

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



ITEM: 3.58  
(ID # 23535)

MEETING DATE:  
Tuesday, January 09, 2024

FROM : TLMA-TRANSPORTATION:

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:  
Resolution No. 2024-002, Notice of Intention to Vacate the right to accept a portion of an un-named road and public utility easement, in the Pinyon Pines area, District 4. [Applicant Fees 100%] (Clerk to Set for Public Hearing).

RECOMMENDED MOTION: That the Board of Supervisors:

1. Set a public hearing for February 6, 2024 to hear the evidence offered by persons interested to determine whether a portion of an un-named road and public utility easement is unnecessary for present or prospective use;
2. Adopt Resolution No. 2024-002, Notice of Intention to Vacate the right to accept a portion of an un-named road and public utility easement, in the Pinyon Pines area;
3. Direct the Clerk of the Board to publish the Notice of Intention pursuant to Division 9, Part 3, Chapter 3, Section 8322(a) of the Streets and Highways Code; and
4. Direct the Transportation Director to cause the Notice of Intention to be posted pursuant to Division 9, Part 3, Chapter 3, Section 8323 and mailed pursuant to Section 8321(e) of the Streets and Highways Code.

ACTION: Policy, Set for Hearing

  
Mojahed Salama, Transportation Deputy Director 12/5/2023

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MINUTES OF THE BOARD OF SUPERVISORS

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

Ayes: Jeffries, Spiegel, Washington, Perez and Gutierrez  
Nays: None  
Absent: None  
Date: January 9, 2024  
xc: Trans., COBCF

Kimberly A. Rector  
Clerk of the Board

By   
Deputy

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

<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> Applicant Fees 100% - No General Fund will be used.			<b>Budget Adjustment:</b> N/A	
			<b>For Fiscal Year:</b> 2023/2024	

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

**BACKGROUND:**

The applicant, Greg Heggstad, owner of APN 628-360-041 is requesting the vacation of the right to accept a portion of an un-named road and public utility easement lying within APN 628-360-041 to accommodate development of the property. The un-named road and public utility easement was created by U.S. Patent No. 1154139, dated September 6, 1955, which dedicated a right-of-way not exceeding 50 feet in width for roadway and public utilities purposes along the northerly and southerly lines of APN 628-360-041. This vacation is a proposal to vacate the portion along the southerly parcel line, leaving the dedication along the northerly parcel line intact. This vacation will not eliminate access to any parcel and this portion of un-named road and public utility easement is not currently being used by adjacent property owners for access. This dedication has not been accepted by the County of Riverside for public use or maintenance; this action will vacate the County's right to accept this easement for public use.

Four (4) adjacent property owners have been notified of this proposed vacation; one (1) responded in favor of the vacation, two (2) did not respond, and one (1) responded opposed to the vacation. The reason for opposition provided was, "This public right of way is beneficial to our property and we do not want it to be vacated". This vacation was presented to the Planning Commission on 5/21/2023. The Planning Commission approved staff recommendation that the Transportation Department move forward with the process to vacate the un-named road and public utility easement. The Transportation Department, Cal Fire and Riverside County Flood Control have reviewed the proposed vacation and have no objections.

Pursuant to California Streets and Highways Code Section 8320 et seq., the Board of Supervisors (Board) must hold a public hearing to determine whether the vacation of the right to accept a portion of un-named road and public utility easement is unnecessary for present or prospective public use prior to vacation. If the Board finds, from all the evidence submitted at the hearing, that portion of un-named road and public utility easement is unnecessary for present or prospective public use, the Board may adopt the resolution vacating such road.

County Counsel has approved resolution Number 2024-002 as to form.

