

**SUBMITTAL TO THE FLOOD CONTROL AND  
WATER CONSERVATION DISTRICT  
BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM  
11.2  
(ID # 5891)

**MEETING DATE:**

Tuesday, December 12, 2017

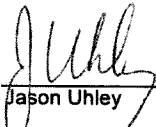
**FROM :** FLOOD CONTROL DISTRICT:

**SUBJECT:** FLOOD CONTROL DISTRICT: Adopt Resolution No. F2017-22, Authorization to Summarily Vacate and Relinquish Riverside County Flood Control and Water Conservation District (District) Right of Way in the City of Wildomar, RCFC Parcel 7234-500, CEQA Notice of Exemption – Murrieta Valley-George Avenue Storm Drain, Project No. 7-0-00234, [District 1] [District Funds 0%] (4/5 Vote Required)

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

1. Finds that the vacation and relinquishment in real property easement interest is categorically exempt from the California Environmental Quality Act ("CEQA") as it has been determined that the project qualifies for a "Class 12 Categorical Exemption" pursuant to the State CEQA Guidelines, Section 15312, "Surplus Government Property Sales" and Section 15061(b)(3), "Common Sense Exemption"; and
2. Adopt Resolution No. F2017-22, Authorization to Summarily Vacate and Relinquish District Right of Way easement interest located in the city of Wildomar, RCFC Parcel No. 7234-500, portions of land identified with Assessor's Parcel Numbers 362-731-011 through 362-731-018; and
3. Direct the Clerk of the Board to file the Notice of Exemption with the County Clerk within five (5) working days of approval by the Board.

**ACTION:** 4/5 Vote Required

  
Jason Uhley


11/28/2017

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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, Perez and Ashley  
Nays: None  
Absent: Washington  
Date: December 12, 2017  
Page 1 of 3 Flood, Recorder

Kecia Harper-Ihem  
Clerk of the Board  
By   
Deputy  
11.2

ID# 5891

**SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD  
OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

<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	N/A	\$ 0	N/A
<b>NET COUNTY COST</b>	\$ 0	N/A	\$ 0	N/A
<b>SOURCE OF FUNDS:</b>			<b>Budget Adjustment</b>	No
			<b>For Fiscal Year:</b>	17/18

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

**BACKGROUND:**

**Summary**

In 2007, storm drain facilities referenced as Murrieta Valley – George Avenue Storm Drain were constructed in association with the development of Tract Map 30155. The majority of the facility was constructed within the limits of the subdivision with the exception of an inlet structure and access road which were constructed east of George Avenue between Varian Way and Doheny Circle within the city of Wildomar. Per terms of the development, the District was granted an easement to operate and maintain the facilities offsite of the subdivision by quitclaim deed which was recorded on April 20, 2012 as Instrument No. 2012-0181345, thereafter referenced as RCFC Parcel 7234-500.

In 2016, Tract Map 31479 was conditioned to construct flood control improvements extending the existing storm drain facilities east of George Avenue. The District and the City of Wildomar approved the plans and the facility has now been constructed. The City of Wildomar has also accepted the new facility for operation and maintenance. The District no longer needs the rights granted in Parcel 7234-500 for maintenance as the right of way has been modified and is now all within street right of way.

The project is exempt from CEQA because it satisfies the intent of a "Class 12 Categorical Exemption" pursuant the State CEQA Guidelines Section 15312, "Surplus Government Property Sales." The project is also consistent with Section 15061(b)(3), "Common Sense Exemption" because it can be seen with certainty that there is no possibility that the proposed project may have a significant effect on the environment, as it is merely vacating an unnecessary flood control easement for parcels that are no longer needed, nor will be needed in the future, for the District's use and purposes.

District staff has determined that the use of the easement is no longer required pursuant to the modification of the real property and new facility. The rights herein described have been declared surplus and not required for the District's purposes pursuant to the adoption of Resolution No. F2017-20 on November 14, 2017.

**SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD  
OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

Therefore, the District recommends that the easements, recorded on April 20, 2012 as Instrument No. 2012-0181345, referred to as RCFC Parcel No. 7234-500, be summarily vacated and relinquished.

Resolution No. F2017-22 has been approved as to form by County Counsel.

