

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



**ITEM: 3.80
(ID # 21933)**

MEETING DATE:
Tuesday, July 30, 2024

FROM : TLMA-TRANSPORTATION

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:
Adoption of Resolution No. 2024-020, Accepting portions of Winters Lane (formerly Oleander Avenue), in the Woodcrest Area, Not a project under CEQA or Exempt pursuant to State CEQA Guidelines Section 15060(c) and 15061(b)(3), District 2. [Applicant Fees 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that Accepting portions of Winters Lane for public use, and into the County Maintained Road System is exempt from CEQA pursuant to Section 15061 (b)(3) of the State CEQA Guidelines and is also deemed not a project under CEQA pursuant to Section 15060(c);
2. Adoption of Resolution No. 2024-020, Accepting a portion of Winters Lane (formerly Oleander Avenue) for public use, and into the County Maintained Road System, subject to improvements in accordance with County Standards and accepting two additional portions of Winters Lane (formerly Oleander Avenue) for public use, in the Woodcrest area;
3. Direct the Clerk of the Board to file the attached Notice of Exemption with the County Clerk and the State Clearinghouse within five working days of approval by the Board; 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.

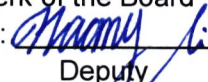
ACTION:Policy


Dennis Acuna, Director of Transportation 6/7/2024

MINUTES OF THE BOARD OF SUPERVISORS

On motion of Supervisor Gutierrez, seconded by Supervisor Perez 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: July 30, 2024
xc: Trans., Recorder/State Clearinghouse

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: 2024/2025	

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

The applicant of COC22011, also being the owner of APN 285-260-012 is requesting that the County of Riverside accept portions of Winters Lane (formerly Oleander Avenue) in the Woodcrest area to satisfy a condition of approval of legal public access to their property. Said portions of Winters Lane were dedicated for public road purposes per Declaration of Dedication recorded April 16, 1975, as Instrument No. 43303, and Irrevocable Offers of Dedication recorded June 6, 1973 as Instrument No. 73428 and October 14, 1980 as Instrument No. 189498.

The aforementioned portions of Winters Lane (formerly Oleander Avenue) have not been accepted for public use. This action will accept a portion of Winters Lane (formerly Oleander Avenue) for public use, and into the County Maintained Road System, subject to improvements in accordance with county standards, and two additional portions of Winters Lane (formerly Oleander Avenue) for public use and not into the County Maintained Road System. The Transportation Department has reviewed and approved these acceptances.

As determined in the attached Notice of Exemption, the acceptance of the roadway is either not a project under CEQA or CEQA exempt from the provisions of CEQA pursuant to 15060(c) and/or 15061(b)(3) of State CEQA Guidelines. The acceptance will not cause any direct or indirect physical environmental impacts.

County Counsel has approved resolution Number 2024-020 as to form.

Impact on Residents and Businesses

The acceptance of the portions of roadway 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. 2024-020 with Exhibits "A" & "B" (Legal Description and Plat)
- Notice of Exemption with Exhibits "A" & "B" (Legal Description and Plat)
- Attachment "A" (Vicinity Map)

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

Authorization to Bill


Jason Farin, Principal Management Analyst 7/23/2024


Aaron Gettis, Chief of Deputy County Counsel 7/18/2024

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

2024-0234020

08/06/2024 10:32 AM Fee: \$ 0.00

Page 1 of 7

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



3036

THIS SPACE FOR RECORDERS USE ONLY

RESOLUTION NO. 2024-020

ACCEPTING PORTIONS OF WINTERS LANE (FORMERLY OLEANDER AVENUE)
IN THE WOODCREST AREA
(ACPT22007)
(Second Supervisorial District)

(TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION ~ Item 3.80 of
07/30/2024)

FORM APPROVED COUNTY COUNSEL
BY: Steph K. Nelson DATE: 7/17/24
STEPHANIE K. NELSON

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BOARD OF SUPERVISORS

COUNTY OF RIVERSIDE

RESOLUTION NO 2024-020

ACCEPTING PORTIONS OF WINTERS LANE (FORMERLY OLEANDER AVENUE)
IN THE WOODCREST AREA
(ACPT22007)
(Second Supervisorial District)

WHEREAS, the hereinafter-described road was offered for dedication for road and public utility purposes as described in the declarations of dedication hereinafter referred to, which said offers of dedication have not been previously accepted for public use by the County of Riverside, now, therefore;

