

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



ITEM
11.1
(ID # 8161)

MEETING DATE:

Tuesday, October 30, 2018

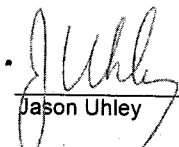
FROM : FLOOD CONTROL DISTRICT:

SUBJECT: FLOOD CONTROL DISTRICT: Adopt Resolution No. F2018-22, Authorization to Declare the Right of Way as Surplus and Summarily Vacate Riverside County Flood Control and Water Conservation District's Excess Right of Way in the City of Moreno Valley, RCFC Parcels 4762-501 and 4762-505, Moreno MDP Line I, Project No. 4-0-00762, CEQA Notice of Exemption, District 5. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that the declaration of surplus and summary vacation 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. F2018-22, Authorization to Declare the Right of Way as Surplus and Summarily Vacate the Riverside County Flood Control and Water Conservation District's (District) Excess Right of Way in the City of Moreno Valley, RCFC Parcels 4762-501 and 4762-505, portions of land identified with Assessor's Parcel Numbers 487-590-003, 487-590-004 and 487-590-005; 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: Policy



Jason Uhley

10/17/2018

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley
Nays: None
Absent: None
Date: October 30, 2018
xc: Flood, Recorder

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**

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost
COST	\$ 0	\$ N/A	\$ 0	\$ N/A
NET COUNTY COST	\$ 0	\$ N/A	\$ 0	\$ N/A
SOURCE OF FUNDS:			Budget Adjustment: No	
			For Fiscal Year: 18/19	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

In 1999, the Riverside County Flood Control and Water Conservation District (District) accepted an easement for an inlet associated with Moreno MDP Line I, Drawing No. 4-0745, shown on Sheet 4. Said easement is referenced as RCFC Parcel No. 4762-501 and was recorded as Instrument No. 1999-503097 on November 15, 1999.

In 2013, the City of Moreno Valley (City) widened Nason Street between Fir Avenue and Eucalyptus Avenue. The City's improvements required the District's existing storm drain facility referenced as Moreno MPD Line I, Stage 3 to be extended to accept the flows traversing the vacant property to the west. An easement was dedicated to the District and was recorded on October 22, 2014 as Instrument No. 2014-0400081, referenced by RCFC Parcel No. 4762-505.

The vacant land associated with Assessor's Parcel Nos. 487-590-003, 487-590-004 and 487-590-005 was conditioned for development by the City and is now referenced as Tract Map 31305. The proposed residential development was able to design its improvements to handle all site runoff within their street right of way. Site runoff now is collected and enters the storm drain system via a connection to Moreno MDP Line I, Stage 5 within street right of way and is shown on Drawing No. 4-0904, Sheet 3.

The inlet structure that tied into Moreno MDP Line I, Stage 3, referenced in Drawing No. 4-0745, was determined by the District to no longer be necessary with the site improvements. After the District reviewed the plans, the inlet structure was removed and remaining stub was bulk headed.

The project is exempt from CEQA because it satisfies the intent of a "Class 12 Categorical Exemption" pursuant 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

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

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 are not required for the District's purposes as noticed with adoption of Resolution No. F2018-21 on October 2, 2018.

Therefore, the District recommends that the easements, referenced as RCFC Parcel Nos. 4762-501 and 4762-505, recorded as Instrument No. 1999-503097 on November 15, 1999 and Instrument No. 2014-0400081 on October 22, 2014, respectively, are to be summarily vacated and relinquished.

Resolution No. F2018-22 has been approved as to form by County Counsel.

Prev. Agn. Ref.: 11-1 of 10/02/18 MT#8026

Impact on Residents and Businesses

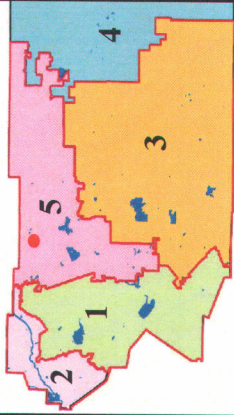
No impact

ATTACHMENTS:

1. Resolution No. F2018-22
2. Regional Map of the Subject Area
3. Legal Description of RCFC Parcel 4762-501, Exhibits "A-1" and "B-1"
4. Legal Description of RCFC Parcel 4762-505, Exhibits "A-2" and "B-2"
5. Notice of Exemption (NOE) and Authorization to Bill to pay NOE filing fee



Gregory T. Priamos, Director County Counsel 10/18/2018



Supervisor Districts

LEGEND:

Project Vicinity

DESCRIPTION:

APNs 487-590-003
 487-590-004
 487-590-005



Authorization to Summarily Vacate and Relinquish District Right of Way
 in the city of Moreno Valley, RCFC Parcels 4762-501 and 4762-505
 Moreno MDP Line I, Project No. 4-0-00762



