

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



ITEM: 3.74
(ID # 20598)

MEETING DATE:
Tuesday, August 29, 2023

FROM : TLMA-TRANSPORTATION:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:
Adoption of Resolution No. 2023-084, Summarily Vacating a portion of Sky Canyon Drive in the French Valley area, CEQA Exempt per State CEQA Guidelines Section 15061(b)(3) or not a Project per Section 15060, District 3. [Applicant Fees 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that Summarily Vacating a portion of Sky Canyon Drive is exempt from CEQA pursuant to Section 15061 (b)(3) and not a project under CEQA pursuant to Section 15060 (c) of the State CEQA Guidelines;
2. Adopt Resolution No. 2023-084, Summarily Vacating a portion of Sky Canyon Drive in the French 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.

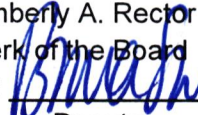
ACTION: Policy


Mark Lancaster, Director of Transportation 7/6/2023

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Perez, Washington, and Gutierrez
Nays: None
Absent: None
Date: August 29, 2023
xc: Trans., Recorder

Kimberly A. Rector
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: 2023/2024 | |

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

The applicant for Plot Plan 180022 is requesting the vacation of a portion of Sky Canyon Drive, in the French Valley area, to facilitate the development of their property. The portion of Sky Canyon Drive was dedicated and accepted, for the purpose of vesting title in the County of Riverside on behalf of the public for public road and utility purposes, recorded July 29, 1992, as Instrument No. 031490, and as shown on Parcel Map No. 37819 in file in Book 251, Pages 80 through 82, inclusive of Parcel Maps, both records of the Recorder of the County of Riverside, California. The existing, paved, Sky Canyon Drive owned and maintained by Riverside County’s French Valley Airport is not a part of this vacation. This vacation removes a dedication for a parallel road that is no longer required due to additional improvements made to the existing Sky Canyon Drive. This vacation will not eliminate access to any parcel. Resolution No. 2023-084 will reserve a utility easement within the area subject to vacation due to the possibility of existing utilities.

Plot Plan 180022 is a proposal for the construction and operation of mixed-use development of commercial office, warehouse storage, and research & development (R&D), totaling approximately 152,000 square feet.

Pursuant to California Streets and Highways Code Section 8334(a) et seq., the Board of Supervisors (BOARD) must determine whether the portion of Sky Canyon Drive is excess right-of-way, is not required for public street or highway purposes prior to vacation. If the BOARD finds, from all the evidence submitted, the BOARD may adopt the resolution summarily vacating a portion of Sky Canyon Drive.

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 Section 15061(b)(3) and not a project under CEQA pursuant to Section 15060(c) 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.

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

County Counsel has approved resolution Number 2023-084 as to form.

Impact on Residents and Businesses

The vacation of this portion of Sky Canyon Drive 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. 2023-084 with Exhibits "A" & "B" (Legal Description and Plat)

Attachment "A" Revised (Vicinity Map)

Notice of Exemption (NOE)

Authorization to Bill



Jason Farin, Principal Management Analyst 8/22/2023



Aaron Gettis, Deputy County Counsel 8/8/2023

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

F I L E D / P O S T E D

County of Riverside
Peter Aldana
Assessor-County Clerk-Recorder

E-202300916
08/30/2023 08:00 AM Fee: \$ 50.00
Page 1 of 2

Removed:  By: Deputy

NOTICE OF EXEMPTION

Project Name: Resolution No. 2023-084, Summarily Vacating a portion of Sky Canyon Drive in the French Valley area.

Project Number: ABS20020, SU14

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

Description of Project: Resolution No. 2023-084, Summarily Vacating a portion of Sky Canyon Drive in the French 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.

- 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: 8/26/2022

David L. McMillan, Riverside County Surveyor

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

KIMBERLY R. RECTOR, 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

2023-0255545

08/29/2023 02:38 PM Fee: \$ 0.00

Page 1 of 9

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



8778

THIS SPACE FOR RECORDERS USE ONLY

RESOLUTION NO. 2023-084

SUMMARILY VACATING A PORTION OF SKY CANYON DRIVE IN THE FRENCH
VALLEY AREA

(ABS20020)
(THIRD SUPERVISORIAL DISTRICTS)

(TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION ~ Item 3.74 of
08/29/2023)

2
3
4 **RESOLUTION NO. 2023-084**

5 SUMMARILY VACATING A PORTION OF SKY CANYON DRIVE

6 IN THE FRENCH VALLEY AREA

7 (ABS20020)

8 (Third Supervisorial District)

