

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



ITEM  
3.39  
(ID # 10305)

**MEETING DATE:**

Tuesday, August 6, 2019

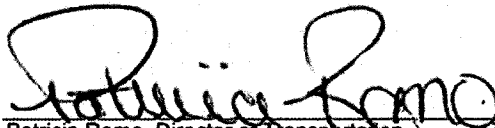
**FROM :** TLMA-TRANSPORTATION:

**SUBJECT:** TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:  
Adoption of Resolution No. 2019-148 Summarily Vacating the right to accept a portion of California Avenue in the Highgrove area, CEQA Exempt, District 2.  
[Applicant Fees 100%]

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

1. Find that the Vacation of the right to accept a portion of California Avenue is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15060 (c)(2), and 15061 (b)(3) of the State CEQA Guidelines;
2. Adopt Resolution No. 2019-148, Summarily Vacating the right to accept a portion of California Avenue in the Highgrove 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**

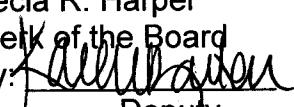
  
Patricia Romo, Director of Transportation 7/1/2019

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**MINUTES OF THE BOARD OF SUPERVISORS**

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

Ayes: Jeffries, Spiegel, Washington and Perez  
Nays: None  
Absent: Hewitt  
Date: August 6, 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 Funds will be used on this project.			<b>Budget Adjustment:</b> N/A	
			<b>For Fiscal Year:</b> 2019/2020	

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

**BACKGROUND:**

A property owner abutting this portion of California Avenue has requested the vacation of California Avenue between Main Street and Center Street. California Avenue was originally shown on Map of East Riverside, on file in Book 7, Page 33, of Tract Maps, and Map Showing Mrs. M M Kendalls Subdivision, on file in Book 8, Page 40, of Tract Maps, both records of the Recorder of San Bernardino County, California. Both of these maps were recorded in the 1880's and do not contain public street dedication language but visually appear to show California Avenue as a road intended for public use. The intent of this vacation is to vacate any rights the County may have to accept this portion of California Avenue in the future. 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 from 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 2019-148 as to form.

**Impact on Residents and Businesses**

The vacation of this portion of California Avenue will not impact residents or businesses.

