

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



ITEM: 3.42
(ID # 22364)

MEETING DATE:
Tuesday, October 31, 2023

FROM : TLMA-TRANSPORTATION:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:
Adoption of Resolution No. 2023-215 Summarily Vacating the right to accept a portion of a storm drain easement in the Homeland area, Not a Project under CEQA per State CEQA Guidelines Section 15060 or Exempt per Section 15061(b)(3), District 3. [Applicant Fees 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that Summarily Vacating the right to accept a portion of a storm drain easement in the Homeland area is Not a Project under CEQA pursuant to Section 15060 or is exempt from CEQA pursuant to Section 15061 (b)(3) of the State CEQA Guidelines;
2. Adopt Resolution No. 2023-215, Summarily Vacating the right to accept a portion of a storm drain easement 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.

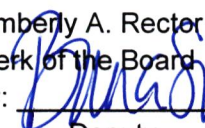
ACTION:Policy


Mark Lancaster, Director of Transportation 9/7/2023

MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington and Gutierrez
Nays: None
Absent: Perez
Date: October 31, 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:

KB Homes Coastal Inc., the owner of Tract Map No. 37533-2, is requesting the vacation of a portion of a storm drain easement within Tract 37533-2 boundary, in the Homeland area. During final design of Tract 37533-2 it was determined that this storm drain easement could be reduced in size. The Riverside County Flood Control and Water Conservation District and the Transportation Department have reviewed this vacation and have no objections.

As determined in the attached Notice of Exemption, the vacation is deemed Not a Project under CEQA per Section 15060(c) of the State CEQA Guidelines and is exempt from the provisions of CEQA pursuant to 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 2023-215 as to form.

Impact on Residents and Businesses

Vacating the right to accept a portion of a storm drain easement 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. 2023-215 with Exhibits "A" and "B" (Legal Description and Plat)
- Notice of CEQA Exemption with Exhibits "A" and "B" (Legal Description and Plat)
- Attachment "A" (Vicinity Map)
- Authorization to Bill


Principal Management Analyst
10/24/2023

Deputy County Counsel
10/5/2023

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

Removed: By: Deputy


NOTICE OF EXEMPTION

Project Name: Resolution No. 2023-215, Summarily vacating the right to accept a portion of a storm drain easement in the Homeland area.

Project Number: IP210005, SU14

Project Location- See attached Exhibits "A" and "B"

Description of Project: Resolution No. 2023-215, Summarily vacating the right to accept a portion of a storm drain easement 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: Vacating the right to accept a portion of a storm drain easement 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. Vacating the right to accept a portion a storm drain easement 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. Vacating the right to accept a portion of a storm drain easement 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 the right to accept a portion of a storm drain easement 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 the right to accept a portion of a storm drain easement 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 the right to accept a portion of a storm drain easement 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 the right to accept a portion of a storm drain easement 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: 8/30/2023
David L. McMillan, Riverside County Surveyor

EXHIBIT "A"
VACATION
LEGAL DESCRIPTION

PARCEL "A"

THAT PORTION OF A DRAINAGE EASEMENT WITHIN LOT 111 O.S. PARK SITE AS SHOWN ON TRACT MAP NO. 37533-2 PER MAP FILED IN BOOK 483 AT PAGES 96 THROUGH 103, 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 SOUTHWESTERLY CORNER OF LOT 111 O.S. PARK SITE, SAID POINT ALSO LYING ON THE EASTERLY RIGHT OF WAY LINE OF RANCH HOUSE ROAD (30.00 FEET HALF WIDTH) AS SHOWN ON SAID TRACT MAP;

THENCE ALONG SAID RIGHT OF WAY LINE AND THE WESTERLY LINE OF SAID LOT 111 O.S., NORTH 00° 03' 05" EAST, A DISTANCE OF 50.93 FEET TO THE SOUTHWESTERLY CORNER OF SAID DRAINAGE EASEMENT;

THENCE ALONG THE SOUTHWESTERLY LINE OF SAID DRAINAGE EASEMENT, SOUTH 62° 11' 50" EAST, 11.30 FEET TO A POINT ON A LINE PARALLEL WITH AND LYING 10.00 FEET EASTERLY OF SAID EASTERLY RIGHT OF WAY LINE, SAID POINT ALSO BEING THE **TRUE POINT OF BEGINNING**;

