

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



ITEM
3.17
(ID # 9386)

MEETING DATE:

Tuesday, April 9, 2019

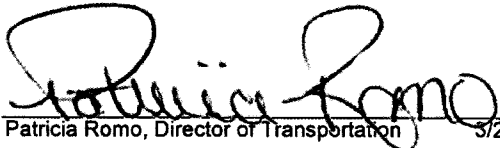
FROM : TLMA-TRANSPORTATION:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:
Adoption of Resolution No. 2019-030 Summarily Vacating a portion of Briggs Road in the Homeland area, CEQA Exempt, District 3. [Applicant Fees 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that the Vacation of a portion of Briggs Road is categorically exempt from CEQA pursuant to Section 15060 (c) (2), and 15061 (b)(3) of the State CEQA Guidelines;
2. Adopt Resolution No. 2019-030, Summarily Vacating a portion of Briggs Road in the Homeland area;
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; and,
4. Direct the Clerk of the Board to cause a certified copy of this resolution to be recorded in the office of the Recorder of the County of Riverside, California.


ACTION:Policy


Patricia Romo, Director of Transportation 3/20/2019

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
Nays: None
Absent: None
Date: April 9, 2019
xc: Transp., Recorder

Kecia Harper
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: Applicant Fees 100% No General Fund will be used.			Budget Adjustment: N/A	
			For Fiscal Year: 2018/2019	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

The applicant for Tract 36430 has requested the vacation of excess right of way along Briggs Road, in the Homeland area. Briggs Road was dedicated and accepted for public use by Document No. 2002-270294 recorded May 22, 2002, official records of the Recorder of Riverside County, California. Briggs Road is designated a Major Highway requiring a 59.00 foot half-width right of way. Briggs Road currently has a 67.00 foot half-width. The applicant is requesting the vacation of the 8.00 feet of excess right of way. The Transportation Department has reviewed this vacation and has no objections.

As determined in the attached Notice of Exemption, the vacation is exempt for the provisions of CEQA pursuant to Categorical Exemptions 15060(c) and 15061(b)(3) 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.

County Counsel has approved Resolution Number 2019-030 as to form.

Impact on Residents and Businesses

The vacation of a portion of Briggs Road will not impact residents or businesses.



Additional Fiscal Information

All fees are paid by the applicant. There is no General Fund obligation.

ATTACHMENTS:

- Resolution No. 2019-030 and Exhibits "A" and "B" (Legal Description and Plat)
- Notice of CEQA Exemption
- Attachment "A" (Vicinity Map)
- Authorization to Bill

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

Gregory L. Priamos, Director County Counsel 3/29/2019 Cynthia M. Gurzel, Chief Deputy County Counsel 3/29/2019

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

2019-0121390

04/10/2019 03:32 PM Fee: \$ 0.00

Page 1 of 9

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



THIS SPACE FOR RECORDERS USE ONLY

110

RESOLUTION NO. 2019-030

Title of Document

**SUMMARILY VACATING A PORTION OF BRIGGS ROAD
IN THE HOMELAND AREA
(FSM36430)**

(THIRD SUPERVISORIAL DISTRICT)

(Transportation Department ~ Item 3.17 of 04/09/19)

1 BOARD OF SUPERVISORS

COUNTY OF RIVERSIDE

2
3 **RESOLUTION NO. 2019-030**

4 **SUMMARILY VACATING A PORTION OF BRIGGS ROAD**

5 **IN THE HOMELAND AREA**

6 **(FSM36430)**

7 **(Third Supervisorial District)**

8
9 **WHEREAS**, hereinafter-described Briggs Road was dedicated and accepted for
10 public street purposes by Document No. 2002-270294, recorded May 22, 2002, official
11 records of the Recorder of Riverside County, California, and;
12

13 **WHEREAS**, the hereinafter-described portion of Briggs Road is excess right-of-
14 way, and is not required for public street or highway purposes, and;
15

16 **WHEREAS**, applicable procedures pertaining to summary vacations were followed
17 pursuant to the County's adopted "Resolutions for Fixing Procedures to Vacate and
18 Accept County Highways and Property Offered for Dedication," now, therefore;
19

20 **BE IT RESOLVED, FOUND, DETERMINED AND ORDERED** by the Board of
21 Supervisors of the County of Riverside, State of California, in regular session assembled
22 on April 9, 2019, as follows:
23

- 24 1. Pursuant to Division 9, Part 3, Chapter 4, Section 8334(a) of the Streets and
25 Highways Code, the hereinafter-described portion of Briggs Road is excess right-
26 of-way and is not required for public street or highway purposes, and is hereby
27 summarily vacated.
28
29

FORM APPROVED COUNTY COUNSEL
BY:  3/23/2019
DATE
WESLEY W. STANFIELD

1 RESOLUTION NO. 2019-030

2
3 SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO
4 AS EXHIBITS "A" AND "B" AND MADE A PART HEREOF;
5

6 2. That the hereinafter-described portion of Briggs Road is unnecessary for present or
7 prospective public use, including use as a non-motorized transportation facility.
8

