

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



ITEM: 11.3  
(ID # 14290)

**MEETING DATE:**  
Tuesday, February 02, 2021

**FROM :** FLOOD CONTROL DISTRICT:

**SUBJECT:** FLOOD CONTROL DISTRICT: Resolution No. F2021-06 Declaration of Exempt Surplus Land and Notice of Intent to Sell Fee Simple Interests of District-Owned Real Property Located in the City of Palm Springs, County of Riverside, Portions of Assessor's Parcel Number 505-141-005, Tachevah Creek Detention Dam, Project No. 6-0-00050, CEQA Exempt, District 4. [\$0]

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

1. Adopt Resolution No. F2021-06 Declaration of Exempt Surplus Land and Notice of Intent to Sell Fee Simple Interests of District-Owned Real Property Located in the City of Palm Springs, County of Riverside, Portions of Assessor's Parcel Number 505-141-005; and
2. Direct the Clerk of the Board to give notice pursuant to Section 6061 of the Government Code.

**ACTION:**

Jason Uhley, GENERAL MGR-CHF FLD CNTRL ENG

1/20/2021

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**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Jeffries, seconded by Supervisor Hewitt 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: February 2, 2021  
xc: Flood

Kecia R. Harper  
Clerk of the Board

By   
Deputy

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

<b>FINANCIAL DATA</b>	<b>Current Fiscal Year:</b>	<b>Next Fiscal Year:</b>	<b>Total Cost:</b>	<b>Ongoing Cost</b>
<b>COST</b>	\$0	\$0	\$0	\$0
<b>NET COUNTY COST</b>	\$0	\$0	\$0	\$0
<b>SOURCE OF FUNDS: N/A</b>			<b>Budget Adjustment: N/A</b>	
			<b>For Fiscal Year: N/A</b>	

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

**BACKGROUND:**

**Summary**

The District owns certain real property referred to as RCFC Parcel Nos. 6050-4C consisting of .068 acre (2,956 sq. ft.) of land and 6050-4D consisting of .064 acre (2,795 sq. ft.) of land, also known as Assessor's Parcel No. 505-141-005, located in the city of Palm Springs, County of Riverside (Properties). The Properties were acquired for the Tachevah Creek Detention Dam project which consisted of an earthen detention basin with a concrete sloped spillway and subsequent operation and maintenance. Certain portions of these real property interests acquired for the project are no longer needed for this purpose, and the District desires to declare as surplus and dispose of the Properties. The adjacent property owners have expressed interest in purchasing the surplus land.

Pursuant to the California Water Code Appendix, Chapter 48, Section 13, the Board of Supervisors for the District has the power to hold, use, acquire, manage, occupy and possess any real property and may determine by resolution duly entered in its minutes that any property, real, personal or mixed, held by the District is no longer necessary to be retained for the uses and purposes thereof and may thereafter sell or otherwise dispose of said property. The Properties are exempt surplus land under the California Surplus Land Act, and the District may proceed with the conveyance of the Properties because this is surplus land that is former right of way being conveyed to an adjacent owner property (the "Act", Government Code Section 54220, et seq.).

The District recommends that the Properties be declared as exempt surplus land as the parcels are former right of way being conveyed to an adjacent owner property and are no longer needed to be owned in fee for District or public purpose.

Therefore, the District recommends the adoption of Resolution No. F2021-06 to declare the Properties exempt surplus land and provide the District's notice of intent to convey the Properties to the adjacent property owners.

Resolution No. F2021-06 and the Agreement have been approved as to form by County Counsel.

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

Impact on Residents and Businesses

N/A

**ATTACHMENTS:**

1. Resolution No. F2021-06
2. Vicinity Map

  
Scott Bruekner 1/26/2021

  
Gregory V. Priamos, Director County Counsel 1/26/2021

**BOARD OF SUPERVISORS**

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

**RESOLUTION NO. F2021-06**

**DECLARATION OF EXEMPT SURPLUS LAND AND REAL PROPERTY AND  
NOTICE OF INTENT TO SELL FEE SIMPLE INTERESTS OF DISTRICT-OWNED  
REAL PROPERTY LOCATED IN THE CITY OF PALM SPRINGS,  
COUNTY OF RIVERSIDE, PORTIONS OF  
ASSESSOR'S PARCEL NUMBER 505-141-005,  
TACHEVAH CREEK DETENTION DAM,  
PROJECT NO. 6-0-00050**

**WHEREAS**, the Riverside County Flood Control and Water Conservation District (District) owns certain real property referred to as RCFC Parcel Nos. 6050-4C consisting of .068 acre (2,956 sq. ft.) of land and 6050-4D consisting of .064 acre (2,795 sq. ft.) of land, also known as Assessor's Parcel No. 505-141-005, located in the city of Palm Springs, County of Riverside (Properties); and

