

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



10713

SUBMITTAL DATE:
June 23, 2016

FROM: TLMA - Transportation Department

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

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Washington, Benoit and Ashley
Nays: None
Absent: Tavaglione
Date: July 12, 2016
xc: Transp., Recorder

Kecia Harper-Ihem
Clerk of the Board
By:
Deputy

Prev. Agn. Ref.

District: 1

Agenda Number:

2-15

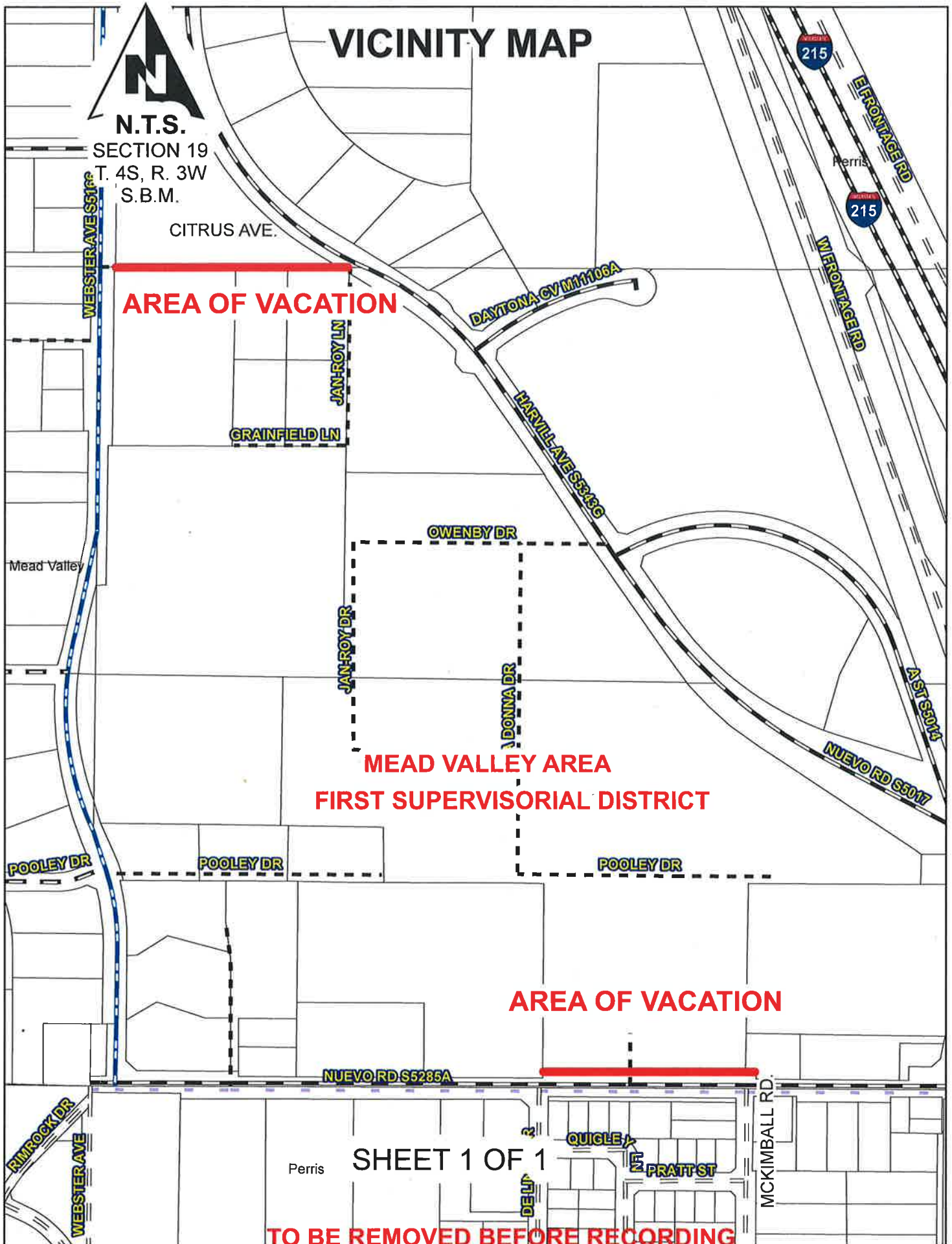
FORM APPROVED COUNTY COUNSEL
BY:
DATE: 6/29/16
GREGORY P. PRIAMOS

REVIEWED BY EXECUTIVE OFFICE
DATE: 6/30/16
Tina Grande

Departmental Concurrence

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

TO BE REMOVED BEFORE RECORDING



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

2016-0295172

07/14/2016 03:28 PM

*****Customer Copy Label*****

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

Peter Aldana
County Of Riverside
Assessor-County Clerk-Recorder

THIS SPACE FOR RECORDERS USE ONLY

RESOLUTION NO. 2016-135

Title of Document

**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)

(Transportation Department ~ Item 2-15 of 07/12/16)

2
3 **RESOLUTION NO. 2016-135**

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

7 (AB16005)

8 (First Supervisorial District)

9
10 **WHEREAS**, Citrus Avenue was dedicated but not accepted for public use by
11 Declaration of Dedication recorded January 22, 1975 as Instrument No, 8247 O.R. and by
12 Parcel Map 12269, recorded in Book 63, Page 38, of Parcel Maps, shown as Lots "A" and
