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



ITEM: 3.5 (ID # 18133)

#### **MEETING DATE:**

Tuesday, March 29, 2022

FROM: FACILITIES MANAGEMENT AND TRANSPORTATION AND LAND MANAGEMENT AGENCY:

**SUBJECT:** FACILITIES MANAGEMENT- REAL ESTATE (FM-RE): Adoption of Resolution No. 2022-052, Declaration of Exempt Surplus Real Property and Notice of Intention to Convey Fee Simple Interest in Real Property in the Unincorporated Area of Corona, County of Riverside, California, located on Temescal Canyon Road near Indian Truck Trail by Quitclaim Deed to the Speedway Development, LLC, District 1. [\$0 - Sale Proceeds 100%] (Clerk of the Board to give notice)

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

- Adopt Resolution No. 2022-052, Declaration of Exempt Surplus Real Property and Notice of Intention to Convey Fee Simple Interest in Real Property located in the Unincorporated Area of Corona, County of Riverside, California, located on Temescal Canyon Road near Indian Truck Trail to the Speedway Development, LLC by Quitclaim Deed; and
- 2. Direct the Clerk of the Board to give notice pursuant to Government Code Section 6063.

**ACTION:Policy, 4/5 Vote Required** 

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 May 10, 2022, at 9:30 a.m. or as soon as possible thereafter.

Ayes:

Jeffries, Spiegel, Washington, Perez and Hewitt

Nays:

None

Absent:

None

Date:

March 29, 2022

XC:

FM-RE, TLMA, COB

3.5

Kecia R. Harper Clerk of the Boar

## 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: Sale Proceeds – 100%			Budget Adjustment: No	
			For Fiscal Year	: 2021/22

C.E.O. RECOMMENDATION: Approve

#### **BACKGROUND:**

#### **Summary**

A portion of Temescal Canyon Road was relinquished to the County of Riverside by the State of California on March 12, 1980. A portion of relinquished Temescal Canyon Road was deemed excess right-of-way and was summarily vacated by Resolution 2022-053, adopted March 1, 2022, agenda item 3.45, as submitted by the Transportation Department (Property).

Under Section 8355 of the California Streets and Highways Code, if the legislative body of a public entity determines that property previously subject to a street, highway, or public service easement, title to which is owned by the public entity, is no longer needed by the public, in the case of property owned by a local agency, the legislative body may sell or exchange the property in the manner, and upon the terms and conditions approved by the legislative body.

The Property consists of 1,838 acres of vacant land, situated westerly of the Temescal Canyon Road northerly of Indian Truck Trail. The appraised value of the Property is one hundred thousand (\$100,000.00). Speedway Developments, LLC, a Nevada limited liability company (Speedway) is the owner of the adjacent properties, identified as Assessor's Parcel Numbers 290-130-005, 290-130-087 and 290-130-088. Speedway was the applicant for said vacation and has proposed purchasing the vacated right-of-way from County for the appraised value.

The County requests this Property be declared exempt surplus land as the Property is a former street, right of way, or easement, and is conveyed to an owner of an adjacent property, per Government Code Section 54221(f)(1)(E).

Resolution No. 2022-052 has been reviewed and approved by County Counsel as to legal form.

#### Impact on Citizens and Businesses

Economic impacts can be recognized once Speedway moves forward with their development plans.

#### SUPPLEMENTAL:

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

#### **Additional Fiscal Information**

The Facilities Management, Real Estate Division, will be reimbursed through proceeds of this sale and for actual costs incurred, including labor estimated to be \$11,950. There is no budget adjustment required.