**WHEREAS**, the Properties were acquired for the Tachevah Creek Detention Dam which consisted of an earthen detention basin with a concrete sloped spillway and subsequent operation and maintenance; and

**WHEREAS**, certain portions of these real property interests (Properties) acquired for the project are no longer needed for this purpose and the District desires to declare as surplus and dispose of the Properties; and

**WHEREAS**, adjacent property owners have expressed interest in purchasing the surplus land; and

**WHEREAS**, pursuant to the California Water Code Appendix, Chapter 48, Section 13, the Board of Supervisors for the District has the power to hold, use, acquire, manage, occupy and possess any real property and may determine by resolution duly entered in its minutes that any property, real, personal or mixed, held by the District is no longer necessary to be retained for the uses and purposes thereof and may thereafter sell or otherwise dispose of said property; and

FORM APPROVED COUNTY COUNSEL  
BY: WESLEY W. STANFIELD DATE 1/20/2021

1 WHEREAS, the Properties are exempt surplus land under the California Surplus Land Act  
2 pursuant to California Government Code Section 54221(f)(1)(E) because the Properties are former  
3 right of way and are being conveyed to owners of adjacent property; and

4 NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by vote  
5 of the Board of Supervisors of the District in regular session assembled on February 2, 2021, in  
6 the meeting room of the Board of Supervisors of the District located on the 1<sup>st</sup> Floor of the County  
7 Administrative Center, 4080 Lemon Street, Riverside, California, at 9:30 a.m. or soon thereafter,  
8 the Properties, located in the city of Palm Springs, County of Riverside, State of California, more  
9 particularly described in Exhibit "A" and shown on Exhibit "B", attached hereto and by this  
10 reference incorporated herein, are no longer necessary to be retained in fee by the District for  
11 public purposes and are exempt surplus land pursuant to California Government Code Section  
12 54221(f)(1)(E).  
13

14 BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that this Board  
15 intends to convey the Properties as described in Exhibit "A" and shown on Exhibit "B" to the  
16 respective adjacent property owners on or after March 2, 2021, each by Grant Deed.  
17

18 BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the Clerk of  
19 the Board is directed to cause a copy of this resolution to be posted in at least three public places  
20 within the County of Riverside for no less that fifteen (15) days.  
21

22 ROLL CALL:

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

26  
27  
28

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 *[Signature]* Deputy

RIVERSIDE COUNTY FLOOD CONTROL AND WATER  
CONSERVATION DISTRICT

EXHIBIT "A"

LEGAL DESCRIPTION

TACHEVAH CREEK DETENTION DAM

APN: 505-141-005

In the City of Palm Springs, County of Riverside, State of California, being that portion of Lot 31, Tract No. 2094, filed in book 30, pages 91 and 92 of Maps, records of said county, described as follows:

**Beginning** at the southeast corner of said Lot 31;

Thence North  $88^{\circ}36'10''$  West 23.97 feet along the southerly line of said Lot 31 to the easterly line of Parcel 6050-4 as shown on Record of Survey, filed in Book 42 Pages 43 through 48, inclusive, of Records of Survey, records of said County;

Thence North  $00^{\circ}25'08''$  West 120.04 feet along said easterly line to the northerly line of said Lot 31;

Thence South  $88^{\circ}36'36''$  East 25.31 feet along said northerly line to the northeast corner of said Lot 31;

Thence South  $00^{\circ}13'24''$  West 120.01 feet along the easterly line of said Lot 31 to the **Point of Beginning**.

Containing 2,956 square feet / 0.068 acres more or less.