**Prev. Agn. Ref.: 11-6 11/14/17 MT5715**

**Impact on Residents and Businesses**

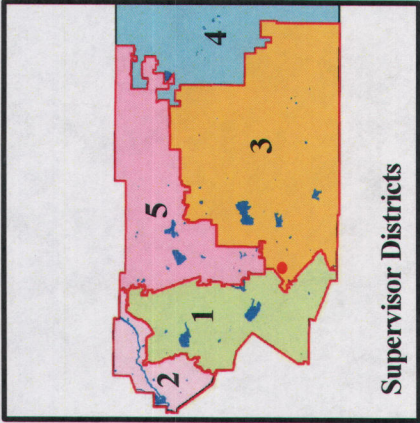
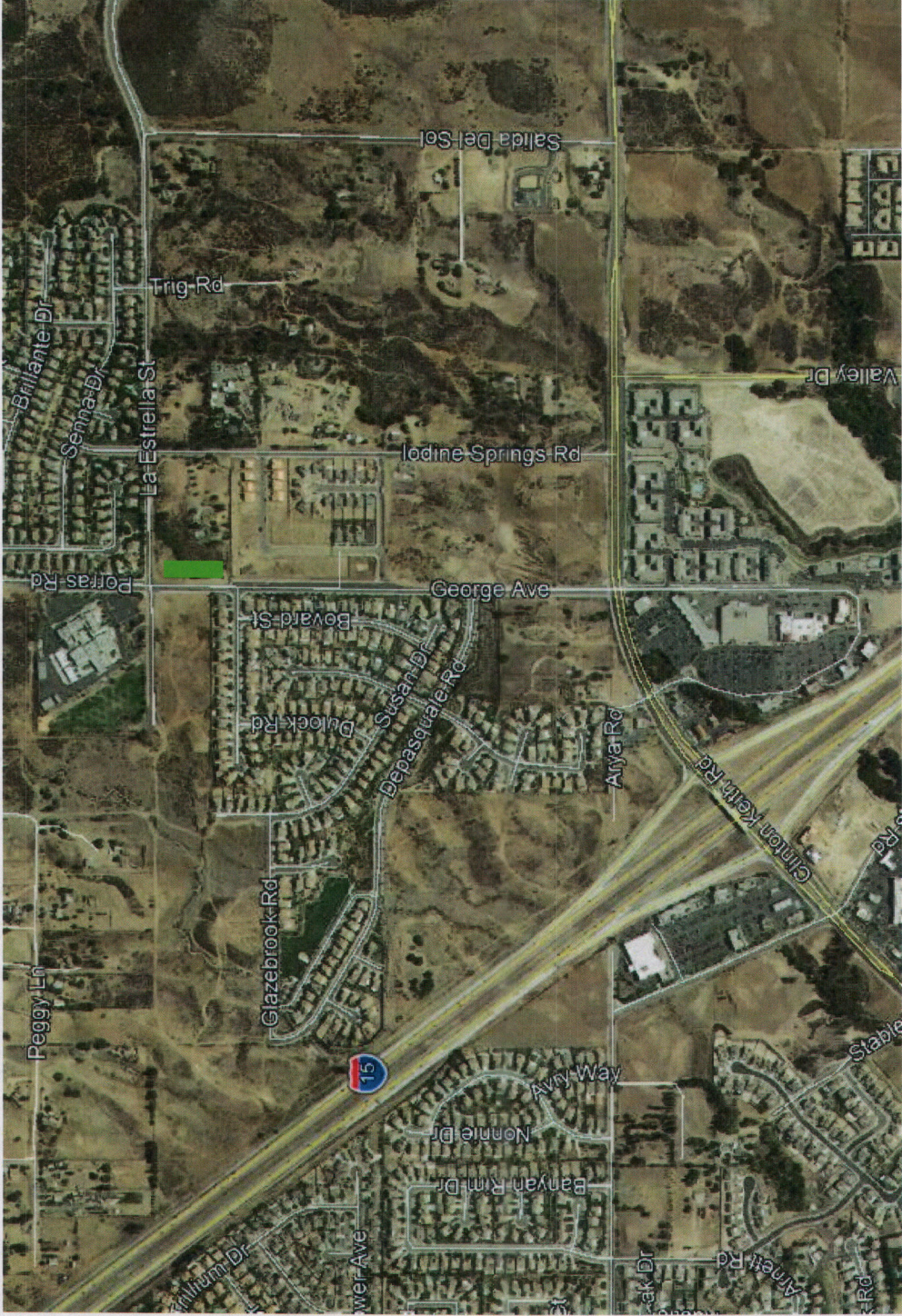
No Impact

**ATTACHMENTS:**

1. Resolution No. F2017-22
2. Regional Map of the subject area
3. Legal Description of RCFC Parcel 7234-500, Exhibits "A" and "B"
4. Notice of Exemption (NOE) and Authorization to Bill to pay NOE filing fee

  
\_\_\_\_\_  
Scott Bruckner 12/4/2017

  
\_\_\_\_\_  
Gregory V. Priamos, Director County Counsel 11/28/2017



Supervisor Districts

**LEGEND:**

Project Vicinity

**DESCRIPTION:**

APN's 362-731-011  
 362-731-012,  
 362-731-013,  
 362-731-014,  
 362-731-015,  
 362-731-016,  
 362-731-017, and  
 362-731-018



Adopt Resolution No. F2017-22 Authorization to Summarily Vacate and Relinquish District Right of Way in the city of Wildomar, RCFC Parcel 7234-500, Murrieta Valley - George Avenue Storm Drain, Project No. 7-0-00234



Regional Map

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

**2017-0527003**

12/15/2017 12:52 PM Fee: \$ 0.00

Page 1 of 7

Recorded in Official Records  
County of Riverside  
Peter Aldana  
Assessor-County Clerk-Recorder



78

THIS SPACE FOR RECORDERS USE ONLY

**RESOLUTION NO. F2017-22**

Title of Document

**AUTHORIZATION TO SUMMARILY VACATE AND RELINQUISH  
RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT  
RIGHT OF WAY IN THE CITY OF WILDOMAR, RCFC PARCEL 7234-500,  
MURRIETA VALLEY – GEORGE AVENUE STORM DRAIN, PROJECT NO. 7-0-00234**

(FIRST SUPERVISORIAL DISTRICT)

(Flood Control Department ~ Item 11.2 of 12/12/17)