Sales Price	\$ 100,000
Preliminary Title Report	\$ 500
Estimated Escrow and Title Charges	\$ 1,000
Appraisal	\$ 3,950
Advertising Costs	\$ 1,500
County Staff Time includes FM-RE, FM	\$ 5,000
Environmental and County Counsel	
Total Estimated Acquisition Costs:	\$ 11,950
Total Estimated Net Proceeds	\$ 88,050

#### ATTACHMENTS:

- Aerial Image
- Resolution No. 2022-052

CAO:sc/02152022378FM/30.661

Meghan Hahn
Meghan Hahn, Senior Management Analyst 3/18/2022

# Aerial Image



Resolution No. 2022-052

Declaration of Exempt Surplus Real Property and Notice of Intention to

Convey Fee Simple Interest in Real Property

in the Unincorporated Area of Corona, County or Riverside, California,

to Speedway Development, LLC, by Quitclaim Deed

WHEREAS, a segment of Temescal Canyon Road was relinquished to the County of Riverside (County) by the State of California on March 12, 1980. A portion consisting of 1.838 acres of vacant land of Temescal Canyon Road was deemed excess right-of-way (Property);

WHEREAS, the County of Riverside deems the Property an uneconomical remnant and not required for County's use;

WHEREAS, the land was summarily vacated by the County on March 1, 2022;

WHEREAS, the County of Riverside desires to transfer the Property to the Speedway Development, LLC. for the consideration of \$100,000 (One Hundred Thousand Dollars);

WHEREAS, pursuant to Section 8355 of the Streets ad Highways Code, the Board of Supervisors has the legal authority to convey the land to the abutting property owner;

WHEREAS, pursuant to California Government Code Section 54221(f)(1)(E), surplus land that is a former street, right of way, or easement, and is conveyed to an owner of an adjacent property, is exempt from the requirements of the Surplus Land Act; now, therefore,

BE IT RESOLVED, DETERMINED AND ORDERED and NOTICE IS HEREBY GIVEN by the Board of Supervisors of the County of Riverside, California, in regular session assembled on March 29, 2022, intends to convey to the Speedway Development, LLC. on or after May 10, 2022, the Property by Quitclaim Deed as more

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particularly described in Exhibit "A" and Exhibit "B" attached hereto and made a part hereof.

BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED that the Board has evaluated and determined that the Property intended to be conveyed to Speedway is no longer necessary to be retained for the County's uses and purposes.

BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED that the Board declares the Property exempt surplus land pursuant to California Government Code Section 54221(f)(1)(E).

BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED that the Board of Supervisors will meet to conclude the proposed transaction on or after May 10, 2022, at 9:30 a.m. or thereafter, at the meeting room of the Board of Supervisors located on the 1st floor of the County Administrative Center, 4080 Lemon Street, Riverside, California.

BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED that the Clerk of the Board of Supervisors is directed to give notice hereof as provided in Section 6063 of the Government Code.

APPROVED AS TO FORM: COUNTY COUNSEL

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Ryan Yabko

**Deputy County Counsel** 

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

у\_\_\_\_\_

Deputy

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

#### LEGAL DESCRIPTION

THOSE PORTIONS OF RELINQUISHED HIGHWAY RIGHT OF WAY NOW KNOWN AS TEMESCAL CANYON ROAD RELINQUISHED TO THE COUNTY OF RIVERSIDE BY RELINQUISHMENT RECORDED MARCH 12, 1980 AS INSTRUMENT NO. 1980-48062 OF OFFICIAL RECORDS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, WITHIN THE UNINCORPORATED TERRITORY OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, WITHIN SECTION 12. TOWNSHIP 5 SOUTH, RANGE 6 WEST, SAN BERNARDINO MERIDIAN, LYING SOUTHERLY OF THE NORTHERLY LINE OF SAID SECTION 12 AND SOUTHWESTERLY OF THE LINE THAT IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

#### **PARCEL 1**

**COMMENCING** AT THE NORTHEAST CORNER OF SAID SECTION 12;

THENCE NORTH 89°09'53" WEST ALONG THE NORTH LINE OF SAID SECTION 12, 1891.53 FEET TO A POINT ON A LINE PARALLEL WITH AND 64.00 FEET SOUTHWESTERLY OF, AS MEASURED AT RIGHT ANGLES TO, THE CONSTRUCTION CENTERLINE OF TEMESCAL CANYON ROAD AS SHOWN ON RECORD OF SURVEY RECORDED IN BOOK 149, PAGES 4 THROUGH 6, INCLUSIVE, OF OFFICIAL RECORDS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA. SAID POINT BEING THE TRUE POINT OF BEGINNING OF PARCEL 1;