BE IT RESOLVED, DETERMINED AND ORDERED by the Board of Supervisors of the County of Riverside, State of California, in regular session assembled on July 30, 2024, that this Board accepts the offer of dedication and recognizes that said road is a public road open for use by the general public;

BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED that Parcel 1 of this acceptance as shown on Exhibits "A" and "B" attached hereto and made a part hereof is for the purpose of vesting title in the County of Riverside on behalf of the public for public road and utility uses, and into the County Maintained Road System pursuant to Division 2, Chapter 2, Section 941 of the Streets and Highways Code, subject to improvements in accordance with County Standards.

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RESOLUTION NO. 2024-020

BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED that Parcel 2 of this acceptance as shown on Exhibits "A" and "B" attached hereto and made a part hereof is for the purpose of vesting title in the County of Riverside on behalf of the public for public road and utility uses, and is not an acceptance of the roads into the County Maintained Road System pursuant to Division 2, Chapter 2, Section 941 of the Streets and Highways Code and that said road will not become part of the County Maintained Road System unless subsequently accepted into said Maintained Road System by a resolution adopted by this Board;

Said roads are in the County of Riverside, State of California, and are described as follows:

Winters Lane (Parcel 1) (See Exhibits "A" and "B")

That portion of Winters Lane (Formerly Oleander Avenue) (width varies) as described in Irrevocable Offer of Dedication, recorded October 14, 1980 as Instrument No. 189498, records of Riverside County, California;

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RESOLUTION NO. 2024-020

Winters Lane (Parcel 2) (See Exhibits "A" and "B")

That portion of Winters Lane (Formerly Oleander Avenue) (30.00 feet wide) shown as "Road Parcel "A"" per Irrevocable Offer of Dedication recorded June 6, 1973 as Instrument No. 73428, records of Riverside County California; together with that portion of Winters Lane (Formerly Oleander Avenue) (30.00 feet wide) shown as "Parcel 1" per Declaration of Dedication recorded April 16, 1975 as Instrument No. 43303, records of Riverside County, California.

SEE EXHIBITS "A" ATTACHED HERETO AND MADE A PART HEREOF

BE IT FURTHER RESOLVED, DETERMINED AND ORDERED that the acceptance of said roads are categorically exempt from CEQA pursuant to Section 15060 (c)(2) and Section 15061 (b)(3) of the State CEQA Guidelines

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.

RH W.O. # ACPT22007

2
3 RESOLUTION NO. 2024-020

4 ACCEPTING PORTIONS OF WINTERS LANE (FORMERLY OLEANDER AVENUE)

5 IN THE WOODCREST AREA

6 (ACPT22007)

7 (Second Supervisorial District)

8
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"
WINTERS LANE (FORMERLY OLEANDER AVENUE)
LEGAL DESCRIPTION

PARCEL 1

ALL OF THAT CERTAIN PARCEL OF LAND DESCRIBED BY DECLARATION OF DEDICATION RECORDED OCTOBER 14, 1980, AS INSTRUMENT NUMBER 189498, OFFICIAL RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN SECTION 35, TOWNSHIP 3 SOUTH, RANGE 4 WEST, SAN BERNARDINO MERIDIAN.

CONTAINING 0.20 ACRES, MORE OR LESS.

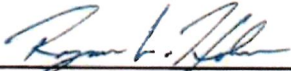
PARCEL 2

ALL OF "PARCEL A" AS DESCRIBED BY IRREVOCABLE OFFER OF DEDICATION RECORDED JUNE 6, 1973, RECORDED JUNE 6, 1973, AS INSTRUMENT NUMBER 73428, TOGETHER WITH THE NORTHERLY 30 FEET OF "PARCEL 1" AS DESCRIBED BY DECLARATION OF DEDICATION RECORDED APRIL 16, 1975, AS INSTRUMENT NUMBER 43303, BOTH OF SAID OFFICIAL RECORDS, LYING WITHIN SECTION 34, TOWNSHIP 3 SOUTH, RANGE 4 WEST, SAN BERNARDINO MERIDIAN.

CONTAINING 0.46 ACRES, MORE OR LESS.