13 "B" (44.00 foot half-width), Records of the Recorder, Riverside County California, and;

14 **WHEREAS**, Nuevo Road was dedicated and accepted by Tract Map 10193-1,
15 Recorded in Book 110 Pages 1 through 4, inclusive, of Maps, shown as Lot "A" (44.00
16 foot half-width) Records of Riverside County, California, and by Parcel Map 28583,
17 Recorded in Book 191, Pages 3 through 5, inclusive, of Parcel Maps, Shown as Lot "A"
18 (55.00 foot half-width), Records of Riverside County, California, and;

19 **WHEREAS**, McKimball Road was dedicated and accepted by Parcel Map 28583,
20 Recorded in Book 191, Pages 3 through 5, inclusive, of Parcel Maps, shown as Lot "B"
21 (50.00 foot half-width) Records of Riverside County, California, and;

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

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

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

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

1 Supervisors of the County of Riverside, State of California, in regular session assembled
2 on July 12, 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.

19 ROLL CALL:

20 Ayes: Jeffries, Washington, Benoit and Ashley
21 Nays: None
22 Absent: Tavaglione

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

25 KECIA HARPER-IHEM, Clerk of said Board

26 By 
27 Deputy

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.

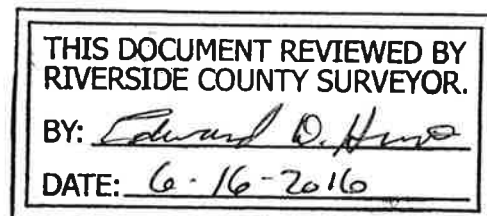


EXHIBIT "A"
**VACATING THE RIGHT TO ACCEPT A PORTION OF CITRUS AVENUE
AND VACATING A PORTION OF NUEVO ROAD
AND A PORTION OF McKIMBALL ROAD**

