

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



ITEM: 3.60
(ID # 17624)

MEETING DATE:

Tuesday, December 14, 2021

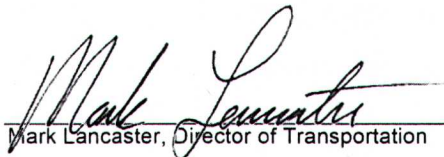
FROM : TLMA-TRANSPORTATION:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:
Adoption of Resolution No. 2021-205, Summarily Vacating the Right to Accept a portion of Oleander Avenue in the Mead Valley area, CEQA exempt, District 1. [Applicant Fees 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that Summarily Vacating the Right to Accept a portion of Oleander Avenue is categorically exempt from CEQA pursuant to Sections 15060 (c), and 15061 (b)(3) of the State CEQA Guidelines;
2. Adopt Resolution No. 2021-205, Summarily Vacating the Right to Accept a portion of Oleander Avenue in the Mead Valley 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



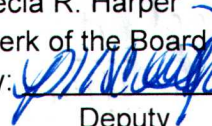
Mark Lancaster, Director of Transportation

11/8/2021

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Washington, seconded by Supervisor Spiegel 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: December 14, 2021
xc: Trans., Recorder

Kecia R. Harper
Clerk of the Board
By: 
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 used.			Budget Adjustment: N/A	
			For Fiscal Year: 2021/2022	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

Summary

The applicant for Plot Plan 25837 is requesting a vacation of a portion of Oleander Avenue within the Mead Valley Area. The portion of Oleander Avenue was dedicated, not accepted for public use by Declaration of Dedication, recorded June 5, 1973, as Instrument Number 72894, and as shown on Parcel Map No. 5042 on file in Book 8, Page 84 of Parcel Maps, both records of the Recorder of the County of Riverside, California. Plot Plan 25837 is a proposal for the construction and operation of a 555,000 square foot industrial business center. This portion of Oleander Avenue has not been improved, is not County maintained, and is not part of the Circulation Element of the General Plan. This vacation will not eliminate access to any parcel. The applicant has provided Vacation/Abandonment Approval letters from the local utility companies. Resolution 2021-205 will not reserve a utility easement.

Pursuant to California Streets and Highways Code Section 8334(a) et seq., the Board of Supervisors (Board) must determine whether the vacation of a portion of Oleander Avenue is excess right-of-way, is not required for public street or highway purposes and is unnecessary for present or prospective public use prior to vacation. If the Board finds, from all the evidence submitted, that Oleander Avenue is unnecessary for present or prospective public use, the Board may adopt the resolution summarily vacating such road.

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 2021-205 as to form.

Impact on Residents and Businesses

The vacation of the portion of Oleander Avenue will not impact residents or businesses.

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

Additional Fiscal Information

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

ATTACHMENTS:

Resolution No. 2021-205

Resolution Exhibits "A" & "B" (Legal Description and Plat)

Attachment "A" (Vicinity Map)

Notice of Exemption

Authorization to Bill



Jason Farin, Principal Management Analyst

12/8/2021



Gregory V. Priamos, Director County Counsel

11/29/2021

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

2022-0049649

01/31/2022 10:49 AM Fee: \$ 0.00

Page 1 of 11

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



THIS SPACE FOR RECORDERS USE ONLY

6080

RESOLUTION NO. 2021-205

Title of Document

**SUMMARILY VACATING THE RIGHT TO ACCEPT A PORTION OF OLEANDER AVENUE IN THE
MEAD VALLEY AREA**

(ABS21001)

(First Supervisorial District)

(TLMA-Planning Department ~ Item 3.60 of 12/14/2021)

FORM APPROVED COUNTY COUNSEL
BY: Steph M. Nelson 11/22/21
STEPHANIE K. NELSON DATE

BOARD OF SUPERVISORS

COUNTY OF RIVERSIDE

RESOLUTION NO. 2021-205

SUMMARILY VACATING THE RIGHT TO ACCEPT A PORTION OF OLEANDER
AVENUE IN THE MEAD VALLEY AREA

(ABS21001)

(First Supervisorial District)

WHEREAS, the hereinafter-described portion of Oleander Avenue was dedicated,
not accepted for public use by Declaration of Dedication, recorded June 5, 1973, as
Instrument 72894, and as shown on Parcel Map No. 5042 on file in Book 8, Page 84 of
Parcel Maps, both records of the Recorder of the County of Riverside, California, and;

WHEREAS, the hereinafter-described portion of Oleander Avenue is excess right-
of-way, 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
December 14, 2021, as follows:

1 **RESOLUTION NO. 2021-205**

- 2
- 3 1. The vacation of a portion of Oleander Avenue is categorically exempt from
- 4 CEQA pursuant to Section 15060(c) and Section 15061(b)(3) of the State
- 5 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 Oleander Avenue is
- 9 excess right-of-way and is not required for public street or highway
- 10 purposes and is hereby summarily vacated.
- 11
- 12 3. That the hereinafter-described portion of Oleander Avenue is unnecessary
- 13 for use as a non-motorized transportation facility.
- 14
- 15 4. Pursuant to Division 9, Part 3, Chapter 4, Section 8334.5, No public utilities
- 16 are in place and will be affected by this vacation.
- 17
- 18 5. From and after the date this resolution is recorded the hereinafter-described
- 19 portion of Oleander Avenue is hereby vacated and no longer constitutes a
- 20 public street or County highway.
- 21

22 SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO

23 AS EXHIBITS "A" and "B" AND MADE A PART HEREOF.

24

25 **BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the Clerk of

26 the Board is directed to file with the Office of the County Clerk the Notice of Exemption

27 within five (5) working days of the Board hearing date.