SEE EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

PREPARED UNDER MY SUPERVISION:



RYAN HOLM, P.L.S. 9472

5/30/2024

DATED:



EXHIBIT "B"

ACCEPTING PORTIONS OF WINTERS LANE (FORMERLY OLEANDER AVENUE)

LINE DATA

- ① (N0°18'45"E 10.33')
- ② (N0°18'45"E 72.04')
- ③ (S89°49'03"E 311.36')

CURVE DATA

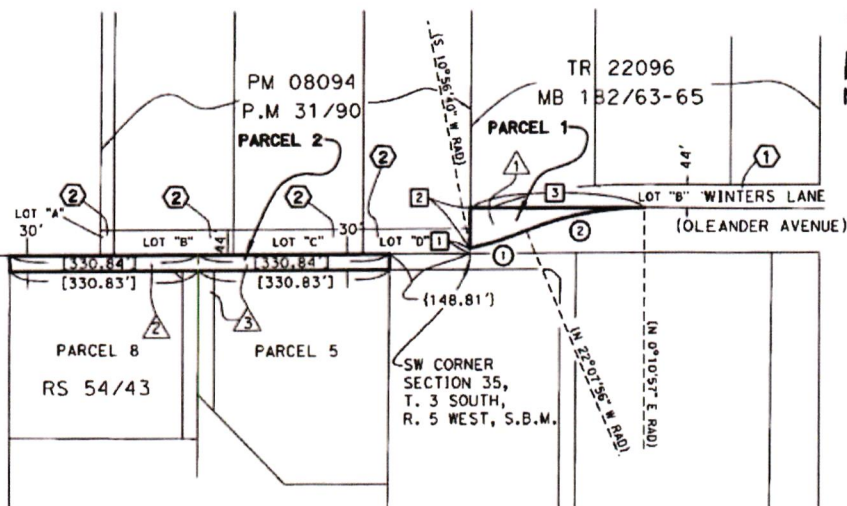
- ① R= (550.00')
Δ= (11°11'16")
L= (107.40')
- ② R= (550.00')
Δ= (22°18'53")
L= (214.20')

ROW INFORMATION

- ① 44' R/W-DEDICATED & ACCEPTED FOR PUBLIC USE AND AS PART OF THE COUNTY MAINTAINED ROAD SYSTEM PER MB 182/63-65.
- ② 44' RIGHT OF WAY DEDICATED PER PM 31 / 90 AND ACCEPTED FOR PUBLIC USE PER RESOLUTION NO. 83-240, REC. 8-5-1983 AS INST. NO. 1983-0158842.

EASEMENT INFORMATION

- ⚠ IRREVOCABLE OFFER OF DEDICATION FOR PUBLIC ROAD PURPOSES PER DOCUMENT RECORDED 10-14-1980 AS INST. NO. 1980-189498.
- ⚠ IRREVOCABLE OFFER OF DEDICATION FOR PUBLIC ROAD PURPOSES OVER ALL OF "ROAD PARCEL "A" PER DOCUMENT RECORDED 6-6-1973 AS INST. NO. 1973-73428.
- ⚠ "PARCEL 1" OF DECLARATION OF DEDICATION FOR PUBLIC ROAD PURPOSES PER DOCUMENT RECORDED 4-16-1975 AS INST. NO. 1975-43303.



SUREYOR'S NOTES:

- () = RECORD DATA PER DOCUMENT RECORDED 10-14-1980 AS INST. NO. 1980-189498.
- [] = RECORD DATA OR CALC'D DATA PER RS 54/43.
- { } = CALC'D DATA PER PM 31/90.
- AREA OF ACCEPTANCE

SEC. 34 AND 35, T. 3 S., R. 5 W., S.B.M.

PCL No.: 285-260-012	COUNTY OF RIVERSIDE TRANSPORTATION DEPARTMENT, SURVEY DIVISION
WO No.: ACPT22007	PROJECT: ACCEPTING PORTIONS OF WINTERS LANE (FORMERLY OLEANDER AVENUE)
SCALE: NTS	THIS PLAT IS AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE PRECEDING DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.
PREPARED BY: RLH	APPROVED BY: <i>Ryan Leonard Holm</i>
DATE: MAY, 2024	DATE: 5/30/2024
SHEET 1 OF 1	



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

FILED / POSTED

County of Riverside
Peter Aldana
Assessor-County Clerk-Recorder

E-202400809
07/31/2024 08:30 AM Fee: \$ 50.00
Page 1 of 4

Removed: By: Deputy



NOTICE OF EXEMPTION

Project Name: Resolution No. 2024-020, Accepting Portions of Winters Lane (formerly Oleander Ave) for public use, in the Woodcrest Area.