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

**Impact on Residents and Businesses**

Vacating the right to accept a portion of an un-named road and public utility easement, in the Pinyon Pines area, 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. 2024-002 with Exhibits "A" & "B" (Legal Description and Plat)  
Attachment "A" (Vicinity Map)  
Authorization to Bill



Aaron Gettis, Deputy County Counsel

12/19/2023

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**RESOLUTION NO. 2024-002**

NOTICE OF INTENTION TO VACATE THE RIGHT TO ACCEPT  
A PORTION OF AN UN-NAMED ROAD AND PUBLIC UTILITY EASEMENT  
IN THE PINYON PINES AREA  
(ABG22005)  
(Fourth Supervisorial District)

FORM APPROVED COUNTY COUNSEL  
BY: [Signature] 12/19/23  
STEPHANIE K. NELSON DATE

**BE IT RESOLVED, DETERMINED AND ORDERED** by the Board of Supervisors of the County of Riverside, State of California, in regular session assembled on January 9, \_\_\_\_\_, 2024, pursuant to Division 9, Part 3, Chapter 3, Section 8320 of the Streets and Highways Code, that it is the intention of this Board to vacate as unnecessary for present or prospective public use, including use as a non-motorized transportation facility, the portion of an un-named road and public utility easement described as follows:

SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO  
AS EXHIBITS "A" AND "B" AND MADE A PART HEREOF

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**RESOLUTION NO. 2024-002**

**BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that pursuant to California Streets and Highways Code Section 8320 et seq., a public hearing will be held on February 6, 2024, at 9:30 a.m. in the meeting room of the Board of Supervisors, County Administrative Center, Riverside, California, at which time and place the Board will hear and consider the proposal to vacate the right to accept a portion of an un-named road and public utility easement and any objections thereto and determine whether the portion of un-named road and public utility easement is unnecessary for present or prospective public use prior to vacation. If the Board finds, from all the evidence submitted at the hearing, that the portion of un-named road and public utility easement is unnecessary for present or prospective public use, the Board may adopt the resolution vacating such road public utility easement.

**BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the Clerk of the Board is directed to cause this Resolution to be published pursuant to Division 9, Part 3, Chapter 3, Section 8322(a) of the Streets and Highways Code;

**BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the Transportation Director shall cause notice of hearing to be posted pursuant to Division 9, Part 3, Chapter 3, Section 8323 and mailed pursuant to Section 8321(e) of the Streets and Highways Code.

CT W.O. # ABS21003

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3 RESOLUTION NO. 2024-002

4 NOTICE OF INTENTION TO VACATE THE RIGHT TO ACCEPT A PORTION OF AN UN-  
5 NAMED ROAD AND PUBLIC UTILITY EASEMENT IN THE PINYON PINES AREA

6 (ABG22005)

7 (FOURTH SUPERVISORIAL DISTRICT)

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9 ROLL CALL:

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

12 Nays: None

13 Absent: None

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

18  
19 KIMBERLY A. RECTOR, Clerk of said Board

20  
21 By:  \_\_\_\_\_  
22 Deputy

# EXHIBIT "A"

## LEGAL DESCRIPTION RIGHT-OF-WAY VACATION

THE SOUTH 50.00 FEET OF THE WEST 264.00 FEET OF THE EAST 528.00 FEET OF THE NORTH ONE-HALF, OF THE SOUTHEAST ONE-QUARTER, OF THE SOUTHEAST ONE-QUARTER, OF THE NORTHEAST ONE-QUARTER OF SECTION 36, TOWNSHIP 5 SOUTH, RANGE 5 EAST, SAN BERNARDINO MERIDIAN ALSO BEING A PORTION OF U.S. PATENT DEED #1154139, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**COMMENCING** AT THE SOUTHEAST CORNER OF SAID NORTH ONE-HALF, OF THE SOUTHEAST ONE-QUARTER, OF THE SOUTHEAST ONE-QUARTER, OF THE NORTHEAST ONE-QUARTER OF SAID SECTION 36;