1 BOARD OF SUPERVISORS

RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT

3 RESOLUTION NO. F2017-22

5 AUTHORIZATION TO SUMMARILY VACATE AND RELINQUISH  
6 RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT  
7 RIGHT OF WAY IN THE CITY OF WILDOMAR, RCFC PARCEL 7234-500,  
8 MURRIETA VALLEY – GEORGE AVENUE STORM DRAIN, PROJECT NO. 7-0-00234

10 WHEREAS, the Riverside County Flood Control and Water Conservation District  
11 ("District") is the owner of certain real property interests known as RCFC Parcel 7234-500 over  
12 portions of land identified with Assessor's Parcel Numbers 362-731-011 through 362-731-018  
13 (the "ROW"), which was granted via quitclaim deed, recorded as Instrument No. 2012-0181345  
14 on April 20, 2012, which encompasses 0.089 acre of land located east of George Avenue  
15 between Varian Way and Doheny Circle within the city of Wildomar, County of Riverside; and

16 WHEREAS, the storm drain facility which was within the property has been removed  
17 and an alternate facility has been constructed within the street right of way; and

18 WHEREAS, on November 14, 2017, the District's Board of Supervisors (Board) adopted  
19 Resolution No. F2017-20 declaring the ROW as surplus that it is no longer needed, nor will be  
20 needed in the future, for the District's use and purposes, and provided notice of its intention to  
21 summarily vacate and relinquish the ROW; and

22 WHEREAS, pursuant to California Water Code Appendix Chapter 48-9, Subsection 5  
23 Chapter 48-13, the District may dispose of real property after adoption of a resolution declaring that a  
24 real property interest is no longer necessary to be retained for the District's use and purposes as was  
25 previously adopted and noted in Resolution No. F2017-20; and

26 WHEREAS, the District has reviewed and determined the vacation and  
27 relinquishment of the ROW as categorically exempt from the California Environmental Quality Act  
28 ("CEQA") pursuant to State CEQA Guidelines Section 15312, "Surplus Government Property Sales"

FORM APPROVED COUNTY COUNSEL  
BY: *Synthia M. Gunzel* 11-27-17  
DATE  
SYNTHIA M. GUNZEL

1 as the District is merely vacating an unnecessary flood control easement because the easement  
2 interest is no longer needed, nor will be needed in the future, for the District's use and purposes.  
3 Furthermore, the project is also consistent with State CEQA Guidelines Section 15061(b)(3),  
4 "Common Sense Exemption" because it can be seen with certainty that there is no possibility that the  
5 proposed project may have a significant effect on the environment.

6 NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by vote of  
7 the Board of Supervisors of the District, in regular session assembled on December 12, 2017, in  
8 the meeting room of the Board of Supervisors of the District located on the 1<sup>st</sup> Floor of the  
9 County Administrative Center, 4080 Lemon Street, Riverside, California, at 9:00 a.m. or soon  
10 thereafter, based on the review of the proposed vacation and relinquishment, the environmental  
11 impacts of the project have been sufficiently assessed and have been determined that the  
12 proposed action qualifies for a "Class 12 Categorical Exemption" pursuant to Article 19 of the  
13 CEQA, State CEQA Guidelines: Section 15312 and Section 15061(b)(3) because it can be seen  
14 with certainty that there is no possibility that the activity in question will have a significant effect  
15 on the environment because the District is merely vacating an unnecessary right of way on  
16 undisturbed property and the vacation of the easement does not adversely affect a change in the  
17 environment.

18 BE IT FURTHER RESOLVED, DETERMINED AND ORDERED by vote of this Board  
19 that the exempt property is no longer necessary to be retained by the District for public purposes  
20 and authorizes the summary vacation and relinquishment of the ROW, RCFC Parcel 7234-500  
21 that certain real property located in the city of Wildomar, County of Riverside, State of  
22 California, more particularly described in Exhibits "A" and "B", to the City of Wildomar.

23 BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the Clerk of  
24 Board is directed to file the Notice of Exemption with the County Clerk within five (5) working  
25 days of approval by the Board.

26 BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the Clerk of the  
27 Board is directed to cause a certified copy of this Resolution to be recorded in the office of the  
28 Recorder of the County of Riverside, California

1 **BOARD OF SUPERVISORS**

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

2  
3 **RESOLUTION NO. F2017-22**

4 **AUTHORIZATION TO SUMMARILY VACATE AND RELINQUISH**  
5 **RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT**  
6 **RIGHT OF WAY IN THE CITY OF WILDOMAR, RCFC PARCEL 7234-500,**  
7 **MURRIETA VALLEY – GEORGE AVENUE STORM DRAIN, PROJECT NO. 7-0-00234**

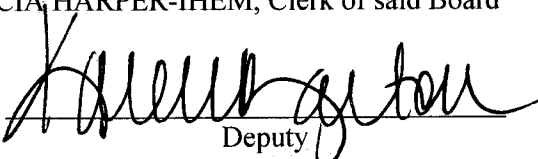
8  
9 ADOPTED by Riverside County Board of Supervisors on December 12, 2017

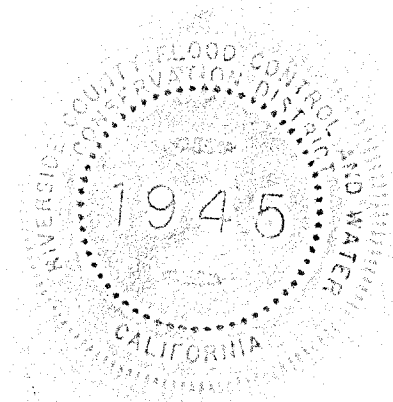
10 **ROLL CALL:**

11  
12  
13 Ayes: Jeffries, Tavaglione, Perez and Ashley  
14 Nays: None  
15 Absent: Washington

16  
17 The foregoing is certified to be a true copy of a resolution duly adopted by said Board of  
18 Supervisors on the date therein set forth.

