

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



2215

**SUBMITTAL DATE:**  
September 30, 2016

**FROM :** TLMA-TRANSPORTATION::

**SUBJECT:** Resolution No. 2016-194, Summarily Vacating a Portion of the Restricted Abutters' Rights of Access along Tenaja Road in the Tenaja Area. This Vacation is Exempt Pursuant to the California Environmental Quality Act (CEQA). 1st District; [\$0]

**RECOMMENDED MOTION:** That the Board of Supervisors:

1. Find that the Vacation of a Portion of the Restricted Abutters' Rights of Access along Tenaja Road in the Tenaja area is categorically exempt from the CEQA pursuant to Section 15060(c)(2) and 15061(b)(3) of the State CEQA Guidelines; and
2. Adopt Resolution No. 2016-194, Summarily Vacating a Portion of the Restricted Abutters' Rights of Access along Tenaja Road in the Tenaja 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.

<b>FINANCIAL DATA</b>	<b>Current Fiscal Year:</b>	<b>Next Fiscal Year:</b>	<b>Total Cost:</b>	<b>Ongoing Cost</b>
<b>COST</b>	\$ 0	\$ 0	\$ 0	\$ 0
<b>NET COUNTY COST</b>	\$ 0	\$ 0	\$ 0	\$ 0
<b>SOURCE OF FUNDS:</b> N/A			<b>Budget Adjustment:</b> N/A	
			<b>For Fiscal Year:</b> N/A	

**C.E.O. RECOMMENDATION:** Approve

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**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, Tavaglione, Washington and Ashley  
**Nays:** None  
**Absent:** Benoit  
**Date:** November 1, 2016  
**xc:** Transp., Recorder

Kecia Harper-Ihem  
 Clerk of the Board  
 By: *[Signature]*  
 Deputy

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

**Page 2**

**BACKGROUND:**

**Summary**

The applicant has requested this vacation to access a planned structure on their property. The planned structure cannot be reached by the primary entrance because of a slope on the property. The County of Riverside Transportation Department has reviewed this vacation request and has no objections. 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.

**Impact on Residents and Businesses**

The vacation will have no impact on residents or businesses.

**ATTACHMENTS:**

Vicinity Map

Resolution No. 2016-194 with Exhibits "A" and "B"

Notice of Exemption



TO BE REMOVED BEFORE RECORDING



N.T.S.

SECTION 12  
T. 8S, R. 5W  
S.B.M.

# VICINITY MAP

CALLE DE DIETEL

TENAJARD

AREA OF VACATION

TENAJA AREA

AVENIDA DE LAS SEÑORITAS

CALLE DE LINA

SAN DIEGO COUNTY, RIVERSIDE COUNTY LINE

KEVIN JEFFRIES  
1ST DISTRICT

SHEET 1 OF 1

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, 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

**2016-0490807**

11/04/2016 11:23 AM

**\*\*\*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. 2016-194**

Title of Document

**SUMMARILY VACATING A PORTION OF THE RESTRICTED ABUTTERS' RIGHTS  
OF ACCESS ALONG TENAJA ROAD IN THE TENAJA AREA  
(AB 16004)**

(FIRST SUPERVISORIAL DISTRICT)

(Transportation Department ~ Item 2-14 of 11/01/16)

**COPY**

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE  
FOR RECORDING INFORMATION



2  
3 **RESOLUTION NO. 2016-194**

4 **SUMMARILY VACATING A PORTION OF THE RESTRICTED ABUTTERS' RIGHTS**  
5 **OF ACCESS ALONG TENAJA ROAD IN THE TENAJA AREA**

6 (AB 16004)

7 (First Supervisorial District)

8  
9 **WHEREAS**, the Restricted Abutters' Rights of Access along Tenaja Road were  
10 dedicated to the public on Parcel Map 13816, filed in Book 86, Pages 36 through 38,  
11 inclusive, of Parcel Maps, Records of Riverside County, California;

12 **WHEREAS**, the described Portion of the Restricted Abutters' Rights of Access  
13 along Tenaja Road as shown on said Parcel Map is no longer necessary;

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

17  
18 **BE IT RESOLVED, FOUND, DETERMINED AND ORDERED** by the Board of  
19 Supervisors of the County of Riverside, State of California, in regular session assembled  
20 on November 1, 2016, as follows:

21 1. That the hereinafter-described Portion of the Restricted Abutters' Rights  
22 of Access is unnecessary for present or prospective use.