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

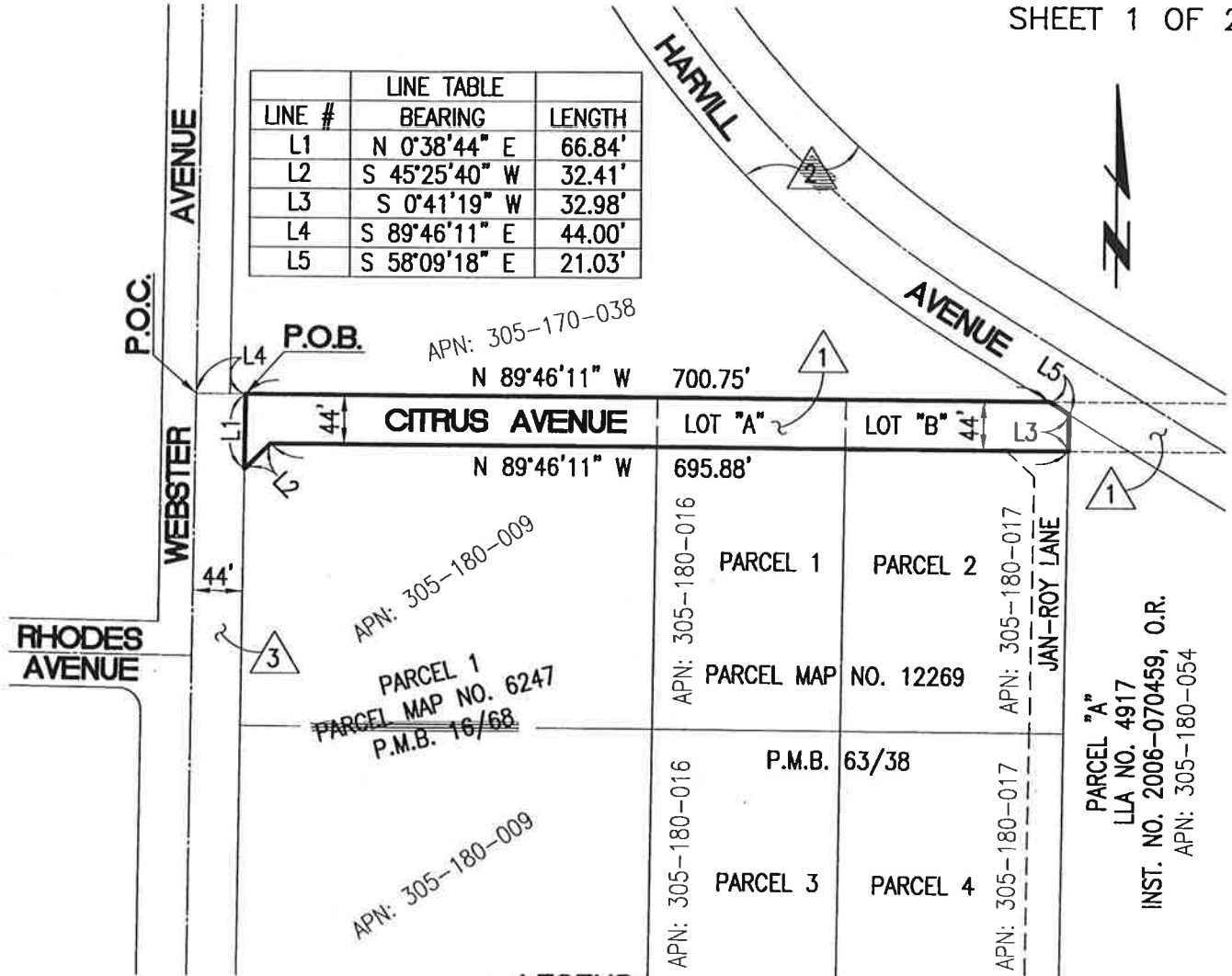
5/26/16
DATE



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

LINE #	BEARING	LENGTH
L1	N 0°38'44" E	66.84'
L2	S 45°25'40" W	32.41'
L3	S 0°41'19" W	32.98'
L4	S 89°46'11" E	44.00'
L5	S 58°09'18" E	21.03'



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
 O:\2821F\VACATION\2821-VACATION.dwg