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By:   
Deputy



12.12.17 11.2



**EXHIBIT "A"**  
**Legal Description**  
**For Drainage Easement**

That portion of Parcels 1 and 4 of Parcel Map No. 9268, as shown by map on file in Book 41 page 67 of Parcel Maps, also as described in Grant Deed Instrument No. 2004-0382926 recorded May 21, 2004, and that portion of Parcel 1 of Parcel Map No. 7504, as shown on by map on file in Book 24 page 16 of Parcel Maps, also as described in Grant Deed Instrument No. 2004-0382926 recorded on May 21, 2004, official records of County of Riverside, State of California, in Section 31, Township 6 South, Range 3 West, S.B.M., more particularly described as follows;

**Beginning** at the intersection of the Northerly line of said Parcel 1; per Parcel Map 41/67 and Easterly Right of Way line of George Avenue (44.00 feet half-width);

Thence along said Easterly Right of Way line, North 01°12'37" West, 183.36 feet;

Thence leaving said Right of Way line, North 88°47'23" East, 39.23 feet;

Thence South 01°12'37" East, 92.43 feet;

Thence North 88°47'23" East, 40.28 feet;

Thence South 01°12'37" East, 62.25 feet;

Thence South 43°55'43" West, 70.61 feet;

Thence South 01°12'37" East, 80.08 feet;

Thence South 69°59'03" East, 144.56 feet;

Thence South 01°12'37" East, 61.16 feet;

Thence South 61°17'10" West, 92.18 feet;

Thence South 01°12'37" East, 59.53 feet;

Thence South 88°47'23" West, 82.45 feet to said Easterly Right of Way line of George Avenue;

Thence along said Easterly Right of Way line, North 01°12'37" West, 316.81 feet to the **POINT OF BEGINNING.**

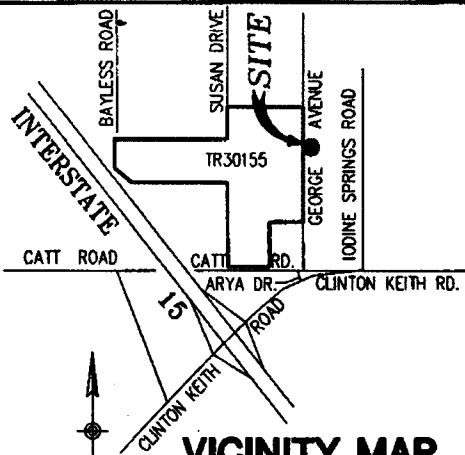
This area containing 0.89 acres more or less.

See Exhibit "B" attached hereto and made a part hereof.



*Heung Jei Kim* 2/26/07

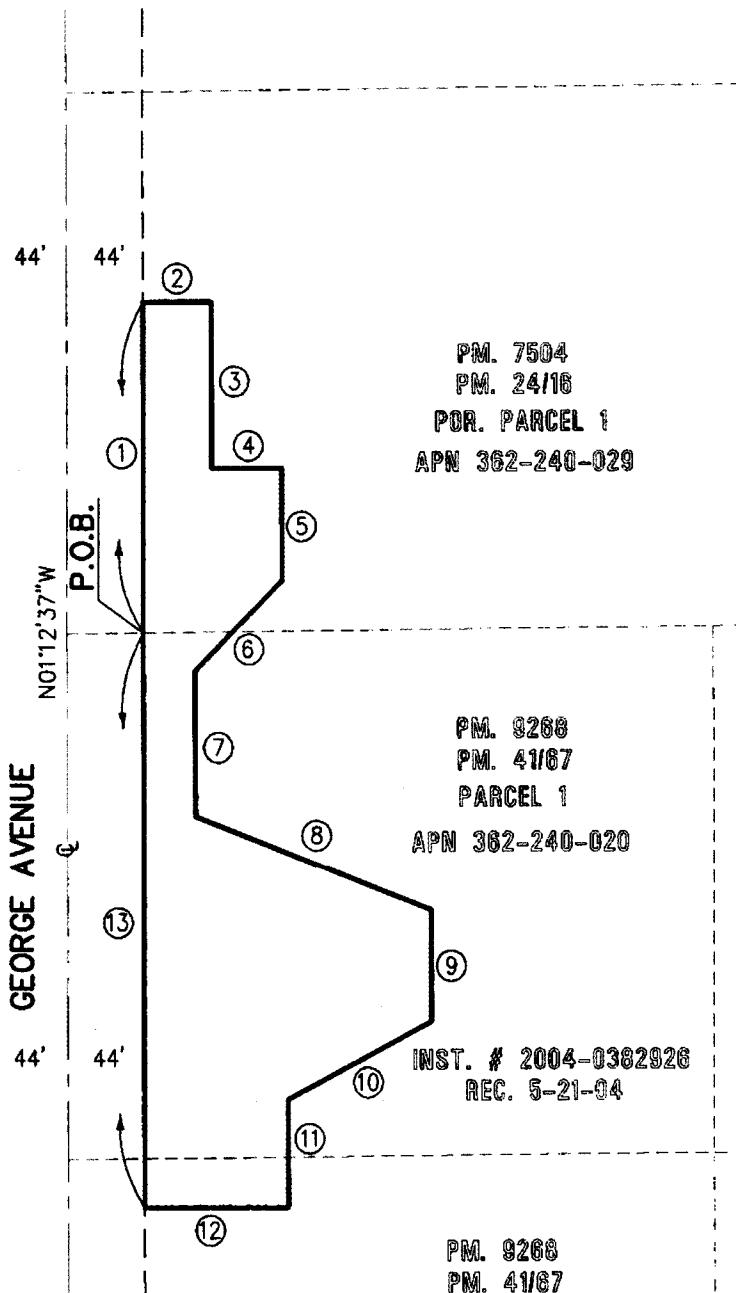
# EXHIBIT "B"