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, 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

2018-0430362

10/31/2018 03:05 PM Fee: \$ 0.00

Page 1 of 11

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



THIS SPACE FOR RECORDERS USE ONLY

RESOLUTION NO. F2018-22

Title of Document

AUTHORIZATION TO DECLARE THE RIGHT OF WAY AS SURPLUS AND
SUMMARILY VACATE RIVERSIDE COUNTY FLOOD CONTROL AND WATER
CONSERVATION DISTRICT'S EXCESS RIGHT OF WAY IN THE CITY OF
MORENO VALLEY, RCFC PARCELS 4762-501 AND 4762-505,
MORENO MDP LINE I, PROJECT NO. 4-0-00762

(Flood Control and Water Conservation District ~ Item 11.1 of 10/30/18)

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE
FOR RECORDING INFORMATION

1 **BOARD OF SUPERVISORS**

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

2
3 **RESOLUTION NO. F2018-22**

4
5 AUTHORIZATION TO DECLARE THE RIGHT OF WAY AS
6 SURPLUS AND SUMMARILY VACATE
7 RIVERSIDE COUNTY FLOOD CONTROL AND WATER
8 CONSERVATION DISTRICT'S EXCESS
9 RIGHT OF WAY IN THE CITY OF MORENO VALLEY,
10 RCFC PARCELS 4762-501 AND 4762-505,
11 MORENO MDP LINE I, PROJECT NO. 4-0-00762

12
13 **WHEREAS**, the Riverside County Flood Control and Water Conservation District (District) is the
14 owner of certain real property right of way easement interests over real property identified with Assessor's
15 Parcel Numbers 487-590-003, 487-590-004, and 487-590-005, which were granted via Easement Deed and
16 Acquisition Agreement known as RCFC Parcel 4762-501, recorded as Instrument No. 1999-503097 on
17 November 15, 1999 and Quitclaim Deed, known as RCFC Parcel 4762-505, recorded as Instrument No.
18 2014-0400081 on October 22, 2014, herein after referenced as (ROW), located west of Nason Street between
19 Fir Avenue and Eucalyptus Avenue within the city of Moreno Valley, County of Riverside;

20
21 **WHEREAS**, the storm drain facility which was within the ROW has been removed and bulk headed as
22 the flows have been redirected pursuant to site improvement;

23
24 **WHEREAS**, on October 2, 2018, the District's Board of Supervisors (Board) adopted Resolution No.
25 F2018-21 declaring the ROW as surplus as it is no longer needed, nor will it be needed in the future, for the
26 District's use and purposes, and provided notice of its intention to summarily vacate the ROW;

27
28 **WHEREAS**, pursuant to California Water Code Appendix Chapter 48-9, Subsection 5 Chapter 48-13,
the District may dispose of real property after adoption of a resolution declaring that a real property interest is no
longer necessary for the District's use and purposes as was previously adopted and noticed in Resolution No.
F2018-21; and

WHEREAS, the District has reviewed and determined the vacation of the ROW as categorically exempt
from the California Environmental Quality Act ("CEQA") pursuant to State CEQA Guidelines Section 15312,
"Surplus Government Property Sales" as the District is merely vacating an unnecessary flood control easement
because the easement interest is no longer needed, nor will be needed in the future, for the District's use and

FORM APPROVED COUNTY COUNSEL
BY: WESLEY W. STANFIELD
DATE: 10/17/2018

1 purposes; the project is also consistent with State CEQA Guidelines Section 15061(b)(3), "Common Sense
2 Exemption" because it can be seen with certainty that there is no possibility that the proposed project may have a
3 significant effect on the environment.

4 **NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED** by vote of the
5 Board of Supervisors of the District, in regular session assembled on October 30, 2018, in the meeting room
6 of the Board of Supervisors of the District located on the 1st Floor of the County Administrative Center, 4080
7 Lemon Street, Riverside, California, at 9:00 a.m. or soon thereafter, based on the review of the proposed
8 vacation, the environmental impacts of the project have been sufficiently assessed and have been determined
9 that the proposed action qualifies for a "Class 12 Categorical Exemption" pursuant to Article 19 of the CEQA,
10 State CEQA Guidelines Section 15312 and Section 15061(b)(3) because it can be seen with certainty that
11 there is no possibility that the activity in question will have a significant effect on the environment as the
12 District is merely vacating an unnecessary right of way on undisturbed property and the vacation of the
13 easement does not adversely affect a change in the environment.

14 **BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** by vote of this Board that the
15 exempt property is no longer necessary to be retained by the District for public purposes and authorizes the
16 summary vacation of the ROW, RCFC Parcels 4762-501 and 4762-505 that certain real property located in
17 the city of Moreno Valley, County of Riverside, State of California, more particularly described in Exhibits
18 "A-1", "A-2", "B-1" and "B-2", attached hereto and by this reference incorporated herein.