9
10 **WHEREAS**, the hereinafter-described portion of Sky Canyon Drive was dedicated
11 and accepted, for the purpose of vesting title in the County of Riverside on behalf of the
12 public for public road and utility purposes, recorded July 29, 1992, as Instrument No.
13 031490, and as shown on Parcel Map No. 37819 in file in Book 251, Pages 80 through 82,
14 inclusive of Parcel Maps, both records of the Recorder of the County of Riverside,
15 California, and;

16
17 **WHEREAS**, the hereinafter-described portion of Sky Canyon Drive is excess right-
18 of-way, and is not required for public street or highway purposes, and;

19
20 **WHEREAS**, applicable procedures pertaining to vacations were followed pursuant
21 to the County's adopted "Resolutions for Fixing Procedures to Vacate and Accept County
22 Highways and Property Offered for Dedication," now, therefore;

23
24 **BE IT RESOLVED, DETERMINED AND ORDERED** by the Board of Supervisors of
25 the County of Riverside, State of California, in regular session assembled on
26 August 29th, 2023, as follows:
27
28

FORM APPROVED COUNTY COUNSEL
BY: Stephanie K. Nelson 8/1/23
STEPHANIE K. NELSON DATE

1
2 **RESOLUTION NO. 2023-084**
3

- 4 1. The vacation of a portion of Sky Canyon Drive is categorically exempt from
5 CEQA pursuant to Section 15060(c) and Section 15061(b)(3) of the State
6 CEQA Guidelines.
7
8 2. Pursuant to Division 9, Part 3, Chapter 4, Section 8334(a) of the Streets and
9 Highways Code, the hereinafter-described portion of Sky Canyon Drive is
10 excess right-of-way and is not required for public street or highway
11 purposes and is hereby summarily vacated.
12
13 3. That the hereinafter-described portion of Sky Canyon Drive is unnecessary
14 for use as a non-motorized transportation facility.
15
16 4. From and after the date this resolution is recorded the hereinafter-described
17 portion of Sky Canyon Drive is hereby vacated and no longer constitutes a
18 public street or County highway.
19

20 SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO
21 AS EXHIBITS "A" AND "B" AND MADE A PART HEREOF.
22

23 **EXCEPTING AND RESERVING** from the vacation an easement for any existing
24 public utilities and public service facilities, together with the right to maintain, operate,
25 replace, remove, or renew such facilities, pursuant to Division 9, Part 3, Chapter 5,
26 Section 8340 of the Streets and Highways Code.
27
28
29

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

RESOLUTION NO. 2023-084

BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the Clerk of the Board is directed to file with the Office of the County Clerk the Notice of Exemption within five (5) working days of the Board hearing date.

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:

Ayes: Jeffries, Washington, Spiegel, Perez and Gutierrez
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.

KIMBERLY A. RECTOR, Clerk of said Board
By:  Deputy

08.29.2023 3.74

CT W.O. # ABS20020

PETER ALDANA
COUNTY OF RIVERSIDE
ASSESSOR-COUNTY CLERK-RECORDER

Recorder
P.O. Box 751
Riverside, CA 92502-0751
(951) 486-7000

www.riversideacr.com

CERTIFICATION

Pursuant to the provisions of Government Code 27361.7, I certify under the penalty of perjury that the following is a true copy of illegible wording found in the attached document:

(Print or type the page number(s) and wording below):

CLARIFICATION FOR SEAL for the Riverside County Board of Supervisors
(EMBOSSSED ON DOCUMENT)



Date: 08/29/2023

Signature: 

Print Name: Breanna Smith, Clerk of the Board Assistant

EXHIBIT "A"
VACATION OF A PORTION OF SKY CANYON DRIVE
LEGAL DESCRIPTION

BEING A PORTION OF THE SOUTHWEST QUARTER OF SECTION 7, TOWNSHIP 7 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN IN THE UNINCORPORATED TERRITORY OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AND A PORTION OF PARCELS 1 AND 2 OF PARCEL MAP NO. 37819, FILED IN BOOK 251 OF PARCEL MAPS AT PAGES 80 THROUGH 82 INCLUSIVE IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, DESCRIBED AS FOLLOWS:

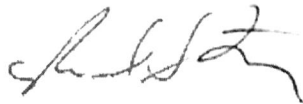
THAT PORTION OF SKY CANYON DRIVE, AS SHOWN ON INSTRUMENT NO. 031490, RECORDED JANUARY 29, 1992 OFFICIAL RECORDS OF SAID COUNTY RECORDER. LYING SOUTHERLY OF THE EASTERLY PROLONGATION OF THE NORTH LINE OF SAID PARCEL 2.