28

29

1 **RESOLUTION NO. 2021-205**

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 office
5 of the Recorder of the County of Riverside, California.

6 CT W.O. # ABS21001

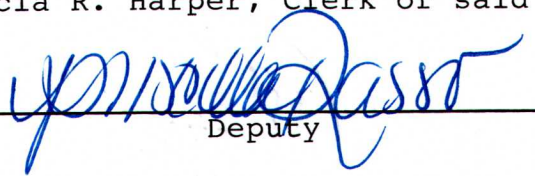
ROLL CALL:

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

BY: RZA

DATE: 2021-10-28

EXHIBIT "A"
LEGAL DESCRIPTION

PARCEL "A"

That portion of Oleander Avenue, as dedicated by Declaration of Dedication recorded June 5, 1973, as Instrument No. 72894 and shown on Parcel Map 5042, in the County of Riverside, State of California, on file in Book 8 Page 84 of Parcel Maps, both records of Riverside County, State of California, more particularly described as follows:

COMMENCING at the Northeast corner of the Northwest One-Quarter of Section 2, Township 4 South, Range 4 West, San Bernardino Meridian in the County of Riverside, State of California, said point being the centerline intersection of Oleander Avenue (50.00 foot half-width) and Decker Road, (shown as Ellsworth Street on said Map, 44.00 foot half-width), as shown on said Map;

Thence along said centerline of Ellsworth Street, South 00°05'43" East a distance of 68.37 feet;

Thence leaving said centerline South 89°54'17" West a distance of 50.00 feet to the intersection of a line parallel with and 50 feet westerly of, measured at right angles thereto, last said centerline, with that certain course on the northeasterly line of Parcel 2 of said map shown as having a bearing of North 45°37'37" West and a distance of 32.83 feet on said Map, said point being the **TRUE POINT OF BEGINNING**;

Thence along said certain course North 45°37'37" West 24.43 feet to a line parallel with and 50.00 feet southerly therefrom, measured at right angles thereto, the centerline of said Oleander Avenue, said line being the southerly right of way line of said Oleander Avenue, as shown on said Map;

Thence along said southerly right of way line, South 88°50'27" West a distance of 1256.62 feet to the northwest corner of said Parcel 2;

Thence North 00°10'00" West 11.00 feet to a line parallel with and 39.00 feet distant southerly from, measured at right angles thereto, the centerline of said Oleander Avenue;

Thence along said parallel line North 88°50'27" East a distance of 1256.64 feet;

Thence South 36°06'43" West 29.63 feet to said line parallel with and 50 feet westerly of, measured at right angles thereto, said centerline of Ellsworth Street;

Thence along said parallel line South 00°05'43" East a distance of 4.14 feet to the **TRUE POINT OF BEGINNING**.

Containing: 13,955 square feet of land, more or less.

The restricted access adjacent to the above described road vacation, as described in the Declaration of Dedication recorded June 6, 1973 as Document No. 1973-72894 of Official Records of said county will be vacated by this change in road width.

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

This real property description has been prepared by me, or under my direct supervision, in conformance with the Professional Land Surveyors' Act.