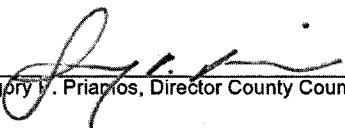
**Additional Fiscal Information**

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

**ATTACHMENTS:**

Resolution No. 2019-148 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

  
\_\_\_\_\_  
Gregory V. Priamos, Director County Counsel

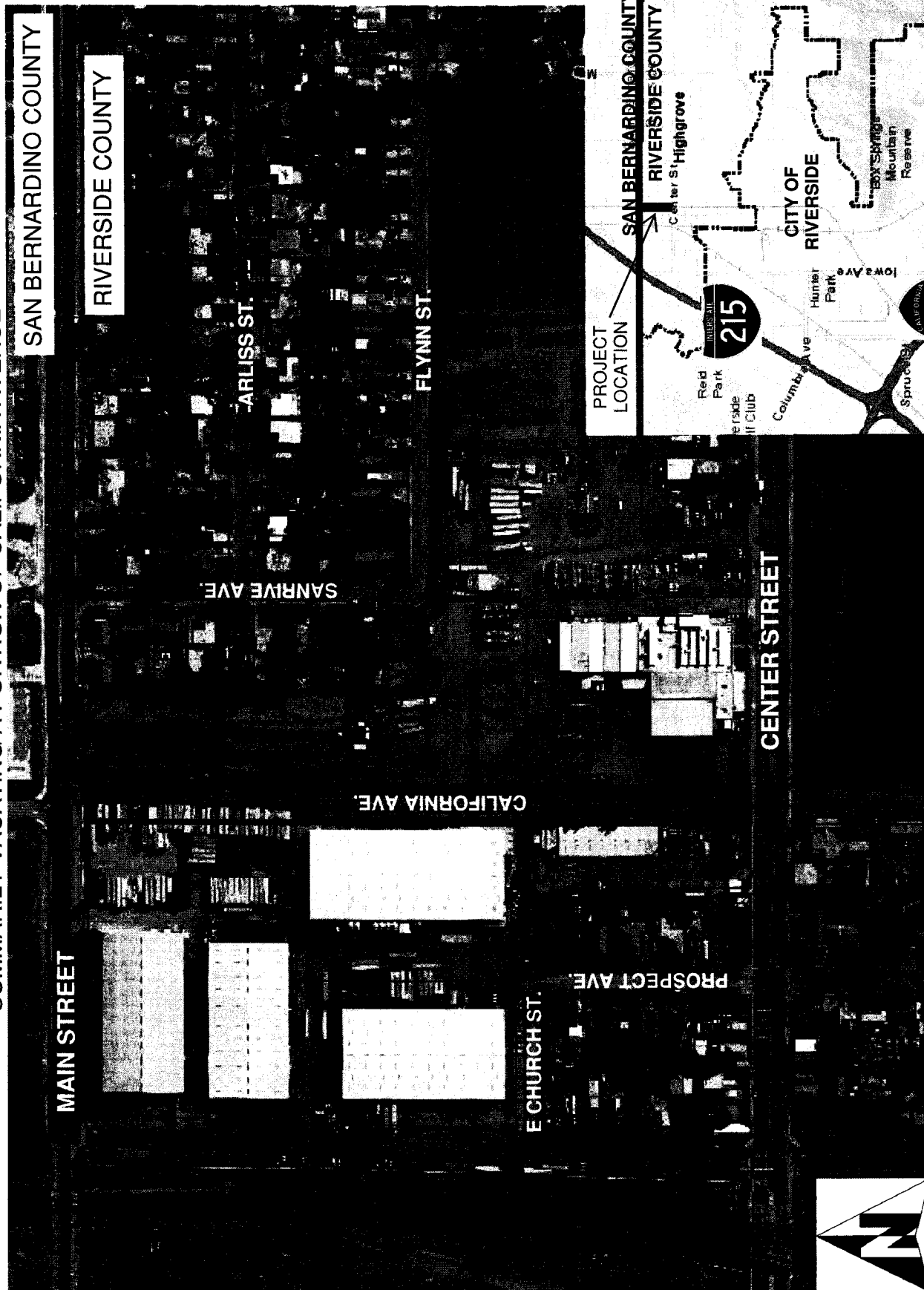
7/26/2019

  
\_\_\_\_\_  
Cynthia M. Gurzel, Chief Deputy County Counsel

7/26/2019

# ATTACHMENT "A"

## SUMMARILY VACATING A PORTION OF CALIFORNIA AVENUE



NOTE: TO BE REMOVED PRIOR TO RECORDING

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

**2019-0298814**

08/07/2019 03:29 PM Fee: \$ 0.00

Page 1 of 8

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



248

THIS SPACE FOR RECORDERS USE ONLY

## **RESOLUTION NO. 2019-148**

Title of Document

**SUMMARILY VACATING THE RIGHT TO ACCEPT A PORTION OF  
CALIFORNIA AVENUE IN THE HIGHGROVE AREA  
(AB17015)**

(SECOND SUPERVISORIAL DISTRICT)

(Transportation Department ~ Item 3.39 of 08/06/19)

1 BOARD OF SUPERVISORS

COUNTY OF RIVERSIDE

2  
3 **RESOLUTION NO. 2019-148**

4 **SUMMARILY VACATING THE RIGHT TO ACCEPT A PORTION OF**  
5 **CALIFORNIA AVENUE IN THE HIGHGROVE AREA.**

6 (AB17015)

7 (Second Supervisorial District)

8  
9 **WHEREAS**, the hereinafter-described portion of California Avenue was shown on  
10 Map of East Riverside, on file in Book 7, Page 33, of Tract Maps, and Map Showing Mrs.  
11 M M Kendalls Subdivision, on file in Book 8, Page 40, of Tract Maps, both records of the  
12 Recorder of San Bernardino County, California, and;

13  
14 **WHEREAS**, the hereinafter-described portion of California Avenue 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 August 6, 2019, as follows:

- 24  
25 1. The vacation of a portion of California Avenue 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 7/23/19  
DATE

1 RESOLUTION NO. 2019-148

- 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 California Avenue  
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 California Avenue 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 California Avenue 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.