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

22 **BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the Clerk of the Board is
23 directed to cause a certified copy of this Resolution to be recorded in the office of the Recorder of the County
24 of Riverside, California.

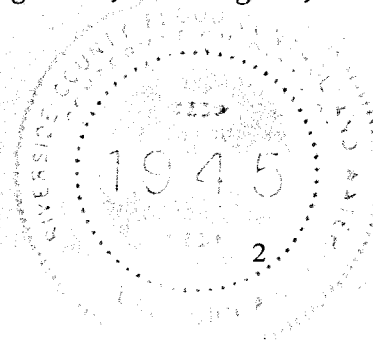
ROLL CALL:

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

The foregoing is certified to be a true copy of a
resolution duly adopted by said Board of Super-
visors on the date therein set forth.

KECIA HARPER-JHEM Clerk of said Board

By  Deputy



EXHIBITS "A-1" & "B-1"

RCFC PARCEL 4762-501

INSTRUMENT NO. 1999-503097 11/15/1999

EXHIBIT "A-1"

Moreno MDP Line I Stage 3
Parcel 4762-501

Being a portion of the Southeast quarter of Section 4, T3S, R3W, S.B.B.&M., as shown on Record of Survey filed in Book 28, Page 38, records of Riverside County, California, in the City of Moreno Valley, being more particularly described as follows:

Commencing at the point of intersection of the Northerly right-of-way of Eucalyptus Avenue and the Westerly right-of-way of Nason Street as shown on said Record of Survey;

Thence North along the said Westerly right-of-way of Nason Street a distance of 100.00 feet to the Point of Beginning;

Thence South 89° 59' 00" West parallel with Eucalyptus Avenue 42.00 feet;

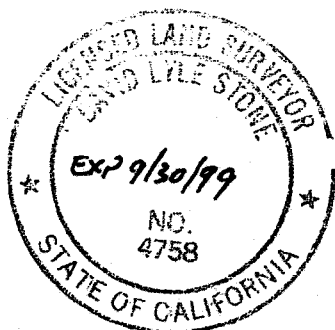
Thence North parallel with Nason Street a distance of 95.00 feet;

Thence North 39° 38' 48" West, a distance of 90.89 feet to a point that lies 100.00 feet Westerly of the said Westerly right-of-way of Nason Street;

Thence North parallel with Nason Street a distance of 30.00 feet;

Thence North 89° 59' 00" East parallel with Eucalyptus Avenue, a distance of 100.00 feet to the Westerly right-of-way of Nason Street;

Thence South along the said Westerly right-of-way a distance of 195.00 feet to the Point of Beginning.





DAVID L. STONE

Land Surveyor No. 4758
Signed For: Riverside County
Flood Control and Water
Conservation District