B. K. Mickelson

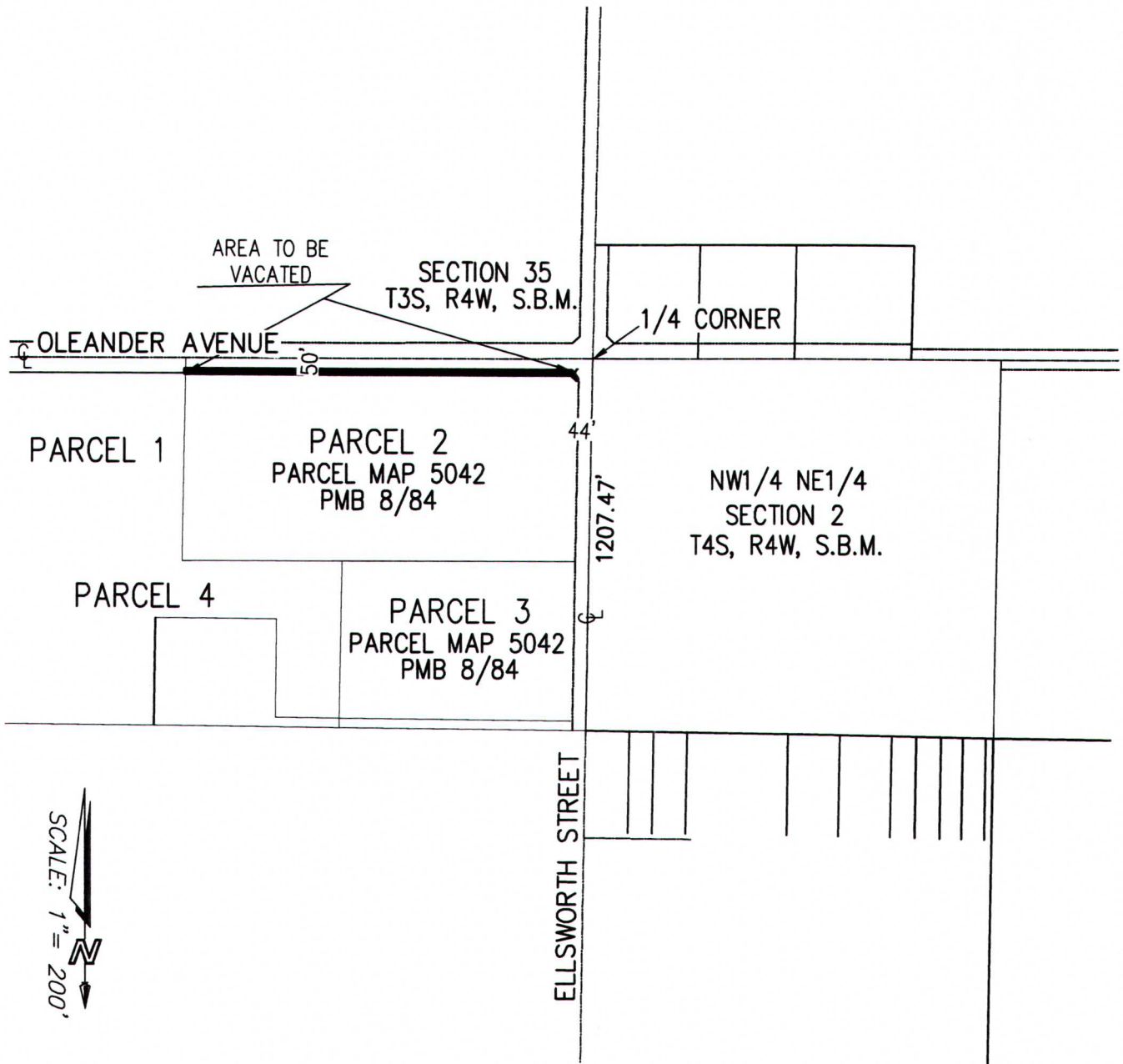
Brian K. Mickelson, LS # 7320

10/27/21
date



EXHIBIT "B"

SHEET 1 OF 2



SCALE: 1" = 200'

LEGEND

— LIMITS OF VACATION

TITLE: **COUNTY OF RIVERSIDE
VICINITY MAP**



**DAVID EVANS
AND ASSOCIATES INC.**

4141 Inland Empire Blvd., Suite 250
Ontario California 91764
Phone: 909.481.5750

DATE OF PREPARATION: 10/27/2021

EXHIBIT "B"

