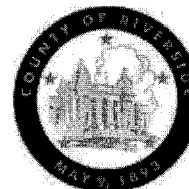


**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM
3.25
(ID # 3105)

MEETING DATE:

Tuesday, March 21, 2017


FROM : TLMA-TRANSPORTATION:

SUBJECT: TLMA-TRANSPORTATION: Adoption of Resolution No. 2017-027, Summarily Vacating the Right to Accept Portions of Ninth Street, B Avenue, and C Avenue in the Nuevo Area. This Vacation is Exempt Pursuant to the California Environmental Quality Act (CEQA). 3rd District; [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that vacating the right to accept portions of Ninth Street, B Avenue, and C Avenue in the Nuevo Area 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. 2017-027, Summarily Vacating the Right to Accept portion of Ninth Street, B Avenue, and C Avenue in the Nuevo 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.

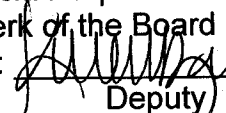
ACTION: (Policy)


Patricia Romo, Director of Transportation 3/7/2017

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Tavaglione and Washington
Nays: None
Absent: Ashley
Date: March 21, 2017
xc: Transp., Recorder

Kecia Harper-Ihem
Clerk of the Board
By: 
Deputy

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

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ 0	\$ 0	\$ 0
NET COUNTY COST	\$ 0	\$ 0	\$ 0	\$ 0
SOURCE OF FUNDS: There are no General funds used on this project.			Budget Adjustment: No	
			For Fiscal Year: 2016/17	

C.E.O. RECOMMENDATION: Approve

Summary

Ninth Street, B Avenue and C Avenue were dedicated but not accepted for public use on Tract Map "Number Four of the Lands of the Nuevo Land Company" on file in Book 10, Page 22. The Riverside County Transportation Commission (RCTC) has requested the vacation of the Right to Accept portions of Ninth Street, B Avenue and C Avenue. RCTC purchased the property adjacent to these portions of Ninth Street, B Avenue and C Avenue with the intent to convey to the Riverside Conservation Authority for the Multiple Species Habitat Conservation Plan Mitigation for the Mid County Parkway, a recently approved 14.3 mile freeway from Interstate 215 (I-215) in Perris to San Jacinto. Upon vacation the land will be deeded over to the Riverside Conservation Authority (RCA). The parcels will become part of the RCA Reserve in Western Riverside County. The County of Riverside Transportation Department has reviewed this vacation request and has no objection. These dedicated roads were never constructed and are not being used and this vacation will not remove access to any adjacent parcels. As determined in the attached CEQA Notice of Exemption, the vacation is exempt from the provisions of the CEQA pursuant to Categorical Exemption 15060(c)(2) and 15061(b)(3) of the State CEQA Guidelines. The vacation will not result in any specific or general exemptions to the use of the categorical exemption and will not cause any direct or indirect physical environmental impacts.

County Counsel has approved Resolution No. 2017-027 as to form.

Impact on Residents and Businesses

This vacation has no impact on any local businesses and there are no residents at this site.

Additional Fiscal Information:

N/A

Contract History and Price Reasonableness:

N/A

ATTACHMENTS:

Vicinity Map

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

Resolution No. 2017-027 with Exhibits "A" and "B"
Notice of CEQA Exemption



Todd Frahm

3/9/2017



Tina Grande, Principal Management Analyst

3/13/2017



Gregory V. Priamos, Director County Counsel

3/9/2017

TO BE REMOVED BEFORE RECORDING



N.T.S.

VICINITY MAP

SECTION 7
T. 4S, R. 2W
S.B.M.

RAMONA EXPY 66501B

SAN JACINTO RIVER

AREAS OF VACATION

3RD DISTRICT
NUEVO AREA

C AVE

B AVE

A AVE

6TH ST

10TH ST

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, 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

2017-0120009

03/24/2017 03:36 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. 2017-027

Title of Document

**SUMMARILY VACATING THE RIGHT TO ACCEPT A PORTION OF NINTH STREET,
"B" AVENUE AND "C" AVENUE IN THE NUEVO AREA
(AB16007)**

(THIRD SUPERVISORIAL DISTRICT)

(Transportation Department ~ Item 3.25 of 03/21/17)