9 3. From and after the date this resolution is recorded the hereinafter-described portion
10 of Briggs Road no longer constitutes a public street.
11

12 4. Pursuant to Section 15060(c) and 15061(b)(3) of the State CEQA Guidelines that
13 the vacation of the hereinafter-described portion of Briggs Road is categorically
14 exempt as explained in the Notice of Exemption.
15

16 **EXCEPTING AND RESERVING** from the vacation an easement for any existing
17 public utilities and public service facilities, together with the right to maintain, operate,
18 replace, remove, or renew such facilities, pursuant to Division 9, Part 3, Chapter 5,
19 Section 8340 of the Streets and Highways Code.
20

21 **BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the Clerk of
22 the Board is directed to file with the Office of the County Clerk the Notice of Exemption
23 within five (5) working days of the Board hearing date.
24

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

PH W.O. # FSM36430

2 **RESOLUTION 2019-030**

3 **SUMMARILY VACATING A PORTION OF BRIGGS ROAD**
4 **IN THE HOMELAND AREA**
5 **(FSM36430)**

6 ADOPTED by Riverside County Board of Supervisors on April 9, 2019.

7 **ROLL CALL:**

8 Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt
9 Nays: None
10 Absent: None

11
12 The foregoing is certified to be a true copy of a resolution duly adopted by said Board of
13 Supervisors on the date therein set forth.

14 KECIA R. HARPER, Clerk of said Board

15 By: 
16 Deputy

17
18
19
20
21
22
23 04.09.19 3.17
24
25

EXHIBIT "A"
BRIGGS ROAD VACATION
LEGAL DESCRIPTION

ALL THAT CERTAIN EASEMENT RECORDED MAY 22, 2002 AS DOCUMENT NO. 2002-270294 OF OFFICIAL RECORDS OF RIVERSIDE COUNTY, STATE OF CALIFORNIA, LYING IN SECTIONS 18 AND 19, TOWNSHIP 5 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA:

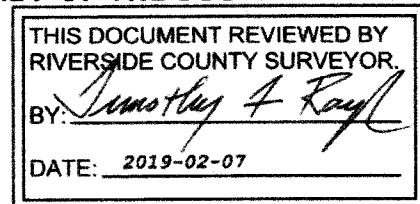
EXCEPTING THEREFROM LOTS "A" THROUGH "C" INCLUSIVE, OF TRACT MAP NO. 36430, AS SHOWN BY MAP ON FILE IN BOOK 463 OF MAPS AT PAGES 45 THROUGH 49, INCLUSIVE THEREOF, OF OFFICIAL RECORDS OF RIVERSIDE COUNTY, STATE OF CALIFORNIA, LYING IN SAID SECTION 18, TOWNSHIP 5 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA;

ALSO EXCEPTING THAT PORTION LYING EASTERLY OF THE EASTERLY LINE OF SAID TRACT NO. 36430;

ALSO EXCEPTING LOT "A" OF TRACT MAP NO. 36430-1, AS SHOWN BY MAP ON FILE IN BOOK 463 OF MAPS AT PAGES 82 THROUGH 89, INCLUSIVE THEREOF, OF OFFICIAL RECORDS OF RIVERSIDE COUNTY, STATE OF CALIFORNIA, LYING IN SAID SECTIONS 18 AND 19, TOWNSHIP 5 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA;

ALSO EXCEPTING THAT PORTION LYING SOUTHERLY OF THE SOUTHERLY LINE OF SAID TRACT NO. 36430-1.

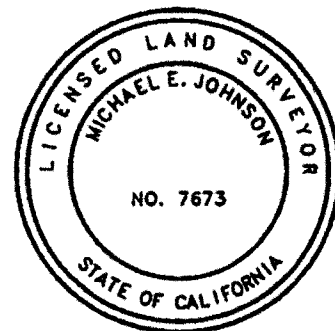
CONTAINING (0.67 AC), MORE OR LESS.



SEE PLAT ATTACHED HERETO AS EXHIBIT "B" AND MADE A PART HEREOF.
PREPARED UNDER MY SUPERVISION


Michael E. Johnson, L.S. 7673

2/7/19
Date



Prepared By: AL
Checked By: mg

Page 1 of 1

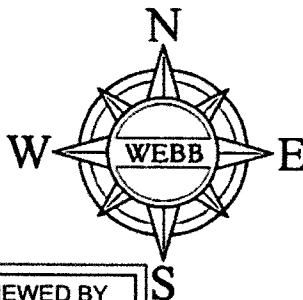
EXHIBIT "B" VACATION INDEX

1" = 500'

250 0 500



2/7/19



THIS DOCUMENT REVIEWED BY
RIVERSIDE COUNTY SURVEYOR

BY:

Timothy A. Ray

DATE: 2019-02-07

SEC. 18 & 19, T5S, R2W, SBM

ALBERT A.

WEBB

ASSOCIATES

RIVERSIDE COUNTY

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2/7/2019 9:17 AM

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) IN THE ATTACHED DOCUMENT.
ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DOCUMENT.