EXCEPTING THEREFROM THAT PORTION OF SKY CANYON DRIVE, AS SHOWN ON INSTRUMENT NO. 031490, RECORDED JANUARY 29, 1992 OFFICIAL RECORDS OF SAID COUNTY RECORDER. LYING WITHIN THAT CERTAIN PARCEL OF LAND CONDEMNED TO THE COUNTY OF RIVERSIDE BY FINAL ORDER OF CONDEMNATION RECORDED DECEMBER 20, 1993 AS INSTRUMENT NO. 503849, OFFICIAL RECORDS OF SAID COUNTY RECORDER.

CONTAINING 2.978 ACRES MORE OR LESS.

ALL AS SHOWN ON EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

THIS LEGAL DESCRIPTION WAS PREPARED BY ME OR UNDER MY DIRECTION.



6/29/2023
RICHARD S. FURLONG, P.L.S. 8422 DATE

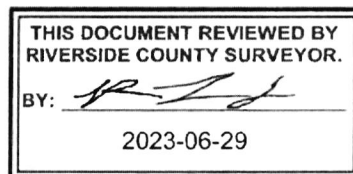
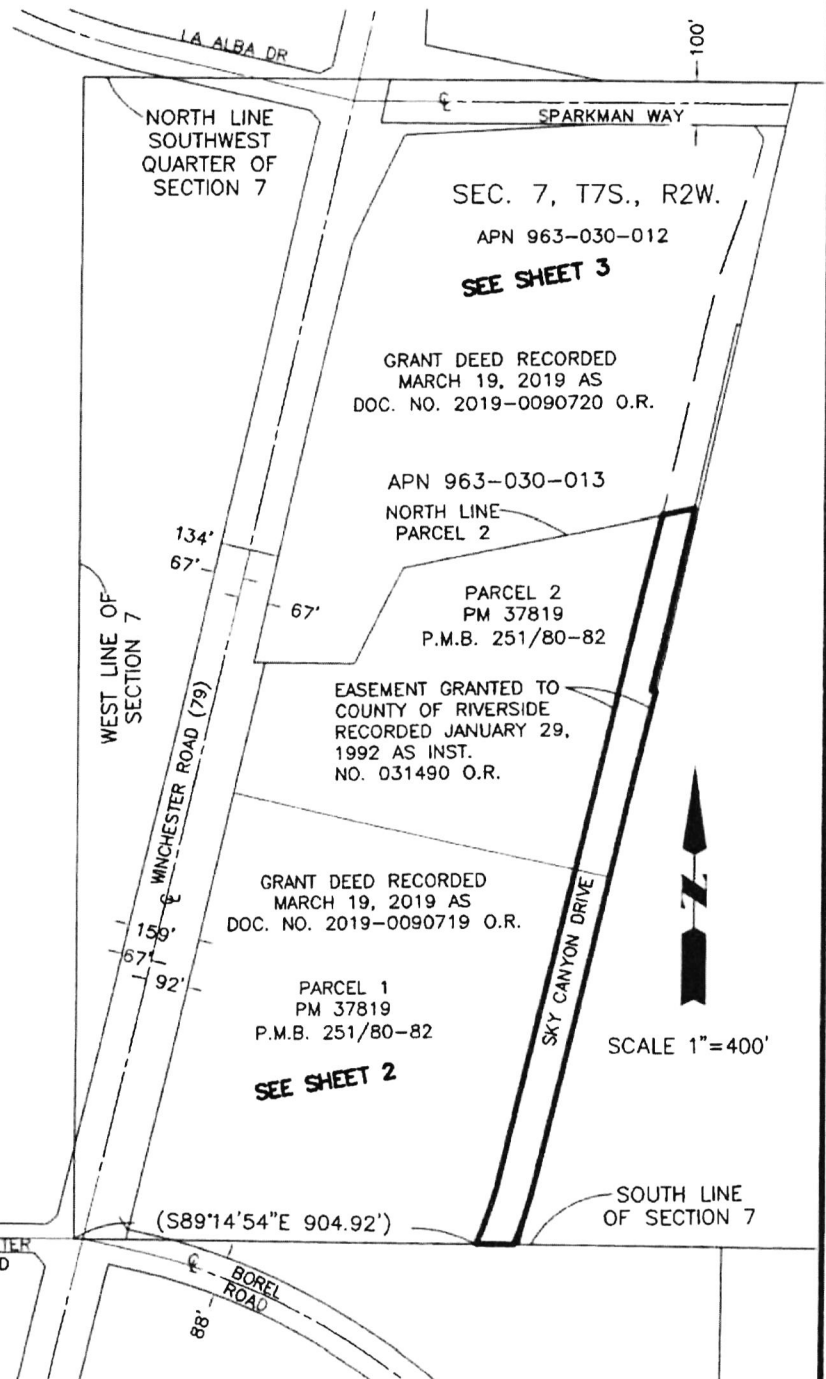
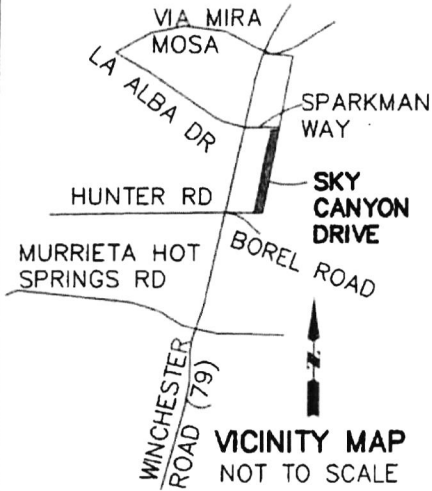