26

27

28

1 RESOLUTION NO. 2019-148

2  
3 **BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the Clerk of  
4 the Board is directed to cause a certified copy of this resolution to be recorded in the  
5 office of the Recorder of the County of Riverside, California.  
6  
7  
8  
9

10 ROLL CALL:

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

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

16 Kecia R. Harper, Clerk of said Board.

17 By

  
Deputy



28 PH W.O. # AB17015



**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**VACATION OF A PORTION OF CALIFORNIA AVENUE**

THAT PORTION OF CALIFORNIA AVENUE, IN SECTIONS 7 AND 8, TOWNSHIP 2 SOUTH, RANGE 4 WEST, SAN BERNARDINO BASE AND MERIDIAN, WHERE THE EAST HALF WAS CREATED BY THE "MAP SHOWING MRS. M.M. KENDALLS SUBDIVISION", RECORDED IN MAP BOOK 8, PAGE 40, RECORDS OF SAN BERNARDINO COUNTY, IN THE STATE OF CALIFORNIA, AND THE WEST HALF CREATED BY THE "MAP OF EAST RIVERSIDE", RECORDED IN MAP BOOK 7, PAGE 33, RECORDS OF SAID SAN BERNARDINO COUNTY, ALSO SHOWN ON THAT RECORD OF SURVEY RECORDED IN BOOK 18, PAGE 89 OF RECORDS OF SURVEY, AND ON THAT RECORD OF SURVEY RECORDED IN BOOK 100, PAGES 90 THROUGH 100, INCLUSIVE, OF RECORDS OF SURVEY, BOTH IN THE OFFICE OF THE COUNTY RECORDER OF RIVERSIDE COUNTY, STATE OF CALIFORNIA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE SOUTHEAST CORNER OF LOT 13, BLOCK 9, AS SHOWN ON SAID MAP OF EAST RIVERSIDE, SAID CORNER ALSO BEING THE INTERSECTION OF THE NORTHERLY RIGHT-OF-WAY LINE OF CENTER STREET (40.00 FOOT HALF-WIDTH), AND THE WESTERLY RIGHT-OF-WAY LINE OF SAID CALIFORNIA AVENUE (33.00 FOOT HALF-WIDTH);

THENCE, NORTH  $00^{\circ}04'56''$  WEST ALONG SAID WESTERLY RIGHT-OF-WAY LINE, PARALLEL WITH AND 33.00 FEET DISTANT FROM AND PERPENDICULAR TO THE CENTERLINE OF SAID CALIFORNIA AVENUE, A DISTANCE OF 1,235.55 FEET TO THE INTERSECTION OF THE SOUTHERLY RIGHT-OF-WAY LINE OF MAIN STREET (44.00 FOOT HALF-WIDTH), AS SHOWN ON THE DOCUMENT RECORDED FEBRUARY 20, 1990 AS INSTRUMENT NO. 062177, OFFICIAL RECORDS OF SAID RIVERSIDE COUNTY, AND SAID WESTERLY RIGHT-OF-WAY LINE OF CALIFORNIA AVENUE;

THENCE, SOUTH  $89^{\circ}53'36''$  EAST ALONG THE PROLONGATION OF SAID SOUTHERLY RIGHT-OF-WAY LINE OF MAIN STREET, A DISTANCE OF 33.00 FEET, TO SAID CENTERLINE OF CALIFORNIA AVENUE.

THENCE, NORTH  $00^{\circ}04'56''$  WEST ALONG SAID CENTERLINE OF CALIFORNIA AVENUE, A DISTANCE OF 14.00 FEET, TO THE INTERSECTION OF THE EASTERLY PROLONGATION OF THE SOUTHERLY RIGHT-OF-WAY LINE OF MAIN STREET (30.00 FOOT HALF-WIDTH PER SAID "MAP SHOWING MRS. M.M. KENDALLS SUBDIVISION");

THENCE, SOUTH  $89^{\circ}53'36''$  EAST ALONG THE WESTERLY PROLONGATION OF SAID SOUTHERLY RIGHT-OF-WAY LINE OF MAIN STREET, A DISTANCE OF 30.00 FEET,

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**VACATION OF A PORTION OF CALIFORNIA AVENUE**  
**(CONTINUED)**

TO THE INTERSECTION OF THE EASTERLY RIGHT-OF-WAY LINE OF SAID CALIFORNIA AVENUE;