## VICINITY MAP

N.T.S.  
S36, T.6S, R.4W

LINE TABLE		
NO.	BEARING	LENGTH
①	N01°12'37"W	183.36'
②	N88°47'23"E	39.23'
③	N01°12'37"W	92.43'
④	N88°47'23"E	40.28'
⑤	N01°12'37"W	62.25'
⑥	N43°55'43"E	70.61'
⑦	N01°12'37"W	80.08'
⑧	N69°59'03"W	144.56'
⑨	N01°12'37"W	61.16'
⑩	N61°17'10"E	92.18'
⑪	N01°12'37"W	59.53'
⑫	N88°47'23"E	82.45'
⑬	N01°12'37"W	316.81'



PM. 7504  
PM. 24/16  
POR. PARCEL 1  
APN 362-240-029

PM. 9268  
PM. 41/67  
PARCEL 1  
APN 362-240-020

INST. # 2004-0382926  
REC. 5-21-04

PM. 9268  
PM. 41/67  
PARCEL 4  
APN 362-240-023

INST. # 2004-0382926  
REC. 5-21-04



*[Signature]*  
02-26-07

### RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT DRAINAGE EASEMENT

#### HJK Consultants

41769 Enterprise Circle N. #201 Temecula, CA., 92590

CIVIL ENGINEERS  
LAND SURVEYORS, PLANNERS

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT. IT IS NOT PART OF THE WRITTEN DESCRIPTION THEREIN.

SHEET 1 OF 1

TR-30155

SCALE: 1" = 100' DRAWN BY: BAM DATE: 02-26-07

PETER ALDANA  
COUNTY OF RIVERSIDE  
ASSESSOR-COUNTY CLERK-RECORDER

Recorder  
P.O. Box 751  
(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 FOR SEAL for the Riverside County Flood Control and Water Conservation District (EMBOSSSED ON DOCUMENT)

RIVERSIDE COUNTY FLOOD CONTROL AND  
WATER CONSERVATION DISTRICT

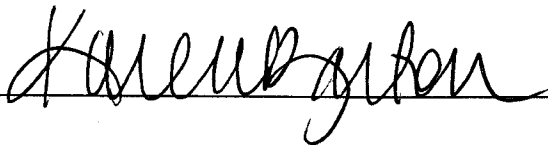
1945

CALIFORNIA

Date:

12-12-17

Signature:



Print Name: Karen Barton, Board Assistant

**NOTICE OF EXEMPTION** Original Negative Declaration/Notice of

**To:** County Clerk  
 County of Riverside  
 2724 Gateway Drive  
 Riverside, CA 92507

Determination was routed to County Clerks for posting on.

**From:** Riverside County Flood Control District  
 1995 Market Street  
 Riverside, CA 92501  
 Contact: Joan Valle, 951.955.8856

12/15/17  
 Date

KB  
 Initial

**Project Title:** Murrieta Valley – George Avenue Storm Drain, Project No. 7-0-00234  
 Vacation of District Right of Way/Easement Interest

**Project Location – City:** Wildomar **Project Location – County:** Riverside

The project is located in the city of Wildomar and includes approximately one acre of vacant undisturbed land approximately 500 feet southeast of the La Estrella Street and George Avenue intersection. The project affects the following Assessor's Parcel Numbers (APNs) 362-731-011, 362-731-012, 362-731-013, 362-731-014, 362-731-015, 362-731-016, 362-731-017, and 362-731-018. The project is within Township 6 South, Range 3 West, Section 31 of the Murrieta 7.5 Minute USGS Topographic Quadrangle map. The properties are located approximately 33° 36' 10.63" N, 117° 14' 26.16" W (Lat/Long).

**Project Description:**

The Riverside County Flood Control and Water Conservation District (District) is the owner of certain real property right of way easement interests over land identified by the aforementioned APNs. The easement interests are no longer needed nor will they be needed in the future for the District's use and purposes. Therefore, pursuant to California Water Code Appendix Section 48-9, Subsection 5 and Chapter 48-13, the District may dispose of real property when interest is no longer necessary to be retained for District use or purposes. The District proposes to relinquish property rights by summarily vacating the easement interest in APNs 362-731-011, 362-731-012, 362-731-013, 362-731-014, 362-731-015, 362-731-016, 362-731-017, and 362-731-018.

