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



ITEM: 19.1 (ID # 21162) MEETING DATE: Tuesday, April 02, 2024

FROM:

TLMA-TRANSPORTATION:

**SUBJECT:** TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION: Public Hearing Regarding Adoption of Resolution No. 2024-015; General Vacation and Termination of Maintenance of a portion of El Mineral Road, in the Lake Mathews area, CEQA Exempt and Not a Project under CEQA per State CEQA Guidelines Sections 15060(c) abd 15061(b)(3), District 2. [Applicant Fees 100%]

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

- 1. Find that the General Vacation and Termination of Maintenance of a portion of El Mineral Road is exempt from CEQA pursuant to Sections 15060 (c), and 15061 (b)(3) of the State CEQA Guidelines:
- 2. Adopt Resolution No. 2024-015, General Vacation and Termination of Maintenance of a portion of El Mineral Road, in the Lake Mathews area;
- 3. Direct the Clerk of the Board to deliver the Notice of Exemption to the Office of the County Clerk and the State Clearinghouse 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** 

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Spiegel, 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: Date:

None April 2, 2024

XC:

Trans Deserter

Trans., Recorder

Deputy

Kimberly A. Rector

Clerk of the Board

By: Mamu

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

FINANCIAL DATA	Current Fiscal \	Year:	Next Fiscal Yea	ar:	Total Cost		Ongoing C	ost
COST	\$	0	\$	0	\$	0	\$	0
NET COUNTY COST	\$	0	\$	0	\$	0	\$	0
SOURCE OF FUNDS: Applicant Fees 100% No General Fund will be					Budget Adjustment: N/A			
used.					For Fis	cal Yea	r: 2023/20	)24

C.E.O. RECOMMENDATION: Approve

#### **BACKGROUND:**

The applicant for FTM36963 is requesting a vacation of a portion of El Mineral Road in the Lake Mathews area. FTM36963 will be reconfiguring the road in this area, eliminating the need for this portion of El Mineral Road. El Mineral Road was dedicated for public use and accepted as a part of the County Maintained Road System as Lot "A" on Map No. 25581, recorded July 20, 1992, on file in Book 239, Pages 98 through 105, inclusive of Tract Maps, records of the Recorder of the County of Riverside, California. Notices of the proposed vacation were sent to neighboring property owners and no objections were received. This vacation will not eliminate any access to any Parcel. Resolution 2024-015 will reserve an easement for any existing public utilities. This vacation application was brought to the Planning Commission Public Hearing on November 16, 2022. Planning Commission accepted staff recommendation that the Transportation Department move forward with the process to vacate and terminate maintenance on a portion of El Mineral Road.

On February 27, 2024, the Board of Supervisors of the County of Riverside duly and regularly adopted Resolution No. 2024-014, giving notice of intention to vacate and terminate maintenance of the hereinafter-described portion of El Mineral Road.

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 and termination of maintenance of a portion of El Mineral Road is unnecessary for present or prospective public use, the Board may adopt the resolution vacating such road.

The Transportation Department, Riverside County Flood Control & Water Conservation District, and the Fire Department have reviewed this vacation and have no objections.

As determined in the attached Notice of Exemption, the vacation is exempt from the provisions of CEQA pursuant to 15061(b)(3) and not a project 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.

County Counsel has approved resolution Number 2024-015 as to form.

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

#### Impact on Residents and Businesses

The General Vacation and Termination of Maintenance of a portion of El Mineral Road 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. 2024-015 with Exhibits A & B Attachment "A" (Vicinity Map)
Notice of Exemption
Authorization to Bill

Jason Farin, Principal Management Analyst 3/27/2024

Aaron Gettis, Chief of Deputy County Counsel 3/26/2024

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

County of Riverside
Peter Aldana
Assessor-County Clerk-Recorder
E-202400375
04/03/2024 10:20 AM Fee: \$ 50.00
Page 1 of 4

Removed: By: Deputy

#### NOTICE OF EXEMPTION

**Project Name:** Resolution No. 2024-015, General Vacation and Termination of Maintenance of a portion of El Mineral Road, in the Mead Valley area.

Project Number: ABG22006 (ABS20017), SU14

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

Description of Project: Resolution No. 2024-015, General Vacation and Termination of Maintenance of a portion of El Mineral Road, 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.