THENCE, SOUTH 00°04'56" EAST ALONG SAID EASTERLY RIGHT-OF-WAY LINE OF CALIFORNIA AVENUE, A DISTANCE OF 1,248.36 FEET, TO THE NORTHWEST CORNER OF PARCEL 0231-013A AS DESCRIBED IN GRANT DEED RECORDED JULY 28, 1995, AS INSTRUMENT NO. 245687, RECORDS OF SAID RIVERSIDE COUNTY, SAID CORNER BEING A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF SAID CENTER STREET AS SHOWN ON SAID RECORD OF SURVEY RECORDED IN BOOK 100, PAGES 90 THROUGH 100, INCLUSIVE, OF RECORDS OF SURVEY;

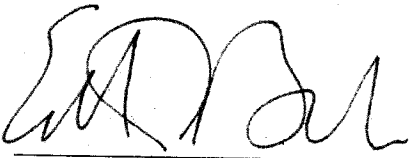
THENCE, NORTH 89°10'35" WEST ALONG THE WESTERLY PROLONGATION OF SAID NORTHERLY RIGHT-OF-WAY LINE OF CENTER STREET, A DISTANCE OF 30.00 FEET, TO A POINT ON SAID CENTERLINE OF CALIFORNIA AVENUE;

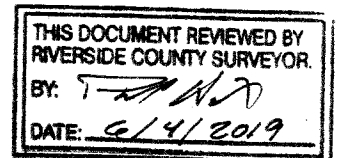
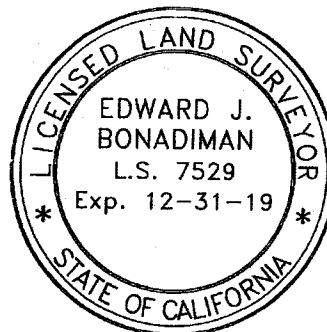
THENCE, ALONG SAID CENTERLINE OF CALIFORNIA AVENUE, SOUTH 00°04'56" EAST, A DISTANCE OF 1.46 FEET, TO A POINT OF INTERSECTION WITH THE EASTERLY PROLONGATION OF SAID NORTHERLY RIGHT-OF-WAY LINE, SAID RIGHT-OF-WAY LINE ALSO BEING THE SOUTHERLY LINE OF SAID LOT 13, BLOCK 9, AND SAID CENTER STREET (40 FOOT HALF-WIDTH PER SAID RECORD OF SURVEY RECORDED IN BOOK 100, PAGES 90 THROUGH 100, OF RECORDS OF SURVEY);

THENCE, SOUTH 89°55'25" WEST ALONG SAID PROLONGATION, A DISTANCE OF 33.00 FEET, TO THE **POINT OF BEGINNING**.

CONTAINING APPROXIMATELY 1.80 ACRES.

This legal description was prepared by me or under my direction.

  
Edward J. Bonadiman, PLS  
6-4-19  
Date



# EXHIBIT "B"



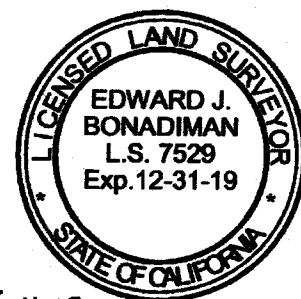
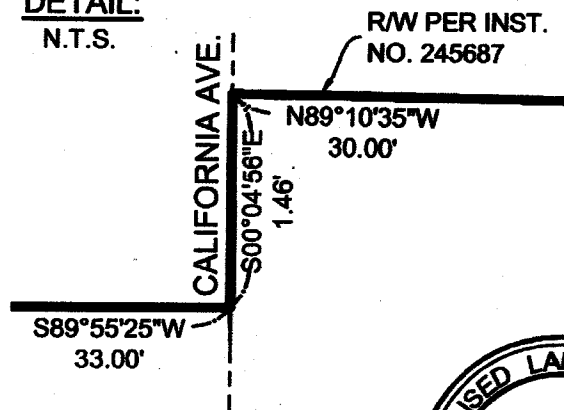
150' 0 150'  
SCALE: 1"=150'