Date: 4/2/99

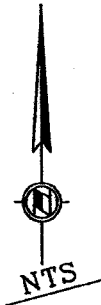


MORENO MDP LINE I STG.3

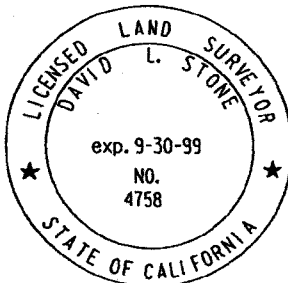
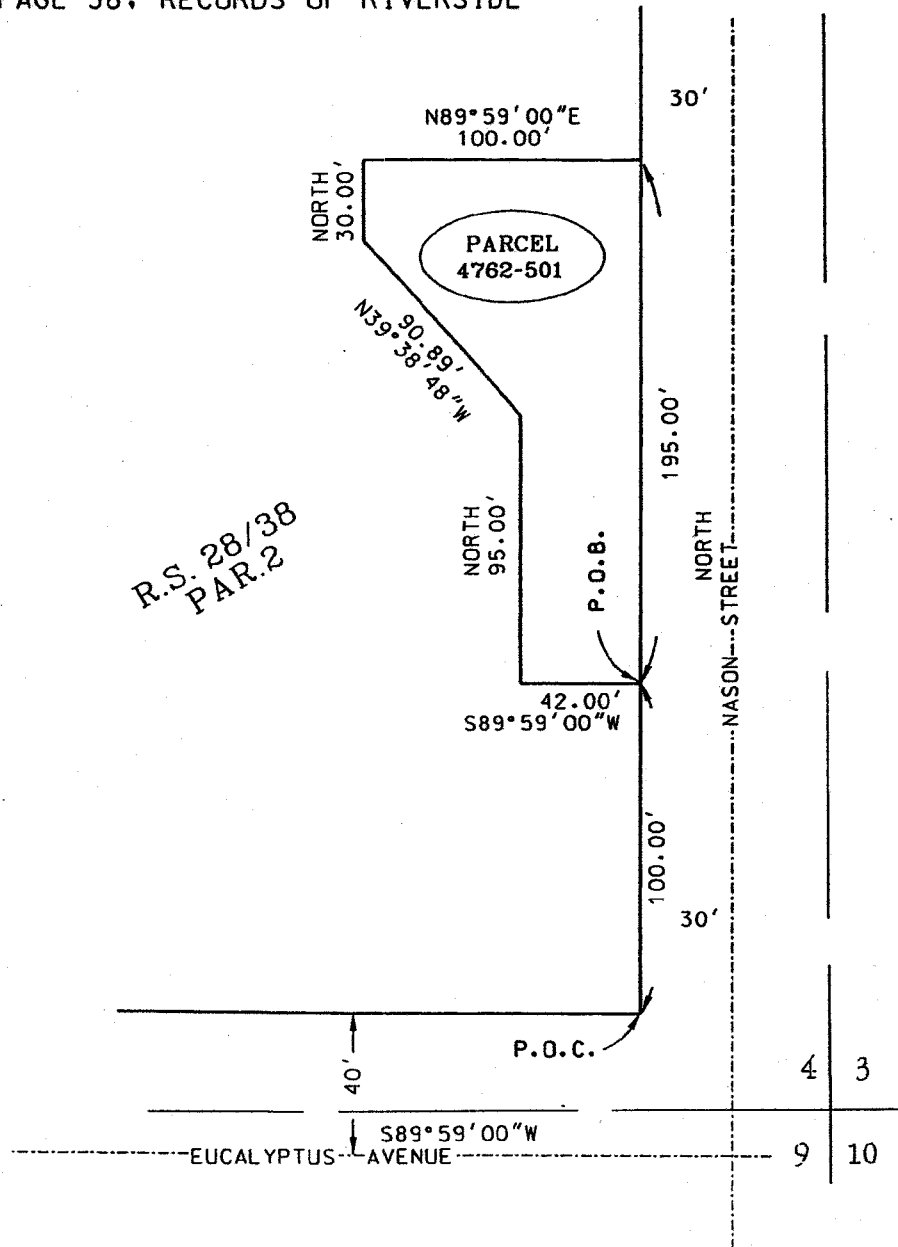
EXHIBIT "B-1"

PARCEL 4762-501

BEING A PORTION OF THE SOUTHEAST QUARTER OF SECTION 4, T.3S., R.3W. AS SHOWN ON RECORD OF SURVEY FILED IN BOOK 28, PAGE 38, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA



R.S. 28/38
PAR.2



RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT
1995 MARKET ST. RIVERSIDE, CA. 92501

PROJECT: MORENO MDP LINE I STG.3

PAR.: 4762-501

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

PREPARED BY: C.M.M.

SCALE: NO SCALE

APPROVED BY: *[Signature]*

DATE: MARCH 31, 1999

DATE: 4/2/99

SHEET 1 OF 1



1999-583897
11/15/1999 08:08A
4 of 12

EXHIBITS "A-2" & "B-2"

RCFC PARCEL 4762-505

INSTRUMENT NO. 2014-0400081 10/22/2014

EXHIBIT "A-2"

LEGAL DESCRIPTION

POR. APN 487-260-006

IN THE CITY OF MORENO VALLEY, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA BEING THAT PORTION OF THE SOUTHEAST ONE-QUARTER OF THE SOUTHEAST ONE-QUARTER OF SECTION 4, TOWNSHIP 3 SOUTH, RANGE 3 WEST, SAN BERNARDINO MERIDIAN, BEING A PORTION OF THAT CERTAIN PARCEL LABELED "REMAINDER PARCEL" OF TRACT 27251 ON FILE IN MAP BOOK 390, PAGES 8 THROUGH 16 THEREOF ON FILE IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID REMAINDER PARCEL;

THENCE NORTH 89°31'54" WEST ALONG THE SOUTH LINE OF SAID REMAINDER PARCEL A DISTANCE OF 30.00 FEET TO AN ANGLE POINT THEREIN, SAID ANGLE POINT BEING ON A LINE THAT IS PARALLEL AND 60.00 FEET WEST AS MEASURED AT RIGHT ANGLES FROM THE CENTERLINE OF NASON STREET AS SHOWN ON SAID TRACT 27251;

THENCE NORTH 00°28'06" EAST ALONG SAID PARALLEL LINE A DISTANCE OF 108.00 FEET TO THE POINT OF BEGINNING;

THENCE NORTH 89°31'54" WEST 70.00 FEET TO A LINE THAT IS PARALLEL AND 130.00 FEET WEST, AS MEASURED AT RIGHT ANGLES, FROM SAID CENTERLINE OF NASON STREET;

THENCE NORTH 00°28'06" EAST, ALONG SAID PARALLEL LINE, A DISTANCE OF 160.00 FEET;

THENCE SOUTH 89°31'54" EAST 70.00 FEET TO A LINE THAT IS PARALLEL AND 60.00 FEET WEST, AS MEASURED AT RIGHT ANGLES, FROM SAID CENTERLINE OF NASON STREET;

THENCE SOUTH 00°28'06" WEST, ALONG SAID PARALLEL LINE, A DISTANCE OF 160.00 FEET TO THE POINT OF BEGINNING;

AREA = 11,200 SF OR 0.257 ACRES



EXHIBIT "A-2"
LEGAL DESCRIPTION

ALSO AS SHOWN ON EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE
A PART HEREOF.