SHEET 1 OF 3

W.O.
17-0079

SCALE: 1"=500'

DRWN BY ALR
CHKD BY MJ

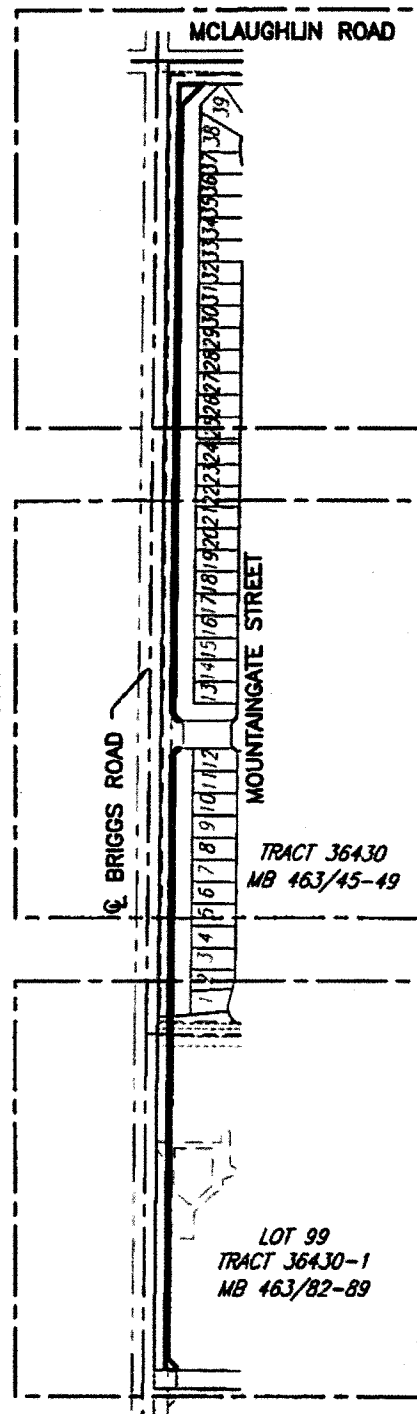
DATE 5/21/18
DATE 5/21/18

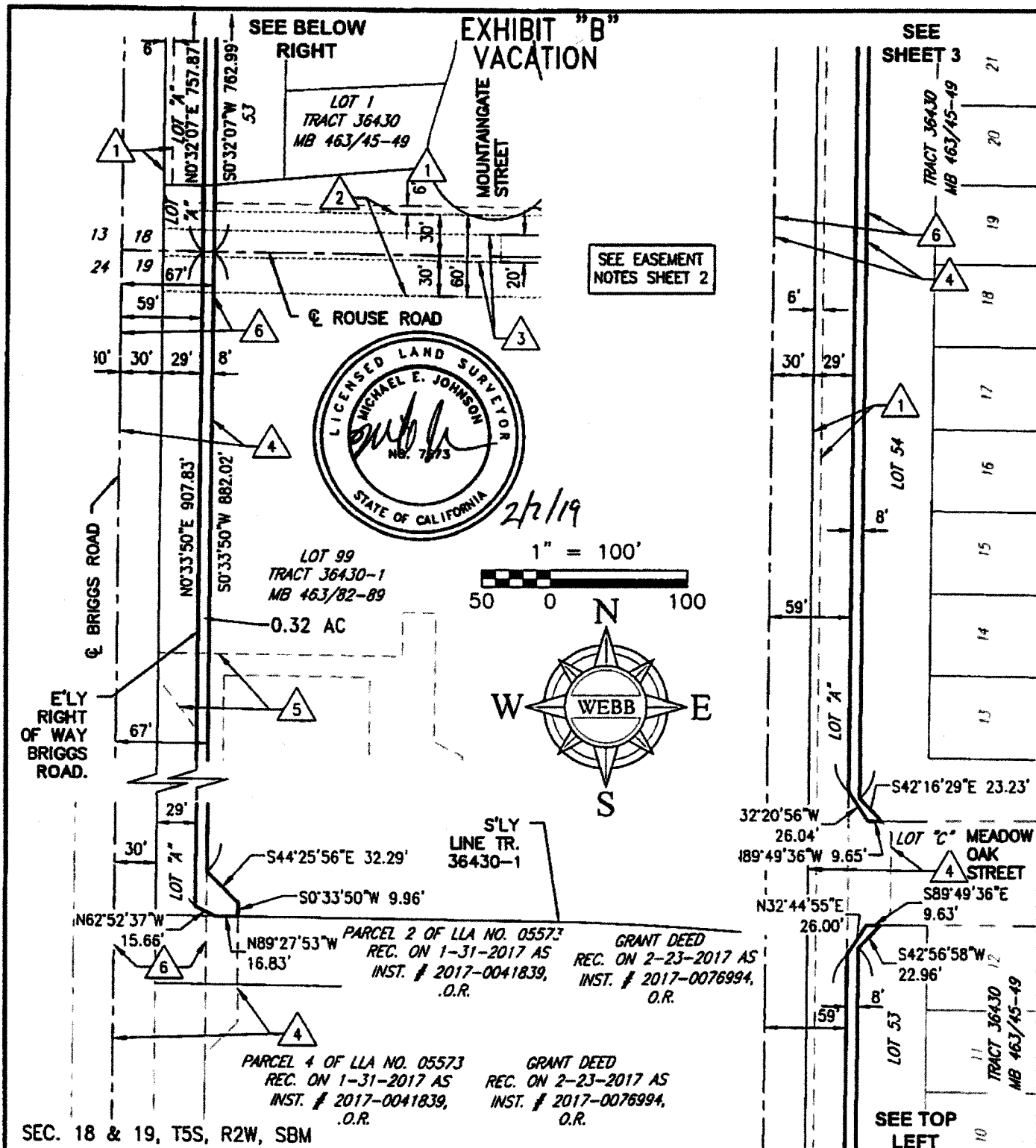
SUBJECT: BRIGGS ROAD VACATION

SEE SHEET 3

SEE SHEET 2
RIGHT

SEE SHEET 2
LEFT





ALBERT A.

WEBB

ASSOCIATES

RIVERSIDE COUNTY

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SHEET 2 OF 3

W.O.
17-0079

SCALE: 1"=100'

DRWN BY ALR
CHKD BY MJ

DATE 5/21/18
DATE 5/21/18

SUBJECT: BRIGGS ROAD VACATION

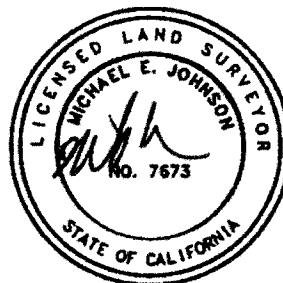
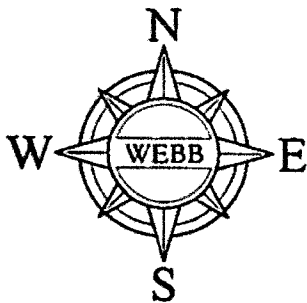
EXHIBIT "B" VACATION

EASEMENT NOTES:

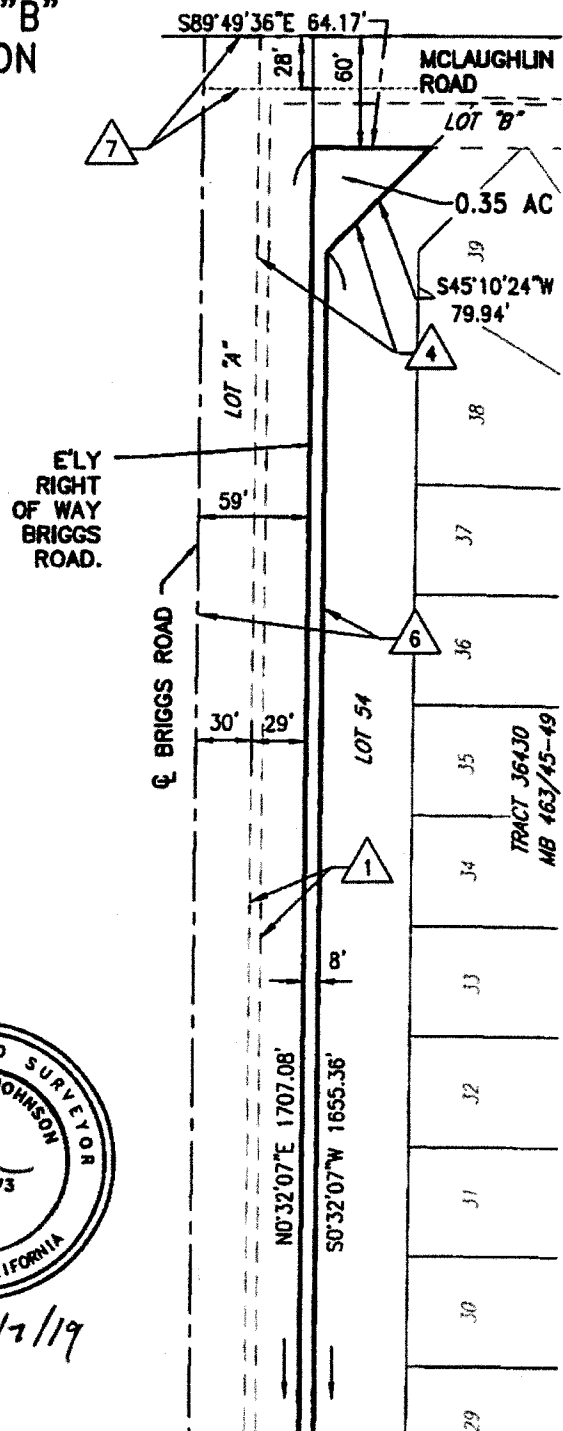
- 1 AN EASEMENT FOR PUBLIC UTILITIES AND INCIDENTAL PURPOSES, RECORDED JUNE 1, 1977 AS INSTRUMENT NO. 99158 OF OFFICIAL RECORDS.
- 2 AN EASEMENT FOR ROAD AND INCIDENTAL PURPOSES IN FAVOR OF THE PUBLIC PER ROMOLA FARMS NO. 15, MB 15/98-100.