THENCE WEST 528.88 FEET ALONG THE SOUTHERLY LINE OF SAID NORTH ONE HALF TO **THE TRUE POINT OF BEGINNING;**

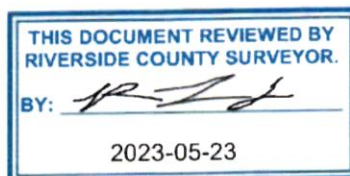
**THENCE** NORTH PARALLEL WITH, AS MEASURED AT RIGHT ANGLES TO, THE EASTERLY LINE OF THE NORTH ONE-HALF, OF THE SOUTHEAST ONE-QUARTER, OF THE SOUTHEAST ONE-QUARTER, OF THE NORTHEAST ONE-QUARTER 50.00 FEET;

**THENCE** EAST PARALLEL WITH, AS MEASURED AT RIGHT ANGLES TO, THE SOUTHERLY LINE OF SAID NORTH ONE-HALF 264.00 FEET;

**THENCE** SOUTH 50.00 FEET PARALLEL WITH, AS MEASURED AT RIGHT ANGLES TO, THE EASTERLY LINE OF SAID NORTH ONE-HALF TO THE SOUTH LINE OF SAID NORTH ONE-HALF;

THENCE WEST 264.00 FEET ALONG THE SOUTHERLY LINE OF SAID NORTH ONE-HALF TO **THE TRUE POINT OF BEGINNING.**

CONTAINING 13,200 SQ. FT. MORE OR LESS



# EXHIBIT "B"

APN 628-360-011

APN 628-360-012

264.00'

THIS DOCUMENT REVIEWED BY  
RIVERSIDE COUNTY SURVEYOR.

BY: *[Signature]*

2023-05-23

SCALE 1" = 50'



APN : 628-360-022

330.00'  
280.00'

APN 628-360-041

280.00'  
330.00'

APN : 628-360-024

A NON-EXCLUSIVE EASEMENT FOR  
INGRESS, EGRESS AND PUBLIC UTILITY  
PURPOSES GRANTED IN DOCUMENT  
RECORDED FEBRUARY 13, 1973 AS  
INSTRUMENT NO 1973-18424

EAST LINE OF SAID N 1/2

RIGHT-OF-WAY NOT EXCEEDING 50 FEET IN  
WIDTH, FOR ROADWAY AND PUBLIC UTILITIES  
PURPOSES PER USA PATENT DEED #1154139

RIGHT-OF-WAY TO BE  
ABANDONED/VACATED  
13,200 sq. ft. (0.30 Acres)

264.00'

50.00'

264.00'

528.00'

T.P.O.B.

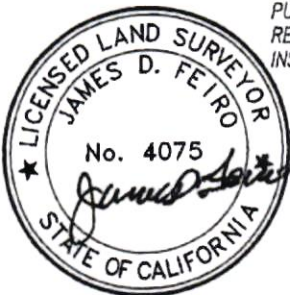
A NON-EXCLUSIVE EASEMENT FOR  
INGRESS, EGRESS AND PUBLIC UTILITY  
PURPOSES GRANTED IN DOCUMENT  
RECORDED JANUARY 4, 1968 AS  
INSTRUMENT NO 1968-6809

SOUTH LINE OF SAID N 1/2

P.O.C.

IN RIVERSIDE COUNTY, CALIFORNIA

PORTION OF N. 1/2 OF THE SE 1/2 OF THE SE 1/2 OF THE NE 1/2  
SECTION 36, T5S, R5E, S.B.M.



Civil Engineering  
Land Surveying

75-060 Gerald Ford Drive, Suite 3  
Palm Desert, California 92211  
(760) 346-8015

