

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



ITEM: 11.5  
(ID # 17165)

**MEETING DATE:**

Tuesday, September 21, 2021

**FROM :** FLOOD CONTROL DISTRICT:

**SUBJECT:** FLOOD CONTROL DISTRICT: Adopt Resolution No. F2021-38, Notice of Intent to Summarily Vacate and Relinquish Riverside County Flood Control and Water Conservation District's Easement Interests and Declare the Right of Way Surplus, RCFC Parcel Nos. 4345-9C, 4345-10C1, 4345-10C2, 4345-11C, 4345-12C, 4345-12D, 4336-501 and 4338-500, in the Unincorporated Homeland Area in the County of Riverside, and a Notice of Intent to Convey an Easement Interest for Public Road and Utility Purposes Within a Portion of District-Owned Real Property, RCFC Parcel No. 4345-9A, Referenced as Assessor's Parcel Number 457-320-036, to the County of Riverside, Homeland MDP Line 1, Project No. 4-0-00345, District 3, [\$0]

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

1. Adopt Resolution No. F2021-38, Notice of Intent to Summarily Vacate and Relinquish Riverside County Flood Control and Water Conservation District's Easement Interests and Declare the Right of Way Surplus, in the Unincorporated Homeland Area in the County of Riverside, RCFC Parcel Nos. 4345-9C, 4345-10C1, 4345-10C2, 4345-11C, 4345-12C, 4345-12D, 4336-501 and 4338-500, and a Notice of Intent to Convey an Easement Interest for Public Road and Utility Purposes Within a Portion of District-Owned Real Property, RCFC Parcel No. 4345-9A, referenced as Assessor's Parcel Number 457-320-036, to the County of Riverside, Homeland MDP Line 1, Project No. 4-0-00345; and

Continued on page 2

**ACTION:**

  
Jason Uhley, GENERAL MGR-CHF FLD CNTRL ENG

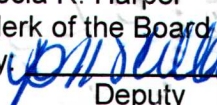
9/9/2021

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**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Washington, seconded by Supervisor Jeffries and duly carried by unanimous vote, IT WAS ORDERED that the above matter is approved as recommended and is set for public meeting on or after October 19, 2021, at 9:30 a.m. or as soon as possible thereafter.

Ayes: Jeffries, Spiegel, Washington, Perez and Hewitt  
Nays: None  
Absent: None  
Date: September 21, 2021  
xc: Flood, COB

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**

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

2. Direct the Clerk of the Board to give notice by posting a copy of Resolution No. F2021-38 in at least three (3) public places within the County of Riverside for no less than fifteen (15) days.

<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> N/A			<b>Budget Adjustment:</b>	N/A
			<b>For Fiscal Year:</b>	N/A

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

**BACKGROUND:**

**Summary**

The unincorporated Homeland area in the County of Riverside has been developing slowly over the past 15 years. Due to the intermittent development within the area, some facilities located within the Homeland MDP were built with non-permanent infrastructure due to the complete systems not being in place.

Homeland MDP Line 1B and Homeland Sultanas Road Storm Drain were built in 2006 and are located north of Watson Road, between Briggs Road and Sultanas Road, and required interim outlets to be constructed until such a time when the final connection was built on the south side of Watson Road. In 2017, Homeland MDP Line 1, Stage 1 (Line 1) was built, and the construction of this facility allowed the direct connection of these two facilities, alleviating the need of the interim inlet structures and associated easements for maintenance, being RCFC Parcels 4336-501 and 4338-500.

Line 1 was also built with non-permanent infrastructure, which included slope protection along the southern limits of the channel access road to avoid erosion until such time as the property to the south was developed and brought up to its ultimate grade. Interim easements known as RCFC Parcels 4345-9C, 4345-10C1, 4345-10C2, 4345-11C, 4345-12C and 4345-12D were recorded for the maintenance of this slope.

In 2020, KB Homes provided site improvement plans for Tentative Tract 37533 (TTR 37533) located south of Line 1, were submitted for the District's review. The District has approved the site plans and Rough Grading Permits (BGR 2100020 and 2100021) which will protect the District's facility. The District has determined that the interim easements known as RCFC Parcels 4345-9C, 4345-10C1, 4345-10C2, 4345-11C, 4345-12C and 4345-12D located within TTR 37533 are no longer necessary for the District's use.