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE
FOR RECORDING INFORMATION

COPY

FORM APPROVED COUNTY COUNSEL
BY: R. TODD FRAHM
3/9/17
DATE

1 Board of Supervisors

County of Riverside

2
3 **RESOLUTION NO. 2017-027**

4 **SUMMARILY VACATING THE RIGHT TO ACCEPT A PORTION OF NINTH STREET,**
5 **"B" AVENUE AND "C" AVENUE IN THE NUEVO AREA**

6 **(AB16007)**

7 **(Third Supervisorial District)**

8
9 **WHEREAS**, These portions of Ninth Street, "B" Avenue and "C" Avenue were
10 dedicated but not accepted by Tract Map #4 The Lands of the Nuevo Land Company,
11 recorded in Book 10, Page 22 of Maps, Records of Riverside County, California, and;

12 **WHEREAS**, these portions of Ninth Street, "B" Avenue and "C" Avenue are not
13 necessary and is excess Right of Way, and is not required for public street or highway
14 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, FOUND, DETERMINED AND ORDERED** by the Board of
19 Supervisors of the County of Riverside, State of California, in regular session assembled
20 on March 21, 2017, as follows:

21 1. Pursuant to Section 8334(a) of the Streets and Highways Code that these portions
22 of Ninth Street, "B" Avenue and "C" Avenue are excess Right of Way and is no
23 longer required for public street or highway purposes, and are hereby summarily
24 vacated.

25
26 2. That these portions Ninth Street, "B" Avenue and "C" Avenue are unnecessary for
27 present or prospective public use, including use as a non-motorized transportation
28 Access is determined to be excess and is no longer facility;

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SEE EXHIBIT "A" AND "B" ATTACHED HERETO AND MADE A PART
HEREOF;

EXCEPTING AND RESERVING from the vacation an easement for any existing
public utilities and public service facilities, together with the right to maintain, operate,
replace, remove, or renew such facilities, pursuant to section 8340 of the Streets and
Highways Code.

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, Tavaglione and Washington
Nays: None
Absent: Ashley

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 *[Signature]*
Deputy

WJH W.O. # AB16007

EXHIBIT "A"

VACATING THE RIGHT TO ACCEPT PORTIONS OF NINTH STREET, "B" AVENUE, AND "C" AVENUE

LEGAL DESCRIPTION

Those Portions of streets and avenues of Tract Number 4 of the lands of the Nuevo Land Company filed in Book 10, page 22 of Maps, Records of Riverside County. Being a portion of Rancho San Jacinto Nuevo, lying within Section 7, Township 4 South, Range 2 West, San Bernardino Meridian. More particularly described as follows:

That portion of Ninth Street, 50 feet in width, lying both northwesterly of the northwesterly line of "A" Avenue, 60 feet in width, and southeasterly of the southeasterly line of "C" Avenue, 50 feet in width, as shown in said Book 10, page 22 of Maps.

Containing 2.09 acres, more or less.

That portion of "B" Avenue, 60 feet in width, lying both southwesterly of the southwesterly line of Ninth Street, 50 feet in width, as shown in said Book 10, page 22 of Maps, and northeasterly of the following described line:

BEGINNING at a point on the westerly right of way of "B" Avenue and being the northeast corner of Parcel "B" as conveyed to the Metropolitan Water District of Southern California by deed filed as Instrument Number 31806, recorded March 30th, 1971, Records of Riverside County, and shown as "POB B Avenue" on Exhibit B;

Thence northeasterly to the northwest corner of the strip of land conveyed to the Metropolitan Water District of Southern California by deed filed as instrument number 11664, recorded on February 5th 1971, Records of Riverside County. Being on the easterly right-of-way line of "B" Avenue.

EXHIBIT "A"
VACATING THE RIGHT TO ACCEPT PORTIONS OF
NINTH STREET, "B" AVENUE, AND "C" AVENUE
LEGAL DESCRIPTION

Containing 2.00 acres, more or less.

That portion of "C" Avenue, 50 feet in width, as shown in said Book 10, page 22 of Maps, lying northeasterly of the following described line:

BEGINNING at the southwest corner of lot 173 of said Book 10, page 22 of Maps, and shown as "POB C Avenue" on Exhibit B;

Thence northwesterly at a right angle to the southeasterly line of "C" Avenue to the northwesterly line of "C" Avenue.

Containing 2.81 acres, more or less.

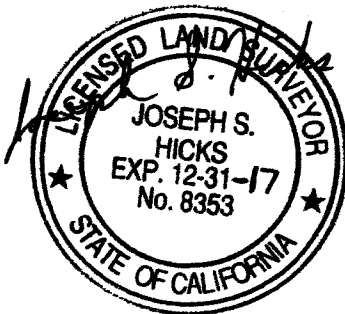
See Exhibit "B" attached hereto and by this reference made part hereof.

