROLL CALL:

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

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.

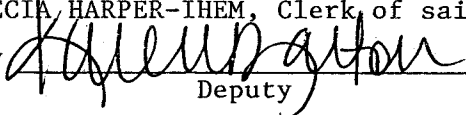
KECIA HARPER-IHEM, Clerk of said Board
By 
Deputy

EXHIBIT "A"
TRACT 31908
VACATION OF A PORTION OF ACCESS EASEMENT

That portion of that certain Access Easement for ingress, egress, construction and maintenance of flood control facilities in favor of Riverside County dedicated on Tract No. 31908-1, as shown by map on file in Book 437 of Maps at Pages 7 through 12, inclusive thereof, Records of Riverside County, California, said portion being a portion of Lot 117 Open Space and Lot 118 Open Space of said Tract No. 31908-1, lying in Section 12, Township 5 South, Range 6 West, San Bernardino Meridian, said portion being described as follows:

BEGINNING at the northwesterly corner of said Lot 117 Open Space, said corner also being the southwesterly corner of Lot 118 Open Space, of said Tract No. 31908-1;

Thence North $34^{\circ}44'57''$ East along the westerly line of said Lot 118 Open Space, a distance of 3.30 feet to a point thereon, said point being a point of cusp with a curve, concave easterly, having a radius of 50.00 feet, the radial line to said point bears North $83^{\circ}57'34''$ West;

Thence southerly along said curve, to the left, through a central angle of $34^{\circ}16'21''$, an arc distance of 29.91 feet;

Thence South $28^{\circ}13'56''$ East, a distance of 84.91 feet;

Thence South $61^{\circ}46'04''$ West, a distance of 50.00 feet to a point of cusp with a curve, concave westerly, having a radius of 35.00 feet, the radial line to said point bears South $28^{\circ}13'56''$ East;

Thence easterly, northerly and northwesterly along said curve, to the left, through a central angle of $90^{\circ}00'00''$, an arc distance of 54.98 feet;

Thence North $28^{\circ}13'56''$ West, a distance of 17.91 feet to the beginning of a tangent curve, concave southwesterly, having a radius of 25.00 feet;

Thence northwesterly along said curve, to the left, through a central angle of $66^{\circ}58'32''$, an arc distance of 29.22 feet to a point on the westerly line of said Lot 117 Open Space;

Thence North $17^{\circ}01'10''$ East along said westerly line, a distance of 50.63 feet to the **POINT OF BEGINNING**.

Containing 2,003 square feet, more or less.

THIS DOCUMENT REVIEWED BY RIVERSIDE COUNTY SURVEYOR. BY: <u>[Signature]</u> DATE: <u>8-29-14</u>

SEE PLAT ATTACHED HERETO AS EXHIBIT "B" AND MADE A PART HEREOF
PREPARED UNDER MY SUPERVISION

[Signature]
Andrew Y. Orosco, L.S. 5491

8/14/14
Date

Prepared By: [Signature] Checked By: [Signature]

