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



(ID # 14498)
MEETING DATE:

Tuesday, May 11, 2021

FROM:

TLMA-TRANSPORTATION:

**SUBJECT:** TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION: Adoption of Resolution No. 2021-025, Summarily Vacating the right to accept a portion of Emperor Road in the Homeland area, CEQA Exempt, District 3. [Applicant Fees 100%]

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

ransportation

- 1. Find that Summarily Vacating the right to accept a portion of Emperor Road is categorically exempt from CEQA pursuant to Section 15060 (c), and Section 15061 (b)(3) of the State CEQA Guidelines;
- 2. Adopt Resolution No. 2021-025, Summarily Vacating the right to accept a portion of Emperor 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** 

2/9/2021

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

MINUTES OF THE BOARD OF SUPERVISORS

Ayes:

Jeffries, Spiegel, Washington, Perez, and Hewitt

Nays:

None

Kecia R. Harper Clerk of the Board

Absent: Date:

None

May 11, 2021

XC:

Transp., Recorder

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				Budge	Budget Adjustment: N/A			
used.					For Fis	scal Yea	r: 2020/20	021	

C.E.O. RECOMMENDATION: Approve

#### **BACKGROUND:**

The applicant for FPM37690 is requesting the vacation of a portion of Emperor Road in the Homeland area. FPM36790 will be reconfiguring the roads in this area, eliminating the need for this portion of Emperor Road. Emperor Road was dedicated but not accepted for public use as Lot "F" on Map titled "Romola No. 5", on file in Book 14, Pages 44 through 46, inclusive of Tract Maps, records of the Recorder of Riverside County, California. Emperor Road is a dirt Non-County Maintained Road. Notices of the proposed vacation were sent to neighboring property owners and no objections were received. The applicant has provided Vacation/Abandonment Approval Letters from the local utility companies. Due to no existing utilities within this portion of Emperor Road the attached Resolution No. 2021-025 will not reserve a utility easement. 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) 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 2021-025 as to form.

#### **Impact on Residents and Businesses**

The vacation of the right to accept this portion of Emperor 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. 2021-025
Resolution Exhibits "A" and "B" (Legal Description and Plat)
Notice of CEQA Exemption
Attachment "A" (Vicinity Map)