EXHIBIT "B"

VACATION OF A PORTION OF SKY CANYON DRIVE



LEGEND:

- () = INDICATES RECORD PER EASEMENT GRANTED TO THE COUNTY OF RIVERSIDE RECORDED JANUARY 29, 1992 AS INST. NO. 031490 O.R.
- (R1) = INDICATES RECORD PER PARCEL MAP NO. 37819 P.M.B. 251/80-82.
- (R2) = INDICATES RECORD PER DOCUMENT NO. 2019-0034727 O.R.

THIS DOCUMENT REVIEWED BY
RIVERSIDE COUNTY SURVEYOR.

BY: *[Signature]*

2023-06-29



[Signature]

RICHARD S. FURLONG, P.L.S. 8422 6/29/2023
DATE

EXHIBIT "B"

VACATION OF A PORTION OF SKY CANYON DRIVE

SEE SHEET 3

SEC. 7, T7S., R2W.

APN
963-030-012

WEST LINE OF THE PARCEL CONDEMNED
TO THE COUNTY OF RIVERSIDE BY FINAL
ORDER OF CONDEMNATION RECORDED
DECEMBER 20, 1993 AS INSTRUMENT
NO. 503849 OFFICIAL RECORDS

PARCEL 2
PM 37819
P.M.B. 251/80-82

EASTERLY RIGHT OF WAY LINE
OF WINCHESTER ROAD PER
INSTRUMENT NO. 0714667
RECORDED 12/03/2021 O.R.

N77°05'42"E 866.00'

1962.35'

1540.96'

(N12°55'33"E
N12°55'33"E

1151.12'

S12°55'33"W 1576.66'

(S12°55'33"W 2463.89')

EASTERLY LINE AS
RECORDED JUNE 18, 1962
AS INST. NO. 56547 O.R.

APN 963-030-013

EASEMENT GRANTED TO COUNTY OF
RIVERSIDE RECORDED JANUARY 29,
1992 AS INST. NO. 031490 O.R.

PARCEL 1
PM 37819
P.M.B. 251/80-82

WESTERLY LINE AS RECORDED IN
GRANT DEED JULY 2, 1986 AS INST.
NO. 154434 O.R.

GRANT DEED RECORDED
MARCH 19, 2019 AS
DOC. NO. 2019-0090719 O.R.

SCALE 1"=200'



(D=9°59'21")
(R=960.00')
(L=167.37')

(D=8°14'46")
(R=1038.00')
(L=149.39')

S67°05'05"E(R)

S68°49'41"E(R)

(S89°14'54"E 904.92')

(N89°14'54"W 83.70')

SOUTH LINE OF SECTION 7

WEST LINE OF SECTION 7

WINCHESTER ROAD (79)

159'

67'

92'