THENCE LEAVING THE NORTH LINE OF SAID SECTION 12 SOUTH 29°38'55" EAST ALONG SAID PARALLEL LINE, 47.11 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHEASTERLY, CONCENTRIC WITH AND 64.00 FEET SOUTHWESTERLY AS MEASURED RADIALLY TO SAID CONSTRUCTION CENTERLINE OF TEMESCAL CANYON ROAD HAVING A RADIUS OF 2464.00 FEET:

THENCE SOUTHEASTERLY ALONG SAID CURVE 70.94 FEET THROUGH A CENTRAL ANGLE OF 01°38'59" TO THE BEGINNING OF A LINE PARALLEL WITH AND 64.00 FEET SOUTHWESTERLY OF, AS MEASURED AT RIGHT ANGLES TO, SAID CONSTRUCTION CENTERLINE OF TEMESCAL CANYON ROAD:

THENCE SOUTH 31°17'53" EAST ALONG SAID PARALLEL LINE, 1329.12 FEET TO A POINT OF INTERSECTION WITH THE NORTHEASTERLY LINE OF PARCEL "A" OF LOT LINE ADJUSTMENT NO. 4310 APPROVED BY RIVERSIDE COUNTY PLANNING DEPARTMENT ON DECEMBER 26, 2000 AND RECORDED JUNE 27, 2003 AS INSTRUMENT NO. 2003-476505 AND DEED RECORDED FEBRUARY 20, 2001 AS INSTRUMENT NO. 2001-066502 OF OFFICIAL RECORDS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, SAID POINT BEING THE POINT OF TERMINATION OF PARCEL 1. SAID POINT HEREINAFTER REFERRED TO AS POINT "A":

1 OF 2

CONTAINING: 79,842 SQ./FT. (1.833 ACRES) MORE OR LESS.

PRERARED BY: K&A ENGINEERING

357 N. SHERIDAN ST.

**CORONA, CA 92880** 

APN: 290-130-005. 290-130-053 & 290-130-085

DATE EXHIBIT PREPARED: 11/17/2021

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

#### LEGAL DESCRIPTION

THOSE PORTIONS OF RELINQUISHED HIGHWAY RIGHT OF WAY NOW KNOWN AS TEMESCAL CANYON ROAD RELINQUISHED TO THE COUNTY OF RIVERSIDE BY RELINQUISHMENT RECORDED MARCH 12, 1980 AS INSTRUMENT NO. 1980-48062 OF OFFICIAL RECORDS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, WITHIN THE UNINCORPORATED TERRITORY OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, WITHIN SECTION 12, TOWNSHIP 5 SOUTH, RANGE 6 WEST, SAN BERNARDINO MERIDIAN, LYING SOUTHWESTERLY OF THE LINE THAT IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

#### PARCEL 2

**COMMENCING AT AFOREMENTIONED POINT "A":** 

THENCE SOUTH 31°17'53" EAST PARALLEL WITH AND 64,00 FEET SOUTHWESTERLY OF SAID CONSTRUCTION CENTERLINE OF TEMESCAL CANYON ROAD ALONG THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF TEMESCAL CANYON ROAD AS DESCRIBED BY DOCUMENT NO. 2020-0260210, RECORDED JUNE 17, 2020 OF OFFICIAL RECORDS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, 660.54 FEET TO A POINT OF INTERSECTION WITH SAID NORTHEASTERLY LINE OF PARCEL "A" AND THE TRUE POINT OF BEGINNING OF PARCEL 2:

THENCE LEAVING AND CONTINUING SOUTH 31°17'53" EAST PARALLEL WITH SAID CONSTRUCTION CENTERLINE OF TEMESCAL CANYON ROAD, 53.63 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE SOUTHWESTERLY HAVING A RADIUS OF 1836.00 FEET, SAID CURVE BEING 64.00 FEET SOUTHWESTERLY OF AND CONCENTRIC WITH AS MEASURED RADIALLY TO SAID CONSTRUCTION CENTERLINE OF TEMESCAL CANYON ROAD;