THENCE ALONG SAID PARALLEL LINE, NORTH 00° 03' 05" EAST, A DISTANCE OF 22.60 FEET TO THE NORTHEASTERLY LINE OF SAID DRAINAGE EASEMENT;


THENCE ALONG SAID NORTHEASTERLY LINE OF SAID DRAINAGE EASEMENT, SOUTH 62° 11' 50" EAST, A DISTANCE OF 35.43 FEET TO THE SOUTHEASTERLY LINE OF SAID DRAINAGE EASEMENT;

THENCE ALONG SAID SOUTHEASTERLY LINE OF SAID DRAINAGE EASEMENT, SOUTH 27° 48' 10" WEST, A DISTANCE OF 20.00 FEET TO THE SOUTHWESTERLY LINE OF SAID DRAINAGE EASEMENT;

THENCE ALONG SAID SOUTHWESTERLY LINE OF SAID DRAINAGE EASEMENT, NORTH 62° 11' 50" WEST, A DISTANCE OF 24.91 FEET TO THE **TRUE POINT OF BEGINNING**.

CONTAINING 603 S.F. MORE OR LESS

EXHIBIT "B" ATTACHED HERETO AND
MADE A PART THEREOF


ROBERT SCIOIBLUME
P.L.S. NO. 9154

DATE

2/27/23



PREPARED BY: K&A ENGINEERING
357 N. SHERIDAN ST., STE 117
CORONA, CA 92878

1 OF 1

THIS DOCUMENT REVIEWED BY
RIVERSIDE COUNTY SURVEYOR.

NAME: ED HUNT

SIG.: 


DATE: 08/15/2023

SECTION 7 TOWNSHIP 5 SOUTH,
RANGE 2 WEST, S.B.M. DATE EXHIBIT
PREPARED: JULY 27, 2023

EXHIBIT "B"
VACATION
PLAT

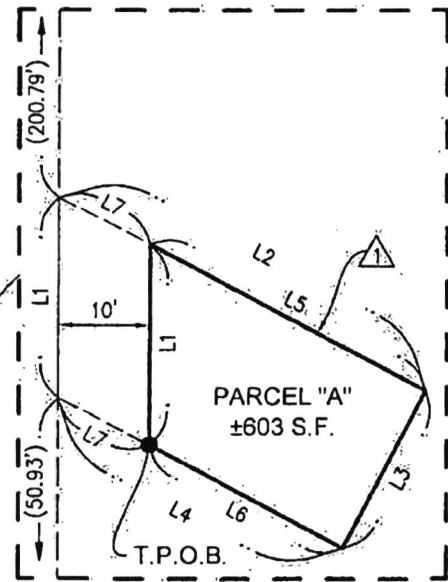
SHEET 1 OF 1

LINE TABLE		
NO.	BEARING	LENGTH
L1	(N0°03'05"E)	(22.60')
L2	(N62°11'50"W)	(46.73')
L3	(N27°48'10"E)	(20.00')
L4	(N62°11'50"W)	(36.21')
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L6	(N62°11'50"W)	24.91'
L7	(N62°11'50"W)	11.30'

EASEMENT NOTE
 STORM DRAIN EASEMENT FOR MAINTENANCE OF FLOOD CONTROL FACILITIES IN FAVOR OF THE COUNTY OF RIVERSIDE PER TM 37533-2 MB 483/96-103

111 O.S. PARK SITE
TM 37533-2
MB 483/96-103

PARCEL "A"
±603 S.F.



DETAIL
1" = 20'

TM 37533-1
MB 483/90-95
C/L RANCH HOUSE ROAD
N0°03'05"E

CANYON RANCH DRIVE

TM 29322-1
MB 483/80-84

(N0°03'05"E 274.32')
(200.79')

30'

30'

P.O.C.

T.P.O.B.

SEE DETAIL

AREA:

PARCEL "A" - ±603 S.F.

LEGEND:

() RECORD DATA PER TM 37533-2
M.B. 483/96-103

THIS DOCUMENT REVIEWED BY
RIVERSIDE COUNTY SURVEYOR.