SHEET 1 OF 1

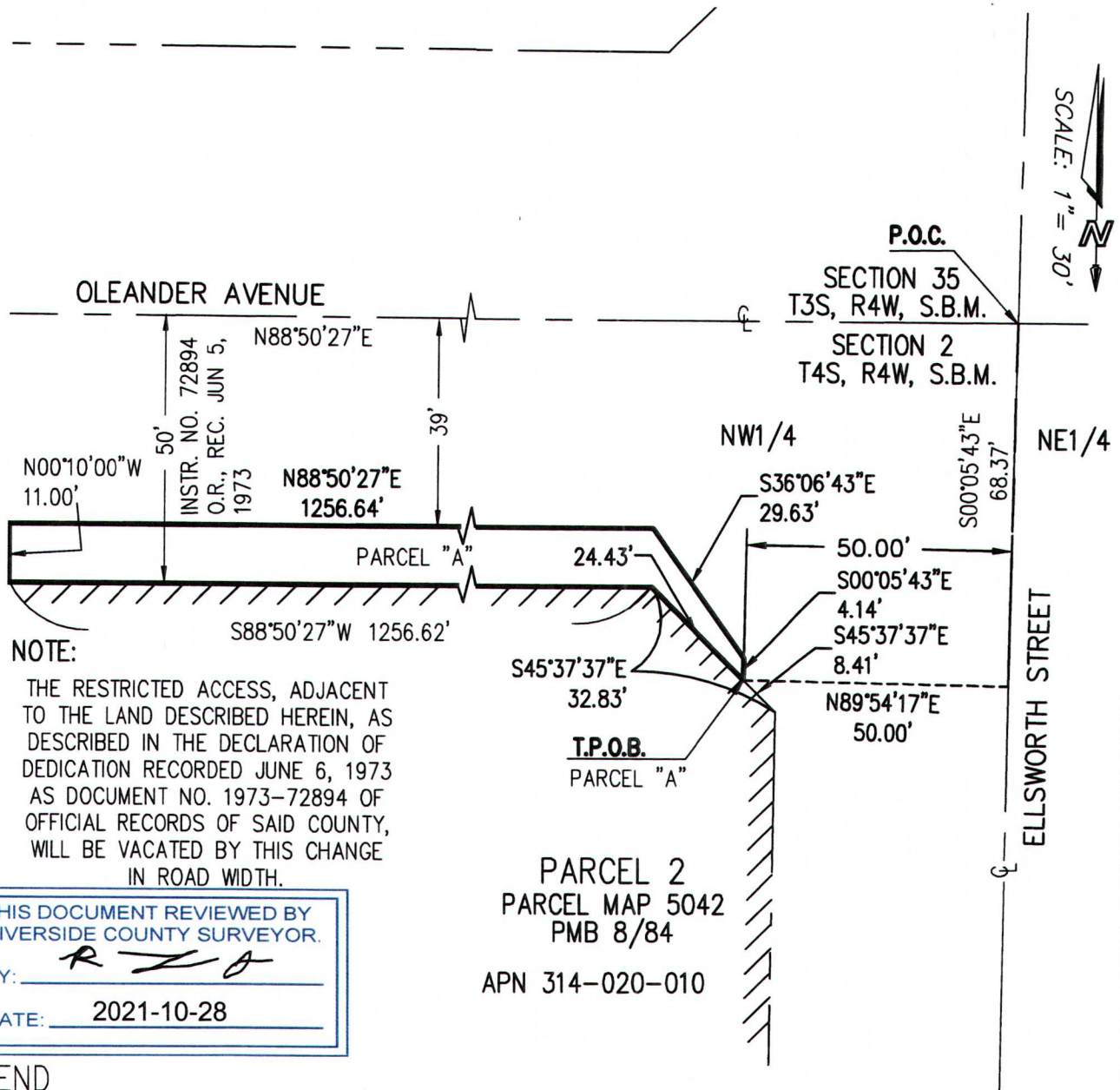


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Thence along said southerly right of way line, South 88°50'27" West a distance of 1256.62 feet to the northwest corner of said Parcel 2;

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

This real property description has been prepared by me, or under my direct supervision, in conformance with the Professional Land Surveyors' Act.

B. K. Mickelson

Brian K. Mickelson, LS # 7320

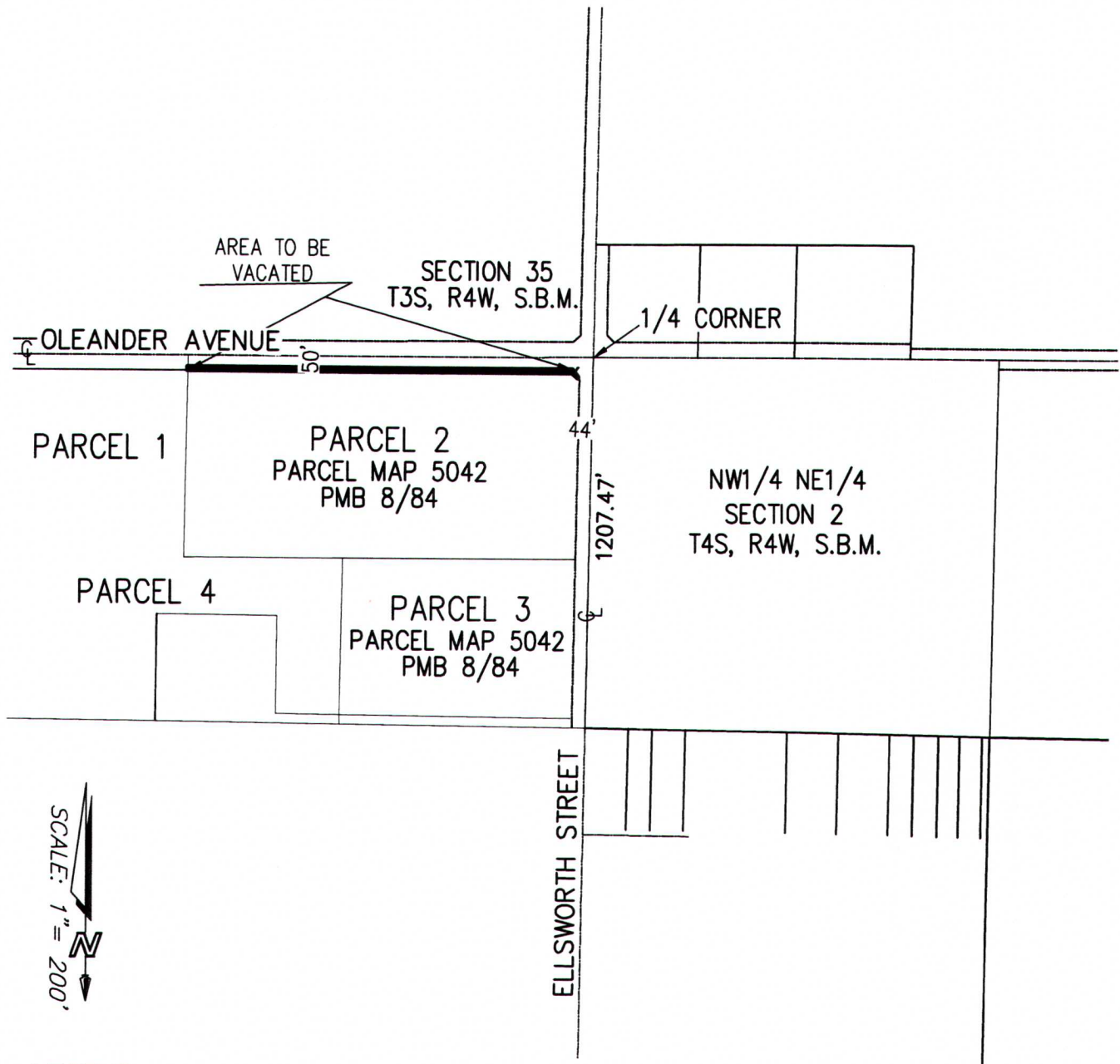
10/27/21

date



EXHIBIT "B"