THENCE SOUTHEASTERLY ALONG SAID CURVE 132.79 FEET THROUGH A CENTRAL ANGLE OF 04°08'38" CONCENTRIC WITH SAID CONSTRUCTION CENTERLINE OF TEMESCAL CANYON ROAD TO A POINT OF INTERSECTION WITH THE EASTERLY LINE OF PARCEL "1" OF LOT LINE ADJUSTMENT NO. 05568 RECORDED MAY 30, 2017 AS INSTRUMENT NO. 2017-0214134 AND DEED RECORDED JUNE 21, 2017 AS INSTRUMENT NO. 2017-0249211 OF OFFICIAL RECORDS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, SAID POINT OF INTERSECTION ALSO BEING THE MOST NORTHERLY CORNER OF PARCEL 2 OF SAID DOCUMENT NO. 2020-0260210 AND SAID POINT BEING THE POINT OF TERMINATION OF PARCEL 2:

CONTAINING; 235 SQ./FT. (0.005 ACRES) MORE OR LESS.

**EXHIBIT "D": ATTACHED HERETO AND MADE A PART HEREOF** 

SUBJECT TO: COVENANTS, CONDITIONS, RESERVATIONS, RESTRICTIONS, RIGHT OF WAY AND EASEMENTS OF RECORD IF ANY.

2 OF 2

ROBERT SCIPOBLUME P.L.S. NO.: 9154

REG. EXP.: 3/31/2023

PRERARED BY: K&A ENGINEERING

357 N. SHERIDAN ST.

CORONA, CA 92880

290-130-053 & 290-130-085

LAND

No. 9154

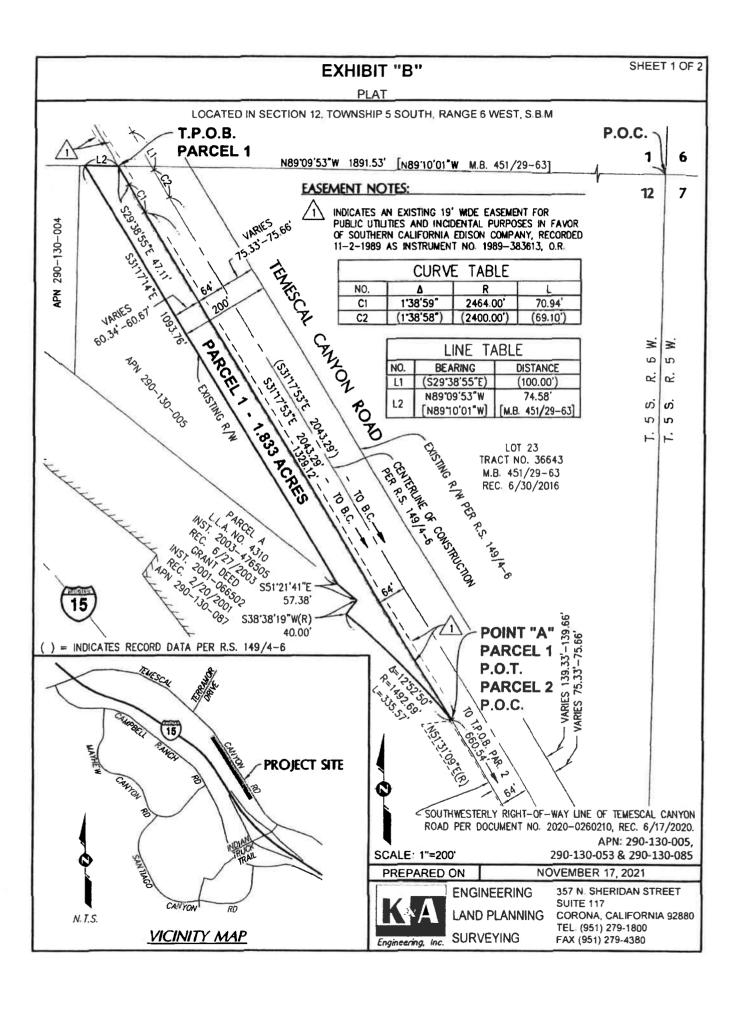
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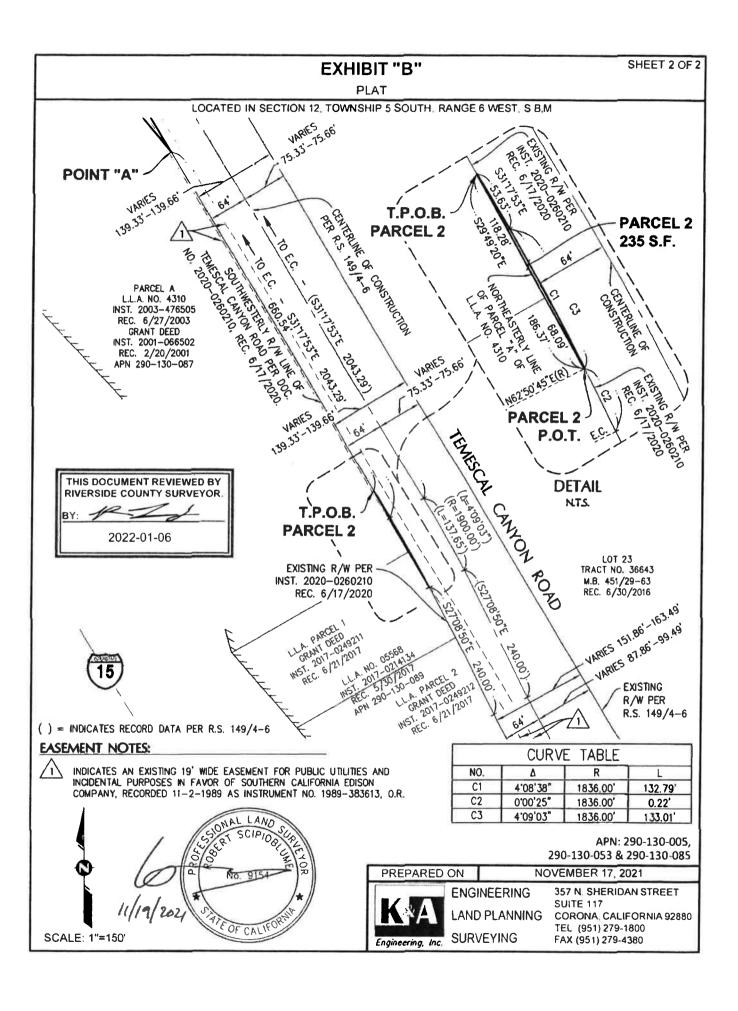
THIS DOCUMENT REVIEWED BY RIVERSIDE COUNTY SURVEYOR.