## LEGEND:

- BOUNDARY OF STREET VACATION (APPROX. 1.80 ACRES)
- EXISTING STREET CENTER LINE
- EXISTING RIGHT-OF-WAY

THIS DOCUMENT REVIEWED BY  
RIVERSIDE COUNTY SURVEYOR.  
BY: *[Signature]*  
DATE: 6/4/2019

## DETAIL: N.T.S.



*[Signature]* 6-4-19  
EDWARD J. BONADIMAN DATE  
EXP. 12-31-19



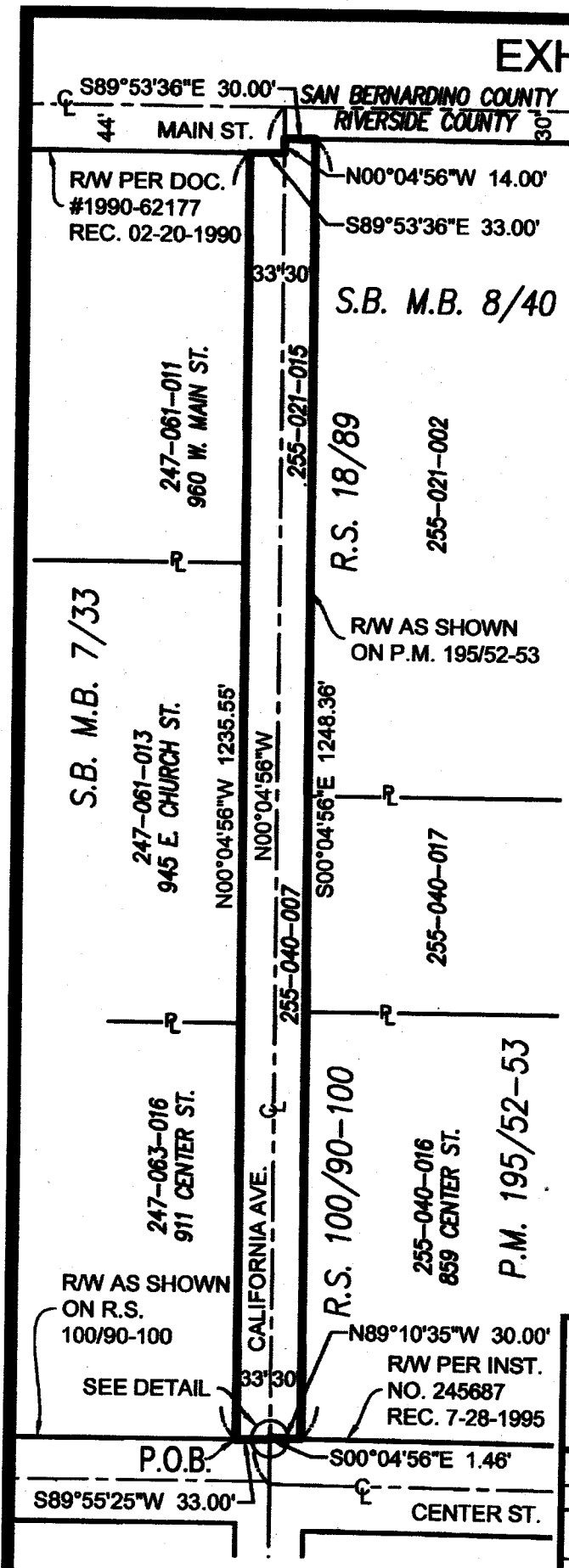
JOSEPH E. BONADIMAN & ASSOCIATES, INC.  
ENGINEERS • S.T.S. • SURVEYING • PLANNING

TEL. (909) 885-3806  
234 NORTH ARROWHEAD AVE.  
SAN BERNARDINO, CA 92408  
FAX (909) 381-1721  
www.bonadiman.com

DRAWN BY: KBO  
CHECKED BY: EJB  
DATE: 06-04-19  
JOB NO.: 174452

STREET VACATION  
CALIFORNIA AVENUE  
COUNTY OF RIVERSIDE, CA  
SEC. 7 & 8, T2S, R4W

SHT. NO.  
**1**  
OF 1





**PETER ALDANA  
COUNTY OF RIVERSIDE  
ASSESSOR-COUNTY CLERK-RECORDER**

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

[www.riversideacr.com](http://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:

8-6-19

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.

8/7/19  
Date

KB  
Initial

**Project Name:** Resolution No. 2019-148, Summarily Vacating a portion of California Avenue in the High Grove area.

**Project Number:** AB17015, SU14

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

**Description of Project:** Resolution No. 2019-148, Summarily Vacating a portion of California Avenue in the High Grove 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 this street will not have an effect on the environment; thus, the County has deemed this does not meet the definition of a "project" under CEQA and no environmental impacts are anticipated to occur.