23 SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO

24 AS EXHIBITS "A" AND "B" AND MADE A PART HEREOF

25 2. Pursuant to Section 8334(a) of the Streets and Highways Code that  
26 the hereinafter-described Portion of the Restricted Abutters' Rights of  
27 Access is determined to be excess and is no longer needed and is  
28 hereby summarily vacated.

FORM APPROVED COUNTY COUNSEL  
BY: *Synthia M. Gunzel* 10-13-16  
DATE  
SYNTHIA M. GUNZEL



# EXHIBIT "A"

## TENAJA ROAD

### VACATION OF A PORTION OF THE RESTRICTION OF ABUTTERS RIGHTS OF ACCESS

### LEGAL DESCRIPTION

A portion of parcel 1 of Parcel map 13816 in the Unincorporated Territory of the County of Riverside, State of California, as filed in Book 86, Pages 36 through 38 inclusive of Parcel Maps, in the Office of the County Recorder of said County, also being in Rancho Santa Rosa, more particularly described as follows.

**COMMENCING** at the intersection of Tenaja Road and Calle Dietel as shown said Parcel Map, said point being on a 1000 foot radius curve concave Southeasterly;

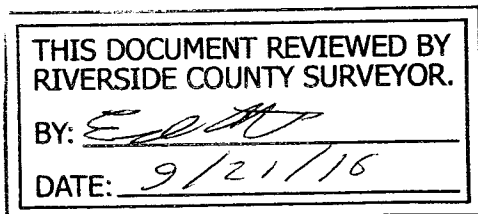
thence, Southerly along said curve through a central angle of  $25^{\circ}18'19''$  a distance of 441.66 feet to the terminus of said curve;

thence, leaving said centerline at a right angle South  $78^{\circ}29'02''$  East a distance of 44 feet to the Southerly Right of Way line of said Tenaja Road said Right of Way being Southeast and parallel to said centerline and also being the Southerly terminus of a 956 foot curve concave Southeasterly;

thence, Northerly along said Right of Way line through a central angle of  $10^{\circ}53'10''$  a distance of 181.64 feet to the **POINT OF BEGINNING**;

thence, continuing along said Right of Way line through an central angle of  $01^{\circ}11'55''$  a distance of 20.00 feet to the **POINT OF TERMINUS**.