www.feiro.net

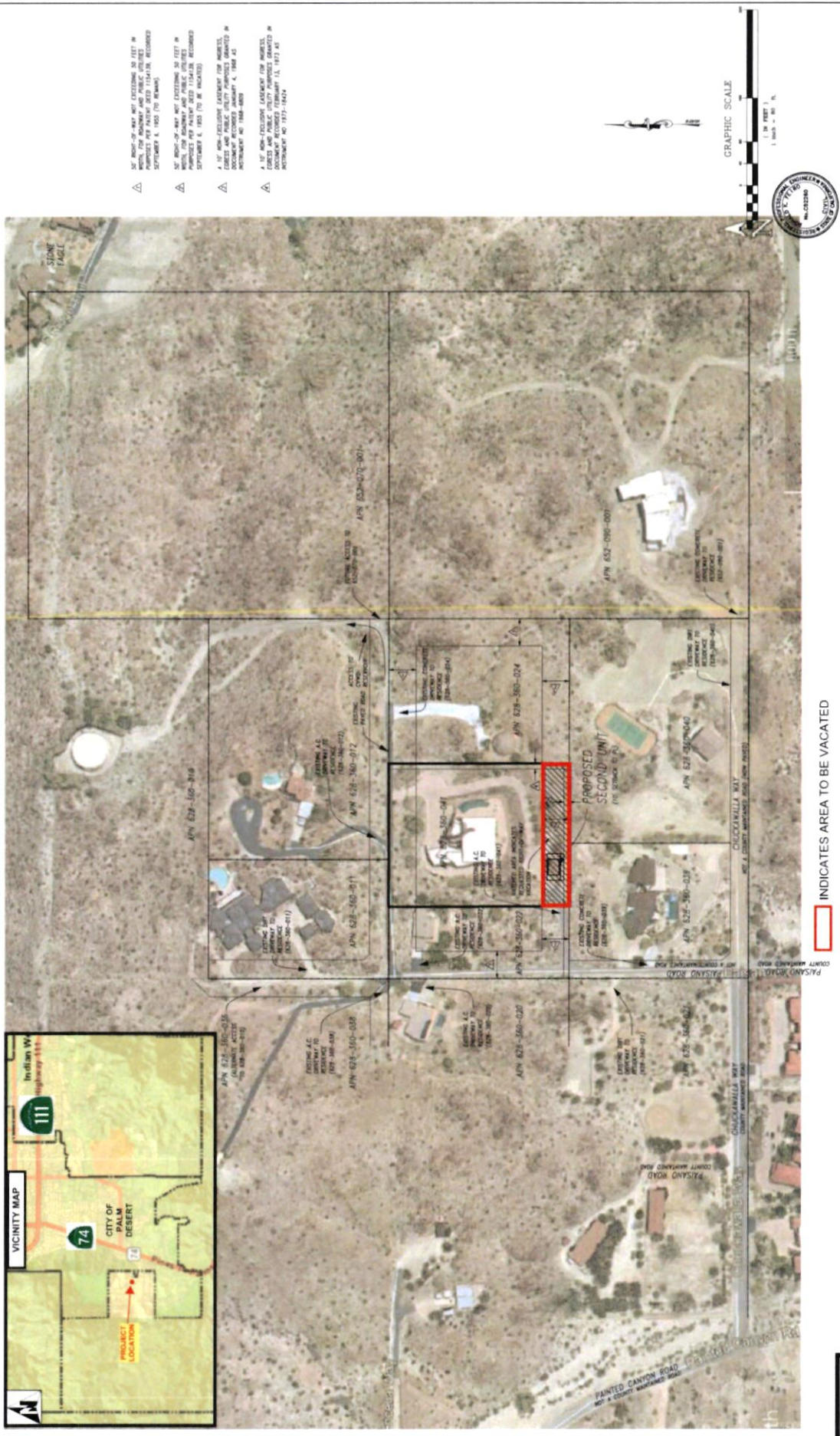
FOR: **Glen Heggstad**

SHEET NO. 1 OF 1
DWG FILE: 159h101rv_vac
LAYOUT: Vacation
JOB NUMBER: 159H-001



**ATTACHMENT "A"**

**NOTICE OF INTENTION TO VACATE THE RIGHT TO ACCEPT A PORTION OF AN UN-NAMED ROAD AND PUBLIC UTILITY EASEMENT, IN THE PINYON PINES AREA**