During the conditioning of TTR 37533, the County of Riverside has required the widening of Briggs Road by an additional 16 feet to its ultimate width. The District owns APN 457-320-036,

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

known as RCFC Parcel No. 4345-9A, located at the corner of Briggs Road and Watson Road. The District has been requested to grant the County of Riverside an easement for street and utility purposes to accommodate the ultimate street widening in this area. The District has reviewed the improvement plans for the channel right of way and has issued Encroachment Permit No. 4-0-00345-3954 for the construction of the street widening and channel improvements.

Pursuant to the California Water Code Appendix Ch. 48, Section 9, the Board of Supervisors for the District (Board) has the power to take by grant, purchase, gift, devise, or lease, or otherwise, to hold, use, enjoy, and to lease or dispose of real, personal, or mixed property of every kind within or without the District necessary or convenient to the full exercise of its powers, and to lease its property to public agencies, or to grant any interest therein to public agencies, which lease or grant does not interfere with the use of the property for the purposes of the District.

Pursuant to the California Water Code Appendix Ch. 48, Section 13, the Board may determine any real property 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, or lease the same.

Therefore, the District recommends that RCFC Parcels 4345-9C, 4345-10C1, 4345-10C2, 4345-11C, 4345-12C, 4345-12D, 4336-501 and 4338-500, recorded as Instrument Nos. 2016-0094896, 2006-0556502 and 2006-0556503 should now be declared surplus to the District's needs pursuant to California Water Code – Appendix, Chapter 48, Sections 48-9 and 48-13.

Resolution No. F2021-38 has been approved as to form by County Counsel.

This right of way referenced as RCFC Parcels 4345-9C, 4345-10C1, 4345-10C2, 4345-11C, 4345-12C, 4345-12D, 4336-501 and 4338-500 will be summarily vacated and an easement for road and utility purposes within RCFC Parcel No. 4345-9A, will be granted by easement deed to the County of Riverside when the Board meets to conclude the proposed transaction on October 19, 2021, at 9:30 a.m. or soon thereafter, at the meeting room of the Board of Supervisors.

**Impact on Residents and Businesses**

No impact.

**Additional Fiscal Information**

All cost shall be borne by KB Homes

**ATTACHMENTS:**

1. Resolution No. F2021-38
2. Vicinity Map

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

AU:rlp  
P8\240011

  
\_\_\_\_\_  
Scott Bruckner 9/10/2021

  
\_\_\_\_\_  
Gregory V. Priamos, Director County Counsel 9/9/2021

**BOARD OF SUPERVISORS****RIVERSIDE COUNTY FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT****RESOLUTION NO. F2021-38**

NOTICE OF INTENT TO SUMMARILY VACATE AND RELINQUISH RIVERSIDE COUNTY  
FLOOD CONTROL AND WATER CONSERVATION DISTRICT'S  
EASEMENT INTERESTS AND DECLARE THE RIGHT OF WAY AS SURPLUS,  
RCFC PARCELS 4345-9C, 4345-10C1, 4345-10C2, 4345-11C, 4345-12C, 4345-12D, 4336-501 AND  
4338-500, LOCATED IN THE UNINCORPORATED HOMELAND AREA, COUNTY OF RIVERSIDE,  
AND A NOTICE OF INTENT TO CONVEY AN EASEMENT INTEREST FOR PUBLIC ROAD AND  
UTILTIY PURPOSES WITHIN A PORTION OF DISTRICT-OWNED REAL PROEPRTY, RCFC  
PARCEL NO. 4345-9A, REFERENCED AS APN 457-320-036, TO THE COUNTY OF RIVERSIDE,  
HOMELAND MDP LINE 1, PROJECT 4-0-00345

**WHEREAS**, the Riverside County Flood Control and Water Conservation District ("District") is the  
owner of a certain interim easement interests ("ROW") that were granted to the District and recorded as  
Instrument No. 2016-0094896 on March 10, 2016, Instrument No. 2006-0556502 on July 28, 2006, and  
Instrument No. 2006-0556503 on July 28, 2006, in the Official Records of the County of Riverside, within  
portions of real property identified as Assessor's Parcel Numbers (APN) 457-320-029, 457-320-030, 457-  
320-034, 457-320-035 and 457-320-032, and referred to as RCFC Parcels 4345-9C, 4345-10C1, 4345-10C2,  
4345-11C, 4345-12C, 4345-12D, 4336-501 and 4338-500, located south of Watson Road between Briggs  
Road and Sultanas Road, in the unincorporated Homeland area, County of Riverside; and