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:	1	Date:	12/13/2023	
U	David I McMillan Riverside County Su	rvovor		

## EXHIBIT "A" VACATION LEGAL DESCRIPTION

BEING A PORTION OF LOT "A" OF TRACT NO. 25581, AS SHOWN BY MAP ON FILE IN BOOK 239 AT PAGES 98 THROUGH 105, INCLUSIVE, THEREOF, OF MAPS, RECORDS OF RIVERSIDE COUNTY, LYING IN THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA IN SECTION 36, TOWNSHIP 4 SOUTH, RANGE 5 WEST, SAN BERNARDINO MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT "A", ALSO BEING EL MINERAL ROAD (30.00 FEET WIDE HALF-WIDTH AS SHOWN ON SAID TRACT NO. 25581);

THENCE SOUTH 88°54'35" EAST, ALONG THE NORTHERLY LINE OF SAID LOT "A", A DISTANCE OF 187.65 FEET TO THE BEGINNING OF A NON-TANGENT CURVE, CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 330.00 FEET, TO WHICH A RADIAL LINE BEARS NORTH 1°05'25" EAST:

THENCE WESTERLY AND SOUTHWESTERLY ALONG SAID CURVE, TO THE LEFT, THROUGH A CENTRAL ANGLE OF 18°11'42", AN ARC DISTANCE OF 104.79 FEET TO A POINT OF REVERSE CURVATURE WITH A CURVE, CONCAVE NORTHWESTERLY, HAVING A RADIUS OF 270.00 FEET, TO WHICH A RADIAL LINE BEARS NORTH 17°06'17" WEST;

THENCE SOUTHWESTERLY AND WESTERLY ALONG SAID CURVE, TO THE RIGHT, THROUGH A CENTRAL ANGLE OF 18°11'42", AN ARC DISTANCE OF 85.74 FEET TO THE SOUTHWEST CORNER OF SAID LOT "A";

THENCE NORTH 0°31'13" EAST, ALONG THE WESTERLY LINE OF SAID LOT "A", A DISTANCE OF 30.00 FEET TO THE POINT OF BEGINNING;

CONTAINING 2719 SQUARE FEET, MORE OR LESS.

**EXCEPTING AND RESERVING** FROM THE VACATION AN EASEMENT FOR ANY EXISTING PUBLIC UTILITIES AND PUBLIC SERVICES FACILITIES, TOGETHER WITH THE RIGHT OT MAINTAIN, OPERATE, REPLACE, REMOVE, OR RENEW SUCH FACILITIES, PURSUANT TO DIVISION 9, PART 3, CHAPTER 5, SECTION 8340 OF STREETS AND HIGHWAYS CODE.

SEE PLAT ATTACHED HERETO AS EXHIBIT "B" AND MADE A PART HEREOF. PREPARED UNDER MY SUPERVISION

O3/10/22

Michael E. Johnson, L.S. 7673

Prepared by:
Checked by:

Matter 7/28/2022

D3/10/22

NO. 7673

NO. 7673

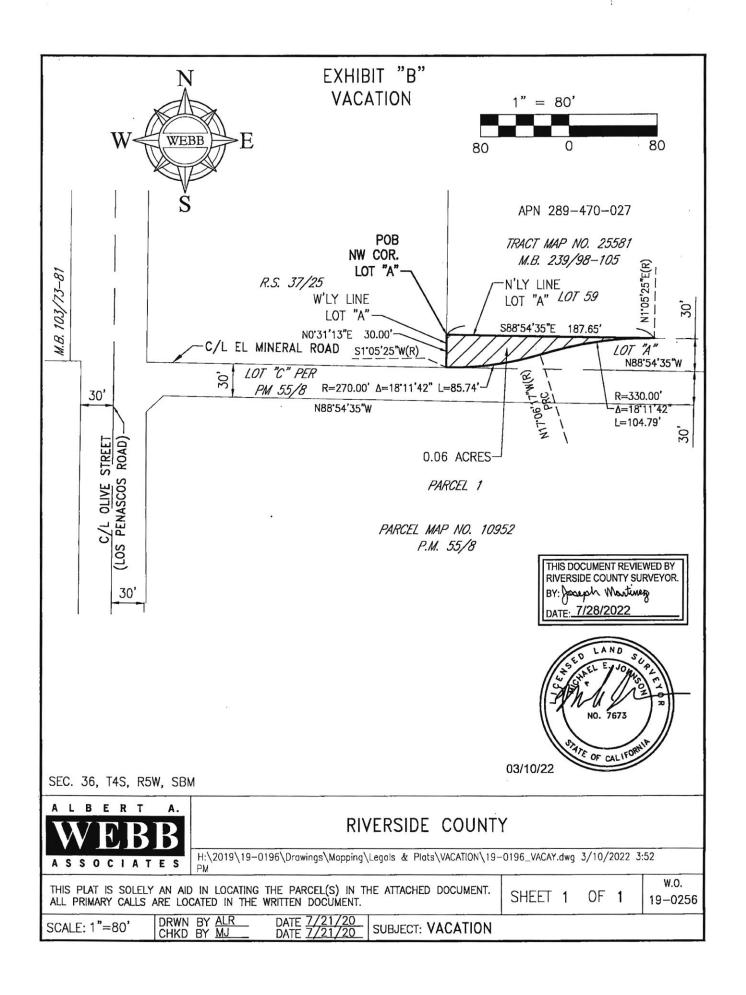
Date

THIS DOCUMENT REVIEWED BY RIVERSIDE COUNTY SURVEYOR.
BY: DOSED! Whatwen DATE: 7/28/2022

Page 1 of 1

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ALBERT A. WEBB ASSOCIATES



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

2024-0096872

04/03/2024 10:36 AM Fee: \$ 0.00

Page 1 of 6

Recorded in Official Records County of Riverside Peter Aldana

Assessor-County Clerk-Recorder 

6080

THIS SPACE FOR RECORDERS USE ONLY

### **RESOLUTION NO. 2024-015**

GENERAL VACATION AND TERMINATION OF MAINTENANCE OF A PORTION OF EL MINERAL ROAD, IN THE LAKE MATTHEW AREA (ABG22006)

(Second Supervisorial District)

(TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION ~ Item 19.1 of 04/02/2024)

#### **BOARD OF SUPERVISORS**

#### **COUNTY OF RIVERSIDE**

#### **RESOLUTION NO. 2024-015**

GENERAL VACATION AND TERMINATION OF MAINTENANCE OF A PORTION OF EL MINERAL ROAD, IN THE LAKE MATHEWS AREA.

(ABG22006)

(Second Supervisorial District)

WHEREAS, the hereinafter-described portion of El Mineral Road is a county-maintained public road; and,

WHEREAS, pursuant to Division 9, Part 3, Chapter 3, Section 8320 of the Streets and Highways Code, a petition has been filed with the Board of Supervisors of the County of Riverside, State of California, requesting the general vacation and termination of maintenance of a portion of El Mineral Road in the Lake Mathews area of the County of Riverside; and,

WHEREAS, on February 27, 2024, the Board of Supervisors of the County of Riverside duly and regularly adopted Resolution No. 2024-014, giving notice of intention to vacate and terminate maintenance of the hereinafter-described portion of El Mineral Road; and,

WHEREAS, Resolution No. 2024-014 has been duly published, posted, and mailed pursuant to the provisions of the Streets and Highways Code; and,

#### **RESOLUTION NO. 2024-015** 1 2 WHEREAS, pursuant to Streets and Highways Code Section 8320 et seq., a public 3 hearing has been conducted and the Board of Supervisors of the County of Riverside has 4 heard all evidence offered by all persons interested in the matter; and, 5 6 WHEREAS, pursuant to Streets and Highways Code Section 8324, the Board of 7 8 Supervisors of the County of Riverside has found and determined that the hereinafter-9 described portion of El Mineral Road is unnecessary for present or prospective public use 10 including use as a non-motorized transportation facility; and, 11 WHEREAS, applicable procedures pertaining to vacations were followed pursuant 12 to the County's adopted "Resolutions for Fixing Procedures to Vacate and Accept County 13 Highways and Property Offered for Dedication," now therefore; 14 15 BE IT RESOLVED, FOUND, DETERMINED AND ORDERED by the Board of 16 Supervisors of the County of Riverside, State of California, in regular session assembled 17 April 2 , 2024, as follows: 18 on 19 1. The General Vacation and Termination of Maintenance of a portion El 20 Mineral Road is exempt from CEQA pursuant to Sections 15060(c)(2), and 21 22 15061(b)(3) of the State CEQA Guidelines. 23 24 2. Pursuant to Division 9, Part 3, Chapter 3, Section 8324(b) of the Streets and Highways Code, the hereinafter-described portion of El Mineral Road is 25 26 unnecessary for present or prospective public use including use as a non-27 motorized transportation facility and is hereby vacated.