NAME: ED HUNT

SIG.: *Edward O. Hunt*

DATE: 08/15/2023



7/27/23

PREPARED BY: K&A ENGINEERING
357 N. SHERIDAN ST., STE 117
CORONA, CA 92878

SCALE: 1"=60'
SECTION 7 TOWNSHIP 5 SOUTH, RANGE 2 WEST,
S.B.M. DATE EXHIBIT PREPARED: JULY 27, 2023

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

2023-0322912

10/31/2023 03:27 PM Fee: \$ 0.00

Page 1 of 7

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



8778

THIS SPACE FOR RECORDERS USE ONLY

RESOLUTION NO. 2023-215

SUMMARILY VACATING THE RIGHT TO ACCEPT A PORTION OF A STORM
DRAIN EASEMENT IN THE HOMELAND AREA.

(ABS22011)

(THIRD SUPERVISORIAL DISTRICTS)

(TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION ~ Item 3.42 of
10/31/2023)

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE
FOR RECORDING INFORMATION

1 BOARD OF SUPERVISORS

COUNTY OF RIVERSIDE

2
3
4 **RESOLUTION NO. 2023-215**

5 SUMMARILY VACATING THE RIGHT TO ACCEPT A PORTION OF A STORM
6 DRAIN EASEMENT IN THE HOMELAND AREA.

7 (ABS22011)

8 (Third Supervisorial District)

9
10 **WHEREAS**, the hereinafter-described storm drain easement was dedicated for
11 public use, by Tract Map Number 37533-2 recorded in Book 483, Pages 96 through 103,
12 inclusive, of Maps, Records of the Recorder of Riverside County, California, and;

13
14 **WHEREAS**, the offer of dedication for said storm drain easement has not been
15 accepted by the County of Riverside, and;

16
17 **WHEREAS**, the hereinafter-described portion of the storm drain easement is
18 excess and is not required for public purposes, and;

19
20 **WHEREAS**, applicable procedures pertaining to summary vacations were followed
21 pursuant to the County's adopted "Resolutions for Fixing Procedures to Vacate and
22 Accept County 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 October 31, 2023, as follows:

27
28 10.31.2023 3.42

FORM APPROVED COUNTY COUNSEL
BY: Stephanie K. Nelson 10/31/23
STEPHANIE K. NELSON DATE

1 **RESOLUTION NO. 2023-215**

2
3 1. The vacation of the right to accept the hereinafter-described portion of storm
4 drain easement is categorically exempt from CEQA pursuant to Section
5 15060(c)(2) and 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 storm drain easement
9 is excess, is not required for public storm drain purposes, and is hereby
10 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 storm drain easement is
16 unnecessary for present or prospective public use, including use as a non-
17 motorized transportation facility.

18
19 4. From and after the date this resolution is recorded the hereinafter-described
20 portion of storm drain easement will no longer constitute a public storm
21 drain easement.

22
23 **BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the Clerk of
24 the Board is directed to file with the Office of the County Clerk the Notice of Exemption
25 within five (5) working days of the Board hearing date.

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RESOLUTION NO. 2023-215

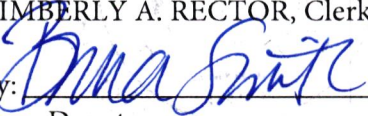
BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the Clerk of the Board is directed to cause a certified copy of this resolution to be recorded in the office of the Recorder of the County of Riverside, California.

ROLL CALL:

Ayes: Jeffries, Washington, Spiegel, and Gutierrez
Nays: None
Absent: Perez

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

10.31.2023 3.42

HF W.O. # IP210005

**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: 10/31/2023

Signature: 

Print Name: Breanna Smith, Clerk of the Board Assistant

EXHIBIT "A"
VACATION
LEGAL DESCRIPTION

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CONTAINING 603 S.F. MORE OR LESS

EXHIBIT "B" ATTACHED HERETO AND
MADE A PART THEREOF



ROBERT SCIPIOBLUME DATE
P.L.S. NO. 9154 2/27/23



THIS DOCUMENT REVIEWED BY
RIVERSIDE COUNTY SURVEYOR.