- 3 AN EASEMENT FOR SEWER FACILITIES AND INCIDENTAL PURPOSES, RECORDED FEBRUARY 11, 2004 AS INSTRUMENT NO. 2004-0096892 OF OFFICIAL RECORDS. IN FAVOR OF MINOR RANCH, LLC, A DELAWARE LIMITED LIABILITY COMPANY.
- 4 AN EASEMENT FOR PUBLIC ROAD AND DRAINAGE PURPOSES, INCLUDING PUBLIC UTILITY PURPOSES AND INCIDENTAL PURPOSES, RECORDED MAY 22, 2002 AS INSTRUMENT NO. 2002-270294 OF OFFICIAL RECORDS.
- 5 AN OFFER OF DEDICATION FOR FLOOD CONTROL AND DRAINAGE AND INCIDENTAL PURPOSES, RECORDED JUNE 1, 2005 AS INSTRUMENT NO. 2005-0436997 OF OFFICIAL RECORDS.
- 6 AN EASEMENT FOR PUBLIC UTILITIES AND INCIDENTAL PURPOSES, RECORDED JANUARY 5, 2004 AS INSTRUMENT NO. 2004-0002930 OF OFFICIAL RECORDS, IN FAVOR OF SOUTHERN CALIFORNIA EDISON COMPANY, A CORPORATION.
- 7 AN EASEMENT FOR UTILITIES AND INCIDENTAL PURPOSES, REC. 7-28-61 AS INST. NO. 64878 OF O.R. IN FAVOR OF CALIFORNIA ELECTRIC POWER COMPANY.