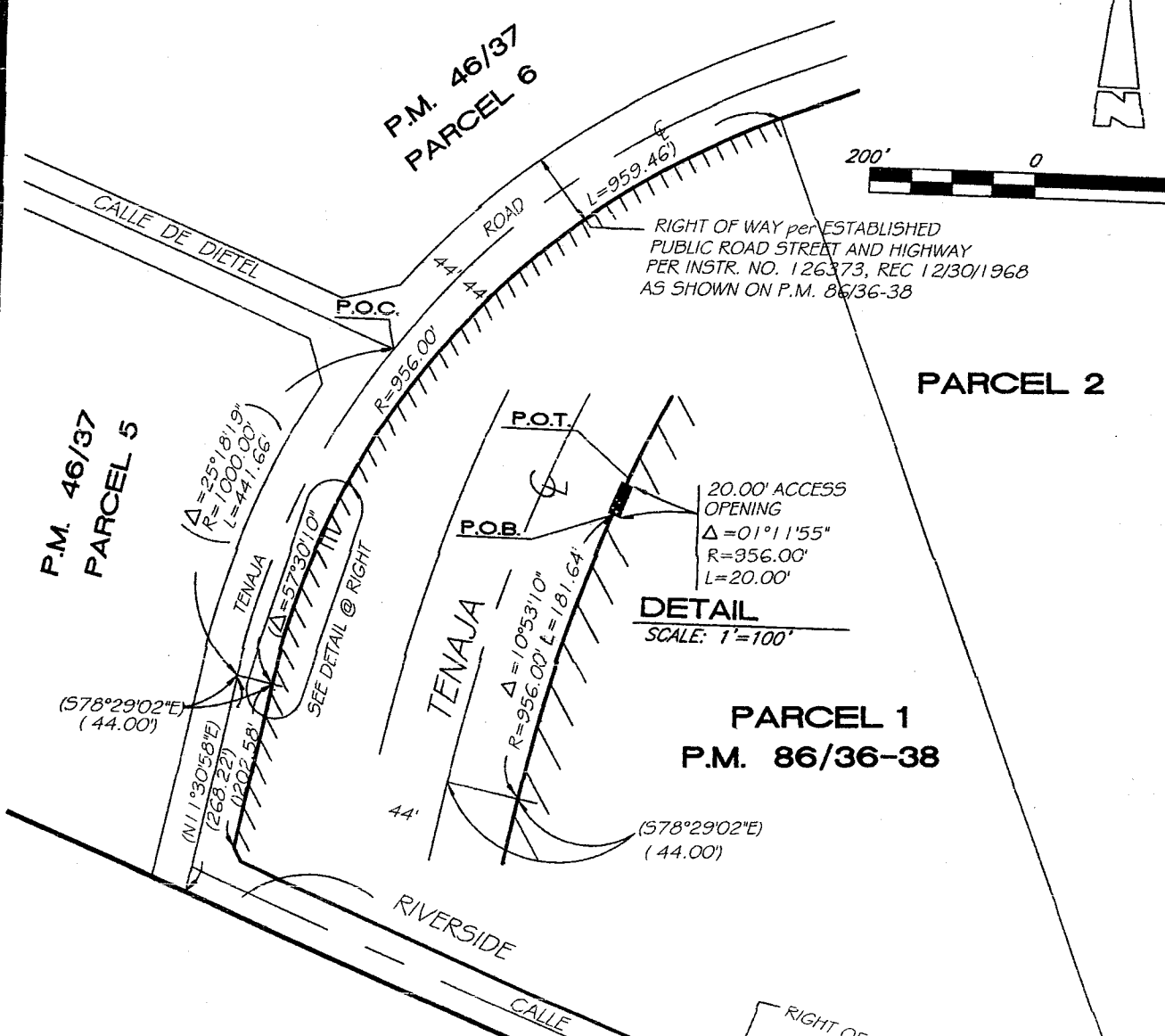
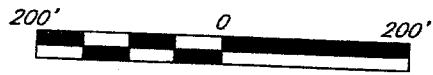
See exhibit "B" Attached hereto and by reference made a part hereof.



# EXHIBIT "B"

## TENAJA ROAD

### VACATION OF A PORTION OF THE RESTRICTION OF ABUTTERS RIGHTS OF ACCESS



RIGHT OF WAY per ESTABLISHED  
PUBLIC ROAD STREET AND HIGHWAY  
PER INSTR. NO. 126373, REC 12/30/1968  
AS SHOWN ON P.M. 86/36-38

20.00' ACCESS  
OPENING  
 $\Delta = 01^\circ 11' 55''$   
 $R = 956.00'$   
 $L = 20.00'$