INDICATES AREA TO BE VACATED

**Underground Service Alert**  
Call TOLL FREE 1-800-227-2600  
TWO WORKING DAYS BEFORE YOU DIG

**REVISIONS:**

NO.	DATE	REVISION

APPROVED BY: \_\_\_\_\_ DATE: \_\_\_\_\_

NOTE: TO BE REMOVED PRIOR TO RECORDING

- △ 1" = 100'-0" MAP NOT EXCEEDING 30 FEET IN WIDTH AND 15 FEET IN HEIGHT. RECORDING PER PUBLIC RECORDS ACT, CHAPTER 11, SECTION 11.010, RECORDED SEPTEMBER 8, 1995 (74 B. 164202)
- △ 1" = 100'-0" MAP NOT EXCEEDING 30 FEET IN WIDTH AND 15 FEET IN HEIGHT. RECORDING PER PUBLIC RECORDS ACT, CHAPTER 11, SECTION 11.010, RECORDED SEPTEMBER 8, 1995 (74 B. 164202)
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GRAPHIC SCALE  
1 inch = 80' ±



1  
**Roadway Exhibit**  
APN 628-360-041  
FOR: *Heggstad Residence*

**PRO**  
Professional Engineer  
D. L. ...  
No. 03280

NOTE: TO BE REMOVED PRIOR TO RECORDING

**NOTICE OF PUBLIC HEARING BEFORE DETERMINED AND ORDERED** that the **THE BOARD OF SUPERVISORS OF** Clerk of the Board is directed to cause

**RIVERSIDE COUNTY**

NOTICE IS  
hearing at  
be heard,  
Supervisor  
on the 1<sup>st</sup>  
Administra  
Riverside,  
at 9:30 a  
thereafter,  
**RES**  
**NOTICE O**

**NOTICE OF PUBLIC HEARING BEFORE DETERMINED AND ORDERED** that the **THE BOARD OF SUPERVISORS OF RIVERSIDE COUNTY**

NOTICE IS HEREBY GIVEN that a public hearing at which all interested persons will be heard, will be held before the Board of Supervisors of Riverside County, California, on the 1<sup>st</sup> Floor Board Chambers, County Administrative Center, 4080 Lemon Street, Riverside, on **Tuesday, February 6, 2024 at 9:30 a.m.**, or as soon as possible thereafter, to consider the following:

**RESOLUTION NO. 2024-002**  
**NOTICE OF INTENTION TO VACATE THE RIGHT TO ACCEPT A PORTION OF AN UN-NAMED ROAD AND PUBLIC UTILITY EASEMENT IN THE PINYON PINES AREA (ABG22005)**  
(Fourth Supervisorial District)

**BE IT RESOLVED, DETERMINED AND ORDERED** by the Board of Supervisors of the County of Riverside, State of California, in regular session assembled on January 9, 2024, pursuant to Division 9, Part 3, Chapter 3, Section 8320 of the Streets and Highways Code, that it is the intention of this Board to vacate as unnecessary for present or prospective public use, including use as a non-motorized transportation facility, the portion of an un-named road and public utility easement described as follows:

SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO AS EXHIBITS "A" AND "B" AND MADE A PART HEREOF

**BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that pursuant to California Streets and Highways Code Section 8320 et seq., a

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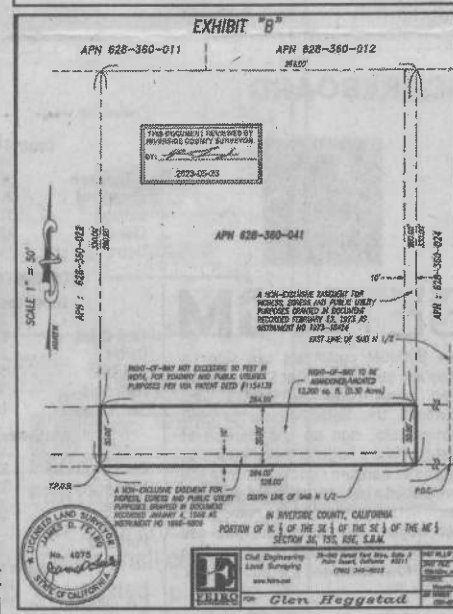
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**BE IT FURTHER RESOLVED,**