This description was prepared by me, or under my supervision, in conformance with the Professional Land Surveyor's Act.

Joe Hicks, PLS 8353

License expires: 12-31-17

Date: 08-15-2016



THIS DOCUMENT REVIEWED BY
RIVERSIDE COUNTY SURVEYOR.





BY: *E. J. [Signature]*

DATE: *9/22/16*

EIGHTH STREET EXHIBIT "B"

VACATING THE RIGHT TO ACCEPT PORTIONS OF NINTH STREET, "B" AVENUE AND "C" AVENUE
 A PORTION OF SECTION 7, TOWNSHIP 4 SOUTH,
 RANGE 2 WEST, SAN BERNARDINO MERIDIAN

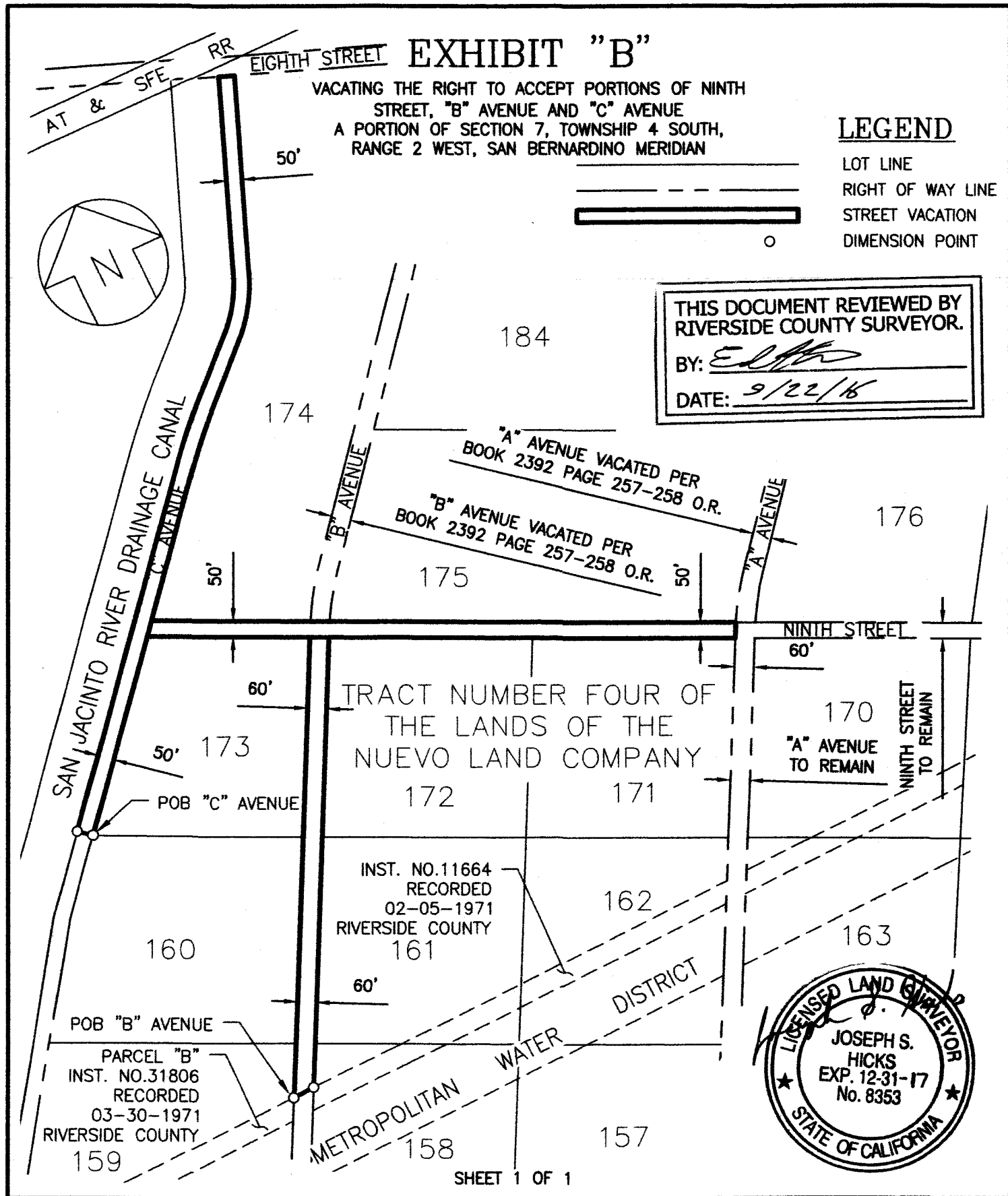
LEGEND

-  LOT LINE
-  RIGHT OF WAY LINE
-  STREET VACATION
-  DIMENSION POINT

THIS DOCUMENT REVIEWED BY
 RIVERSIDE COUNTY SURVEYOR.