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

Authorization to Bill

Jason Farin, Principal Management Analyst

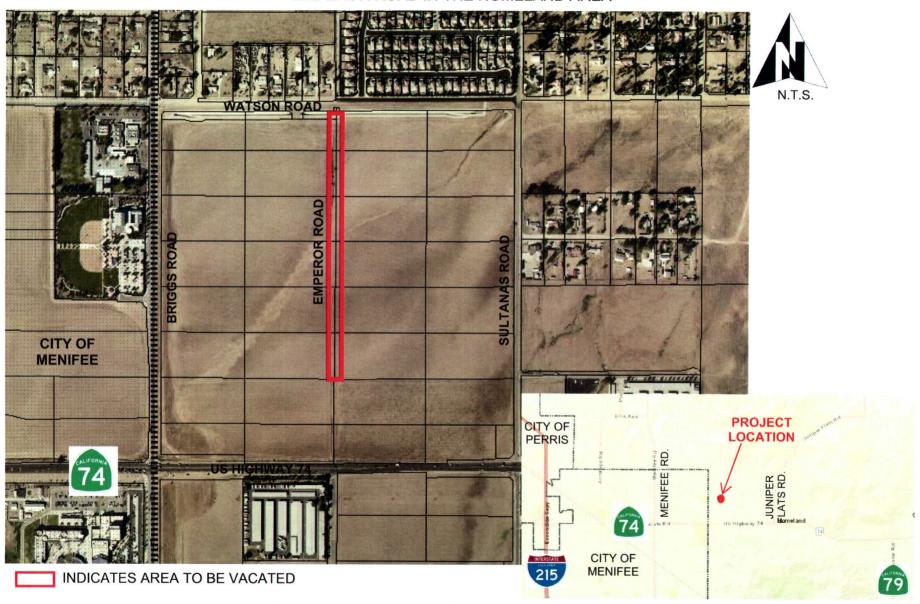
5/4/2021

Gregory V. Priapios, Director County Counsel

4/29/2021

# **ATTACHMENT "A"**

SUMMARILY VACATING THE RIGHT TO ACCEPT A PORTION OF EMPEROR ROAD IN THE HOMELAND AREA



NOTE: TO BE REMOVED PRIOR TO RECORDING

# RIVERSIDE COUNTY CLERK & RECORDER

# AUTHORIZATION TO BILL BY JOURNAL VOUCHER

# FOR CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE CEQA ENVIRONMENTAL DOCUMENT FILING FEES

# -TO BE FILLED IN BY SUBMITTING AGENCY-

AUTHORIZATION:	W.O. ABS20005 SU14 Accounting String 537280-20260-3130200000 ZABS20005 ZSU14				
AMOUNT:	<u>\$50.00</u>				
DATE:	1/28/2021				
AGENCY:	Riverside County Transportation Department - Survey Division				
	THE COUNTY CLERK & RECORDER TO ISSUE A VOUCHER FOR L FILING AND HANDLING FEES FOR THE ACCOMPANYING				
NUMBER OF DOCU	JMENTS INCLUDED: One (1) -Notice of CEQA Exemption				
AUTHORIZED BY:	David L. McMillan County Surveyor				
Signature:					
PRESENTED BY:	Chris Trinidad				
ACCOUNTING CON	NTACT PERSON: Kevin Kincaid 955-6262				
	-TO BE FILLED IN BY COUNTY CLERK-				
ACCEPTED BY:	=				
DATE:	<del>-</del>				
RECEIPT # (S)	_				

FILING REQUESTED BY AND WHEN FILED RETURN TO: STOP NO. 1080 RIVERSIDE COUNTY SURVEYOR'S OFFICE 4080 LEMON STREET, 8<sup>TH</sup> FLOOR RIVERSIDE, CA 92501

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

Clerks for posting on.

Clerks for posting on.

#### NOTICE OF EXEMPTION

Project Name: Resolution No. 2021-025, Summarily Vacating the right to accept a portion of Emperor Road in the Homeland Area.

Project Number: ABS20005, SU14

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

**Description of Project:** Resolution No. 2021-025, Summarily Vacating the right to accept a portion of Emperor 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: 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.

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.

David L. McMillan, Riverside County Surveyor

Accounting String: ZABS20005, Task Code: ZSU14

#### **EXHIBIT "A"**

LEGAL DESCRIPTION

#### **EMPEROR ROAD**

LYING WITHIN THE UNINCORPORATED TERRITORY OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, BEING A PORTION OF LOT "F", OF ROMOLA NO. 5 PER MAP FILED IN BOOK 14 AT PAGES 44 THROUGH 46, INCLUSIVE OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, LYING WITHIN SECTION 7, TOWNSHIP 5 SOUTH, RANGE 2 WEST, S.B.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE CENTERLINE INTERSECTION OF WATSON ROAD (20.00 FEET HALF WIDTH) AND EMPEROR ROAD (20.00 FEET HALF WIDTH) AS SHOWN ON SAID MAP:

**THENCE** SOUTH 00°01'00" EAST, 50.00 FEET ALONG SAID CENTERLINE OF EMPEROR ROAD, TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF WATSON ROAD (50.00 FEET HALF WIDTH), AS DESCRIBED IN DOCUMENT NUMBER 2016-0490808, RECORDED NOVEMBER 4, 2016, RECORDS OF SAID RECORDER, SAID POINT ALSO BEING THE **TRUE POINT OF BEGINNING**;

THENCE ALONG SAID RIGHT OF WAY LINE, SOUTH 89° 34' 00" WEST, 20.00 FEET TO THE WESTERLY RIGHT OF WAY LINE OF EMPEROR ROAD (20.00 FEET HALF WIDTH) AS SHOWN ON SAID MAP;

**THENCE** SOUTH 00° 01' 00" EAST, 1929.23 FEET ALONG SAID RIGHT OF WAY LINE OF SAID EMPEROR ROAD TO THE SOUTHEAST CORNER OF LOT 294 OF SAID MAP:

**THENCE** LEAVING SAID CORNER, NORTH 89° 46' 00" EAST, 40.00 FEET TO THE SOUTHWEST CORNER OF LOT 305 OF SAID MAP, SAID POINT ALSO BEING ON THE EASTERLY RIGHT OF WAY LINE OF SAID EMPEROR ROAD;

**THENCE** NORTH 00°01' 00" WEST, 1929.37 FEET ALONG SAID RIGHT OF WAY LINE OF EMPEROR ROAD TO SAID SOUTHERLY RIGHT OF WAY LINE OF WATSON ROAD;

**THENCE** ALONG SAID SOUTHERLY RIGHT OF WAY LINE OF WATSON ROAD, SOUTH  $89^{\circ}$  34' 00" WEST, 20.00 FEET TO THE **TRUE POINT OF BEGINNING** 

PRERARED BY:

K&A ENGINEERING 357 N. SHERIDAN ST.