**DETERMINED AND ORDERED** that the Clerk of the Board is directed to cause this Resolution to be published pursuant to Division 9, Part 3, Chapter 3, Section 8322(a) of the Streets and Highways Code;

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**  
**RIGHT-OF-WAY VACATION**  
THE SOUTH 50.00 FEET OF THE WEST 25.00 FEET OF THE EAST ONE-HALF, HALF, OF THE SOUTHWEST ONE-QUARTER OF THE SOUTHWEST ONE-QUARTER OF THE NORTHEAST ONE-QUARTER OF SECTION 36, TOWNSHIP 5 SOUTH, RANGE 5 EAST, SAN BERNARDINO MERIDIAN ALSO BEING A PORTION OF U.S. PATENT DEED #1154129, MORE PARTICULARLY DESCRIBED AS FOLLOWS:  
COMMENCING AT THE SOUTHWEST CORNER OF SAID NORTH ONE-HALF, OF THE SOUTHWEST ONE-QUARTER, OF THE SOUTHWEST ONE-QUARTER OF THE NORTHEAST ONE-QUARTER OF SAID SECTION 36;  
THENCE WEST 50.00 FEET ALONG THE SOUTHWEST LINE OF SAID NORTH ONE-HALF TO THE TRUE POINT OF BEGINNING;  
THENCE NORTH PARALLEL, WITH AS MEASURED AT RIGHT ANGLES TO THE EASTERY LINE OF THE NORTH ONE-HALF, OF THE SOUTHWEST ONE-QUARTER, OF THE SOUTHWEST ONE-QUARTER OF THE NORTHEAST ONE-QUARTER, 50.00 FEET;  
THENCE EAST PARALLEL, WITH AS MEASURED AT RIGHT ANGLES TO, THE SOUTHERLY LINE OF SAID NORTH ONE-HALF 25.00 FEET;  
THENCE SOUTH 50.00 FEET PARALLEL, WITH AS MEASURED AT RIGHT ANGLES TO, THE EASTERY LINE OF SAID NORTH ONE-HALF TO THE SOUTH LINE OF SAID NORTH ONE-HALF;  
THENCE WEST 25.00 FEET ALONG THE SOUTHERLY LINE OF SAID NORTH ONE-HALF TO THE TRUE POINT OF BEGINNING.  
CONTAINING 13,200 SQ. FT. MORE OR LESS



**BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the

- 1. Virginia 3, McNeese St. 2, Appalachian St
- St 5, Boise St. 5, Richmond 4, Gonzaga 4,
- 10, Colorado St. 10, Saint Mary's 9, Indiana
- Northern 32, Mississippi 30, Texas
- 108, San Diego St. 95, Memphis 49,
- Others receiving votes: South Carolina
- 15-5 215
- 14-6 240
- 15-5 247
- 16-3 283
- 16-3 294
- 17-4 321
- 18-3 387
- 14-5 404
- 18-2 398

- Atlanta Division
- Eastern Conference
- NHL
- Philadelphia at Golden State, 10 pm.
- Philadelphia at Chicago, 8 pm.
- Toronto at New York, 7:30 pm.
- Utah at New York, 7:30 pm.
- L.A. Lakers at Atlanta, 7:30 pm.
- Indiana at Boston, 7:30 pm.
- Tuesday's Games
- Philadelphia at Portland
- Milwaukee at Denver

**NFL**  
All times Eastern  
Nevada, New York or Ontario.  
promotional offers not available in DC.  
BetMGM.com for Terms & Conditions US  
Kansas Crossing Casino and Hotel, Visit  
1-800-981-0023 (PR), in partnership with  
1-800-270-7117 for confidential help (MI),  
(NV),  
1-800-BETS-OFF  
(AZ), 1-800-522-4700  
1-800-NEXT-STEP  
Please Gamble Responsibly. Call  
1-800-327-5050 (MA). 21+ to wager.

Dated: January 10, 2024  
Kimberly A. Rector, Clerk of the Board  
By: Cindy Fernandez,  
Clerk of the Board Assistant