NAME: **ED HUNT**

SIG.: 

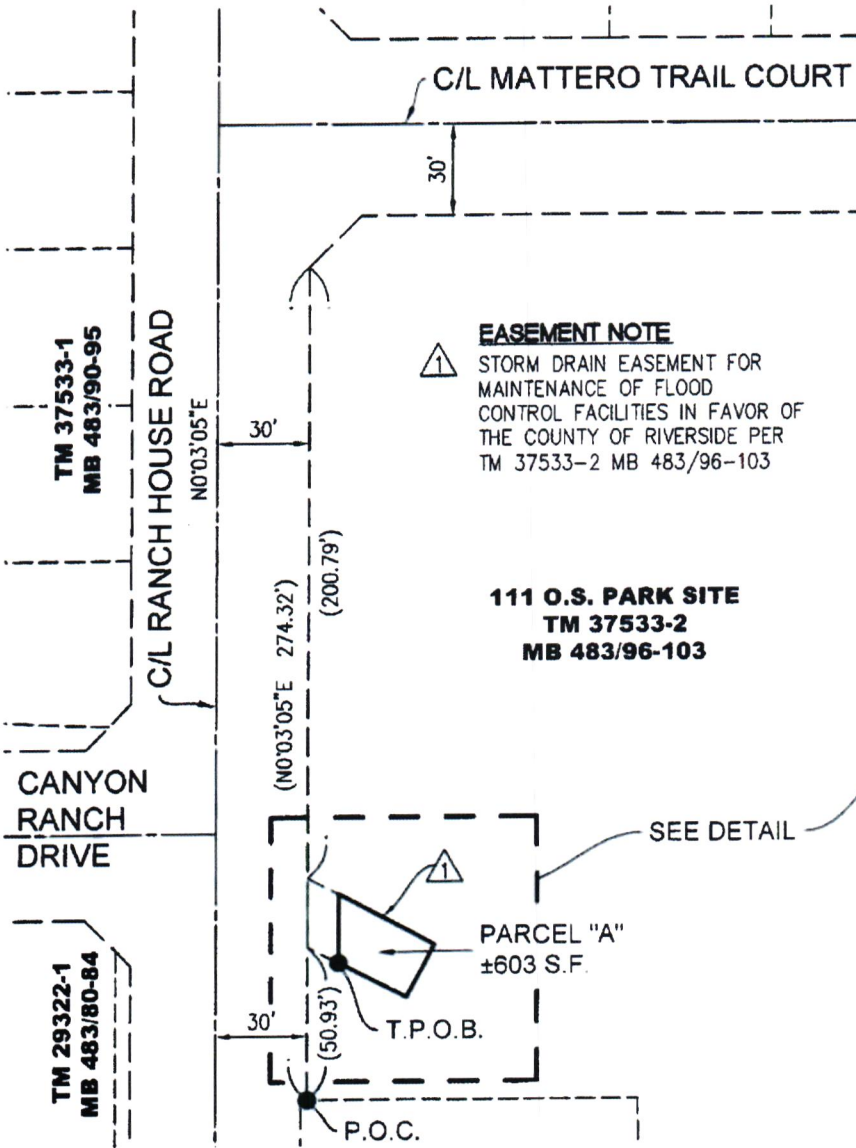
DATE: 08/15/2023

PREPARED BY: K&A ENGINEERING
357 N. SHERIDAN ST., STE 117
CORONA, CA 92878

SECTION 7 TOWNSHIP 5 SOUTH,
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PREPARED: JULY 27, 2023

EXHIBIT "B"
VACATION
PLAT

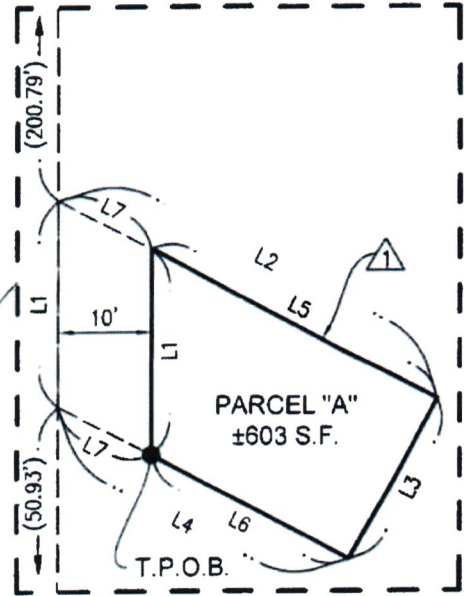
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111 O.S. PARK SITE
TM 37533-2
MB 483/96-103



SEE DETAIL

DETAIL
1" = 20'

AREA:

PARCEL "A" - ±603 S.F.

