

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



ITEM  
3.65  
(ID # 10048)

MEETING DATE:  
Tuesday, July 23, 2019

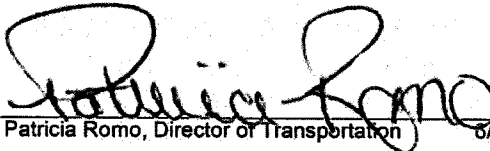
FROM : TLMA-TRANSPORTATION:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:  
Adoption of Resolution No. 2019-102 Summarily Vacating a portion of  
Chuckawalla Way in the Pinyon Pines area, CEQA Exempt, District 4. [Applicant  
Fees 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that the Vacation of a portion of Chuckawalla Way is categorically exempt from CEQA pursuant to Section 15060 (c)(2) and 15061 (b)(3) of the State CEQA Guidelines;
2. Adopt Resolution No. 2019-102, Summarily Vacating a portion of Chuckawalla Way in the Pinyon Pines 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 8/26/2019

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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, Spiegel, Washington, Perez and Hewitt  
Nays: None  
Absent: None  
Date: July 23, 2019  
xc: Transp.

Kecia R. Harper  
Clerk of the Board  
By:   
Deputy

**SUBMITTAL TO THE 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> Applicant Fees 100% No General Fund will be used.			Budget Adjustment: N/A	
			For Fiscal Year: 19/20	

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

**BACKGROUND:**

The property owner abutting this portion of Chuckawalla Way has requested the vacation of the northerly 9 feet of Chuckawalla Way adjacent to owner's property. Chuckawalla Way was dedicated and accepted for public use by Parcel Map No. 27963, on file in Book 186, Pages 27 and 28, of Parcel Maps, records of the Recorder of Riverside County, California. This vacation will not eliminate access to any parcel. 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)(2) 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 2019-102 as to form.

**Impact on Residents and Businesses**

The vacation of this portion of Chuckawalla Way 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. 2019-102 with 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

  
Jason Farin, Senior Management Analyst 7/16/2019

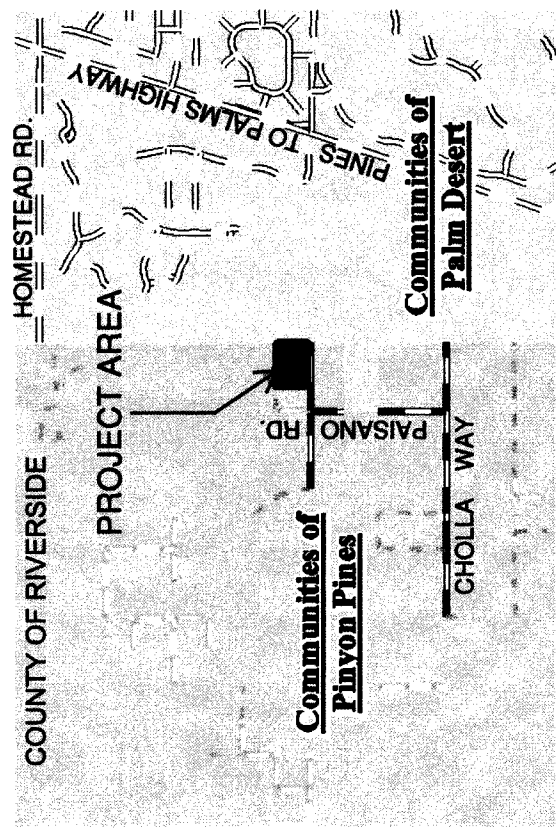
  
Gregory V. Priamos, Director County Counsel 7/11/2019

  
Thomas Oh 7/11/2019

  
Cynthia M. Gurtzel, Chief Deputy County Counsel 7/11/2019

# ATTACHMENT "A"

SUMMARILY VACATING A PORTION OF CHUCKAWALLA WAY



NOTE: TO BE REMOVED PRIOR TO RECORDATION

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

**2019-0278467**

07/25/2019 02:12 PM Fee: \$ 0.00

Page 1 of 7

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



THIS SPACE FOR RECORDERS USE ONLY

110

**RESOLUTION NO. 2019-102**

Title of Document

**SUMMARILY VACATING A PORTION OF CHUCKAWALLA WAY  
IN THE PINYON PINES AREA  
(ABS19003)**

(FOURTH SUPERVISORIAL DISTRICT)

(Transportation Department ~ Item 3.65 of 07/23/19)

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE  
FOR RECORDING INFORMATION

2  
3 **RESOLUTION NO. 2019-102**

4 **SUMMARILY VACATING A PORTION OF CHUCKAWALLA WAY**  
5 **IN THE PINYON PINES AREA.**

6 (ABS19003)