THIS DESCRIPTION WAS PREPARED BY ME OR UNDER MY DIRECTION IN
CONFORMANCE WITH THE REQUIREMENTS OF THE LAND SURVEYORS ACT.



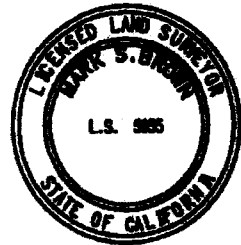
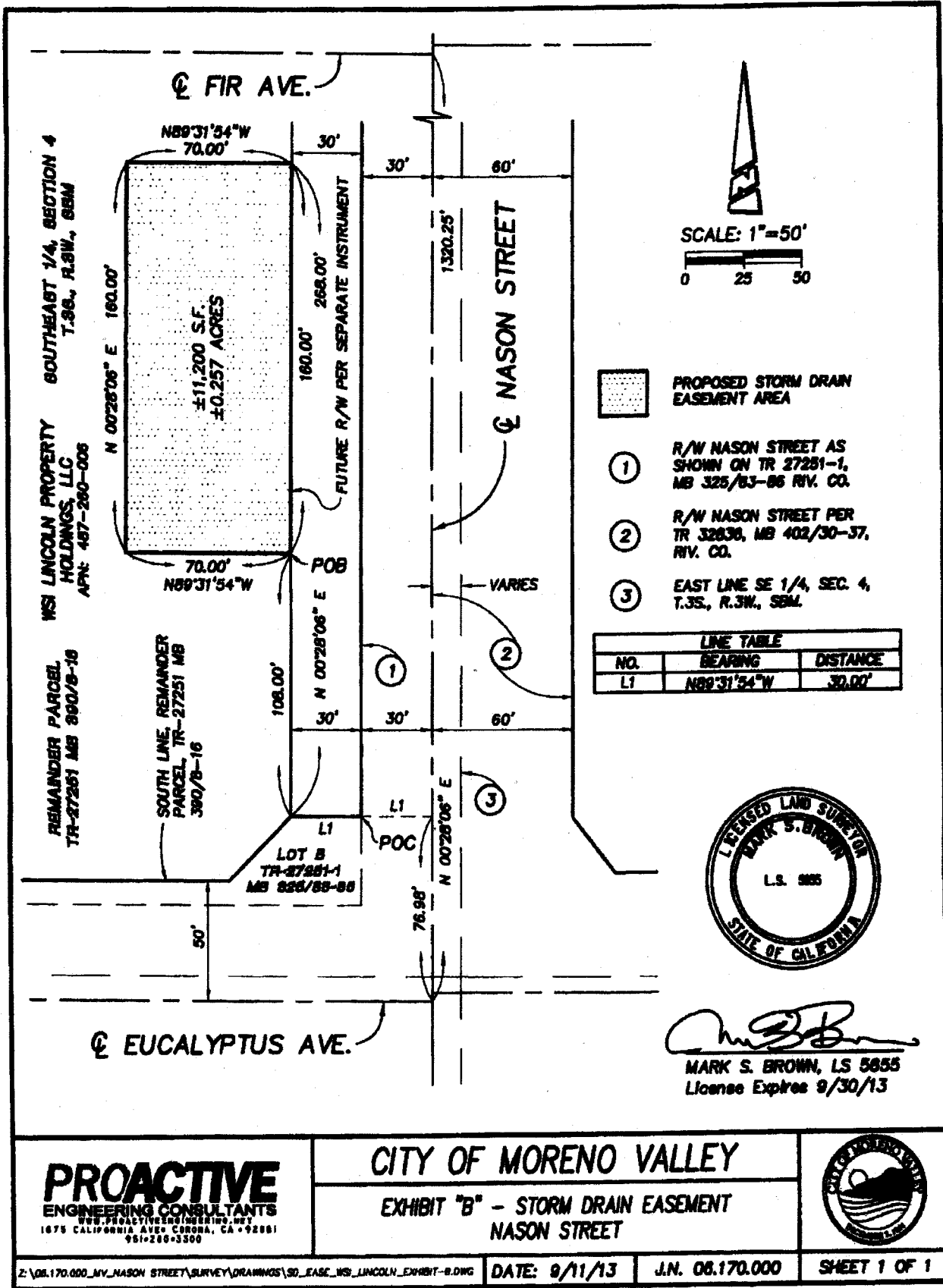
MARK S. BROWN, L.S. 5655
LICENSE EXPIRES 9/30/13