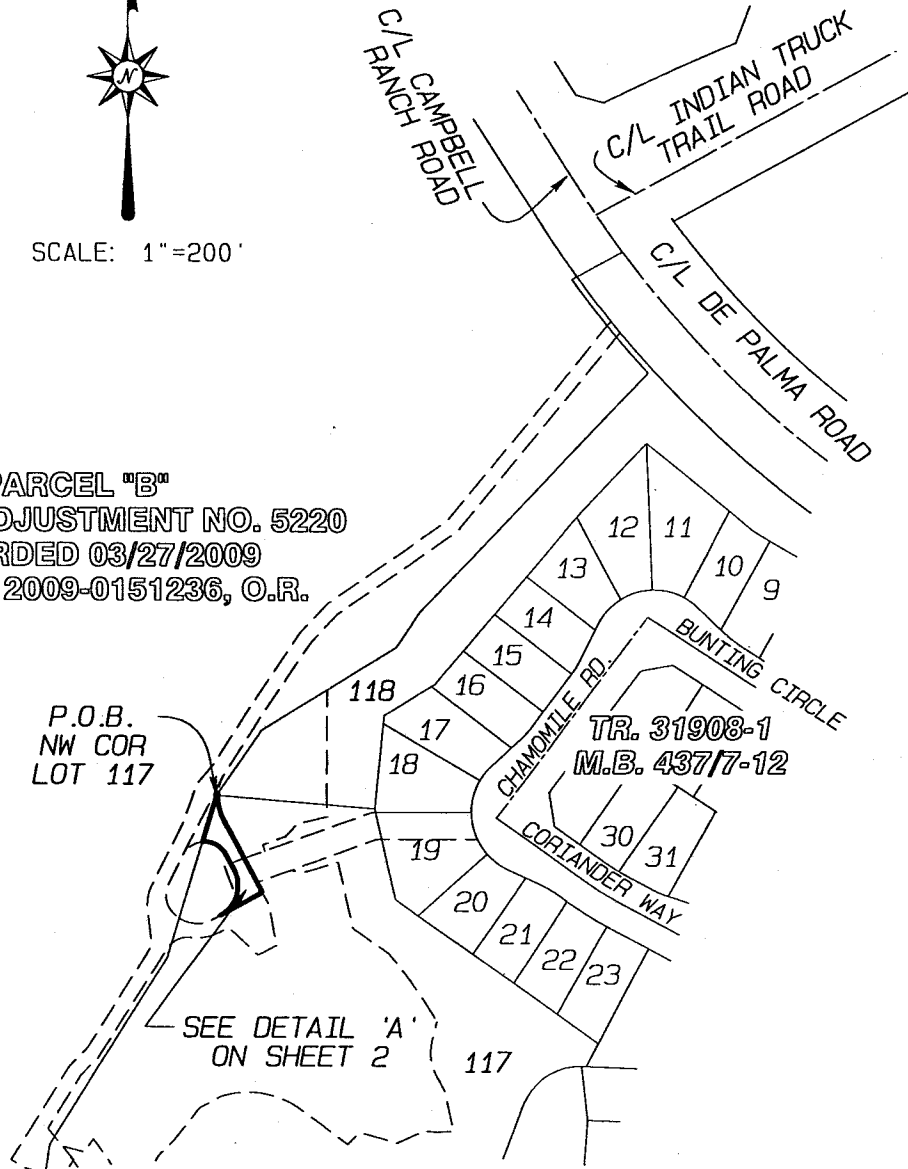


EXHIBIT "B"



SCALE: 1"=200'

PARCEL "B"
LOT LINE ADJUSTMENT NO. 5220
RECORDED 03/27/2009
DOC. NO. 2009-0151236, O.R.



P.O.B.
 NW COR
 LOT 117

SEE DETAIL 'A'
 ON SHEET 2

SEC. 12, T.5S., R.6W., S.B.M.

ALBERT A.
WEBB
 ASSOCIATES

**RIVERSIDE COUNTY FLOOD CONTROL
 & WATER CONSERVATION DISTRICT**

File :G:\2012\12-0176\DWG & PRO\RCFC Easements\12-0176 RCFC ACCESS Easements.pro

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.