HUNTER ROAD

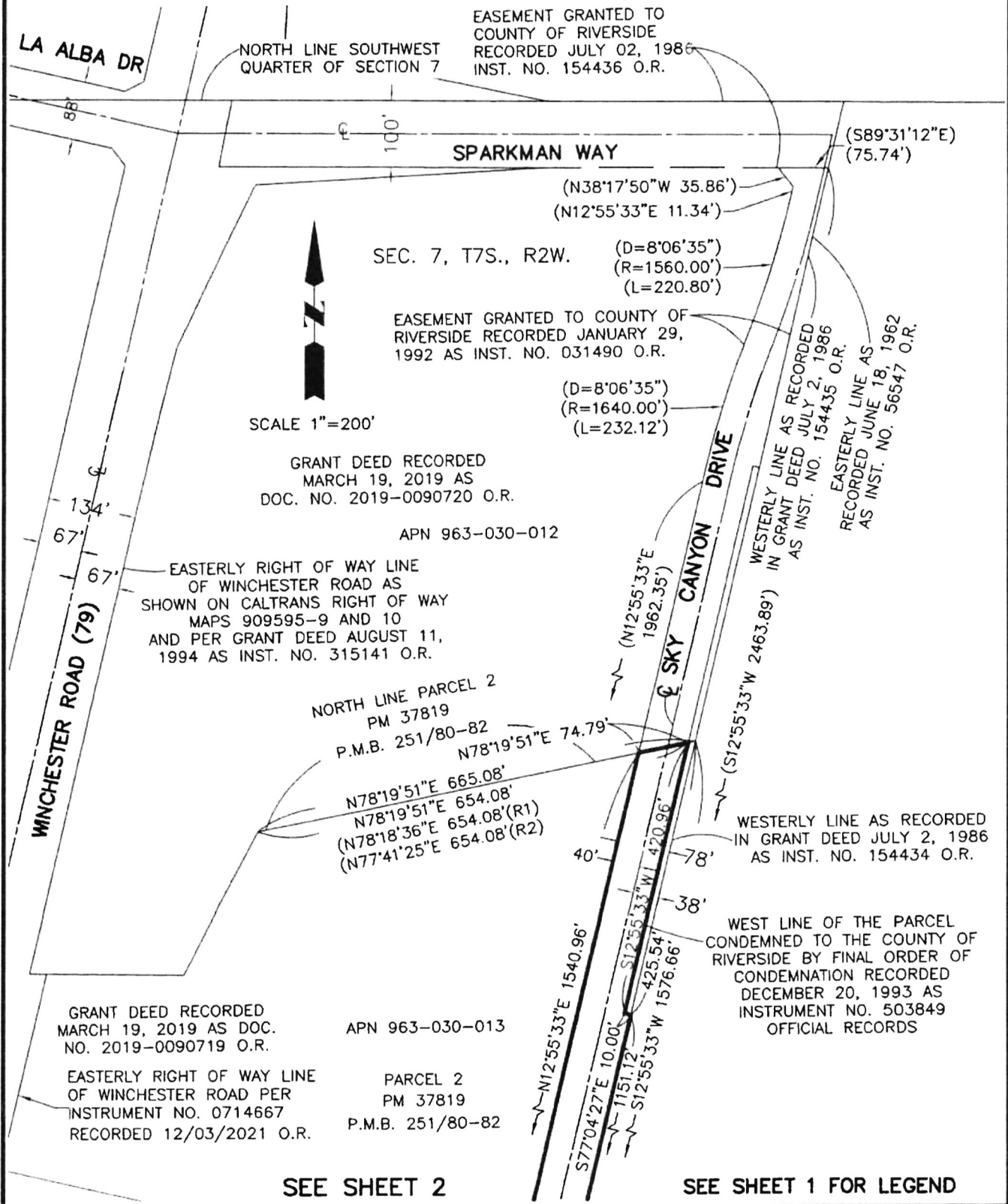
BOREL ROAD

AN EASEMENT IN FAVOR OF THE
COUNTY OF RIVERSIDE FOR PUBLIC
ROAD PURPOSES RECORDED JANUARY
30, 1992 AS INST. NO. 32515 O.R.

SEE SHEET 1 FOR LEGEND

EXHIBIT "B"

VACATION OF A PORTION OF SKY CANYON DRIVE



EASEMENT GRANTED TO COUNTY OF RIVERSIDE RECORDED JULY 02, 1986 INST. NO. 154436 O.R.

NORTH LINE SOUTHWEST QUARTER OF SECTION 7

SPARKMAN WAY

(S89°31'12"E)
(75.74')

(N38°17'50"W 35.86')
(N12°55'33"E 11.34')

SEC. 7, T7S., R2W. (D=8°06'35")
(R=1560.00')
(L=220.80')

EASEMENT GRANTED TO COUNTY OF RIVERSIDE RECORDED JANUARY 29, 1992 AS INST. NO. 031490 O.R.

(D=8°06'35")
(R=1640.00')
(L=232.12')



SCALE 1"=200'

GRANT DEED RECORDED MARCH 19, 2019 AS DOC. NO. 2019-0090720 O.R.

APN 963-030-012

EASTERLY RIGHT OF WAY LINE OF WINCHESTER ROAD AS SHOWN ON CALTRANS RIGHT OF WAY MAPS 909595-9 AND 10 AND PER GRANT DEED AUGUST 11, 1994 AS INST. NO. 315141 O.R.