9/11/13
DATE

J.M
PREP



EXHIBIT "B-2"



Mark S. Brown
 MARK S. BROWN, LS 5655
 License Expires 9/30/13

PROACTIVE
 ENGINEERING CONSULTANTS
 WWW.PROACTIVEENGINEERING.COM
 1675 CALIFORNIA AVE CORONA, CA 92881
 951-269-3300

CITY OF MORENO VALLEY
 EXHIBIT "B" - STORM DRAIN EASEMENT
 NASON STREET



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:

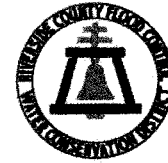
10-30-18

Signature:

Karen Barton

Print Name: Karen Barton, Board Assistant

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



ITEM
11.1
(ID # 8026)

MEETING DATE:
Tuesday, October 2, 2018

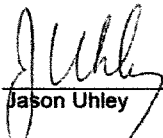
FROM : FLOOD CONTROL DISTRICT:

SUBJECT: FLOOD CONTROL DISTRICT: Adopt Resolution No. F2018-21, Notice of Intent to Declare the Right of Way as Surplus and Summarily Vacate Riverside County Flood Control and Water Conservation District's Excess Right of Way in the City of Moreno Valley, RCFC Parcel Nos. 4762-501 and 4762-505, Moreno MDP Line I, Project No. 4-0-00762, District 5. [\$0] (CLERK TO ADVERTISE)

RECOMMENDED MOTION: That the Board of Supervisors:

1. Adopt Resolution No. F2018-21, Notice of Intent to Declare Right of Way as Surplus and Summarily Vacate Riverside County Flood Control and Water Conservation District's Excess Right of Way in the City of Moreno Valley, RCFC Parcel Nos. 4762-501 and 4762-505, land identified with Assessor's Parcel Numbers 487-590-003, 487-590-004 and 487-590-005.
2. Direct the Clerk of the Board to give notice pursuant to Section 6061 of the Government Code.

ACTION: Policy


Jason Uhley

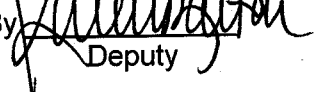
9/20/2018

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Tavaglione, Washington, Perez and Ashley
Nays: None
Absent: None
Date: October 2, 2018
xc: Flood, COB

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**

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: N/A			Budget Adjustment: No	
			For Fiscal Year: 18/19	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

In 1999, the District accepted an easement for an inlet associated with Moreno MDP Line I, Drawing No. 4-0752. Said easement is referenced as RCFC Parcel No. 4762-501 and was recorded as Instrument No. 1999-503097 on November 15, 1999.

In 2013, the City of Moreno Valley widened Nason Street between Fir Avenue and Eucalyptus Avenue. The City's improvements required the District's existing storm drain facility, referenced as Moreno MDP Line I, Stage 3, to be extended to accept the flows traversing the vacant property to the west. An easement was dedicated to the District and was recorded on October 22, 2014 as Instrument Number 2014-0400081 referenced by RCFC Parcel No. 4762-505.

The vacant land associated with Assessor's Parcel Numbers 487-590-003, 487-590-004 and 487-590-005 was conditioned for development by the City of Moreno Valley and is now referenced as Tract Map 31305. The proposed residential development was able to design their improvements to handle all site runoff within their street right of way. Site runoff is now collected and enters the storm drain system via a connection to Moreno MDP Line I, Stage 5 within street right of way and is shown on Drawing Number 4-0904, Sheet 3.

The inlet structure that tied into Moreno MDP Line I, Stage 3, referenced as Drawing No. 4-0745, shown on Sheet 4, was determined by the District to no longer be necessary with the site improvements. After the District reviewed the plans, the inlet structure was removed and the remaining stub was bulk headed.

With construction now complete, the District no longer requires the easement rights granted within Parcel Nos. 4762-501 and 4762-505 for maintenance. 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 easements, referred to as RCFC Parcel Nos. 4762-501 and 4762-505, described as Instrument No. 1999-503097 recorded on November 15, 1999 and 2014-0400081 recorded on October 22, 2014, respectively, be declared

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

surplus to the District's needs pursuant to California Code – Appendix, Chapter 48, Section 48-9, Paragraph 5 and Section 48-13. The adoption of Resolution No. F2018-21 will prompt the District's notice of the intention to summarily vacate the District right of way within RCFC Parcel Nos. 4762-501 and 4762-505.