1" = 100'

50 0 100



2/7/19



SEE SHEET
2

SEC. 18 & 19, T5S, R2W, SBM

ALBERT A.

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ASSOCIATES

RIVERSIDE COUNTY

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SHEET 3 OF 3

W.O.
17-0079

SCALE: 1"=100'

DRWN BY ALR
CHKD BY MJ

DATE 5/21/18
DATE 5/21/18

SUBJECT: BRIGGS ROAD VACATION



**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 the document)



Date:

4-9-19

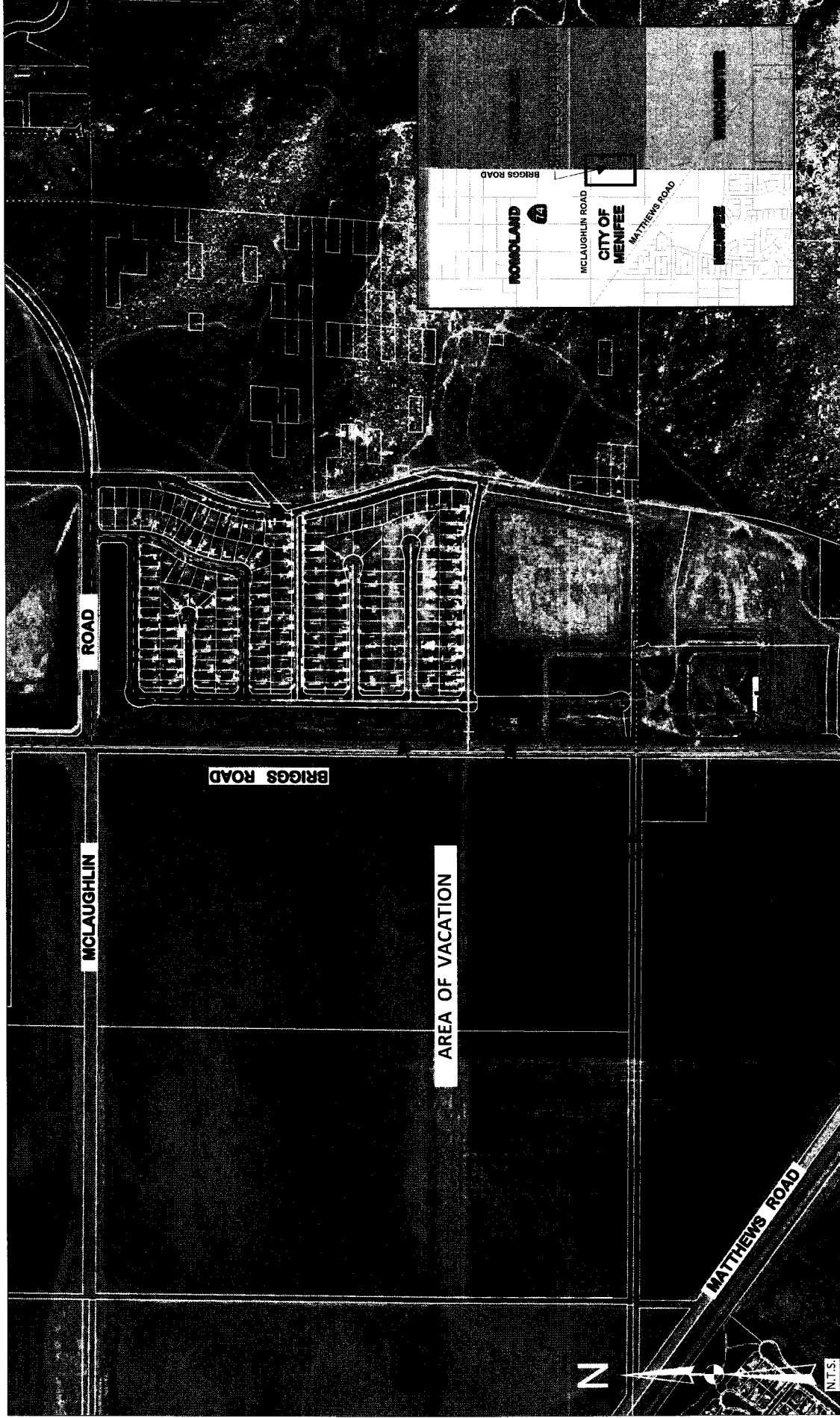
Signature:

Karen Barton

Print Name:

Karen Barton, Board Assistant

ATTACHMENT "A"
RESOLUTION NO. 2019-030
SUMMARILY VACATING A PORTION OF BRIGGS ROAD IN THE HOMELAND AREA



NOTE: TO BE REMOVED PRIOR TO RECORDING

NOTICE OF EXEMPTION

Original Negative Declaration/Notice of
Determination was routed to County
Clerks for posting on.
4/10/19
Date
kb
Initial

Project Name: Resolution No. 2019-030 Summarily Vacating a Portion of Briggs Road in the Homeland Area.

Project Number: ZFSM36430

Project Location– See Exhibits “A” and “B”

Description of Project: Resolution No. 2019-030 Summarily Vacating a Portion of Briggs Road in the Homeland Area.

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

Name of Person or Agency Carrying Out Project: David L. McMillan, 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).

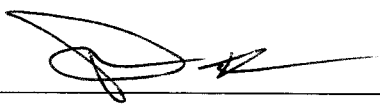
Reasons Why Project is Exempt: Vacating a street has been determined to not be a “project” as defined under State CEQA Guidelines section 15060(c). However, even if it was determined to be a project under CEQA for analysis purposes, vacating a street is exempt from the provisions of CEQA specifically by the State CEQA Guidelines as identified below. Vacating 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 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 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 vacation may have a significant effect on the environment. Vacating a street will not require any construction activities, change the use or intensity of the existing site to create a physical environmental impact, and would not lead to any direct or reasonably foreseeable indirect physical environmental impacts. Therefore, in no way would vacating a street have the potential to cause a significant environmental impact and the vacation is exempt from further CEQA analysis.

APR 09 2019 3.17

- Section 15060(c) – for purposes of analysis under CEQA, Vacating a street is not a “project” under CEQA pursuant to Section 15060(c). 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 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:  Date: 3-14-19
David L. McMillan, Riverside County Surveyor

Accounting String: ZFSM36430, Task Code: SU21

EXHIBIT "A"
BRIGGS ROAD VACATION
LEGAL DESCRIPTION

ALL THAT CERTAIN EASEMENT RECORDED MAY 22, 2002 AS DOCUMENT NO. 2002-270294 OF OFFICIAL RECORDS OF RIVERSIDE COUNTY, STATE OF CALIFORNIA, LYING IN SECTIONS 18 AND 19, TOWNSHIP 5 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA:

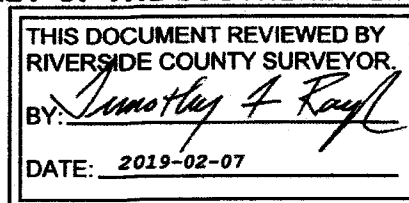
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CONTAINING (0.67 AC), MORE OR LESS.

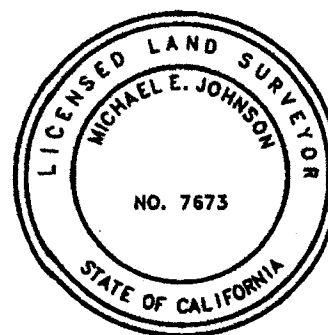


SEE PLAT ATTACHED HERETO AS EXHIBIT "B" AND MADE A PART HEREOF.
PREPARED UNDER MY SUPERVISION

Michael E. Johnson
Michael E. Johnson, L.S. 7673

2/7/19
Date

Prepared By: AL
Checked By: mg



Page 1 of 1

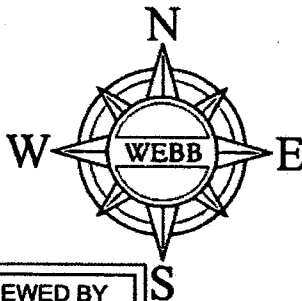
EXHIBIT "B" VACATION INDEX

1" = 500'