**WHEREAS**, the District is the owner of real property identified as APN 457-320-036 referenced as  
RCFC Parcel 4345-9A, located at the eastern corner of Briggs Road and Watson Road, associated with the  
Homeland MDP Line 1 project (Line 1); and

**WHEREAS**, Homeland MDP Line 1B and Homeland Sultans Road Storm Drain were built in 2006,  
and included interim outlet structures just south of Watson Road within the future Line 1, which included  
easements for maintenance referenced RCFC Parcels 4336-501 and 4338-500; and

1       **WHEREAS**, in 2017, Line 1 was constructed by the District, removing the interim outlet structures  
2 Homeland MDP Line 1B and Homeland Sultans Road Storm Drain, which were tied directly into Line 1,  
3 alleviating the need for RCFC Parcels 4336-501 and 4338-500; and

4       **WHEREAS**, during the construction of Line 1, interim slope protection along the southern limits of  
5 the facility was required until adjacent property to the south identified as APNs 457-320-029, 457-320-030,  
6 457-320-032 and 457-320-035, were developed and the property was brought up to ultimate grade, and  
7 interim maintenance easements were granted to the District, which are referenced as RCFC Parcels 4345-9C,  
8 4345-10C1, 4345-10C2, 4345-11C, 4345-12C, 4345-12D; and

9       **WHEREAS**, in 2020, site improvement and rough grading plans for Tentative Tract Number 37533  
10 (TTR 37533) were submitted to the District, which were reviewed, and then determined that per the Rough  
11 Grading Permits (BGR 2100020 and 2100021), the District's facilities would be protected, and the easements  
12 referenced as RCFC Parcels 4345-9C, 4345-10C1, 4345-10C2, 4345-11C, 4345-12C, 4345-12D were no  
13 longer required; and

14       **WHEREAS**, during the conditioning for TTR 37533, the County of Riverside has required the  
15 widening of Briggs Road by 16 feet to its ultimate width; and

16       **WHEREAS**, since the District owns APN 457-320-036, known as RCFC Parcel 4345-9A, located at  
17 the northern limits of this development, the District has been requested to grant an easement to the County  
18 of Riverside for street and utility purposes. The District has reviewed and approved the improvement plans  
19 for the street widening and channel improvements and has issued Encroachment Permit No. 4-0-00345-3954  
20 for the construction thereof; and

21       **WHEREAS**, the conveyance of an easement to the County of Riverside for street and utility purposes  
22 will improve the traffic circulation and will be for the safety and benefit of this community; and

23       **WHEREAS**, pursuant to the California Water Code Appendix Ch. 48, Section 9, the Board of  
24 Supervisors (Board) for the District has the power to take by grant, purchase, gift, devise or lease, or  
25 otherwise, to hold, use, enjoy, and to lease or dispose of real, personal, or mixed property of every kind within  
26 or without the District necessary or convenient to the full exercise of its powers, and to lease its property to  
27  
28

1 public agencies, or to grant any interest therein to public agencies, which lease or grant does not interfere  
2 with the use of the property for the purposes of the District; and

3 **WHEREAS**, pursuant to the California Water Code Appendix Ch. 48, Section 13, the Board may  
4 determine that any real property held by the District is no longer necessary to be retained for the uses and  
5 purposes thereof and may thereafter sell or otherwise dispose of said property or lease the same.

6 **NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED** by vote of the  
7 Board of Supervisors of the Riverside County Flood Control and Water Conservation District ("Board") in  
8 regular session assembled on September 21, 2021, at 9:30 a.m. or soon thereafter, in the meeting room of the  
9 Board located on the 1<sup>st</sup> Floor of the County Administrative Center, 4080 Lemon Street, Riverside, California,  
10 that the Board finds that ROW, located in the unincorporated Homeland area in the County of Riverside,  
11 State of California, more particularly described in those certain Easement Deeds, recorded as Instrument No.  
12 2016-0094896 on March 10, 2016, Instrument Nos. 2006-0556502, and 2006-0556503 on July 28, 2006, in  
13 the Official Records of the County of Riverside, are no longer necessary to be retained by District for  
14 District's use and purposes and declared as surplus, pursuant to California Code – Appendix, Chapter 48,  
15 Section 48-9, Subsection 5, and Section 48-13; and