SHEET 1 OF 3

W.O.
 12-176

SCALE: 1"=200'

DRWN BY cb/ayo DATE 8/14/14
 CHKD BY ayb DATE 8/14/14

EXHIBIT "B"

SEE SHEET 3 FOR
EASEMENT NOTES
AND DATA TABLES

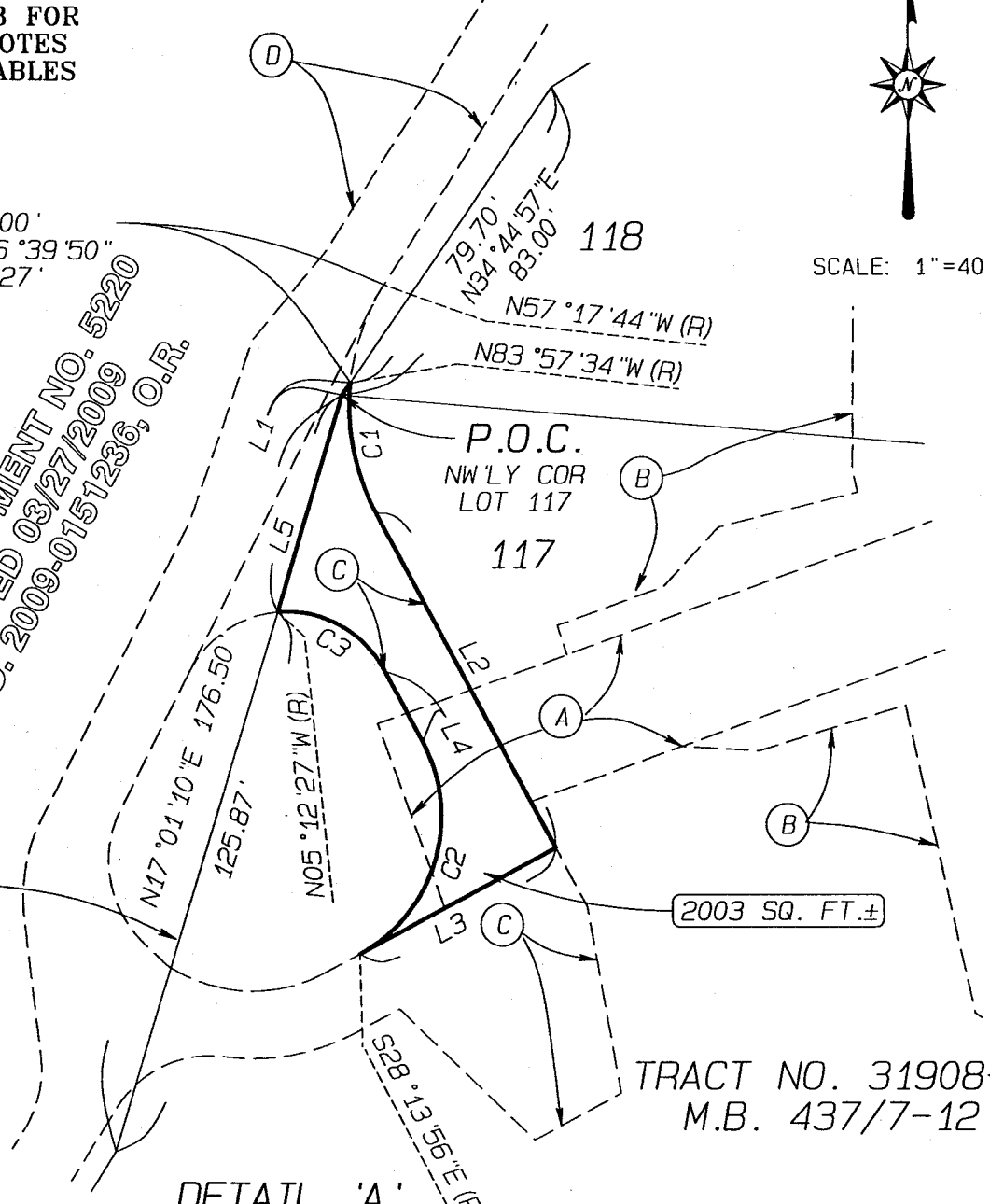


SCALE: 1"=40'

$R=50.00'$
 $\Delta=26^{\circ}39'50''$
 $L=23.27'$

LOT LINE PARCEL "B"
RECORDED ADJUSTMENT NO. 52220
DOC. NO. 2009-0151236, O.R.