WESTERLY LINE AS RECORDED IN GRANT DEED JULY 2, 1986 AS INST. NO. 154435 O.R.
EASTERLY LINE AS RECORDED JUNE 18, 1962 AS INST. NO. 56547 O.R.

NORTH LINE PARCEL 2 PM 37819

P.M.B. 251/80-82 N78°19'51"E 74.79'

N78°19'51"E 665.08'
N78°19'51"E 654.08'
(N78°18'36"E 654.08'(R1))
(N77°41'25"E 654.08'(R2))

WESTERLY LINE AS RECORDED IN GRANT DEED JULY 2, 1986 AS INST. NO. 154434 O.R.

WEST LINE OF THE PARCEL CONDEMNED TO THE COUNTY OF RIVERSIDE BY FINAL ORDER OF CONDEMNATION RECORDED DECEMBER 20, 1993 AS INSTRUMENT NO. 503849 OFFICIAL RECORDS

GRANT DEED RECORDED MARCH 19, 2019 AS DOC. NO. 2019-0090719 O.R.

APN 963-030-013

EASTERLY RIGHT OF WAY LINE OF WINCHESTER ROAD PER INSTRUMENT NO. 0714667 RECORDED 12/03/2021 O.R.

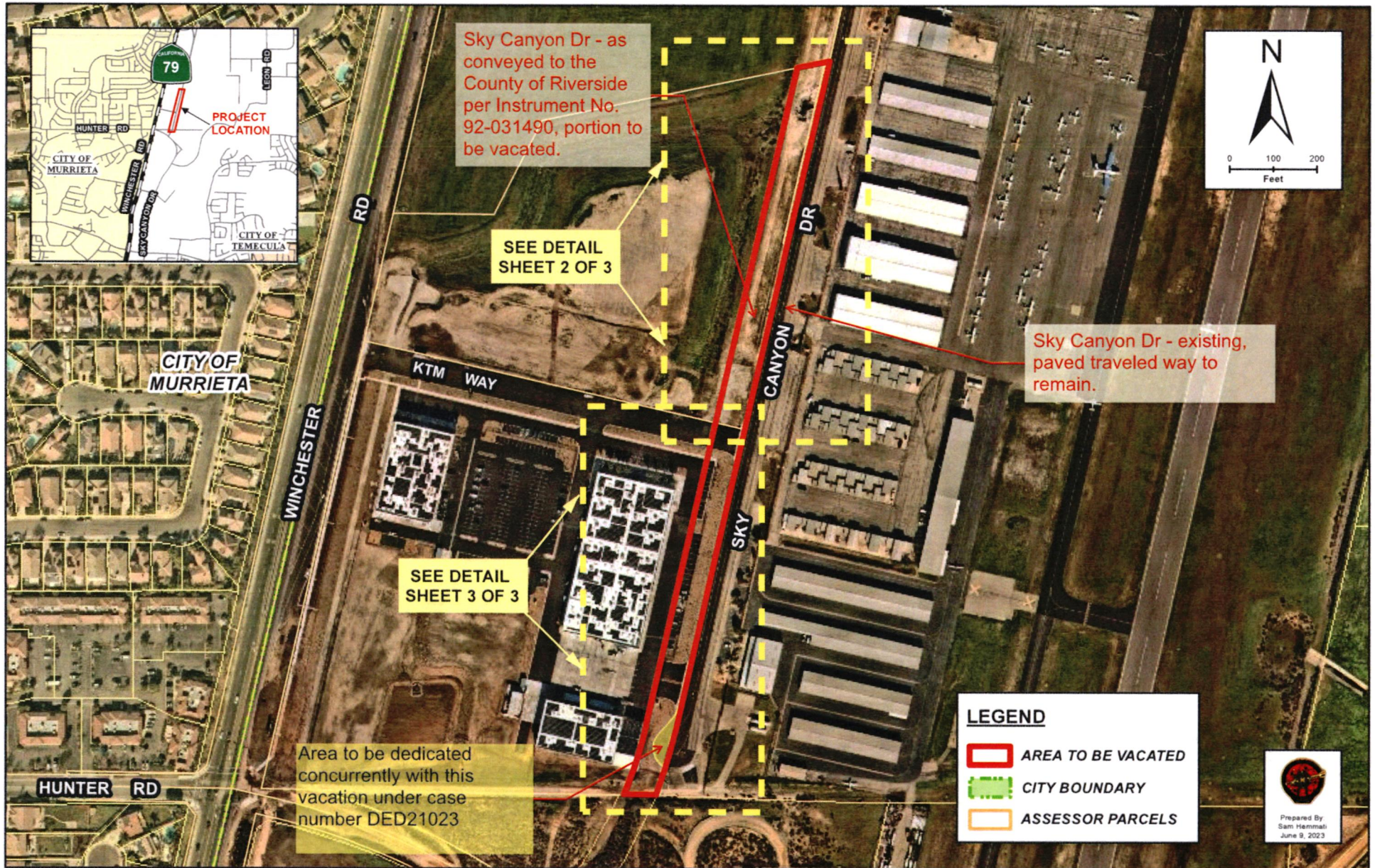
PARCEL 2 PM 37819 P.M.B. 251/80-82

SEE SHEET 2

SEE SHEET 1 FOR LEGEND

ATTACHMENT "A"

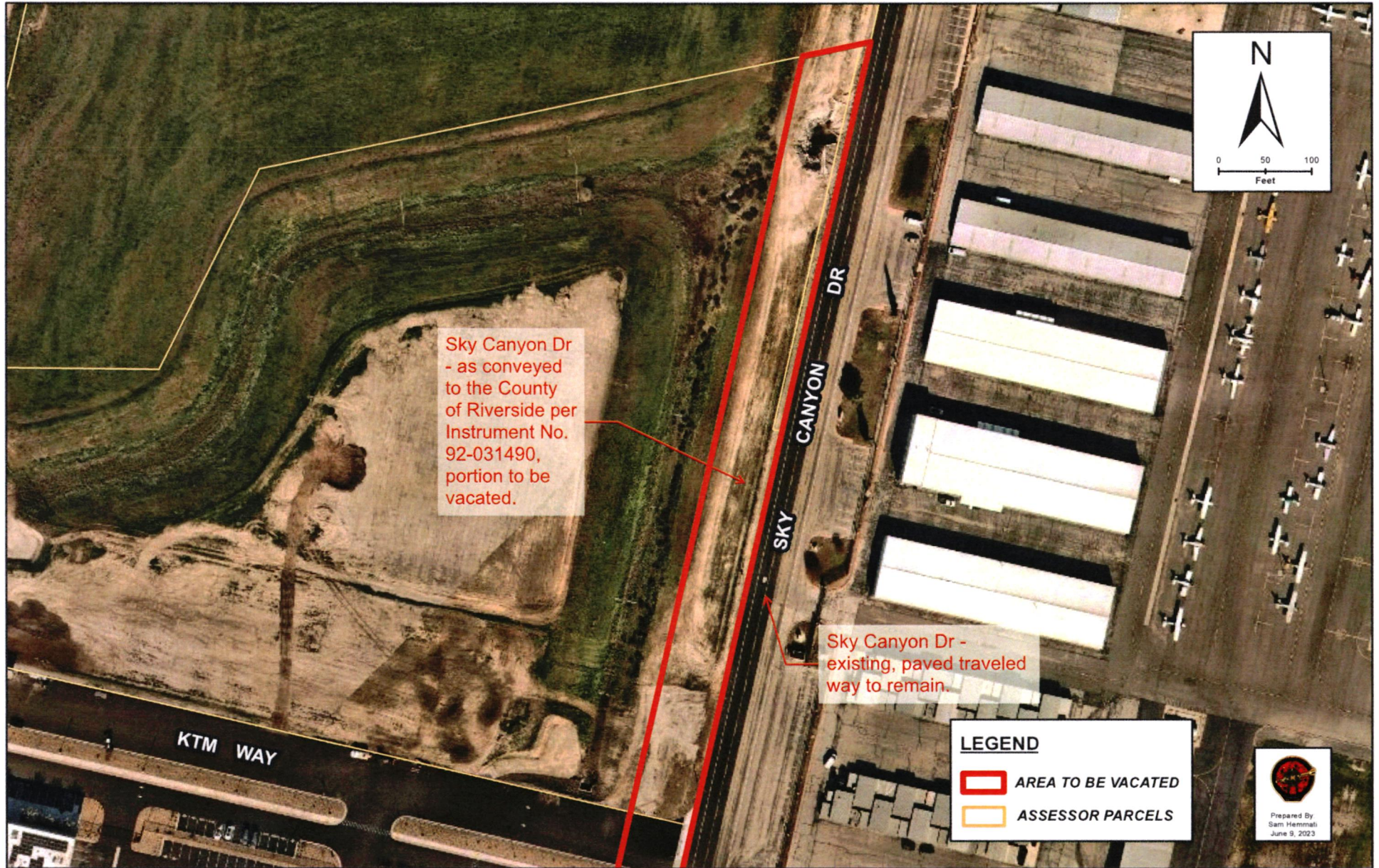
SUMMARILY VACATING A PORTION OF SKY CANYON DRIVE IN THE FRENCH VALLEY AREA



NOTE: TO BE REMOVED PRIOR TO RECORDING

ATTACHMENT "A"