#### **RESOLUTION NO. 2024-015** SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO AS EXHIBITS "A" AND "B" AND MADE A PART HEREOF: 3. Pursuant to Division 2, Chapter 2, Sections 954.5(a) and 954.5(b) of the Streets and Highways Code, the hereinafter-described portion of El Mineral Road does not provide primary access to occupied properties, is unnecessary for public convenience, and maintenance thereof is hereby terminated. 4. That the hereinafter-described portion of El Mineral Road is excess right-of-way and is not required for public street or highway purposes. 5. From and after the date this resolution is recorded the hereinafter-described portion of El Mineral Road no longer constitutes a public street or County highway. **EXCEPTING AND RESERVING** from the vacation an easement for any existing public utilities and public service facilities, together with their right to maintain, operate, replace, remove, or renew such facilities, pursuant to Division 9, Part 3, Chapter 5, Section 8340 of the Streets and Highways Code.

1	RESOLUTIO	N NO. 2024-015						
2								
3	BE IT	BE IT RESOLVED, DETERMINED AND ORDERED that the Clerk of the Board is						
4	directed to file with the Office of the County Clerk the Notice of Exemption within five (5)							
5	working days	of the Board hearing date.						
6								
7	BE IT	FURTHER RESOLVED, DETERMINED AND ORDERED that the Clerk of						
8	the Board is directed to cause a certified copy of this resolution to be recorded in the office							
9	of the Record	der of the County of Riverside, California.						
10								
11								
12								
13	ROLL CALL:							
14	Ayes:	Jeffries, Washington, Spiegel, Perez, and Gutierrez						
15								
16	Nays:	None						
17	Absent:	None						
18								
19		g is certified to be a true copy of a resolution duly adopted by said						
20	Board of Sup	pervisors on the date therein set forth.						
21	KIMBERIYA	A. RECTOR, Clerk of said Board						
22	1							
23	By: ////////////////////////////////////	My li						
24 25	Борац							
26								
27								
28	CT W.O. # AE	3S20017						

## 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 (EMBOSSED ON DOCUMENT)



Date:

04/02/2024

Signature:

Print Name: Naomy Sicra, Clerk of the Board Assistant

ACR 601P-AS4RE0 (Rev. 09/2005)

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SEE PLAT ATTACHED HERETO AS EXHIBIT "B" AND MADE A PART HEREOF. PREPARED UNDER MY SUPERVISION

Michael E. Johnson, L.S. 7673

Prepared by:
Checked by:

Maximum

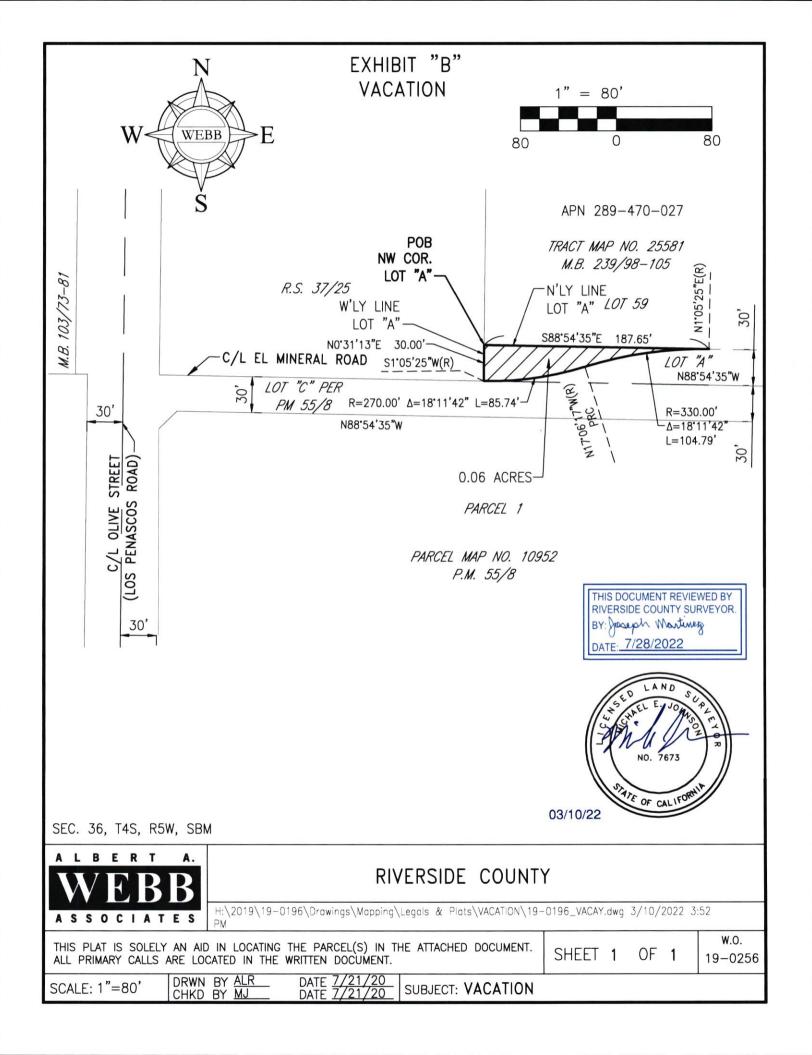
Date

THIS DOCUMENT REVIEWED BY RIVERSIDE COUNTY SURVEYOR.
BY: Joseph Wantimes DATE: 7/28/2022

Page 1 of 1

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ALBERT A. WEBB ASSOCIATES



#### "A" TNEMHOATTA

## GENERAL VACATION AND TERMINATION OF MAINTENANCE OF A PORTION OF



INDICATES AREA TO BE VACATED

NOTE: TO BE REMOVED PRIOR TO RECORDING

#### Riverside County Board of Supervisors Request to Speak

Submit request to Clerk of Board (right of podium), Speakers are entitled to three (3) minutes, subject to Board Rules listed on the reverse side of this form.
SPEAKER'S NAME: Laura Russell
Address: 23480 O (ive St (only if follow-up mail response requested)
(only if follow-up mail response requested)
City: Perrés zip: 92570
Phone #: 951 446-3801
Phone #: 95( 446-380)  Date: 42(19.1)  Agenda # 2024
PLEASE STATE YOUR POSITION BELOW:
Position on "Regular" (non-appealed) Agenda Item:
SupportOpposeNeutral
<b>Note:</b> If you are here for an agenda item that is filed for "Appeal", please state separately your position on the appeal below:
SupportOpposeNeutral
I give my 3 minutes to:
(Revised: 08/16/2022)

#### Lopez, Daniel

From:

Aquia Mail

Sent:

Tuesday, April 2, 2024 9:57 AM

To: Cc: steven.s@alliantstrategicdev.com Clerk of the Board

Subject:

Request to Speak Web Submission



Thank you for submitting your request to speak. The Clerk of the Board office has received your request and will be prepared to allow you to speak when your item is called. To attend the meeting, please call (669) 900-6833 and use **Meeting ID # 864 4411 6015**. **Password is 20240402.** You will be muted until your item is pulled and your name is called. Please dial in at 9:00 am with the phone number you provided in the form so you can be identified during the meeting.

Submitted on April 2, 2024

Submitted values are:

**First Name** 

Steven

**Last Name** 

Spielberg

Address (Street, City and Zip)

26050 Mureau Road, Calabasas 91302

Phone

3109914757

**Email** 

steven.s@alliantstrategicdev.com

**Agenda Date** 

04/02/2024

Agenda Item # or Public Comment

10

State your position below

Support

Comments

I represent the owner/developer and am available for any questions. I am currently on the zoom version of the meeting, not dialed in by phone.

Steve Spielberg