LEGEND:

() RECORD DATA PER TM 37533-2
M.B. 483/96-103

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7/27/23

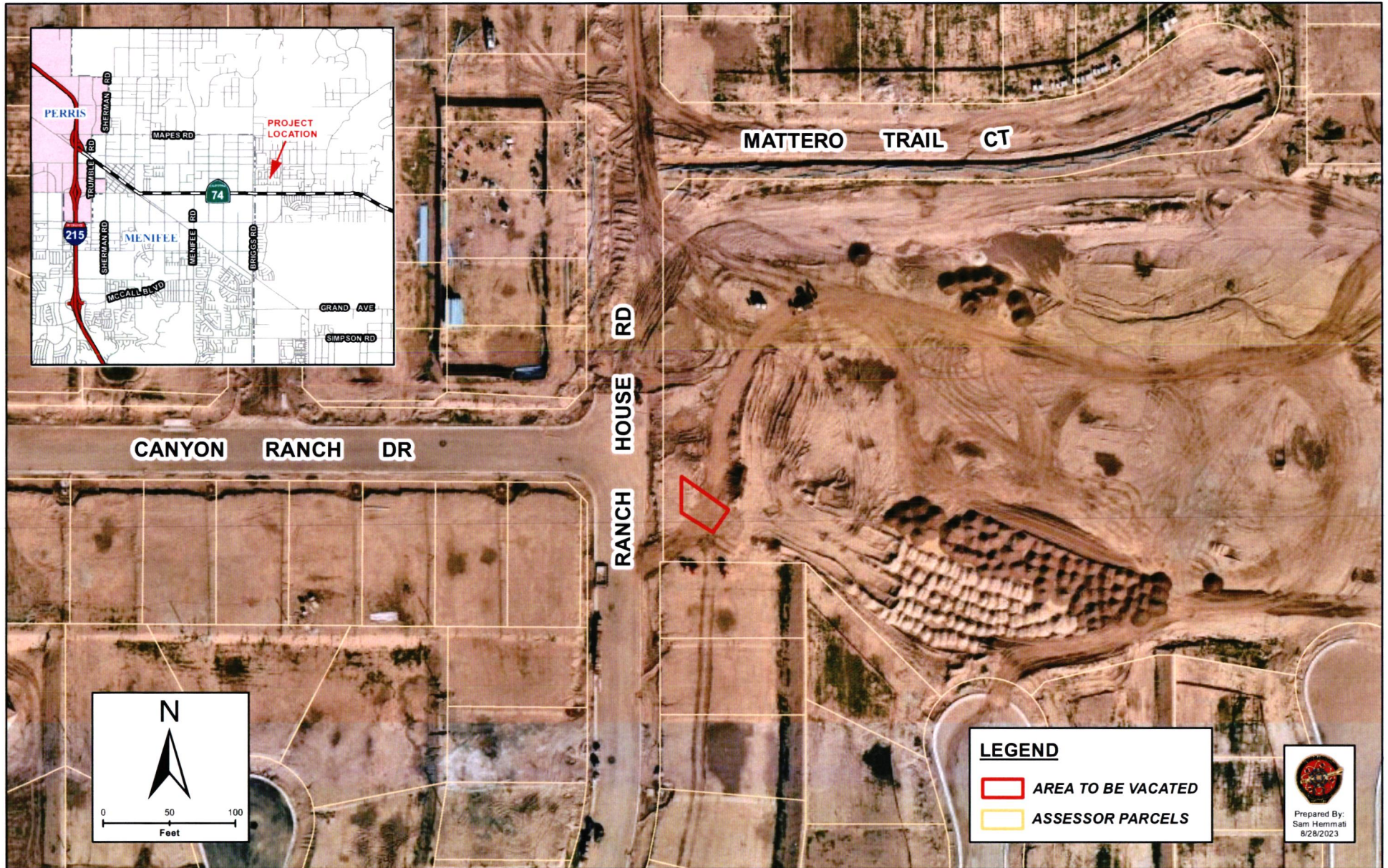
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S.B.M. DATE EXHIBIT PREPARED: JULY 27, 2023

PREPARED BY: K&A ENGINEERING
357 N. SHERIDAN ST., STE 117
CORONA, CA 92878

RESOLUTION NO. 2023-215

SUMMARILY VACATING THE RIGHT TO ACCEPT A PORTION OF A STORM DRAIN EASEMENT IN THE HOMELAND AREA



NOTE: TO BE REMOVED PRIOR TO RECORDING