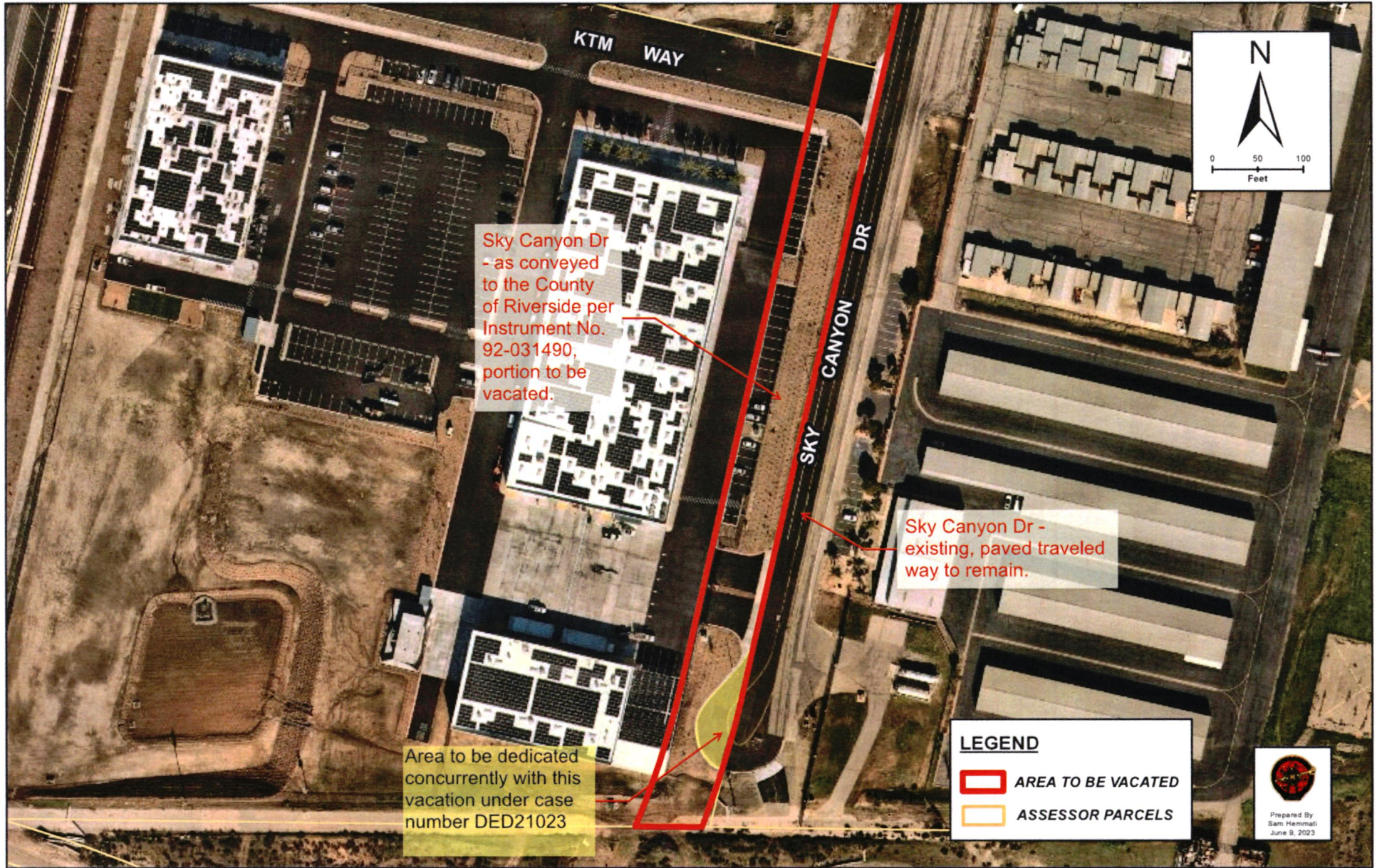
SUMMARILY VACATING A PORTION OF SKY CANYON DRIVE IN THE FRENCH VALLEY AREA



NOTE: TO BE REMOVED PRIOR TO RECORDING

ATTACHMENT "A"

SUMMARILY VACATING A PORTION OF SKY CANYON DRIVE IN THE FRENCH VALLEY AREA



NOTE: TO BE REMOVED PRIOR TO RECORDING