250 0 500



2/7/19



THIS DOCUMENT REVIEWED BY
RIVERSIDE COUNTY SURVEYOR
BY: *Timothy F. Ray*
DATE: 2019-02-07

SEC. 18 & 19, T5S, R2W, SBM

ALBERT A.
WEBB
ASSOCIATES

RIVERSIDE COUNTY

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SHEET 1 OF 3

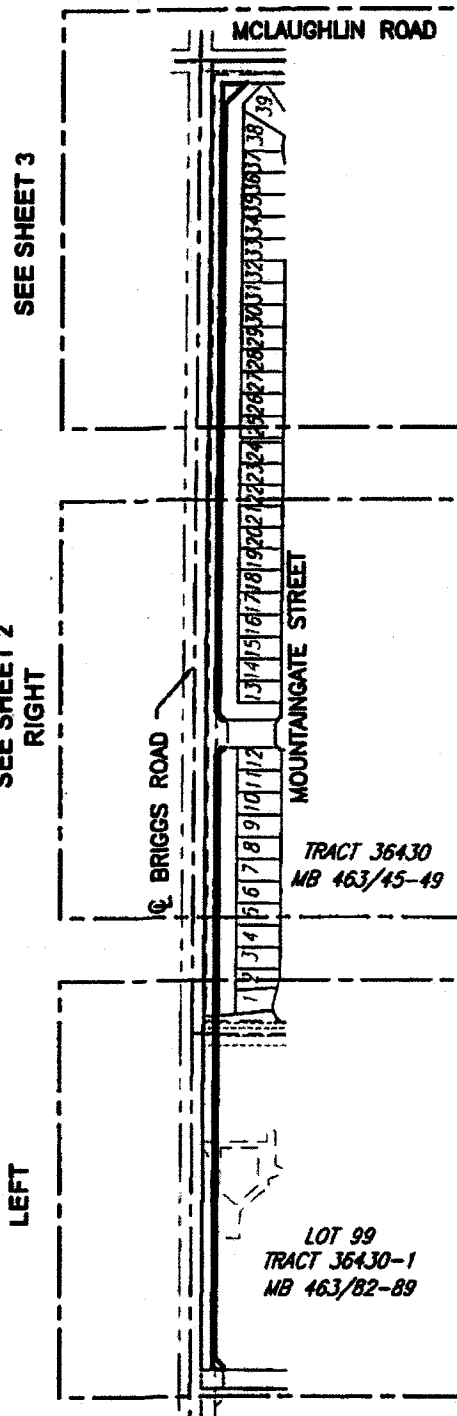
W.O.
17-0079

SCALE: 1"=500'