**Public Agency Approving Project:** Riverside County Flood Control and Water Conservation District

**Public Agency Carrying Out Project:** Riverside County Flood Control and Water Conservation District

**Exempt Status:** Categorical Exemption Pursuant to State CEQA Guidelines §§15312 and 15061(b)(3)

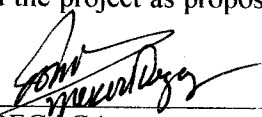
**Reasons Why Project is Exempt:** The project qualifies for the following CEQA exemptions:

*Section 15312:* Class 12 Categorical Exemption, "Surplus Government Property Sales", consists of sales of surplus government property except for parcels of land located in an area of statewide, regional, or area-wide concern identified in Section 15206(b)(4). The Lead Agency (District) has determined that the proposed project is not of statewide, regional, or area-wide significance. Although the project does not include any exchange of funds or "sale," this exemption is appropriate because whether or not there is any monetary exchange, the primary action is relinquishing or vacating surplus government property/property rights, and in this case, doing so would not adversely affect the environment.

*Section 15061(b)(3):* The project qualifies for the "General Rule" or "Common Sense Exemption" because it can be seen with certainty that there is no possibility that the proposed project may have a significant effect on the environment. The District is merely vacating an unnecessary flood control easement on undisturbed property.

The project does not affect a change in the environment. The project will not result in any specific or general exceptions to the validity of the categorical exemptions 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. Furthermore, no unusual circumstances or potential cumulative impacts would reasonably occur that may create an environmental impact.

Based upon the exemptions identified above, the District 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.

**Lead Agency:**   
 MEKBIB DEGAGA  
 Chief of Regulatory Division  
 Riverside County Flood Control  
 and Water Conservation District

**Date:** 11/15/2017

DEC 12 2017 11.2

**RIVERSIDE COUNTY CLERK-RECORDER**

**AUTHORIZATION TO BILL**

**TO BE FILLED OUT BY SUBMITTING AGENCY**

DATE: 11/15/2017 BUSINESS UNIT/AGENCY: FLOOD CONTROL - FCARC

ACCOUNTING STRING:

ACCOUNT: 526410 FUND: 25170  
DEPT ID: 947520 PROGRAM: \_\_\_\_\_

AMOUNT: \$50.00

REF: CDFW Filing Fees Final CEQA posting for Murrieta Valley - George Avenue Storm Drain 227-44101-7-6-00234-00-30-0000

THIS AUTHORIZES THE COUNTY CLERK & RECORDER TO ISSUE AN INVOICE FOR PAYMENT OF ALL DOCUMENTS INCLUDED.

NUMBER OF DOCUMENTS INCLUDED: 

1
---

AUTHORIZED BY: Lorena Alandy Ext 51261 *maa 11/15/17*  
PRESENTED BY: Kevin Cunningham Ext 51526  
CONTACT: Lorena Alandy

**TO BE FILLED OUT BY COUNTY CLERK**

ACCEPTED BY: \_\_\_\_\_

DATE: \_\_\_\_\_

DOCUMENT NO(S)/INVOICE NO(S): \_\_\_\_\_  
\_\_\_\_\_

**SUBMITTAL TO THE FLOOD CONTROL AND  
WATER CONSERVATION DISTRICT  
BOARD OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**



ITEM  
11.6  
(ID # 5715)

**MEETING DATE:**  
Tuesday, November 14, 2017

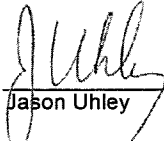
**FROM :** FLOOD CONTROL DISTRICT:

**SUBJECT:** FLOOD CONTROL DISTRICT: Adopt Resolution No. F2017-20, Notice of Intent to Summarily Vacate and Relinquish Riverside County Flood Control and Water Conservation District's Right of Way in the City of Wildomar and Declare the Right of Way as Surplus, RCFC Parcel No. 7234-500, Murrieta Valley – George Avenue Storm Drain, Project No. 7-0-00234, [District 1], [District Funds 0%], [Clerk to Advertise]

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

1. Adopt Resolution No. F2017-20, Notice of Intent to Summarily Vacate and Relinquish Riverside County Flood Control and Water Conservation District's Right of Way in the City of Wildomar and Declare the Right of Way as Surplus, Portion of RCFC Parcel No. 7234-500, portions of land identified with Assessor's Parcel Numbers 362-731-011 through 362-731-018; and
2. Direct the Clerk of the Board to give notice pursuant to Section 6063 of the Government Code.

**ACTION:** Policy, Clerk to Advertise

  
Jason Uhley

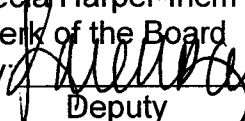
10/30/2017

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**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Tavaglione, seconded by Supervisor Jeffries and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended and is set for public meeting on or after December 12, 2017 at 9:00 a.m. or as soon as possible thereafter.