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

AUG 06 2019

3.39

- 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: 6-11-2019  
David L. McMillan, Riverside County Surveyor

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**VACATION OF A PORTION OF CALIFORNIA AVENUE**

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**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**VACATION OF A PORTION OF CALIFORNIA AVENUE**  
**(CONTINUED)**

TO THE INTERSECTION OF THE EASTERLY RIGHT-OF-WAY LINE OF SAID CALIFORNIA AVENUE;

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THENCE, ALONG SAID CENTERLINE OF CALIFORNIA AVENUE, SOUTH 00°04'56" EAST, A DISTANCE OF 1.46 FEET, TO A POINT OF INTERSECTION WITH THE EASTERLY PROLONGATION OF SAID NORTHERLY RIGHT-OF-WAY LINE, SAID RIGHT-OF-WAY LINE ALSO BEING THE SOUTHERLY LINE OF SAID LOT 13, BLOCK 9, AND SAID CENTER STREET (40 FOOT HALF-WIDTH PER SAID RECORD OF SURVEY RECORDED IN BOOK 100, PAGES 90 THROUGH 100, OF RECORDS OF SURVEY);

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CONTAINING APPROXIMATELY 1.80 ACRES.

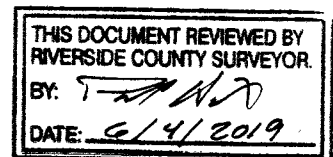
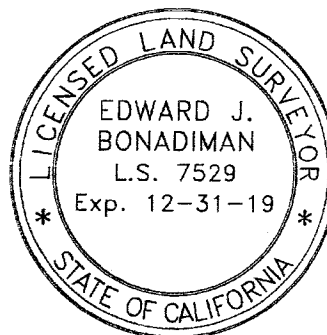
This legal description was prepared by me or under my direction.



Edward J. Bonadiman, PLS

6-4-19

Date





# EXHIBIT "B"



150' 0 150'

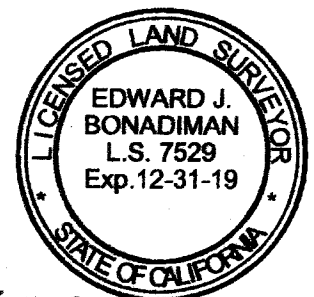
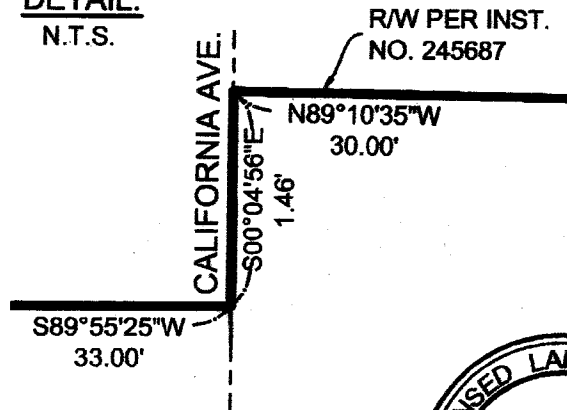
SCALE: 1"=150'