DRWN BY ALR
CHKD BY MJ

DATE 5/21/18
DATE 5/21/18

SUBJECT: BRIGGS ROAD VACATION



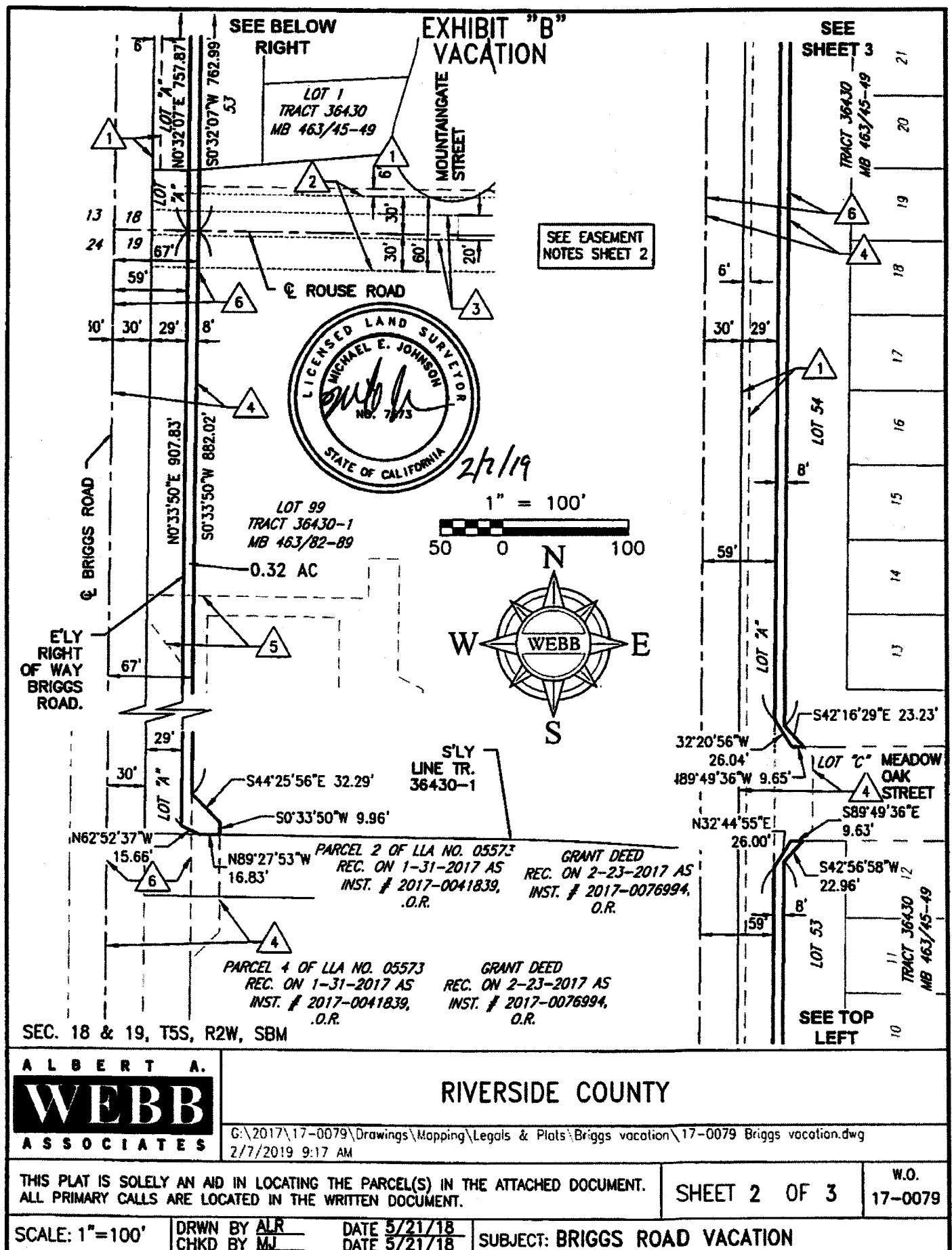


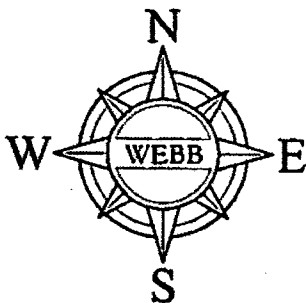
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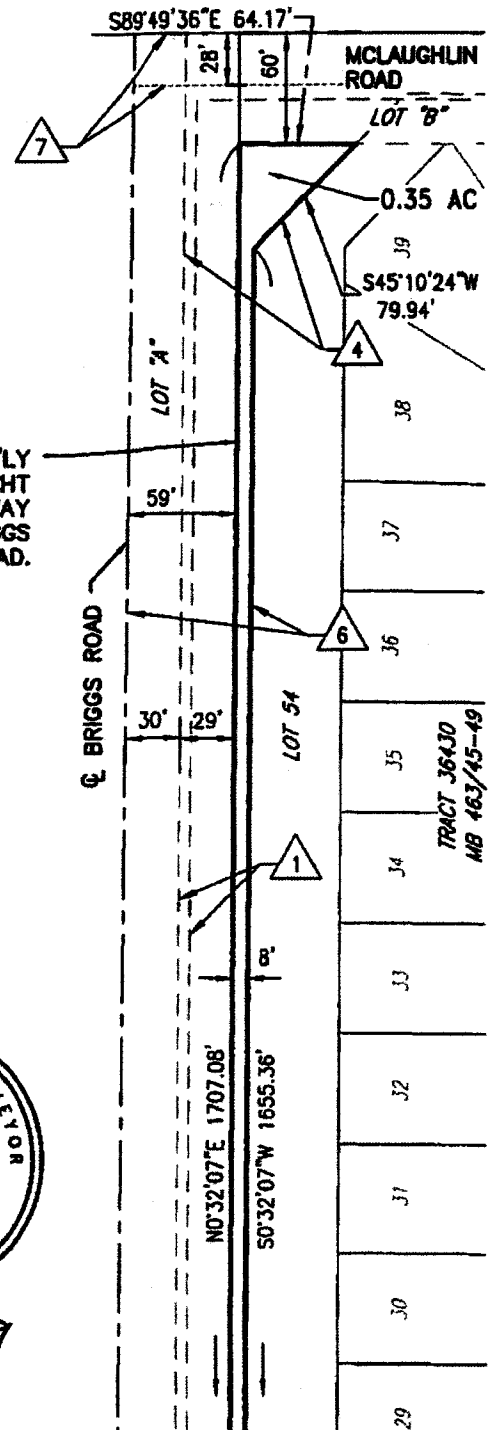
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1" = 100'

50 0 100



E'LY
RIGHT
OF WAY
BRIGGS
ROAD.



SEE SHEET
2

SEC. 18 & 19, T5S, R2W, SBM

ALBERT A.
WEBB
ASSOCIATES

RIVERSIDE COUNTY

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SHEET 3 OF 3

W.O.
17-0079

SCALE: 1"=100'

DRWN BY ALR
CHKD BY MJ

DATE 5/21/18
DATE 5/21/18

SUBJECT: BRIGGS ROAD VACATION

RIVERSIDE COUNTY CLERK & RECORDER

**AUTHORIZATION
TO BILL
BY JOURNAL VOUCHER**

-TO BE FILLED IN BY SUBMITTING AGENCY-

AUTHORIZATION: W.O. FSM36430 SU21
Accounting String 537280-20260-3130200000 ZFSM36430 SU21

AMOUNT: \$50.00

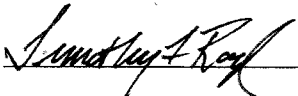
DATE: 3/11/2019

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: Timothy F. Rayburn Supervising Land Surveyor

Signature: 

PRESENTED BY: Paul Hillmer

ACCOUNTING CONTACT PERSON: **Kevin Kincad 955-6262**

-TO BE FILLED IN BY COUNTY CLERK-

ACCEPTED BY: -

DATE: -

RECEIPT # (S) -