2022-01-06

DATE EXHIBIT PREPARED: 11/17/2021

APN: 290-130-005.





### THE PRESS-ENTERPRISE

1825 Chicago Ave, Suite 100 Riverside, CA 92507 951-684-1200 951-368-9018 FAX

PROOF OF PUBLICATION (2010, 2015.5 C.C.P)

Publication(s): The Press-Enterprise

PROOF OF PUBLICATION OF

Ad Desc.: Notice of Intent Reso. No. 2022-052 /

I am a citizen of the United States. I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am an authorized representative of THE PRESS-ENTERPRISE, a newspaper in general circulation, printed and published daily in the County of Riverside, and which newspaper has been adjudicated a newspaper of general circulation by the Superior Court of the County of Riverside, State of California, under date of April 25, 1952, Case Number 54446, under date of March 29, 1957, Case Number 65673, under date of August 25, 1995, Case Number 267864, and under date of September 16, 2013, Case Number RIC 1309013; that the notice, of which the annexed is a printed copy, has been published in said newspaper in accordance with the instructions of the person(s) requesting publication, and not in any supplement thereof on the following dates, to wit:

04/06, 04/13, 04/20/2022

I certify (or declare) under penalty of perjury that the foregoing is true and correct.

Date: April 20, 2022 At: Riverside, California

Legal Advertising Representative, The Press-Enterprise

BOARD OF SUPERVISORS COUNTY OF RIVERSIDE PO BOX 1147 RIVERSIDE, CA 92502

Ad Number: 0011528123-01

P.O. Number:

Ad Copy:

# Resolution No. 2022-052 Declaration of Exempt Surplus Real Property and Notice of Intention to Convey Fee Simple Interest in Real Property in the Unincorporated Area of Corona, County of Riverside, California, to Speedway Development, LLC, by Quitclaim Deed

WHEREAS, a segment of Temescal Canyon Road was relinquished to the County of Riverside (County) by the State of California on March 12, 1980. A portion consisting of 1.833 acres of vacant land of Temescal Canyon Road was deemed excess right-of-way (Property);

(Property);
WHEREAS, the County of Riverside deems the Property an uneconomical remnant and not required for County's use;
WHEREAS, the land was summarily vacated by the County on March 1, 2022;
WHEREAS, the County of Riverside desires to transfer the Property to the Speedway Development, LLC for the consideration of \$100,000 (One Hundred Thousand Dollars);
WHEREAS, pursuant to Section 8355 of the Streets and Highways Code, the Board of Supervisors has the legal authority to convey the land to the abutting property owner;
WHEREAS, pursuant to California Government Code Section 54221(f)(1)(E), surplus land that is a former street, right of way, or easement, and is conveyed to an owner of an adiacent property, is exempt from the requirements of the Surplus Land Act; now, therefore,

adjacent property, is exempt from the requirements of the state of therefore, BE IT RESOLVED, DETERMINED AND ORDERED and NOTICE IS HEREBY GIVEN by the Board of Supervisors of the County of Riverside, California, in regular session assembled on March 29, 2022, intends to convey to the Speedway Development, LLC. on or after May 10, 2022, the Property by Quitclaim Deed as more particularly leastled in Exhibit "A" and Exhibit "B" attached hereto and made a part hereof.

LLC. on or after May 10, 2022, the Property by Quitclaim Deed as more particularly described in Exhibit "A" and Exhibit "B" attached hereto and made a part hereof.

BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the Board has evaluated and determined that the Property intended to be conveyed to Speedway is no longer necessary to be retained for the County's uses and purposes.

BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the Board declares the Property exempt surplus land pursuant to California Government Code Section 54221(f) (1)(E)

declares the Property exempt surplus land pursuant to California Government Code Section 54221(f)(1)(E).

BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the Board of Supervisors will meet to conclude the proposed transaction on or after May 10, 2022, at 9:30 a.m. or thereafter, at the meeting room of the Board of Supervisors located on the 1st floor of the County Administrative Center, 4080 Lemon Street, Riverside, California.

BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the Clerk of the Board of Supervisors has given notice hereof pursuant to California Government Code Section 6063.

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

LEGAL DESCRIPTION

THOSE PORTIONS OF RELINQUISHED HIGHWAY RIGHT OF WAY NOW KNOWN AS TEMESCAL CANYON ROAD RELINQUISHED TO THE COUNTY OF RIVERSIDE BY RELINQUISHMENT RECORDED MARCH 12, 1980 AS INSTRUMENT NO. 1980-48062 OF OFFICIAL RECORDS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, WITHIN THE UNINCORPORATED TERRITORY OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, WITHIN SECTION 12, TOWNSHIP 5 SOUTH, RANGE 6 WEST, SAN BERNARDINO MERIDIAN, LYING SOUTHERLY OF THE NORTHERLY LINE OF SAID SECTION 12 AND SOUTHWESTERLY OF THE LINE THAT IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

#### PARCEL 1

COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 12;

THENCE NORTH 89°09'53" WEST ALONG THE NORTH LINE OF SAID SECTION 12, 1891.53 FEET TO A POINT ON A LINE PARALLEL WITH AND 64.00 FEET SOUTHWESTERLY OF, AS MEASURED AT RIGHT ANGLES TO, THE CONSTRUCTION CENTERLINE OF TE MESCAL CANYON ROAD AS SHOWN ON RECORD OF SURVEY RECORDED IN BOOK 149, PAGES 4 THROUGH 6, INCLUSIVE, OF OFFICIAL RECORDS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, SAID POINT BEING THE TRUE POINT OF BEGINNING OF PARCEL 1;

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CONTAINING; 79,842 SQ./FT. (1.833 ACRES) MORE OR LESS.