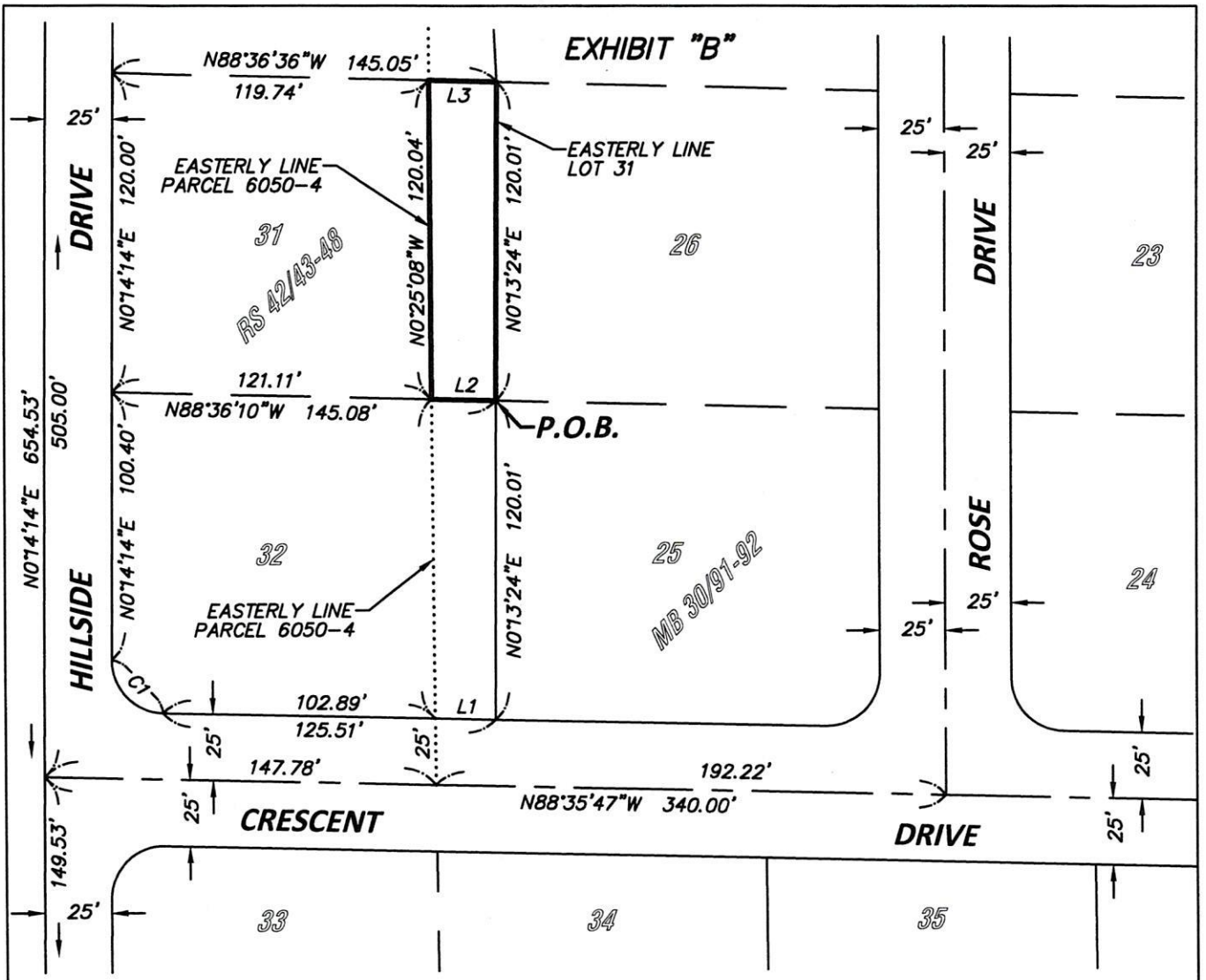
See Exhibit "B" attached hereto and made a part hereof.



  
JAMES R. McNEILL

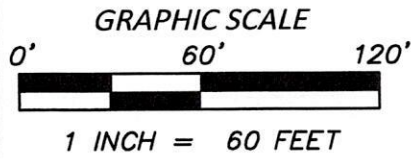
Land Surveyor No. 7752

Date: 6/22/2020



LINE TABLE		
LINE #	DIRECTION	LENGTH
L1	N88°35'47"W	22.62'
L2	N88°36'10"W	23.97'
L3	S88°36'36"E	25.31'

CURVE TABLE			
CURVE #	DELTA	RADIUS	LENGTH
C1	Δ=88°51'00"	20.00'	31.01'



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

PROJECT NAME:	TACHEVAH CREEK DETENTION DAM	SCALE	1" = 60'	DRAWN BY	JRR
RCFC-WCD PARCEL NUMBER(S):	NOT APPLICABLE	DATE	06/18/20	CHECK BY	SB
RCFC-WCD PROJECT NUMBER:	6-0-00050	SHEET NO.	1 OF 1		

RIVERSIDE COUNTY FLOOD CONTROL AND WATER  
CONSERVATION DISTRICT

EXHIBIT "A"

LEGAL DESCRIPTION

TACHEVAH CREEK DETENTION DAM

APN: 505-141-005

In the City of Palm Springs, County of Riverside, State of California, being that portion of Lot 32, Tract No. 2094, filed in book 30, pages 91 and 92 of Maps, records of said county, described as follows:

**Beginning** at the southeast corner of said Lot 32;

Thence North  $88^{\circ}35'47''$  West 22.62 feet along the southerly line of said Lot 32 to the easterly line of Parcel 6050-4 as shown on Record of Survey, filed in Book 42 Pages 43 through 48, inclusive, of Records of Survey, records of said County;

Thence North  $00^{\circ}25'08''$  West 120.04 feet along said easterly line to the northerly line of said Lot 32;

Thence South  $88^{\circ}36'10''$  East 23.97 feet along said northerly line to the northeast corner of said Lot 32;

Thence South  $00^{\circ}13'24''$  West 120.01 feet along the easterly line of said Lot 32 to the **Point of Beginning**.