7 (Fourth Supervisorial District)


8  
9 **WHEREAS**, the hereinafter-described portion of Chuckawalla Way was dedicated  
10 and accepted for public street purposes by Parcel Map No. 27963, on file in Book 186,  
11 Pages 27 and 28, of Parcel Maps, records of the Recorder of Riverside County,  
12 California, and;

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

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

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

- 24  
25 1. The vacation of a portion of Chuckawalla Way is categorically exempt from  
26 CEQA pursuant to Section 15060(c)(2) and 15061(b)(3) of the State CEQA  
27 Guidelines.  
28

FORM APPROVED COUNTY COUNSEL  
BY:  THOMAS OH  
DATE 7/11/19

1 RESOLUTION NO. 2019-102

- 2
- 3 2. Pursuant to Division 9, Part 3, Chapter 4, Section 8334(a) of the Streets  
4 and Highways Code, the hereinafter-described portion of Chuckawalla Way  
5 is excess right-of-way and is not required for public street or highway  
6 purposes, and is hereby summarily vacated.

7

8 SEE LEGAL DECSRIPTION AND PLAT ATTACHED HERETO  
9 AS EXHIBITS "A" AND "B" AND MADE A PART HEREOF;

- 10
- 11 3. That the hereinafter-described portion of Chuckawalla Way is unnecessary  
12 for present or prospective public use, including use as a non-motorized  
13 transportation facility.

- 14
- 15 4. From and after the date this resolution is recorded the hereinafter-described  
16 portion of Chuckawalla Way no longer constitutes a public street.

17

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

22

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

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RESOLUTION NO. 2019-102


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

ROLL CALL:

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

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

Kecia R. Harper, Clerk of said Board

By   
Deputy

PH W.O. # ABS19003



**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**RIGHT OF WAY VACATION**

BEING A PORTION OF LOT "C" IN THE UNINCORPORATED TERRITORY OF RIVERSIDE COUNTY, STATE OF CALIFORNIA, AS SHOWN ON PARCEL MAP NO. 27963, RECORDED IN BOOK 186 PAGES 27 AND 28, RECORDS OF THE COUNTY RECORDER OF SAID COUNTY. LYING WITHIN SECTION 36, TOWNSHIP 5 SOUTH, RANGE 5 EAST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

THE NORTHERLY 9.00 FEET OF SAID LOT "C"

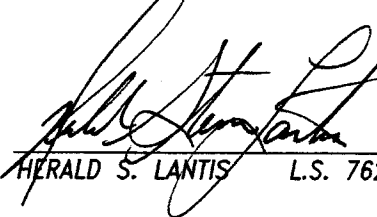
CONTAINING 3,704 SQUARE FEET (0.08 ACRES) MORE OR LESS.

ATTACHED HERETO AND MADE A PART OF THIS LEGAL DESCRIPTION, IS A PLAT LABELED EXHIBIT "B".


SUBJECT TO ALL COVENANTS, RIGHTS, RIGHTS OF WAYS AND EASEMENTS OF RECORD, IF ANY.



PREPARED BY ME OR UNDER MY DIRECTION:

  
HERALD S. LANTIS L.S. 7627 5-28-19  
DATE

48-900 Paisano Road

THIS DOCUMENT REVIEWED BY  
RIVERSIDE COUNTY SURVEYOR.  
BY:   
DATE: 5-29-2019



Civil Engineering  
Land Surveying

www.feiro.net

P.O. Box 12980  
Palm Desert, California 92255  
(760) 346-8015

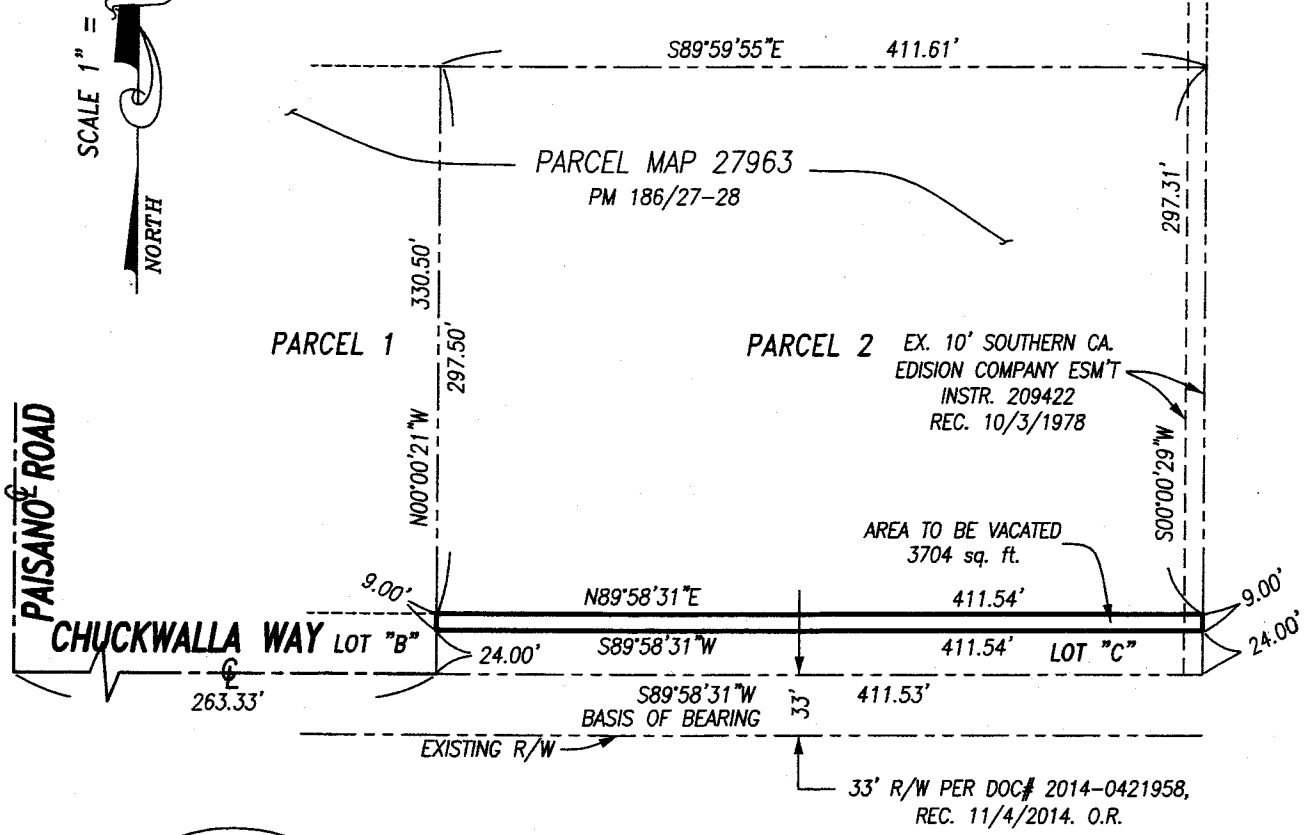
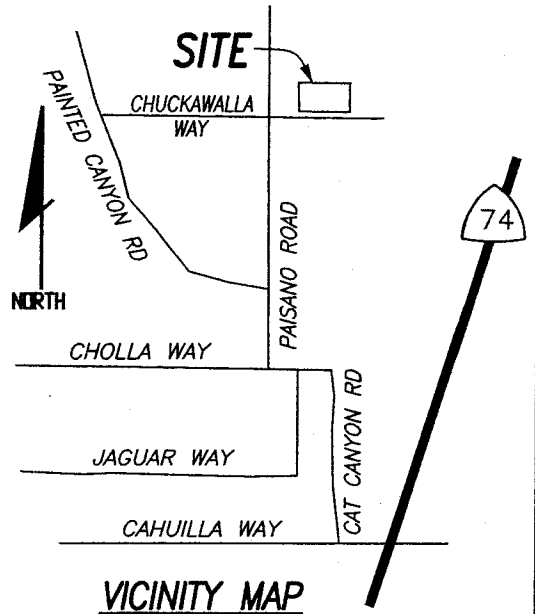
© Copyright 2019, Feiro Engineering, Inc.

FOR: Harvey

SHEET NO. 1 OF 1
.DWG FILE: 121m-041vac
LAYOUT: Exhibit A
JOB NUMBER: 121m-041

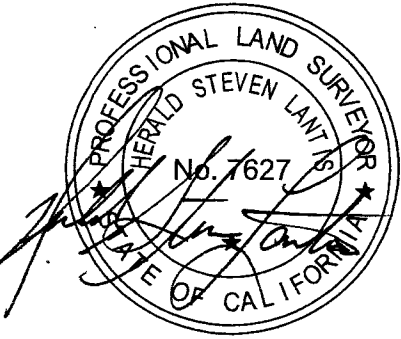
# EXHIBIT "B" RIGHT OF WAY VACATION

THIS DOCUMENT REVIEWED BY  
RIVERSIDE COUNTY SURVEYOR.  
BY: *[Signature]*  
DATE: 5-29-2019



SECTION 36, T.5S., R.5E., S.B.M.