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None  
Date: November 14, 2017  
xc: Flood, COBCC

Kecia Harper-Ihem  
Clerk of the Board  
By:   
Deputy

**SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD  
OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

<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>			<b>Budget Adjustment No</b>	
			<b>For Fiscal Year: 17/18</b>	

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

**BACKGROUND:**

**Summary**

In 2007, storm drain facilities referenced as Murrieta Valley – George Avenue Storm Drain, Drawing Number 7-0404, were constructed in association with the development of Tract Map 30155. The majority of the facility was constructed within the limits of the subdivision with the exception of an inlet structure and access road which were constructed east of George Avenue between Varian Way and Doheny Circle within the city of Wildomar. Per terms of development, the Riverside County Flood Control and Water Conservation District ("District") was granted an easement to operate and maintain the facility offsite of the subdivision, which was recorded on April 20, 2012 as Instrument No. 2012-0181345, thereafter referenced as RCFC Parcel 7234-500.

In 2016, Tract Map 31479 was conditioned to construct flood control improvements extending the existing storm drain facility east of George Avenue through the subdivision. The District and the City of Wildomar approved the plans and the facility has now been constructed and accepted by the City of Wildomar for operation and maintenance. The District no longer needs the rights granted for Parcel 7234-500 for maintenance as the right of way has been modified and is now all within the street right of way. Therefore, the rights therein described can be declared excess and are no longer required for the District's purposes.

The District recommends that the right of way easement, referred to as RCFC Parcel 7234-500 and described as Instrument No. 2012-0181345, recorded on April 20, 2012, be declared surplus to the District's needs pursuant to California Water Code – Appendix, Chapter 48, Section 48-9, Paragraph 5 and Section 48-13. The adoption of Resolution No. F2017-20 will prompt the District's notice of the intention to summarily vacate and relinquish the District right of way within RCFC Parcel 7234-500.

Resolution No. F2017-20 has been approved as to form by County Counsel.

This right of way will be summarily vacated when the Board meets to conclude the proposed transaction on December 12, 2017 at 9:00 a.m. or soon thereafter at the meeting

**SUBMITTAL TO THE FLOOD CONTROL AND WATER CONSERVATION DISTRICT BOARD  
OF SUPERVISORS  
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

room of the Board of Supervisors.

**Impact on Residents and Businesses**

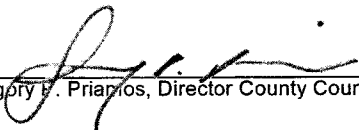
No impact

**ATTACHMENTS:**

1. Resolution No. F2017-20
2. Regional Map of the subject area
3. Legal Description and Plat Map, shown as Exhibits "A" and "B"

  
Melissa Noone, Associate Management Analyst

11/6/2017

  
Gregory F. Priamos, Director County Counsel

11/1/2017





OFFICE OF THE  
CLERK OF THE BOARD OF SUPERVISORS  
1st FLOOR, COUNTY ADMINISTRATIVE CENTER  
P.O. BOX 1147, 4080 LEMON STREET  
RIVERSIDE, CA 92502-1147  
PHONE: (951) 955-1060 FAX: (951) 955-1071

KECIA HARPER-IHEM  
Clerk of the Board of Supervisors

KIMBERLY A. RECTOR  
Assistant Clerk of the Board

November 16, 2017

THE PRESS ENTERPRISE  
ATTN: LEGALS  
P.O. Box 792  
RIVERSIDE, CA 92501

FAX (951) 368-9018  
E-MAIL: [legals@pe.com](mailto:legals@pe.com)

RE: NOTICE OF PUBLIC MEETING: RESOLUTION NO. F2017-20 INTENT TO  
VACATE

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **THREE (3) TIMES** on:

**TUESDAY – NOVEMBER 21, 2017**  
**TUESDAY – NOVEMBER 28, 2017**  
**TUESDAY – DECEMBER 5, 2017**

We require your affidavit of publication immediately upon completion of the last publication.

Your invoice must be submitted to this office, WITH TWO CLIPPINGS OF THE PUBLICATION.

NOTE: PLEASE COMPOSE THIS PUBLICATION INTO A SINGLE COLUMN FORMAT.

Thank you in advance for your assistance and expertise.

Sincerely,

*Cecilia Gil*

Board Assistant to:  
KECIA HARPER-IHEM, CLERK OF THE BOARD

**Gil, Cecilia**

---

**From:** Legals <legals@pe.com>  
**Sent:** Thursday, November 16, 2017 8:42 AM  
**To:** Gil, Cecilia  
**Subject:** Re: FOR PUBLICATION: Res. F2017-20 Intent to Vacate

Received for publication on 11/21, 11/28 and 12/5. Proof with cost to follow.

Nick Eller

**Thanksgiving Deadlines 2017**

<u>Publishing Day</u>	<u>Deadline</u>
Thurs-Fri 11/23-11/24	Monday 11/20 10:30am
Sat-Mon 11/25-11/27	Tuesday 11/21 10:30am
Tues-Wed 11/28-11/29	Wednesday 11/22 10:30am

Legal Advertising Phone: **951-368-9222** / Fax: 951-368-9018 / E-mail: [legals@pe.com](mailto:legals@pe.com)

**\*\*Employees of The Press-Enterprise are not able to give legal advice of any kind\*\***

Standard Deadlines are 10:30am, 3 business days prior to the day you would like to publish

**The Press-Enterprise** PE.com / La Prensa

On Thu, Nov 16, 2017 at 8:31 AM, Gil, Cecilia <[CCGIL@rivco.org](mailto:CCGIL@rivco.org)> wrote:

Notice of public hearing for publication on Nov. 21, Nov. 28 and Dec. 5, 2017. Please confirm. THANK YOU!