SHEET 1 OF 2



LEGEND

— LIMITS OF VACATION

TITLE: **COUNTY OF RIVERSIDE
VICINITY MAP**



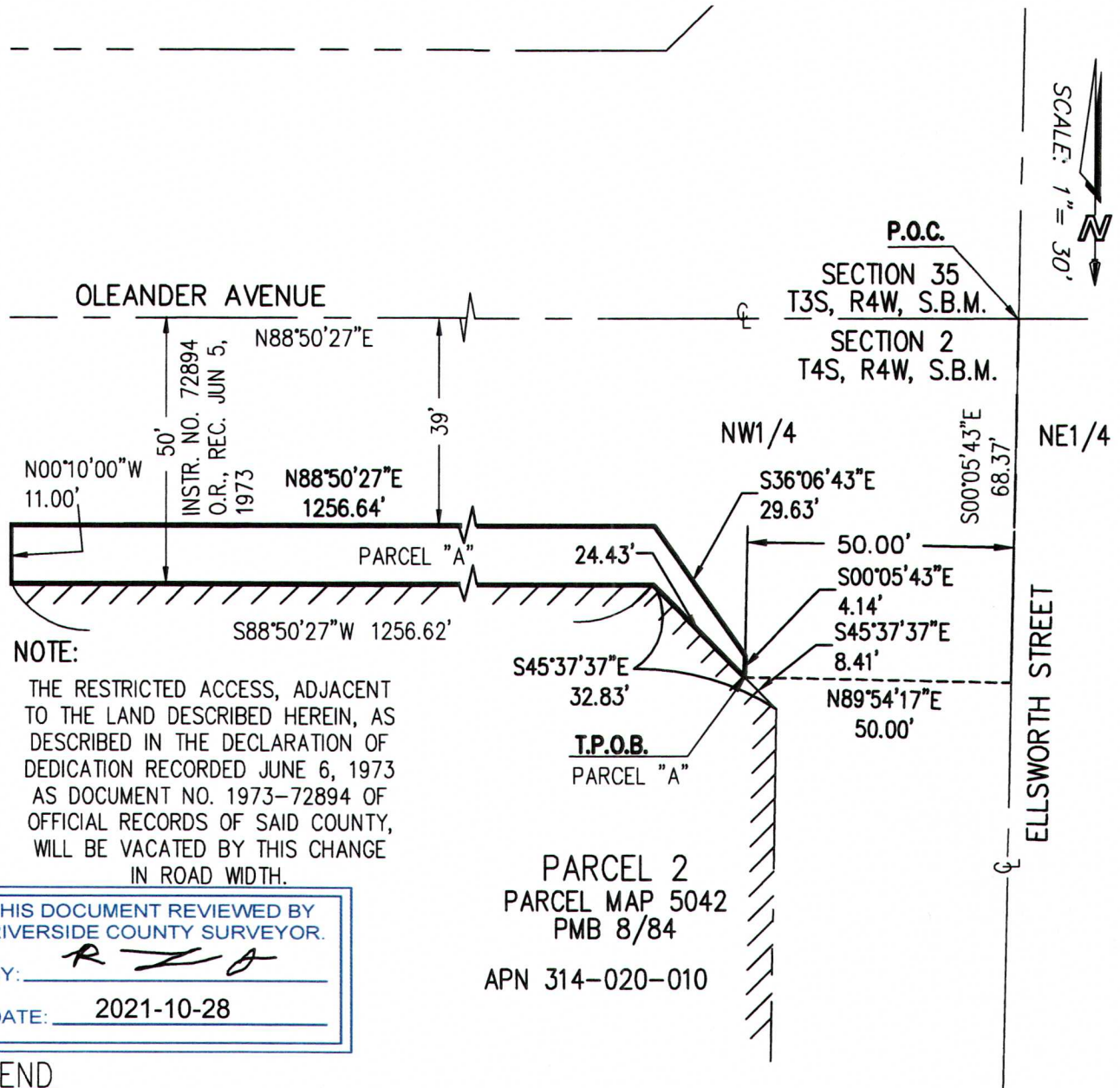
**DAVID EVANS
AND ASSOCIATES INC.**

4141 Inland Empire Blvd., Suite 250
Ontario California 91764
Phone: 909.481.5750

DATE OF PREPARATION: 10/27/2021

EXHIBIT "B"