Resolution No. F2018-21 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 October 30, 2018 at 9:00 a.m. or soon thereafter in the meeting room of the Board of Supervisors.

Impact on Residents and Businesses

No impact

ATTACHMENTS:

1. Resolution No. F2018-21
2. Regional Map of the subject area
3. Legal Descriptions and Plat Maps, shown as Exhibits "A-1", "A-2", "B-1" and "B-2"



Gregory V. Priaplos, Director County Counsel 9/21/2018



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

October 4, 2018

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

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

**RE: NOTICE OF PUBLIC MEETING: RESOLUTION NO. F2018-21 INTENT TO
DECLARE THE RIGHT OF WAY AS SURPLUS**

To Whom It May Concern:

Attached is a copy for publication in your newspaper for **ONE (1) TIME** on:

WEDNESDAY – OCTOBER 10, 2018

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,

Karen Barton

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

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

RESOLUTION NO. F2018-21

**NOTICE OF INTENT TO DECLARE THE RIGHT OF WAY AS SURPLUS
AND SUMMARILY VACATE
RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION
DISTRICT'S EXCESS RIGHT OF WAY IN THE CITY OF MORENO
VALLEY, RCFC PARCEL NOS. 4762-501
AND 4762-505, MORENO MDP LINE I, PROJECT NO. 4-0-00762**

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 Number 487-250-012, which were granted via Easement Deed and Acquisition Agreement known as RCFC Parcel 4762-501, recorded as Instrument No. 1999-50397 on November 15, 1999 and Quitclaim Deed known as RCFC Parcel 4762-505, recorded as Instrument No. 2014-0400081 on October 22, 2014, herein after referenced as "ROW", located west of Nason Street between Fir Avenue and Eucalyptus Avenue within the city of Moreno Valley, County of Riverside;

WHEREAS, the storm drain facility which was within the ROW has been removed and bulk headed as the flows have been redirected pursuant to site improvement; 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 October 2, 2018 at 9:00 a.m. or soon thereafter, in the meeting room of the Board located on the 1st 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 ROW, located in the city of Moreno Valley, County of Riverside, State of California, more particularly described in Exhibits "A-1", "A-2", "B-1" and "B-2", attached hereto and by this reference incorporated herein, is no longer necessary to be retained by the District for public purposes and intends to declare as surplus and summarily vacate ROW, pursuant to California Water Code – Appendix, Chapter 48-9, Subsection 5 and Chapter 48-13.

BE IT FURTHER RESOLVED that the Clerk of the Board is directed to give notice pursuant to Section 6061 of the Government Code.

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 **October 30, 2018 at 9:00 a.m.** or soon thereafter in the meeting room of the Board of Supervisors.

(INSERT EXHIBITS 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 October 2, 2018.

KECIA HARPER-IHEM, Clerk of said Board
By: Karen Barton, 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: October 4, 2018
Kecia Harper-Ihem, Clerk of the Board
By: Karen Barton, Board Assistant

NOTICE OF EXEMPTION

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

From: Riverside County Flood Control
and Water Conservation District
1995 Market Street
Riverside, CA 92501
Contact: Drew Marshall
Phone: 951.955.4643

Original Negative Determination/Notice of
Determination was returned to County
Clerks for posting of
10/31/18
Date Initial

Project Title: Moreno MDP Line I, Project No. 4-0-00762

Project Location – City: Moreno Valley

Project Location – County: Riverside

The project is located in the city of Moreno Valley and includes approximately .25 acre of vacant land adjacent to the intersection of Eucalyptus Avenue and Nason Street. The project affects Assessor's Parcel Numbers (APN) 487-590-003, 487-590-004 and 487-590-005 (RCFC Parcels 4672-501 and 4672-505). The project is within Township 3 South, Range 3 West, Section 4 of the Moreno Valley 7.5 Minute US Geological Survey (USGS) Topographic Quadrangle. The property is located at approximately 33° 55' 57.61" N, 117° 11' 30.62" W (Lat/Long).

Project Description:

Vacate and relinquish a real property easement interest in APNs 487-590-003, 487-590-004 and 487-590-005 to the City of Moreno Valley. The parcel formerly contained a storm drain connection utilized by a subdivision development. However, it was disconnected when the developer constructed other drainage improvements. District staff has determined that the use of the easement is no longer required.

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 Sections 15312 and 15061(b)(3).

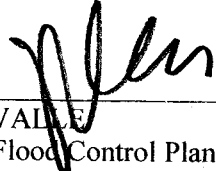
Reasons Why Project is Exempt: The project qualifies for the following CEQA exemptions:

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 parcel does not meet any of the significance criteria listed in CEQA guideline Section 15206(b), and that the proposed project is not of statewide, regional, or area-wide significance.