**DETAIL**  
SCALE: 1"=100'

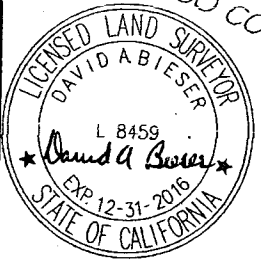
**PARCEL 1**  
P.M. 86/36-38

P.M. 46/37  
PARCEL 5

P.M. 46/37  
PARCEL 6

PARCEL 2

THIS DOCUMENT REVIEWED BY  
RIVERSIDE COUNTY SURVEYOR.  
BY: *Ed [Signature]*  
DATE: 9/21/16

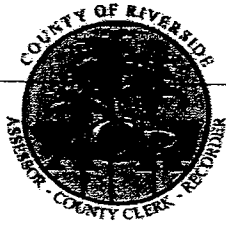


RIGHT OF WAY per P.M. 86/36-38

8S, 5W, S12  
RANCHO SANTA ROSA

**LEGEND**  
( ) INDICATES RECORD DATA PER P.M. 86/36-38  
---- INDICATES RESTRICTED ACCESS PER P.M. 86/36-38





**PETER ALDANA**  
**COUNTY OF RIVERSIDE**  
**ASSESSOR-COUNTY CLERK-RECORDER**

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

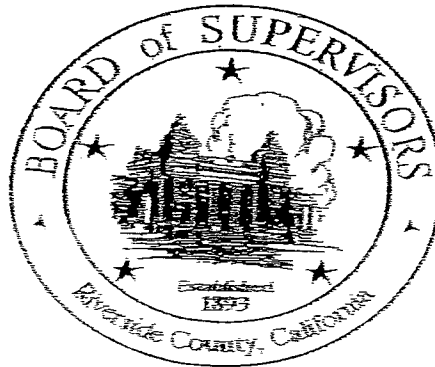
www.riversideacr.com

**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:

11-16

Signature:

Karen Barton

Print Name:

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

**NOTICE OF EXEMPTION** is for posting on.

11/4/16  
Date

KB  
Initial

**Project Name:** Resolution No. 2016-194 Summarily Vacating a Portion of the Restriction of Abutters Access Rights along Tenaja Road.

**Project Number:** ZAB16004 SU14

**Project Location-** See Exhibits "A" and "B"

**Description of Project:** Resolution No. 2016-194 Summarily Vacating a Portion of the Restriction of Abutters Access Rights along Tenaja Road.

**Name of Public Agency Approving Project:** Riverside County Transportation Department, Survey Division, County of Riverside.

**Name of Person or Agency Carrying Out Project:** Richard G. Lantis, Riverside County Transportation Department, Survey Division, 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 Portion of the Restriction of Abutters Access Rights 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 vacation is exempt from the provisions of CEQA specifically by the State CEQA Guidelines as identified below. The vacation of the existing Portion of the Restriction of Abutters Access Rights 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 vacation 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 this Portion of the Restriction of Abutters Access Rights 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 vacation may have a significant effect on the environment. The vacation of a Portion of the Restriction of Abutters Access Rights 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

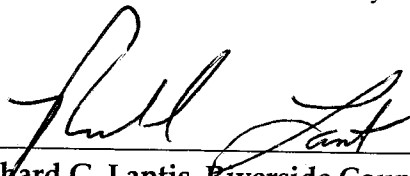
NOV 01 2016 2-14

foreseeable indirect physical environmental impacts. Therefore, in no way would the vacation as proposed have the potential to cause a significant environmental impact and the vacation is exempt from further CEQA analysis.

- Section 15060(c)(2) – for purposes of analysis under CEQA, the vacation of the Portion of the Restriction of Abutters Access Rights 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 Portion of the Restriction of Abutters Access Rights increase the use of the site, result in increased development or construction impacts, or lead to any direct, indirect, or cumulative physical environmental impacts. Any future development of the property will be subject to the permit review process and be subject to CEQA.

Based upon the identified exemptions above, the County of Riverside hereby concludes that no physical environmental impacts are anticipated to occur and the vacation as proposed is exempt under CEQA. No further environmental analysis is warranted.

Signed: \_\_\_\_\_



Rickard G. Lantis Riverside County Surveyor

Date: \_\_\_\_\_

9-29-16

**RIVERSIDE COUNTY CLERK & RECORDER**

**AUTHORIZATION  
TO BILL  
BY JOURNAL VOUCHER**

-TO BE FILLED IN BY SUBMITTING AGENCY-

AUTHORIZATION: W.O.ZAB16004, Task Code ZSU14  
NUMBER Accounting String: 537280-20260-3130200000 ZAB16004 SU14

AMOUNT: \$50.00


DATE: 8/30/2016

AGENCY: Riverside County Survey Department

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) -