BY: *Ed [Signature]*

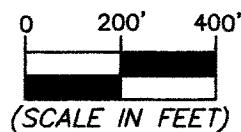
DATE: 9/22/16



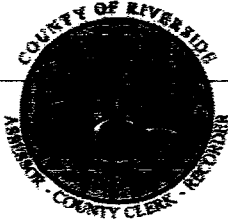
SHEET 1 OF 1

JACOBS™

JACOBS
 3589 Harbor Boulevard, Costa Mesa, CA 92626
 Phone (714) 800-5600 Fax (714) 549-4410



DATE: 8/15/16



PETER ALDANA
COUNTY OF RIVERSIDE
ASSESSOR-COUNTY CLERK-RECORDER

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

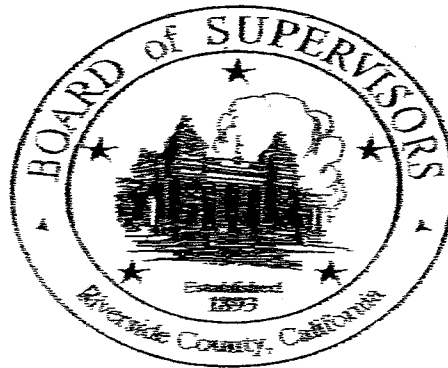
www.riversideacr.com

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:

3-21-17

Signature:

Karen Barton

Print Name:

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

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

NOTICE OF CEQA EXEMPTION

3/24/17
Date

kb
initial

Project Name: Resolution No. 2017-027 Summarily Vacating the right to accept portions of Ninth Street, "B" Avenue and "C" Avenue in the Nuevo area

Project Number: AB16007, SU14

Project Location- See Exhibit "A"

Description of Project: Summarily Vacating the right to accept portions of Ninth Street, "B" Avenue and "C" Avenue in the Nuevo 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: Vacating the right to accept 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, Vacating the right to accept a street is exempt from the provisions of CEQA specifically by the State CEQA Guidelines as identified below. Vacating the right to accept a street 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. Vacating the right to accept a street 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. Vacating the right to accept a 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. Vacating the right to accept 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

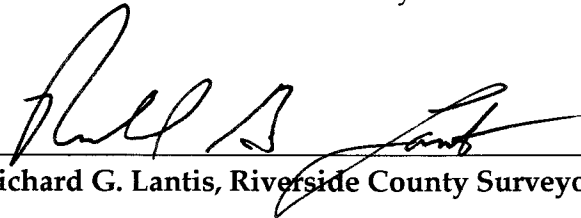
MAR 21 2017 3.25

indirect physical environmental impacts. Therefore, in no way would Vacating the right to accept a street 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, Vacating the right to accept a street 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 Vacating the right to accept a street Vacating the right to accept a street 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, Riverside County Surveyor

Date:

1-4-77

RIVERSIDE COUNTY CLERK & RECORDER

**AUTHORIZATION
TO BILL
BY JOURNAL VOUCHER**

-TO BE FILLED IN BY SUBMITTING AGENCY-

AUTHORIZATION: W.O AB16007 SU14
NUMBER Accounting String: 537280-20260-3130500000 ZSU1050

AMOUNT: \$50.00

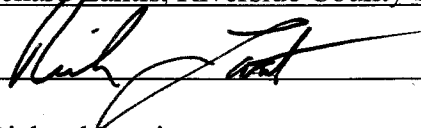
DATE: 11/15/2016

AGENCY: Riverside County Transportation Dept.-Survey Division

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: Richard Lantis, Riverside County Surveyor

Signature: 

PRESENTED BY: Richard Lantis

ACCOUNTING CONTACT PERSON: **Rachelle Daaca 955-6852**

-TO BE FILLED IN BY COUNTY CLERK-

ACCEPTED BY: -

DATE: -

RECEIPT # (S) -