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: 
JOAN VALLE
Senior Flood Control Planner
Riverside County Flood Control
and Water Conservation District

Date: 10-1-18

ARM:mcv
P8\222571

OCT 30 2018 11.1

RIVERSIDE COUNTY CLERK-RECORDER

AUTHORIZATION TO BILL

TO BE FILLED OUT BY SUBMITTING AGENCY

DATE: 9/12/2018 BUSINESS UNIT/AGENCY: FLOOD CONTROL - FCARC

ACCOUNTING STRING:

ACCOUNT: 526410 FUND: 25140 DEPT ID: 947460 PROGRAM:

AMOUNT: \$50.00

REF: CDFW Filing Fees CEQA Notice of Exemption posting for Moreno MDP Line 1 Project No. 224-4-6-00762-00-28-8000-000

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

NUMBER OF DOCUMENTS INCLUDED: 1

AUTHORIZED BY: Karinne Hansen Ext 54330 PRESENTED BY: Drew Marshall Ext 54643 CONTACT: Joan Valle Ext 58856

TO BE FILLED OUT BY COUNTY CLERK

ACCEPTED BY:

DATE:

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



CALL (951) 368-9222
EMAIL legals@pe.com

THE PRESS-ENTERPRISE

DATE	ORDER NUMBER	PO Number	PRODUCT	SIZE	Amount
10/11/18	0011185527		PE Riverside	3 x 336 Li	1,310.40

Flood
11.1 10/30/18

Placed by: Karen Lynn Barton

Legal Advertising Memo Invoice

BALANCE DUE
1,310.40

SALES CONTACT INFORMATION		ADVERTISER INFORMATION			
Nick Eller 951-368-9229	BILLING DATE 10/11/2018	BILLED ACCOUNT NUMBER 5209148	ADVERTISER/CLIENT NUMBER 5209148	ADVERTISER/CLIENT NAME BOARD OF SUPERVISORS	

PLEASE DETACH AND RETURN THIS PORTION WITH YOUR REMITTANCE



THE PRESS-ENTERPRISE

Legal Advertising Memo Invoice

ADVERTISER/CLIENT NAME		
BOARD OF SUPERVISORS		
BILLING DATE 10/11/2018	BILLED ACCOUNT NUMBER 5209148	ADVERTISER/CLIENT NUMBER 5209148
BALANCE DUE 1,310.40	ORDER NUMBER 0011185527	TERMS OF PAYMENT DUE UPON RECEIPT

BILLING ACCOUNT NAME AND ADDRESS

REMITTANCE ADDRESS

BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
'PO BOX 1147'
RIVERSIDE, CA 92502

CALIFORNIA NEWSPAPER PARTNERSHIP
dba The Press-Enterprise
PO Box 65210
Colorado Springs, CO 80962-5210

THE PRESS-ENTERPRISE

1825 Chicago Ave, Suite 100
Riverside, CA 92507
951-684-1200
951-368-9018 FAX

**PROOF OF PUBLICATION
(2010, 2015.5 C.C.P)**

Publication(s): The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: /

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

10/11/2018

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: October 11, 2018
At: Riverside, California


Legal Advertising Representative, The Press-Enterprise

BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE
PO BOX 1147
RIVERSIDE, CA 92502

Ad Number: 0011185527-01

P.O. Number:

Ad Copy:

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RESOLUTION NO. F2018-21
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EXHIBITS "A-1" & "B-1"
RCFC PARCEL
INSTRUMENT NO. 1999-50397 11/15/1999

EXHIBIT "A-1"
Moreno MDP Line 1 Stage 3
Parcel 4762-501

Being a portion of the Southeast quarter of Section 4, T3S, R3W, S.B.B.&M., as shown on Record of Survey filed in Book 28, Page 38, records of Riverside County, California, in the City of Moreno Valley, being more particularly described as follows:

Commencing at the point of intersection of the Northerly right-of-way of Eucalyptus Avenue and the Westerly right-of-way of Nason Street as shown on said Record of Survey;

Thence North along the said Westerly right-of-way of Nason Street a distance of 100.00 feet to the Point of Beginning;

Thence South 89° 59' 00" West parallel with Eucalyptus Avenue 42.00 feet;

Thence North parallel with Nason Street a distance of 95.00 feet;

Thence North 39° 38' 48" West, a distance of 90.89 feet to a point that lies 100.00 feet Westerly of the said Westerly right-of-way of Nason Street;

Thence North parallel with Nason Street a distance of 30.00 feet;

Thence North 89° 59' 00" East parallel with Eucalyptus Avenue, a distance of 100.00 feet to the Westerly right-of-way of Nason Street;

Thence South along the said Westerly right-of-way a distance of 195.00 feet to the Point of Beginning.

DAVID L. STONE

Land Surveyor No.
Signed For: Riverside County Flood Control and Water Conservation District

Date: 4/2/99