PRERARED BY: K&A ENGINEERING

357 N. SHERIDAN ST. CORONA, CA 92880

1 OF 2

APN: 290-130-005, 290-130-053 & 290-130-085 DATE EXHIBIT PREPARED: 11/17/2021

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CONTAINING: 235 SQ./FT. (0.005 ACRES) MORE OR LESS.

EXHIBIT "D": ATTACHED HERETO AND MADE A PART HEREOF

SUBJECT TO: COVENANTS, CONDITIONS, RESERVATIONS, RESTRICTIONS, RIGHT OF WAY AND EASEMENTS OF RECORD IF ANY.

ROBERT SCIPOBLUME P.L.S. NO.: 9154 REG. EXP.: 3/31/2023

SCIE OF CALL

THIS DOCUMENT REVIEWED BY

2022-01-06

BY:

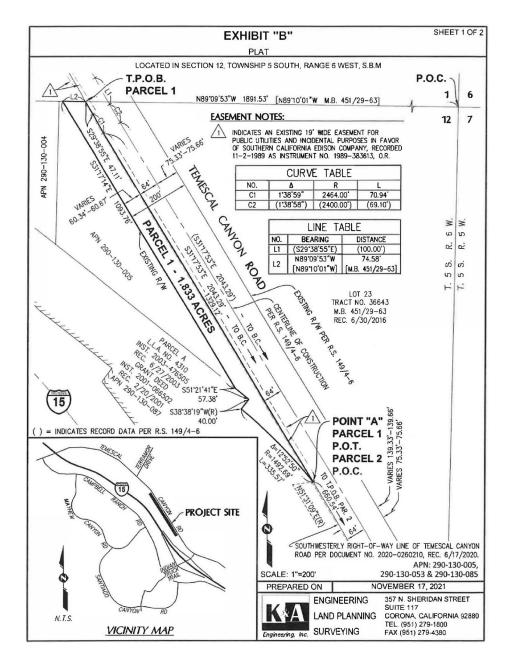
PRERARED BY: K&A ENGINEERING 357 N. SHERIDAN ST.

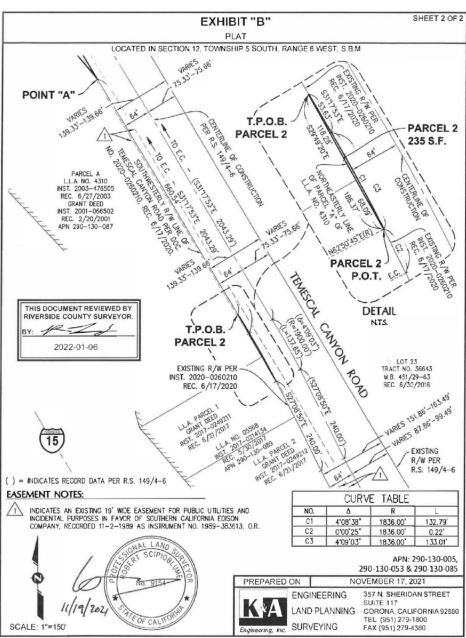
CORONA, CA 92880

2 OF 2

290-130-053 & 290-130-085 DATE EXHIBIT PREPARED: 11/17/2021

APN: 290-130-005.





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 March 29, 2022.

KECIA R. HARPER, Clerk of said Board By: Zuly Martinez, Board Assistant

Any person affected by the above matter(s) may submit written comments to the Clerk of the Board before the public meeting or may appear and be heard in support of or opposition to the project at the time of the meeting. If you challenge the above item(s) in court, you may be limited to raising only those issues you or someone else raised at the public meeting described in this notice, or in written correspondence, to the Board of Supervisors at, or prior to, the public meeting.

Please send all written correspondence to: Clerk of the Board, 4080 Lemon Street, 1st Floor, Post Office Box 1147, Riverside, CA 92502-1147 or email cob@rivco.org

Alternative formats available upon request to individuals with disabilities. If you require reasonable accommodation, please contact Clerk of the Board at (951) 955-1069, at least 72 hours prior to the hearing.

Kecia R. Harper, Clerk of the Board By: Zuly Martinez, Board Assistant Dated: April 1, 2022

Press-Enterprise: 4/06, 4/13, 4/20