16  
17 **BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED** that the Board has evaluated  
18 and determined that the real property which is intended to be conveyed in the permanent easement interest  
19 to the County of Riverside is no longer necessary to be retained for the uses and purposes of the District; and

20 **BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED** that the Board intends to  
21 convey an easement interest for street and utility purposes by Easement Deed to County of Riverside as  
22 described in Exhibit A and shown in Exhibit B, attached hereto and incorporated herein by this reference;  
23 and

24 **NOTICE IS HEREBY GIVEN** that this Board intends to summarily vacate and relinquish the ROW  
25 when the Board meets to conclude the proposed transaction on or after October 19, 2021, at 9:30 a.m. or soon  
26 thereafter, at the meeting room of the Board of Supervisors.  
27  
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1       **BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the Clerk of the Board is  
2 directed to cause a copy of this Resolution to be posted in at least three (3) public places within the County  
3 of Riverside for no less than fifteen (15) days.

4  
5 ROLL CALL:

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

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

12                               Kecia R. Harper, Clerk of said Board

13 By   
14                               Deputy



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

**PARCEL 1**

LYING WITHIN THE UNINCORPORATED TERRITORY OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, BEING A PORTION OF PARCEL 4345-9A AS SHOWN ON INSTRUMENT NO. 2016-0094895, RECORDED MARCH 10, 2016, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, LYING WITHIN SECTION 7, TOWNSHIP 5 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE NORTHWESTERLY CORNER OF SAID PARCEL 4345-9A, POINT ALSO BEING ON THE SOUTH RIGHT OF WAY LINE OF WATSON ROAD (50.00 FEET HALF WIDTH);

**THENCE** ALONG THE NORTHERLY LINE OF SAID PARCEL, NORTH 89° 56' 55" WEST, 10.96 FEET;

**THENCE** SOUTH 28° 02' 26" WEST, 19.18 FEET;

**THENCE** SOUTH 00° 28' 31" WEST, 43.06 FEET TO THE SOUTHERLY LINE OF SAID PARCEL;

**THENCE** WESTERLY ALONG SAID SOUTHERLY LINE, SOUTH 89° 56' 55" WEST, 15.95 FEET TO THE WESTERLY LINE OF SAID PARCEL;

**THENCE** NORTHERLY ALONG SAID WESTERLY LINE, NORTH 00° 28' 23" WEST, 43.10 FEET;


**THENCE** NORTH 39° 41' 39" EAST, 21.94 FEET ALONG THE NORTHWESTERLY LINE OF SAID PARCEL, TO THE **POINT OF BEGINNING**.

**CONTAINING:** 915 SQUARE FEET±

**EXHIBIT B:** ATTACHED HERETO AND MADE A PART THEREOF.

**SUBJECT TO:** RESERVATIONS, RESTRICTIONS, RIGHT OF WAYS AND EASEMENTS OF RECORD IF ANY.

THIS REAL PROPERTY DESCRIPTION HAS BEEN PREPARED BY ME OR UNDER MY DIRECTION IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYORS ACT.