## LEGEND:

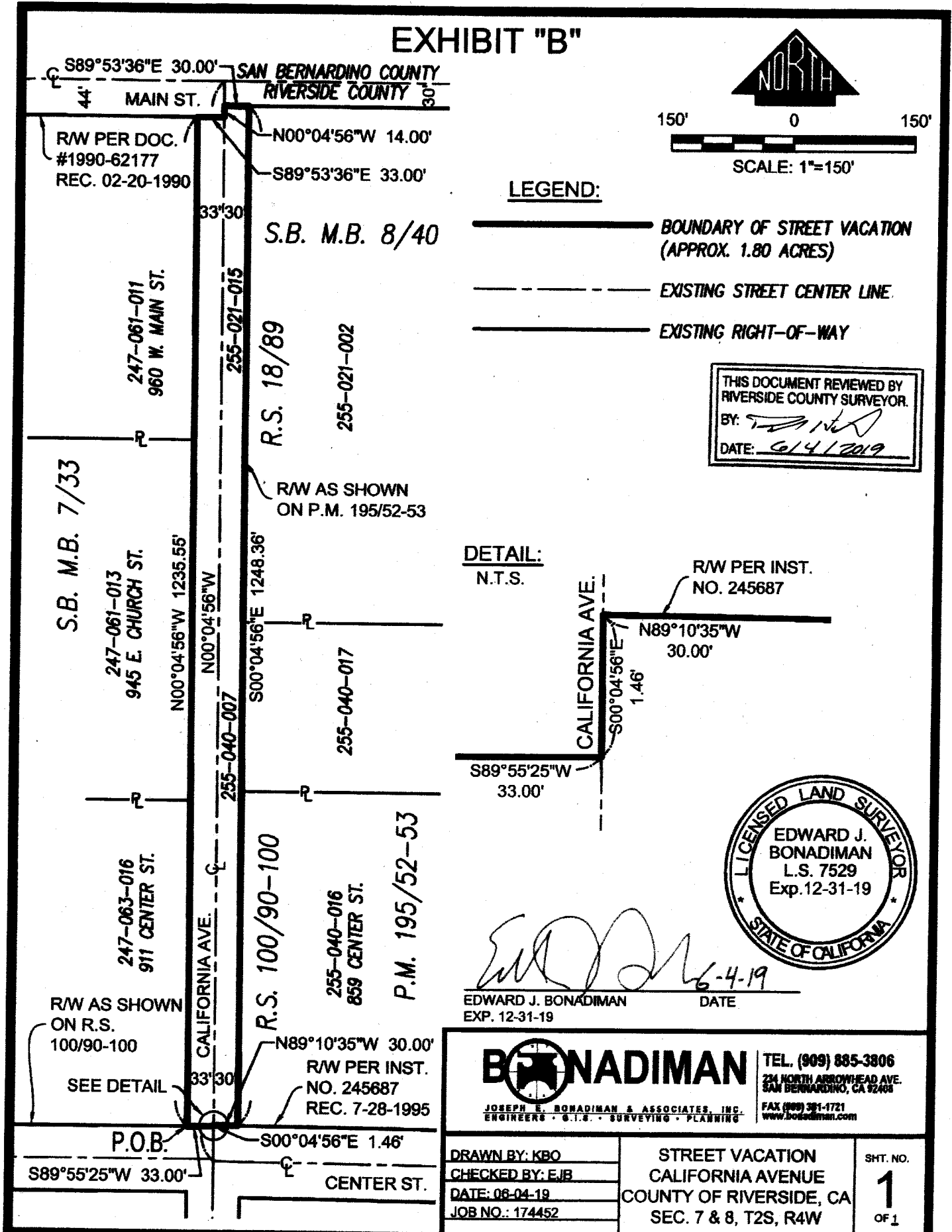
- BOUNDARY OF STREET VACATION (APPROX. 1.80 ACRES)
- EXISTING STREET CENTER LINE
- EXISTING RIGHT-OF-WAY

THIS DOCUMENT REVIEWED BY  
RIVERSIDE COUNTY SURVEYOR.  
BY:   
DATE: 6/4/2019

## DETAIL: N.T.S.



EDWARD J. BONADIMAN  
EXP. 12-31-19  
DATE: 6-4-19



		TEL. (909) 885-3806 234 NORTH ARROWHEAD AVE. SAN BERNARDINO, CA 92408 FAX (909) 381-1721 www.bonadiman.com	
JOSEPH E. BONADIMAN & ASSOCIATES, INC. ENGINEERS • S.T.E. • SURVEYING • PLANNING			
DRAWN BY: KBO CHECKED BY: EJB DATE: 06-04-19 JOB NO.: 174452	STREET VACATION CALIFORNIA AVENUE COUNTY OF RIVERSIDE, CA SEC. 7 & 8, T2S, R4W		SHT. NO. <b>1</b> OF 1

**RIVERSIDE COUNTY CLERK & RECORDER**

**AUTHORIZATION  
TO BILL  
BY JOURNAL VOUCHER**

-TO BE FILLED IN BY SUBMITTING AGENCY-

AUTHORIZATION: W.O. AB17015 SU14  
Accounting String 537280-20260-3130200000 ZAB17015 ZSU14

AMOUNT: \$50.00

DATE: 6/10/19

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: David L. McMillan County Surveyor

Signature: 

PRESENTED BY: Aubrey Finn

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

-TO BE FILLED IN BY COUNTY CLERK-

ACCEPTED BY: -

DATE: -

RECEIPT # (S) -