SHEET 1 OF 1



THIS DOCUMENT REVIEWED BY
RIVERSIDE COUNTY SURVEYOR.
BY: *RZA*
DATE: 2021-10-28

PARCEL 2
PARCEL MAP 5042
PMB 8/84
APN 314-020-010

**TITLE: COUNTY OF RIVERSIDE
VACATION**



**DAVID EVANS
AND ASSOCIATES INC.**
4141 Inland Empire Blvd., Suite 250
Ontario California 91764
Phone: 909.481.5750

DATE OF PREPARATION: 10/27/2021

ABBREVIATIONS

INST. INSTRUMENT
P.O.C. POINT OF COMMENCEMENT
T.P.O.B. TRUE POINT OF BEGINNING
O.R. OFFICIAL RECORD
SQ. FT. SQUARE FEET



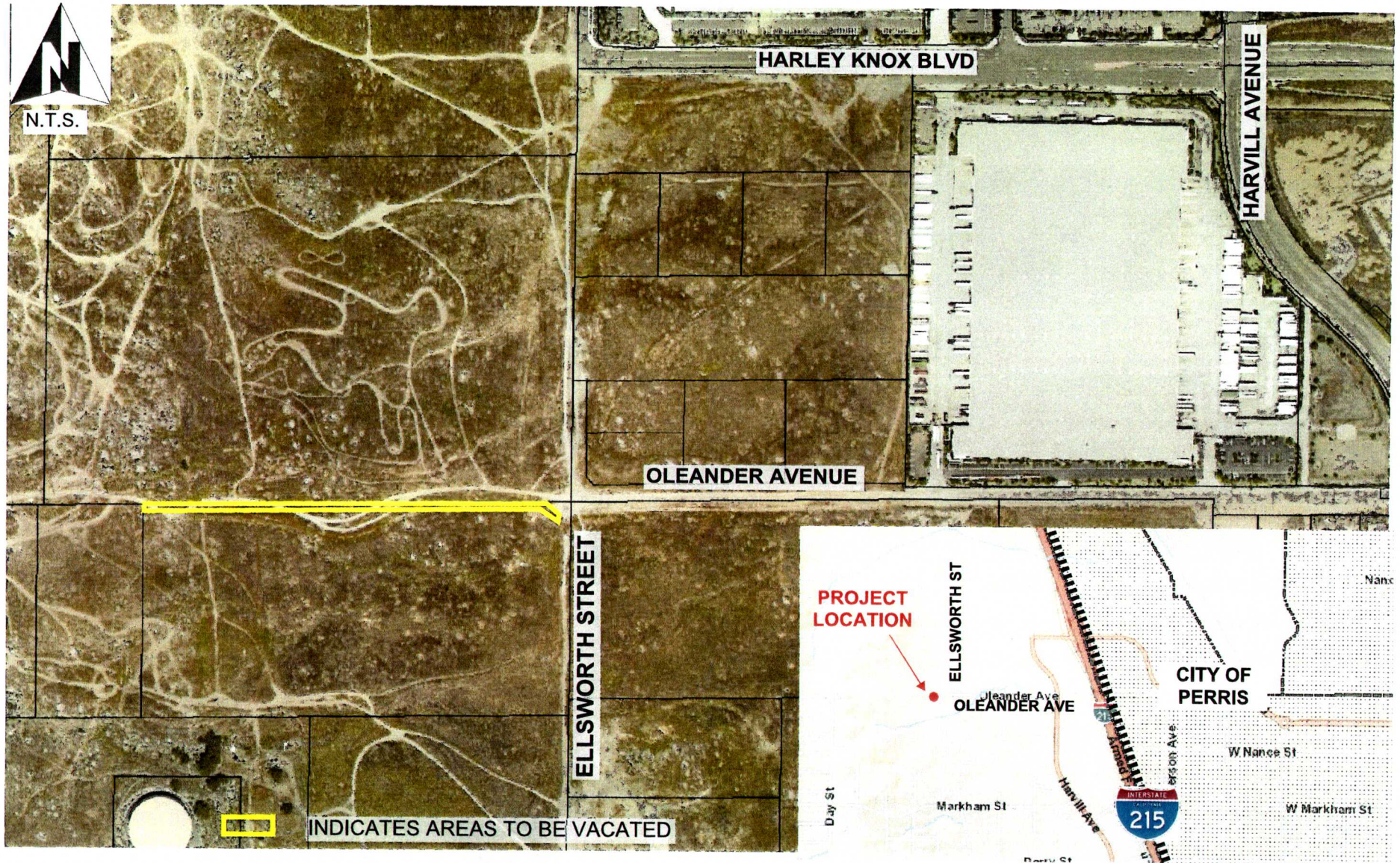
B. K. Mickelson

BRIAN K. MICKELSON, P.L.S. 7320

DATE **10/27/2021**

ATTACHMENT "A"

SUMMARILY VACATING THE RIGHT TO ACCEPT A PORTION OF OLEANDER AVENUE IN THE MEAD VALLEY AREA



NOTE: TO BE REMOVED PRIOR TO RECORDING

NOTICE OF EXEMPTION

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

Project Name: Resolution No. 2021-205, Summarily Vacating the Right to Accept a portion of Oleander Avenue in the Mead Valley area.