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

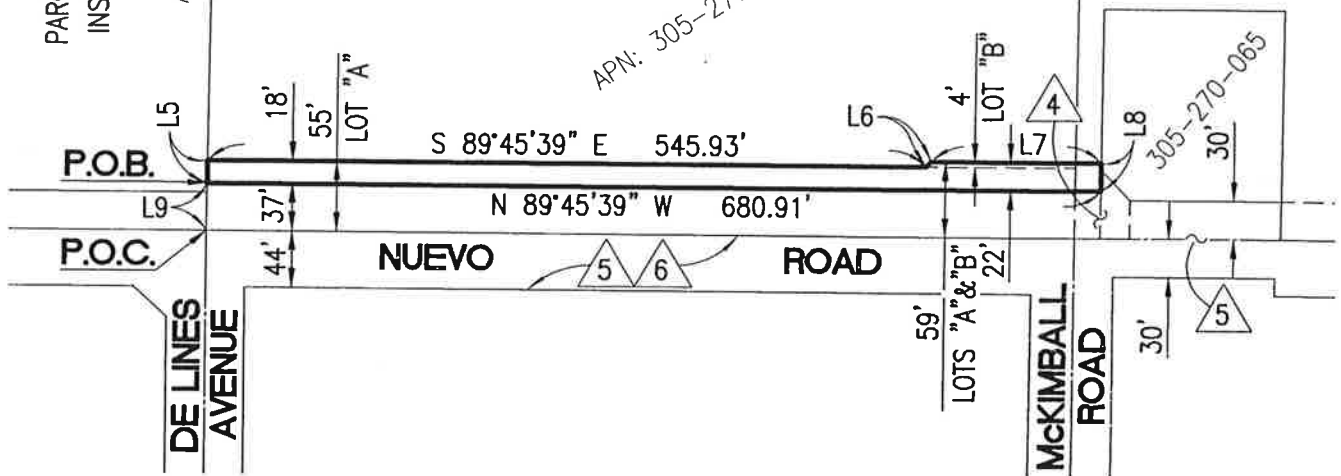
SHEET 2 OF 2

PARCEL 2, LLA NO. 2282
 INST. NO. 143569, O.R.
 R.S.B. 77/16
 APN: 305-270-045

LINE #	BEARING	LENGTH
L5	N 0°43'03" E	18.00'
L6	N 45°16'59" E	5.66'
L7	S 89°45'39" E	131.02'
L8	S 0°45'48" W	22.00'
L9	N 0°43'03" E	37.00'

PARCEL 1
 PARCEL MAP NO. 28583
 P.M.B. 191/3-5

PARCEL 2
 LLA NO. 5442
 INST. NO. 2013-
 0227518, O.R.
 APN: 305-270-045



LEGEND:

INDICATES AREA TO BE VACATED

P.O.C. = INDICATES POINT OF COMMENCEMENT

P.O.B. = INDICATES POINT OF BEGINNING

INDICATES AN EASEMENT FOR PUBLIC ROAD AND DRAINAGE PURPOSES, INCLUDING PUBLIC UTILITY AND PUBLIC SERVICES PURPOSES RECORDED MAY 23, 1986 AS INSTRUMENT NO. 120356, O.R.

INDICATES PUBLIC HIGHWAY PER ROAD ABSTRACT NO. 283.

INDICATES RIGHT OF WAY DEDICATED TO COUNTY OF RIVERSIDE BY TRACT NO. 31226, M.B. 418/23-26.

Scale: 1" = 150'

Section 19, Township

4 South, Range 3 West

Date Exhibit Prepared: May 5, 2016

Last Update: 5/25/16

O:\2800-2899\2821\2821F\VACATION\2821-VACATION.dwg

Last Update: 5/8/16

O:\2821F\VACATION\2821-VACATION.dwg

SURVEYOR:

PREPARED UNDER THE DIRECTION OF:

5/26/16

BRIAN L. THIENES

DATE

P.L.S. NO. 5750

REG. EXP. DEC. 31, 2017





PETER ALDANA
COUNTY OF RIVERSIDE
ASSESSOR-COUNTY CLERK-RECORDER

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

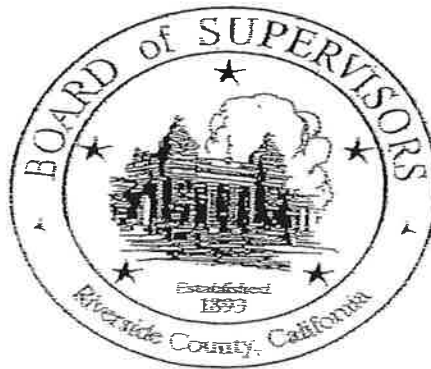
www.riversideacr.com

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:

7-12-16

Signature:

Karen Barton

Print Name:

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

Original Negative Declaration/Notice of
NOTICE OF CEQA EXEMPTION Determination was routed to County
Clerks for posting on.

7/14/16
Date

kb
Initial

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

JUL 1 2 2016 2-15

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:  Date: 6-17-16
Richard G. Lantis, Riverside County Surveyor