*Cecilia Gil*

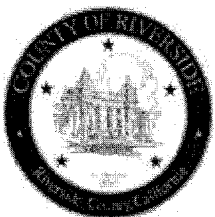
Board Assistant

Clerk of the Board of Supervisors

4080 Lemon St., 1st Floor, Room 127

Riverside, CA 92501

(951) 955-8464 Mail Stop# 1010



**NOTICE OF PUBLIC MEETING BEFORE THE BOARD OF SUPERVISORS OF THE RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT**

**RESOLUTION NO. F2017-20**

**NOTICE OF INTENT TO SUMMARILY VACATE AND RELINQUISH RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT'S RIGHT OF WAY IN THE CITY OF WILDOMAR AND DECLARE THE RIGHT OF WAY AS SURPLUS, RCFC PARCEL 7234-500, MURRIETA VALLEY – GEORGE AVENUE STORM DRAIN, PROJECT NO. 7-0-00234**

WHEREAS, the Riverside County Flood Control and Water Conservation District ("District") is the owner of certain real property right of way easement interests over real property identified with Assessor's Parcel Numbers 362-731-011 through 362-731-018, which were granted via quitclaim deed, known as RCFC Parcel 7234-500 ("Property"), recorded as Instrument No. 2012-0181345 on April 20, 2012, which encompasses 0.089 acre of land located east of George Avenue between Varian Way and Doheny Circle within the city of Wildomar, County of Riverside; and

WHEREAS, the storm drain facility which was within the Property has been removed and an alternate facility has been constructed within the street right of way; and

WHEREAS, pursuant to Water Code Appendix Chapter 48, Sections 9 and 13, the District may dispose of any interest in real property determined to be no longer necessary to be retained for the use and purposes of the District;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by vote of the Board of Supervisors of the District ("Board") in regular session assembled on November 14, 2017 at 9:00 a.m. or soon thereafter, in the meeting room of the Board located on the 1<sup>st</sup> floor of the County Administrative Center, 4080 Lemon Street, Riverside, California, that the Board finds that certain right of way easement interests in real property, referenced as the Property, located in the city of Wildomar, County of Riverside, State of California, more particularly described in Exhibit "A", attached hereto and by this reference incorporated herein, is no longer necessary to be retained by the District for public purposes and declared as surplus, pursuant to California Water Code – Appendix, Chapter 48-9, Subsection 5 and Chapter 48-13.

**NOTICE IS HEREBY GIVEN** that this Board intends to summarily vacate and relinquish the right of way interests when the Board meets to conclude the proposed transaction on or after **December 12, 2017 at 9:00 a.m.** or soon thereafter in the meeting room of the Board of Supervisors.

BE IT FURTHER RESOLVED that the Clerk of the Board is directed to give notice pursuant to Section 6063 of the Government Code.

**(INSERT EXHIBIT "A" HERE)**

**ROLL CALL:**

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley  
Nays: None  
Absent: None

The foregoing is certified to be a true copy of a resolution duly adopted by said Board of Supervisors on November 14, 2017.

KECIA HARPER-IHEM, Clerk of said Board  
By: Cecilia Gil, Board Assistant

Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the public meeting or may appear and be heard in support of or opposition to the project at the time of the meeting. If you challenge the above item(s) in court, you may be limited to raising only those issues you or someone else raised at the public meeting described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public meeting.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147

Alternative formats available upon request to individuals with disabilities. If you require reasonable accommodation, please contact Lisa Wagner at (951) 955-1063, at least 72 hours prior to meeting.

Dated: November 16, 2017  
Kecia Harper-Ihem, Clerk of the Board  
By: Cecilia Gil, Board Assistant

**EXHIBIT "A"**  
**Legal Description**  
**For Drainage Easement**

That portion of Parcels 1 and 4 of Parcel Map No. 9268, as shown by map on file in Book 41 page 67 of Parcel Maps, also as described in Grant Deed Instrument No. 2004-0382926 recorded May 21, 2004, and that portion of Parcel 1 of Parcel Map No. 7504, as shown on by map on file in Book 24 page 16 of Parcel Maps, also as described in Grant Deed Instrument No. 2004-0382926 recorded on May 21, 2004, official records of County of Riverside, State of California, in Section 31, Township 6 South, Range 3 West, S.B.M., more particularly described as follows;

**Beginning** at the intersection of the Northerly line of said Parcel 1; per Parcel Map 41/67 and Easterly Right of Way line of George Avenue (44.00 feet half-width);

Thence along said Easterly Right of Way line, North 01°12'37" West, 183.36 feet;

Thence leaving said Right of Way line, North 88°47'23" East, 39.23 feet;

Thence South 01°12'37" East, 92.43 feet;

Thence North 88°47'23" East, 40.28 feet;

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Thence South 01°12'37" East, 61.16 feet;

Thence South 61°17'10" West, 92.18 feet;

Thence South 01°12'37" East, 59.53 feet;

Thence South 88°47'23" West, 82.45 feet to said Easterly Right of Way line of George Avenue;

Thence along said Easterly Right of Way line, North 01°12'37" West, 316.81 feet to the **POINT OF BEGINNING.**

This area containing 0.89 acres more or less.

See Exhibit "B" attached hereto and made a part hereof.



*Heung Jei Kim* 2/26/07

2007-0178127  
03/13/2007 08:00A  
3 of 4