Project Number: ABS21001, SU14

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

Description of Project: Resolution No. 2021-205, Summarily Vacating the Right to Accept a portion of Oleander Avenue in the Mead Valley 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.

DEC 14 2021 3.60

- 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: 11/1/2021
David L. McMillan, Riverside County Surveyor

BY: RZA

DATE: 2021-10-28

EXHIBIT "A"
LEGAL DESCRIPTION

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

This real property description has been prepared by me, or under my direct supervision, in conformance with the Professional Land Surveyors' Act.

B. K. Mickelson

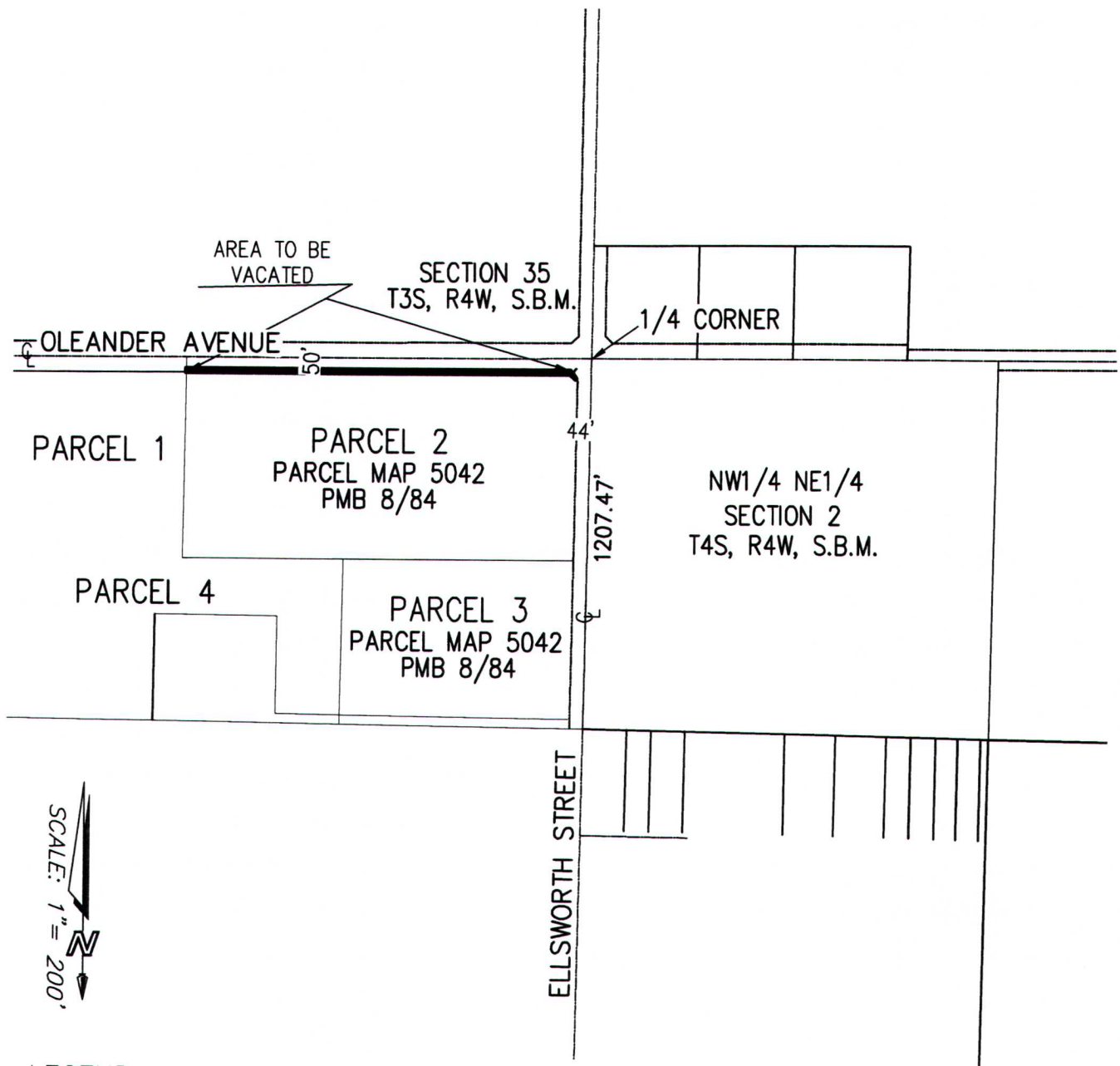
Brian K. Mickelson, LS # 7320

10/27/21
date



EXHIBIT "B"

SHEET 1 OF 2



SCALE: 1" = 200'