48-900 Paisano Road



	Civil Engineering Land Surveying  www.feiro.net	P.O. Box 12980 Palm Desert, California 92255 (760) 346-8015	SHEET NO. 1 OF 1 .DWG FILE: 121m-041vac
	FOR: <i>Harvey</i>	© Copyright 2019, Feiro Engineering, Inc.	LAYOUT: Exhibit B JOB NUMBER: 121m-041



**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:

7-23-19

Signature:

*Karen Barton*

Print Name:

Karen Barton, Board Assistant

**NOTICE OF EXEMPTION**

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

7/25/19  
Date

UB  
Initial

**Project Name:** Resolution No. 2019-102, Summarily Vacating a portion of Chuckawalla Way in the Pinyon Pines area

**Project Number:** ABS19003, SU14

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

**Description of Project:** Resolution No. 2019-102, Summarily Vacating a portion of Chuckawalla Way in the Pinyon Pines 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).

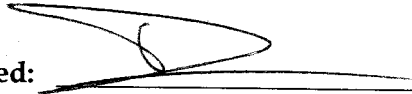
**Reasons Why Project is Exempt:** The vacation of a street has been determined to not be a "project" as defined under State CEQA Guidelines section 15060(c). However, even if it was determined to be a project under CEQA for analysis purposes, the project is exempt from the provisions of CEQA specifically by the State CEQA Guidelines as identified below. The vacation of the existing roadway will not result in any specific or general exceptions to the use of the categorical exemption as detailed under State CEQA Guidelines Section 15300.2. The project will not cause any impacts to scenic resources, historic resources, or unique sensitive environments. Further, no unusual circumstances or potential cumulative impacts would occur that may reasonably create an environmental impact. The vacation of these streets will not have an effect on the environment; thus, the County has deemed this does not meet the definition of a "project" under CEQA and no environmental impacts are anticipated to occur.

- Section 15061(b)(3) - General Rule "Common Sense" Exemption. With certainty, there is no possibility that the proposed project may have a significant effect on the environment. Vacating 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.

JUL 23 2019 3.65

- 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 a street increase the use of the site, result in increased development or construction impacts, or lead to any direct, indirect, or cumulative physical environmental impacts.

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

Signed:  \_\_\_\_\_ Date: 5-1-19  
David L. McMillan, Riverside County Surveyor

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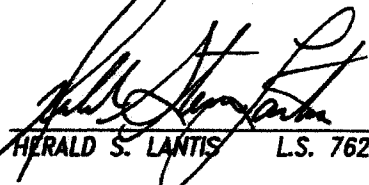
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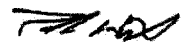
SUBJECT TO ALL COVENANTS, RIGHTS, RIGHTS OF WAYS AND EASEMENTS OF RECORD, IF ANY.



PREPARED BY ME OR UNDER MY DIRECTION:

  
HERALD S. LANTIS L.S. 7627 5-28-19 DATE

48-900 Paisano Road

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BY:   
DATE: 5-29-2019



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FOR: *Harvey*

SHEET NO. 1 OF 1

.DWG FILE:

121m-041vac

LAYOUT:

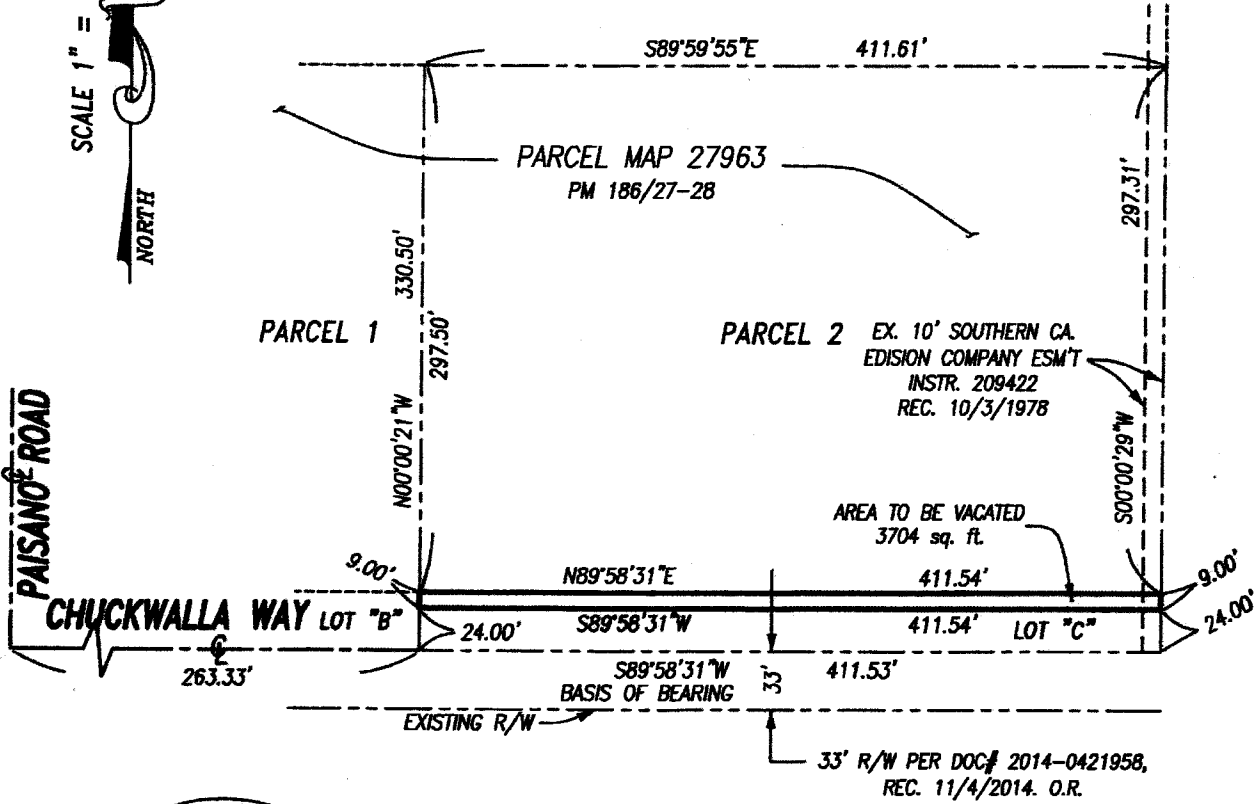
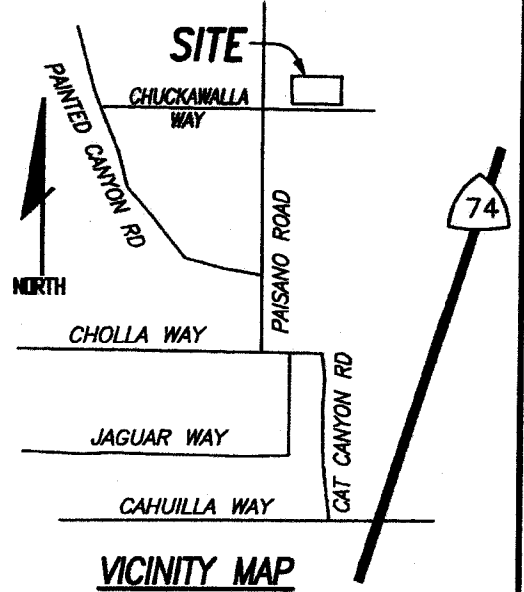
Exhibit A

JOB NUMBER:

121m-041

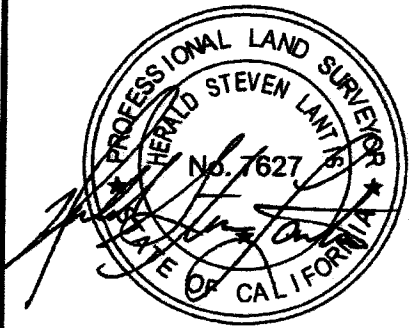
# EXHIBIT "B" RIGHT OF WAY VACATION

THIS DOCUMENT REVIEWED BY  
RIVERSIDE COUNTY SURVEYOR.  
BY: *[Signature]*  
DATE: 5-29-2019



SECTION 36, T.5S., R.5E., S.B.M.

48-900 Paisano Road



	Civil Engineering Land Surveying www.feiro.net	P.O. Box 12980 Palm Desert, California 92255 (760) 346-8015	SHEET NO. 1 OF 1 DWG FILE: 121m-041rec
	FOR: <i>Harvey</i>	© Copyright 2018, Feiro Engineering, Inc.	LAYOUT: Exhibit B JOB NUMBER: 121m-041

**RIVERSIDE COUNTY CLERK & RECORDER**

**AUTHORIZATION  
TO BILL  
BY JOURNAL VOUCHER**

-TO BE FILLED IN BY SUBMITTING AGENCY-

AUTHORIZATION: W.O. ABS19003 SU14  
Accounting String 537280-20260-3130200000 ZABS19003 ZSU14

AMOUNT: \$50.00

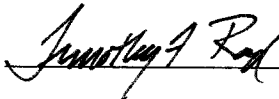
DATE: 4/23/19

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) -