  
ROBERT SCPIOBLUME  
P.L.S. NO. 9154  
REG. EXP. 3/31/23

DATE



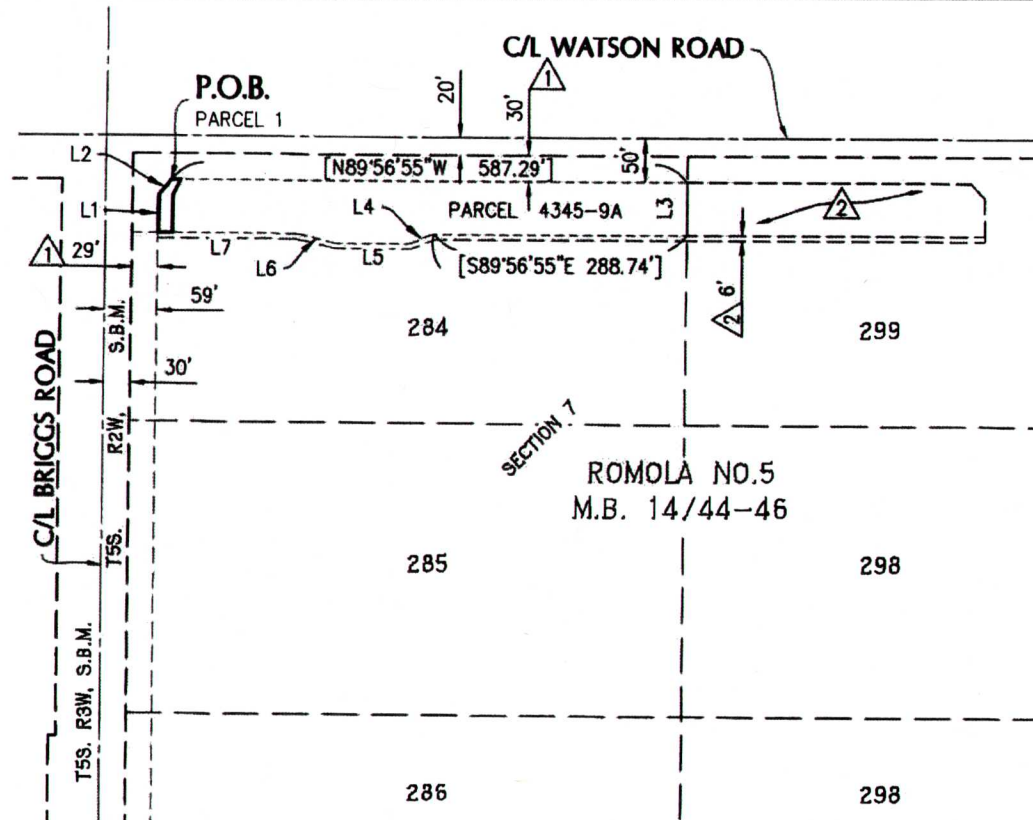
**OWNERS:** RIVERSIDE COUNTY FLOOD CONTROL  
& WATER CONSERVATION DISTRICT

**PREPARED BY:** K&A ENGINEERING  
357 N. SHERIDAN ST.  
CORONA, CA 92880

**DATE EXHIBIT PREPARED:** FEBRUARY 8, 2021

# EXHIBIT "B" MAP

SHEET 1 OF 2



## EASEMENT NOTE:

SEE SHEET 2

## AREA:

PARCEL 1 - 915 S.F.±

## LEGEND:

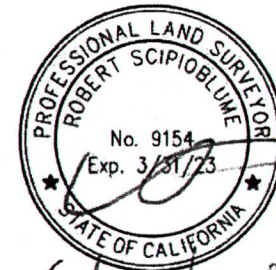
[ ] INST. NO. 2016-0094895 RECORDED 3/10/2016 O.R.  
RIVERSIDE COUNTY

OWNERS: RIVERSIDE COUNTY FLOOD CONTROL  
& WATER CONSERVATION DISTRICT

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

## LINE TABLE

NO.	BEARING	DISTANCE
L1	[N00°28'23"E]	[43.10']
L2	[N39°41'39"E]	[21.94']
L3	[N00°28'27"E]	[60.00']
L4	[N67°24'03"E]	[28.91']
L5	[S89°56'55"E]	[82.63']
L6	[S76°18'27"E]	[47.21']
L7	[S89°56'55"E]	[157.24']