LEGEND

— LIMITS OF VACATION

TITLE: **COUNTY OF RIVERSIDE
VICINITY MAP**



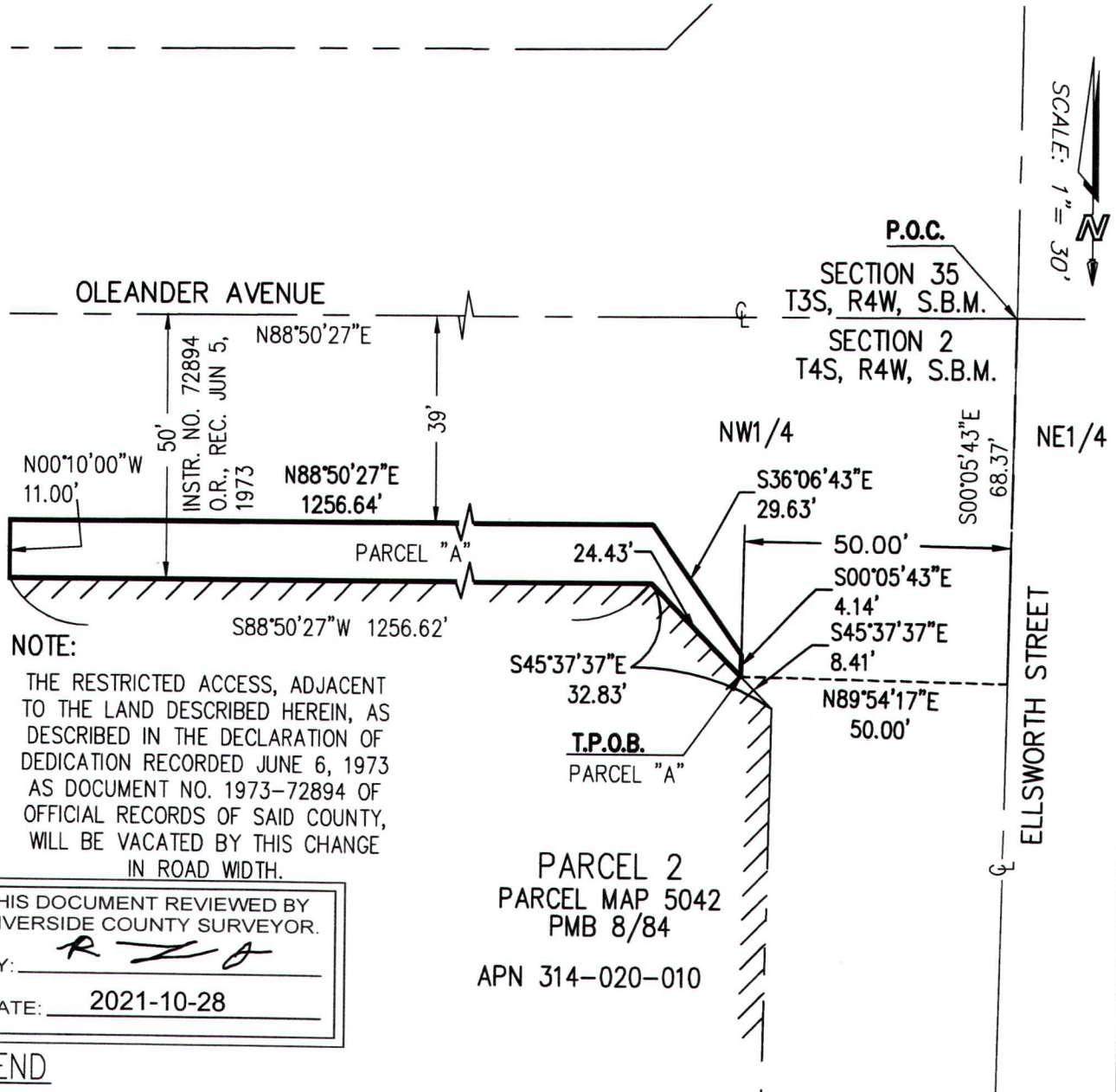
**DAVID EVANS
AND ASSOCIATES INC.**

4141 Inland Empire Blvd., Suite 250
Ontario California 91764
Phone: 909.481.5750

DATE OF PREPARATION: 10/27/2021

EXHIBIT "B"

SHEET 1 OF 1



LEGEND

- LIMITS OF VACATION
- /// RESTRICTED ACCESS PER PM 5042 PMB 8/84

PARCEL "A" TO BE VACATED = 13,955 SQ.FT.

TITLE: COUNTY OF RIVERSIDE VACATION



DAVID EVANS AND ASSOCIATES INC.
4141 Inland Empire Blvd., Suite 250
Ontario California 91764
Phone: 909.481.5750

DATE OF PREPARATION: 10/27/2021

ABBREVIATIONS

INST.	INSTRUMENT
P.O.C.	POINT OF COMMENCEMENT
T.P.O.B.	TRUE POINT OF BEGINNING
O.R.	OFFICIAL RECORD
SQ. FT.	SQUARE FEET



B. K. Mickelson

BRIAN K. MICKELSON, P.L.S. 7320

DATE 10/27/2021

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. ABS21001 SU14
Accounting String 537280-20260-3130200000 ZABS21001 ZSU14

AMOUNT: \$50.00

DATE: 10/26/2021

AGENCY: Riverside County Transportation Department - 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) –Notice of CEQA Exemption

AUTHORIZED BY: David L. McMillan County Surveyor

Signature:  _____

PRESENTED BY: Chris Trinidad

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

-TO BE FILLED IN BY COUNTY CLERK-

ACCEPTED BY: _____

DATE: _____

RECEIPT # (S) _____