W'LY BOUNDARY
TR. NO. 31908-1



DETAIL 'A'

SCALE: 1"=40'

TRACT NO. 31908-1
M.B. 437/7-12

SEC. 12, T.5S., R.6W., S.B.M.

ALBERT A.

WEBB

ASSOCIATES

RIVERSIDE COUNTY FLOOD CONTROL
& WATER CONSERVATION DISTRICT

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SHEET 2 OF 3

W.O.
12-176

SCALE: 1"=40'

DRWN BY Wlay DATE 8-14-14
CHKD BY ayb DATE 8-14-14

EXHIBIT "B"

LINE	BEARING	DISTANCE
L1	N34°44'57"E	3.30'
L2	S28°13'56"E	84.91'
L3	S61°46'04"W	50.00'
L4	N28°13'56"W	17.91'
L5	N17°01'10"E	50.63'

CURVE	RADIUS	DELTA	LENGTH
C1	50.00'	34°16'21"	29.91'
C2	35.00'	90°00'00"	54.98'
C3	25.00'	66°58'32"	29.22'

EASEMENT NOTES

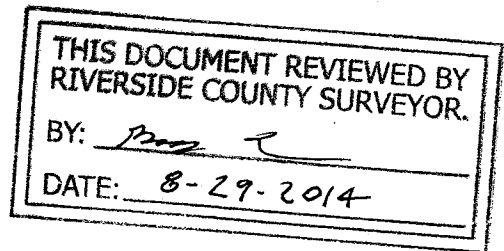
- (A) STORM DRAIN EASEMENT FOR CONSTRUCTION AND MAINTENANCE OF FLOOD CONTROL FACILITIES DEDICATED TO RIVERSIDE COUNTY ON TR. 31908-1, M.B. 437/7-12, RIV. CO. RECORDS.
- (B) CONSERVATION EASEMENT TO RIVERSIDE-CORONA RESOURCE CONSERVATION DISTRICT RECORDED 12/30/2011 AS INST. NO. 2011-0579538, O.R.
- (C) ACCESS EASEMENT FOR INGRESS, EGRESS AND CONSTRUCTION AND MAINTENANCE OF FLOOD CONTROL FACILITIES TO RIVERSIDE COUNTY ON TR. 31908-1, M.B. 437/7-12, RIV. CO. RECORDS.
- (D) DRAINAGE ACCESS EASEMENT TO RIVERSIDE COUNTY RECORDED 1/18/2012 AS INST. NO. 2012-0020995, O.R.



[Handwritten Signature]

ANDREW Y. OROSCO, LS NO. 5491

DATE: 8-14-14



SEC. 12, T.5S., R.6W., S.B.M.

ALBERT A.

WEBB

ASSOCIATES

**RIVERSIDE COUNTY FLOOD CONTROL
& WATER CONSERVATION DISTRICT**

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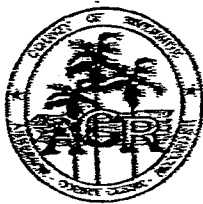
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SHEET 3 OF 3

W.O.
12-176

SCALE: 1"=40'

DRWN BY elayo DATE 8-14-14
CHKD BY alp DATE 8-14-14



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

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

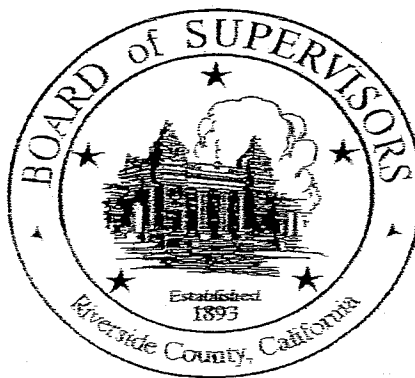
<http://riverside.asrcfrec.com>

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:

11-24-14

Signature:

Karen Barton

Print Name:

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