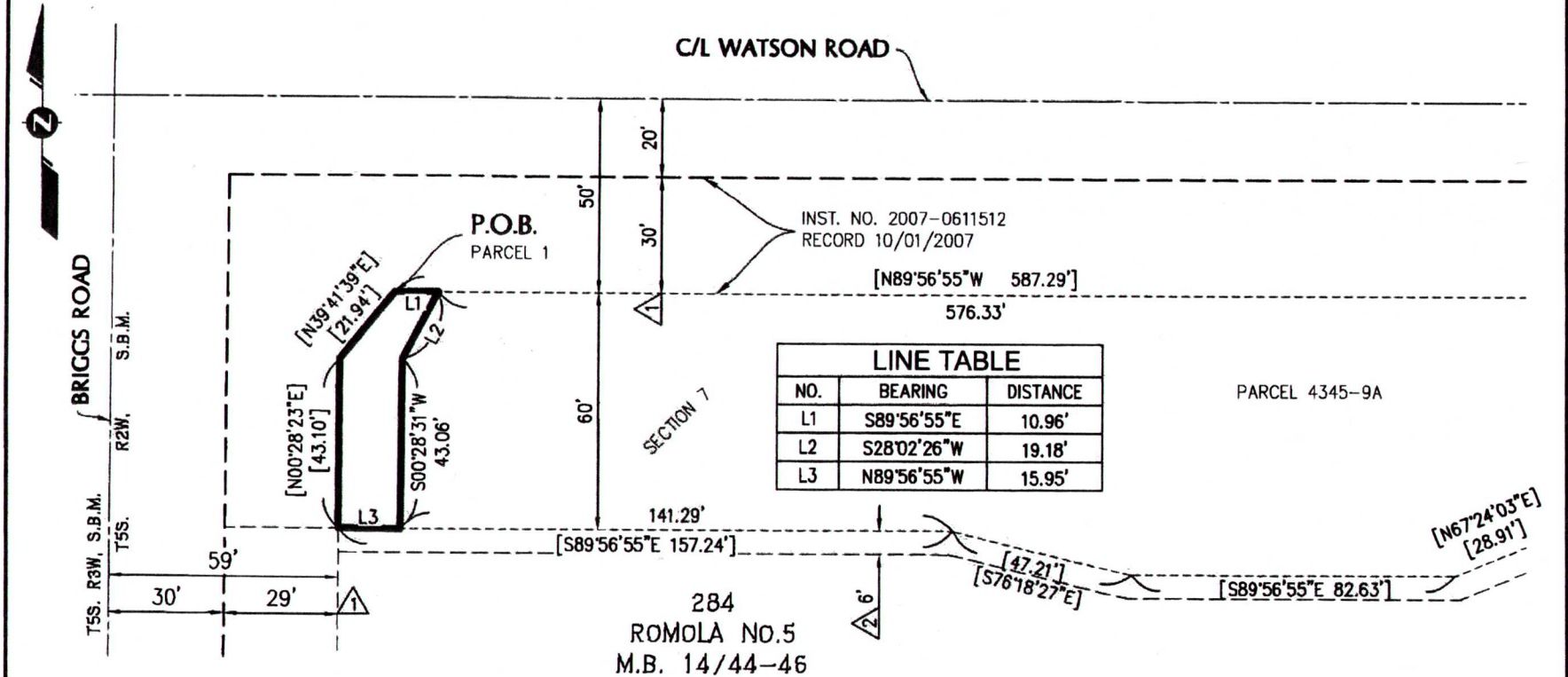


6/23/2021

SCALE: 1"=200'  
SECTION 7 TOWNSHIP 5 SOUTH, RANGE 2 WEST, S.B.M.  
DATE EXHIBIT PREPARED: FEBRUARY 8, 2021

# EXHIBIT "B" MAP

SHEET 2 OF 2



## AREA:

PARCEL 1 - 915 S.F.±

## LEGEND:

[ ] INST. NO. 2016-0094895 RECORDED 3/10/2016 O.R.  
RIVERSIDE COUNTY

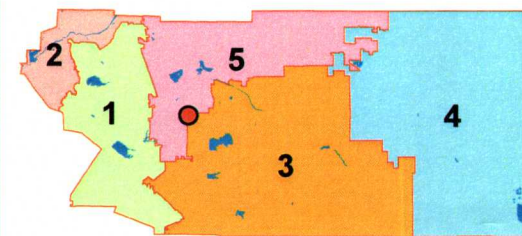
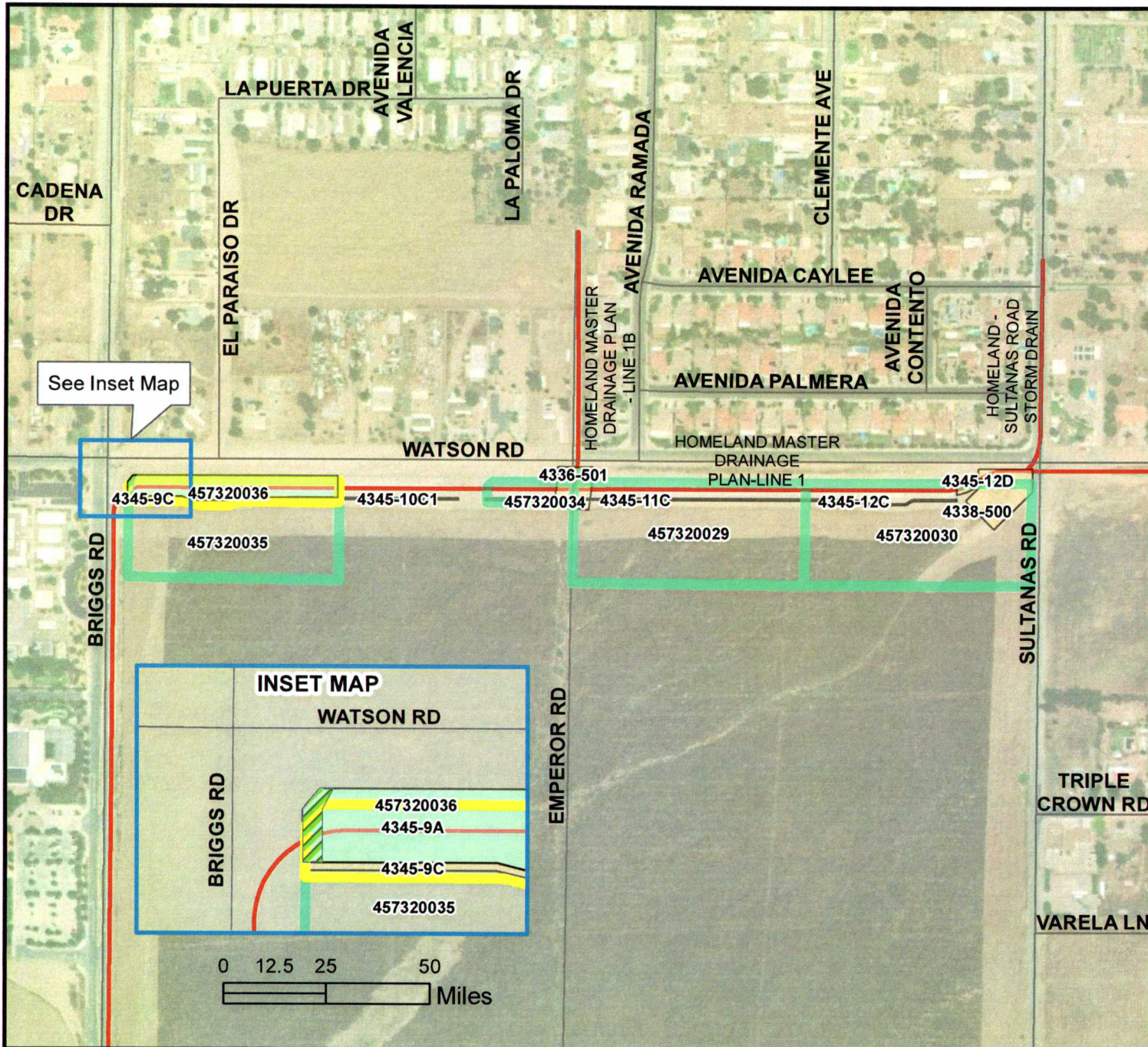
## EASEMENT NOTE:

- 1 EXISTING EASEMENT IN FAVOR OF THE COUNTY OF RIVERSIDE  
RECORDED 10/01/2007 AS INSTRUMENT NO. 2007-0611512
- 2 EXISTING EASEMENT PARCEL 4345-9C IN FAVOR OF THE RIVERSIDE  
FLOOD CONTROL & WATER CONSERVATION DISTRICT RECORDED  
3/10/2016 AS INSTRUMENT NO. 2016-0094896

OWNERS: RIVERSIDE COUNTY FLOOD CONTROL  
& WATER CONSERVATION DISTRICT

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

SCALE: 1"=40'  
SECTION 7 TOWNSHIP 5 SOUTH, RANGE 2 WEST, S.B.M.  
DATE EXHIBIT PREPARED: FEBRUARY 8, 2021



**Supervisor Districts**

### Legend

- RCFC Parcel 4345-9A
- Proposed Easement
- 457-320-036
- Assessor Parcels
- RCFC Parcel
- Existing Facility
- Supervisorial District

### Description

Adoption of Resolution No. F2021-38, Notice of Intent to Summarily Vacate and Relinquish District Easement Interests and Declare Right of Way Surplus and a Notice of Intent to Convey an Easement Interest for Public Road and Utility Purposes to the County of Riverside, Homeland MDP Line 1, Project No. 4-0-00345, District 3



**RIVERSIDE COUNTY FLOOD CONTROL & WATER CONSERVATION DISTRICT**  
**Subject Property - Assessor Parcel Numbers 457-320-029, 457-320-030,**  
**457-320-034, 457-320-035, and 457-320-032**  
**Grant Easement within APN 457-320-036, RCFC Parcel 4345-9A**



**Vicinity Map**