Containing 2,795 square feet / 0.064 acres more or less.

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

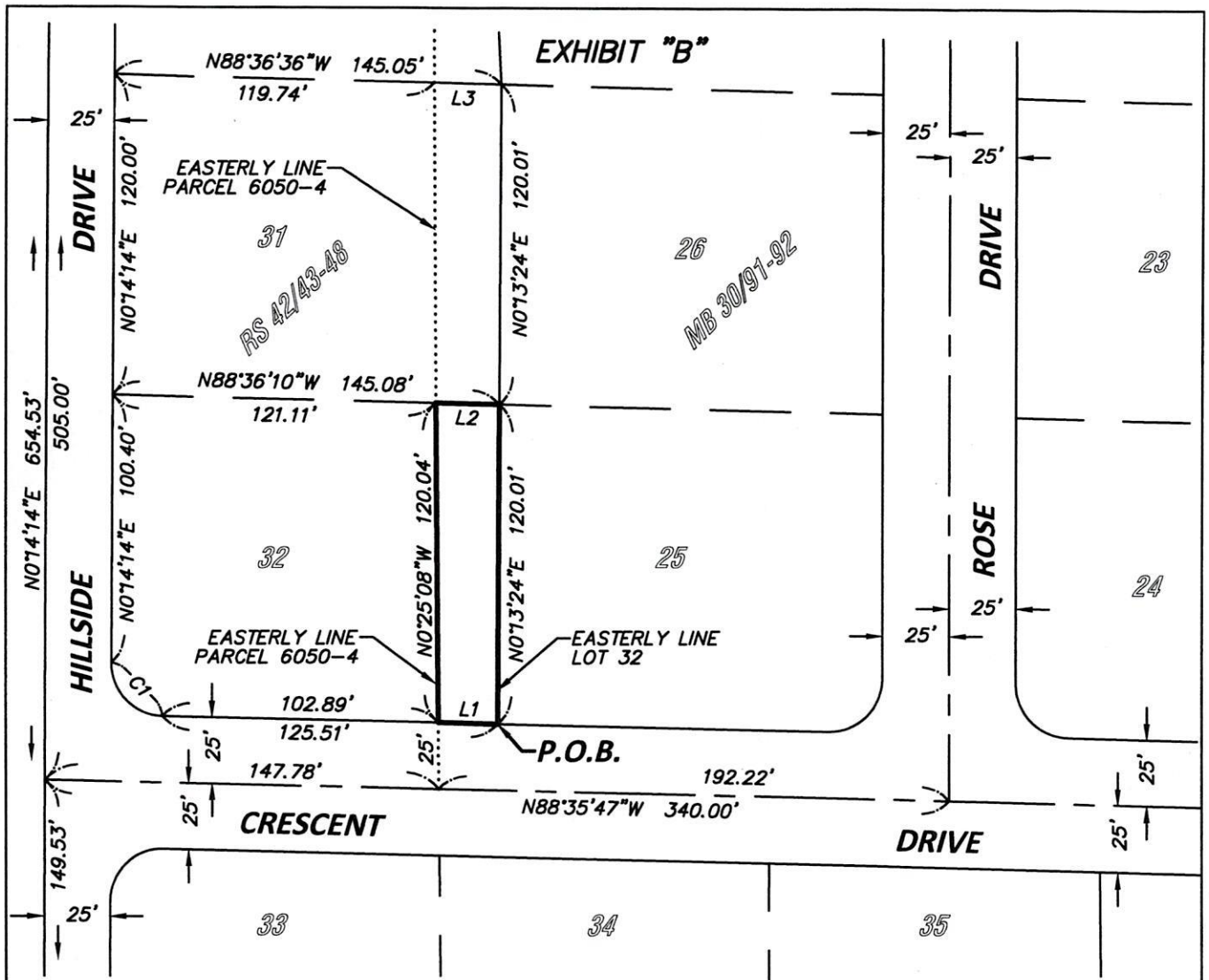


  
JAMES R. McNEILL

Land Surveyor No. 7752

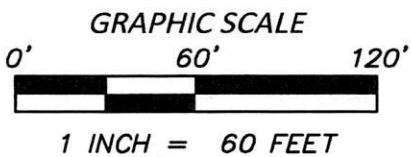
Date: 6/22/2020





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PROJECT NAME:	<b>TACHEVAH CREEK DETENTION DAM</b>	SCALE 1" = 60'	DRAWN BY JRR
RCFC-WCD PARCEL NUMBER(S):	<b>NOT APPLICABLE</b>	DATE 06/18/20	CHECK BY SB
RCFC-WCD PROJECT NUMBER:	<b>6-0-00050</b>	SHEET NO.	1 OF 1