CORONA, CA 92880

SECTION 7 TOWNSHIP 5 SOUTH, RANGE 2 WEST, S.B.M. 1 OF 2 DATE EXHIBIT PREPARED: FEBRUARY 10, 2020

## **EXHIBIT "A" LEGAL DESCRIPTION**

## **EMPEROR ROAD CON'T**

**CONTAINING 1.77 ACRES OR OR LESS** 

EXHIBIT "B" ATTACHED HERETO AND MADE A PART THEREOF

ROBERT SCIPIOBLUME

P.L.S. NO. 9154 REG. EXP. 03/31/2023



THIS DOCUMENT REVIEWED BY RIVERSIDE COUNTY SURVEYOR.

DATE: \_\_

4/12/2021

PRERARED BY:

**K&A ENGINEERING** 

357 N. SHERIDAN ST. **CORONA, CA 92880** 

SECTION 7 TOWNSHIP 5 SOUTH, RANGE 2 WEST, S.B.M. DATE EXHIBIT PREPARED: FEBRUARY 10, 2020

2 OF 2

#### **EXHIBIT "B" PLAT** SHEET 1 OF 3 NOTE: **SEE SHEET 3 FOR EASEMENT NOTES** C/L WATSON ROAD P.O.C. (N89'34'00"E 2642.70') (1320.0')(1322.7')284 299 300 315 T.P.O.B. 285 298 301 314 40' C/L BRIGGS ROAD M.B. 14. 44-46 286 297 302 313 C/L SULTANAS ROAD RO 962 LOT "F" 287 303 312 MPEROR 288 295 304 311 S.B.M. T5S. R3W, S.B.M 40' 289 294 305 310 **T5S.** 290 293 306 309 291 292 307 308 18 C/L HIGHWAY 74

AREA:

LOT "F" - 1.77 ± ACRES

**LEGEND:** 

( ) RECORD DATA PER ROMOLA NO. 5 M.B. 14/44-46

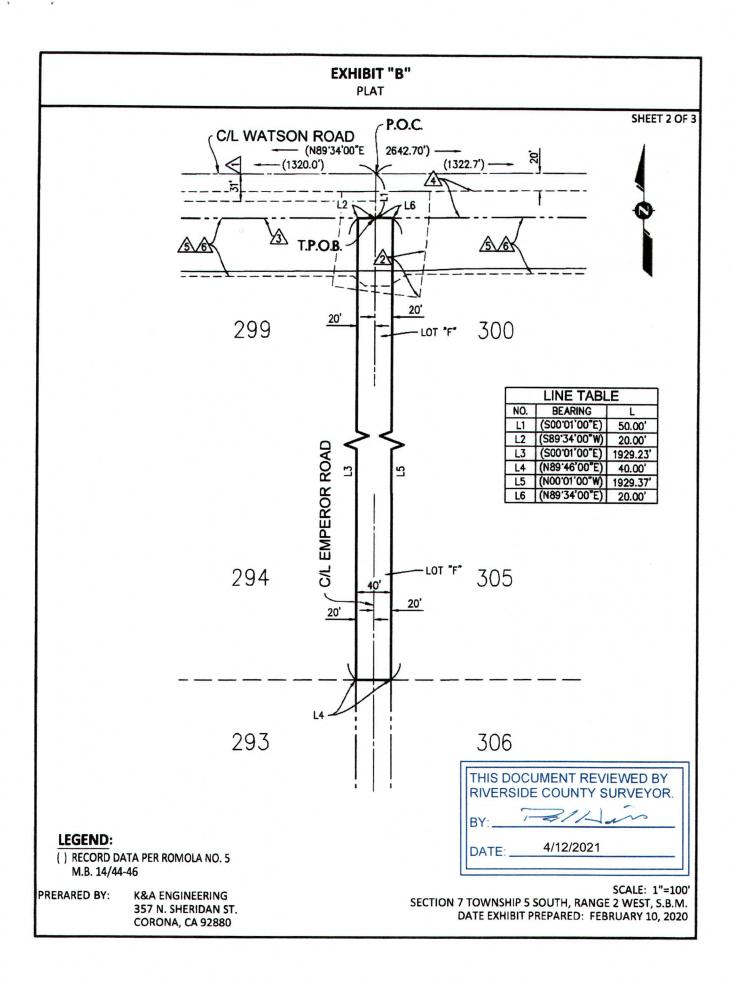
PRERARED BY:

K&A ENGINEERING 357 N. SHERIDAN ST. CORONA, CA 92880



SCALE: 1"=500'

SECTION 7 TOWNSHIP 5 SOUTH, RANGE 2 WEST, S.B.M.
DATE EXHIBIT PREPARED: FEBRUARY 10, 2020



#### **EXHIBIT "B"**

**PLAT** 

SHEET 3 OF 3



AN EASEMENT FOR PUBLIC UTILITIES AND INCIDENTAL PURPOSES, RECORDED OCTOBER 29, 1956 AS BOOK 1991, PAGE 455 OF OFFICIAL RECORDS.



AN EASEMENT FOR STORM DRAIN AND INCIDENTAL PURPOSES, RECORDED JULY 28, 2006 AS INSTRUMENT NO. 2006-0556502 OF OFFICIAL RECORDS. IN FAVOR OF: RIVERSIDE COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT



AN EASEMENT FOR PUBLIC ROAD AND DRAINAGE AND PUBLIC UTILITIES AND INCIDENTAL PURPOSES, RECORDED SEPTEMBER 20, 2007 AS INSTRUMENT NO. 2007-0592675 OF OFFICIAL RECORDS.



AN EASEMENT FOR PUBLIC ROAD AND DRAINAGE AND PUBLIC UTILITIES AND INCIDENTAL PURPOSES, RECORDED SEPTEMBER 20, 2007 AS INSTRUMENT NO. 2007—0592676 OF OFFICIAL RECORDS.
IN FAVOR OF: COUNTY OF RIVERSIDE, A POLITICAL SUBDIVISION



A GRANT DEED FOR CHANNEL RIGHT OF WAY, RECORDED MARCH 10, 2016 AS INSTRUMENT NO. 2016-0094895 OF OFFICIAL RECORDS.



AN EASEMENT FOR CONSTRUCTION, USE, REPAIR, RECONSTRUCTION, INSPECTION, OPERATION AND MAINTENANCE OF SLOPES ADJACENT TO THE MDP LINE 1, STAGE 1 FLOOD CONTROL CHANNEL AND ITS APPURTENANT WORKS, INCLUDING INGRESS AND EGRESS THERETO, SLOPE, STORM DRAIN AND INCIDENTAL PURPOSES, RECORDED MARCH 10, 2016 AS INSTRUMENT NO. 2016—0094896 OF OFFICIAL RECORDS.

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

KECIA HARPER, 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

2021-0389679

06/29/2021 08:56 AM 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

6080

# **RESOLUTION NO. 2021-025**

Title of Document

# SUMMARILY VACATING A PORTION OF EMPEROR ROAD IN THE HOMELAND AREA (ABS20005)

(Third Supervisorial District)

(TLMA-Transportation Department ~ Item 3.31 of 05/11/2021)

# 15 16 22 27 28

## **BOARD OF SUPERVISORS**

## **COUNTY OF RIVERSIDE**

2 3

1

4 5

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8

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10

11 12

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14

17

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05.11.2021 3.31

# **RESOLUTION NO. 2021-025**

# SUMMARILY VACATING THE RIGHT TO ACCEPT A PORTION OF EMPEROR ROAD IN THE HOMELAND AREA (ABS20005)

(Third Supervisorial District)

WHEREAS, the hereinafter-described portion of Emperor Road was dedicated but not accepted for public use as Lot "F" on Map titled "Romola No. 5", on file in Book 14, Pages 44 through 46, inclusive, of Tract Maps, records of the Recorder of Riverside County, California; and

WHEREAS, the hereinafter-described portion of Emperor Road is excess right-ofway, and is not required for public street or highway purposes, and;

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

BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Supervisors of the County of Riverside, State of California, in regular session assembled on , 2021, as follows:

# **RESOLUTION NO. 2021-025** 1 2 3 1. The vacation of the right to accept a portion of Emperor Road is 4 categorically exempt from CEQA pursuant to Section 15060(c) and Section 5 15061(b)(3) of the State CEQA Guidelines. 6 7 2. Pursuant to Division 9, Part 3, Chapter 4, Section 8334(a) of the Streets and 8 Highways Code, the hereinafter-described portion of Emperor Road is 9 excess right-of-way and is not required for public street or highway 10 purposes, and is hereby summarily vacated. 11 12 SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO 13 AS EXHIBITS "A" AND "B" AND MADE A PART HEREOF: 14 15 3. That the hereinafter-described portion of Emperor Road is unnecessary for 16 present or prospective public use, including use as a non-motorized 17 transportation facility. 18 19 4. From and after the date this resolution is recorded the hereinafter-described 20 portion of Emperor Road is hereby vacated and no longer constitutes a 21 public street or County highway. 22 23 BE IT RESOLVED, DETERMINED AND ORDERED that the Clerk of the Board is 24 directed to file with the Office of the County Clerk the Notice of Exemption within five (5) 25 working days of the Board hearing date. 26 27

28

# **RESOLUTION NO. 2021-025** 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: Jeffries, Spiegel, Washington, Perez and Hewitt Ayes: 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 CT W.O. # ABS20005

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PRERARED BY:

K&A ENGINEERING 357 N. SHERIDAN ST.

**CORONA, CA 92880** 

SECTION 7 TOWNSHIP 5 SOUTH, RANGE 2 WEST, S.B.M.
DATE EXHIBIT PREPARED: FEBRUARY 10, 2020

1 OF 2

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**CONTAINING 1.77 ACRES OR OR LESS** 

EXHIBIT "B" ATTACHED HERETO AND MADE A PART THEREOF

ROBERT SCIPIOBLUME

P.L.S. NO. 9154

REG. EXP. 03/31/2023



THIS DOCUMENT REVIEWED BY RIVERSIDE COUNTY SURVEYOR.

BV.

DATE:\_

4/12/2021

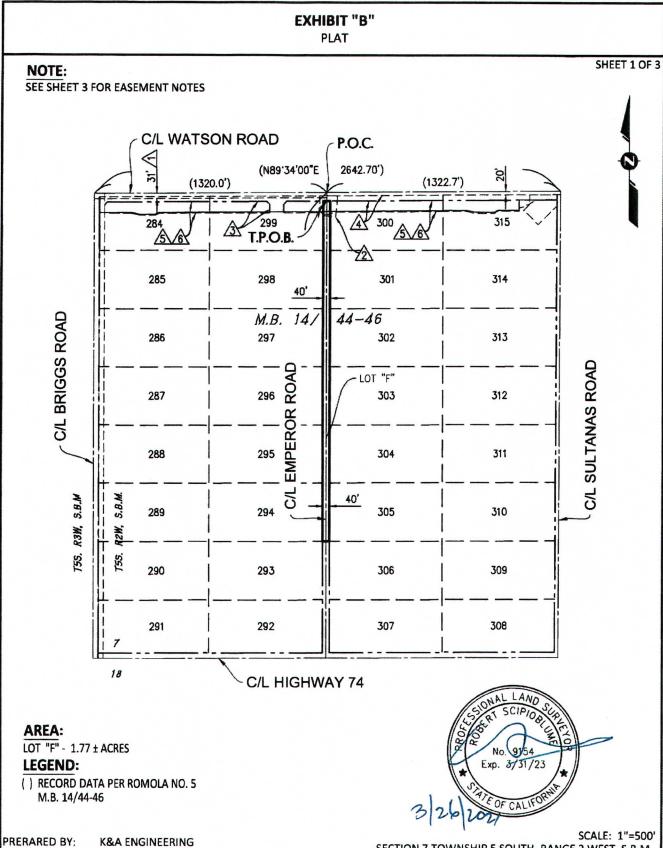
PRERARED BY:

**K&A ENGINEERING** 

357 N. SHERIDAN ST.

**CORONA, CA 92880** 

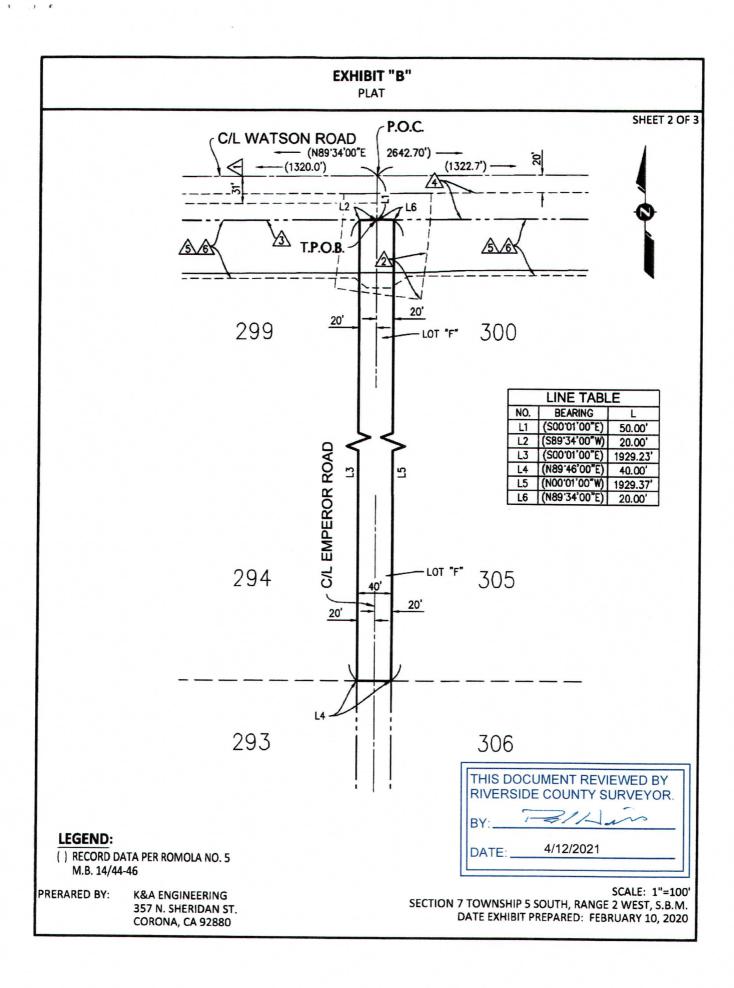
SECTION 7 TOWNSHIP 5 SOUTH, RANGE 2 WEST, S.B.M. 2 OF 2 DATE EXHIBIT PREPARED: FEBRUARY 10, 2020



357 N. SHERIDAN ST. **CORONA, CA 92880** 

SECTION 7 TOWNSHIP 5 SOUTH, RANGE 2 WEST, S.B.M.

DATE EXHIBIT PREPARED: FEBRUARY 10, 2020



#### **EXHIBIT "B"**

**PLAT** 

SHEET 3 OF 3



43 #

AN EASEMENT FOR PUBLIC UTILITIES AND INCIDENTAL PURPOSES, RECORDED OCTOBER 29, 1956 AS BOOK 1991, PAGE 455 OF OFFICIAL RECORDS.



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IN FAVOR OF: COUNTY OF RIVERSIDE, A POLITICAL SUBDIVISION



A GRANT DEED FOR CHANNEL RIGHT OF WAY, RECORDED MARCH 10, 2016 AS INSTRUMENT NO. 2016-0094895 OF OFFICIAL RECORDS.



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From:

cob@rivco.org

Sent:

Thursday, May 6, 2021 3:19 PM

To:

COB; keitho@kaengineering.com

Subject:

Board comments web submission

CAUTION: This email originated externally from the Riverside County email system.

DO NOT click links or open attachments unless you recognize the sender and know the content is safe.



First Name:

Keith

Last Name:

Osborn

Address (Street,

City and Zip):

375 N. Sheridan St. #117, Corona, CA 92878

Phone:

951-279-1800 ext. 114

Email:

keitho@kaengineering.com

Agenda Date:

05/11/2021:

Agenda Item # or 3.31 14498 TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION: Adoption of

**Public Comment:** 

Resolution No. 2021-025, Summarily Vacating the right to accept a portion of Emperor Road in the

Homeland area, CEQA Exempt, District 3. [Applicant Fees 100%]

State your

position below:

Support

Comments:

I am available on zoom if the board, or anyone else has any questions.

Thank you for submitting your request to speak. The Clerk of the Board office has received your request and will be prepared to allow you to speak when your item is called. To attend the meeting, please call (669) 900-6833 and use Meeting ID #864 4411 6015 . Password is 20210511. You will be muted until your item is pulled and your name is called. Please dial in at 9:00 am am with the phone number you provided in the form so you can be identified during the meeting.