Project Number: ACPT22007, SU14

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

Description of Project: Resolution No. 2024-020, Accepting Portions of Winters Lane (formerly Oleander Ave) for public use, in the Woodcrest 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 acceptance 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 acceptance 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 acceptance 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. The acceptance of 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 accepting 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, accepting 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 accepting 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: 5/5/2023
David L. McMillan, Riverside County Surveyor

EXHIBIT "A"
WINTERS LANE (FORMERLY OLEANDER AVENUE)
LEGAL DESCRIPTION

PARCEL 1

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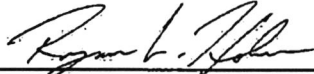
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PREPARED UNDER MY SUPERVISION:



RYAN HOLM, P.L.S. 9472

5/30/2024

DATED:



EXHIBIT "B"

ACCEPTING PORTIONS OF WINTERS LANE
(FORMERLY OLEANDER AVENUE)

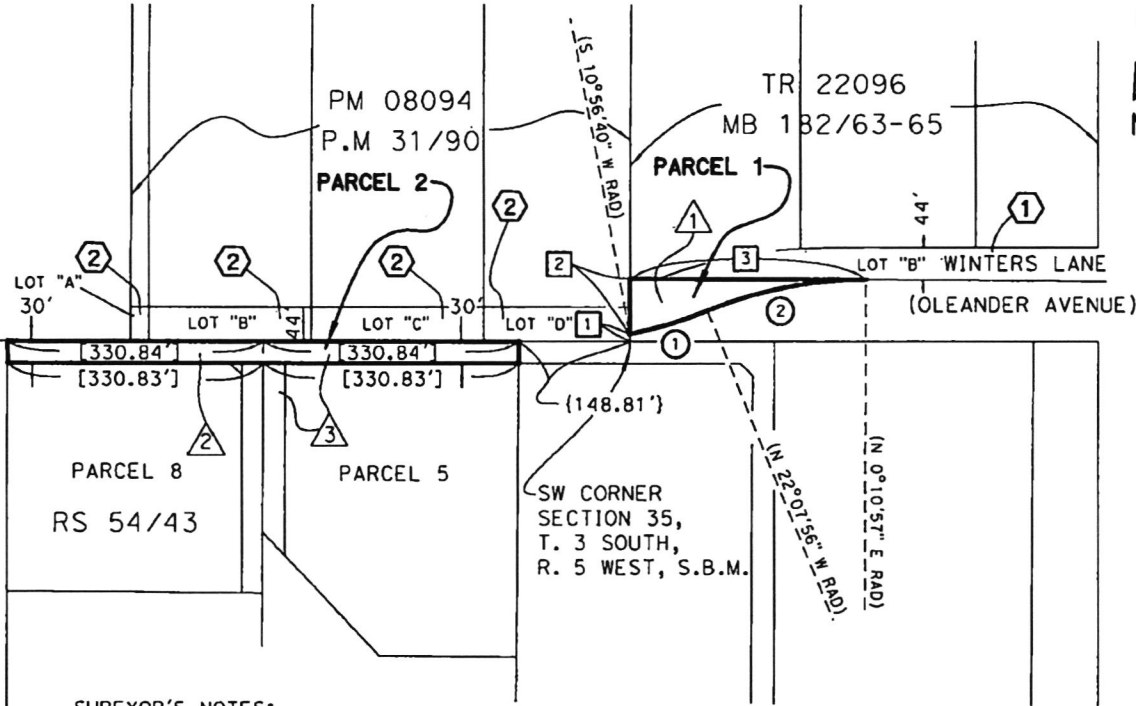


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AREA OF ACCEPTANCE

PARCEL 9
285-260-012

PARCEL 8
RS 54/43

PARCEL 5

PM 08094
P.M 31/90
PARCEL 2

TR 22096
MB 182/63-65
PARCEL 1

LOT "B" WINTERS LANE
(OLEANDER AVENUE)

SW CORNER
SECTION 35,
T. 3 SOUTH,
R. 5 WEST, S.B.M.

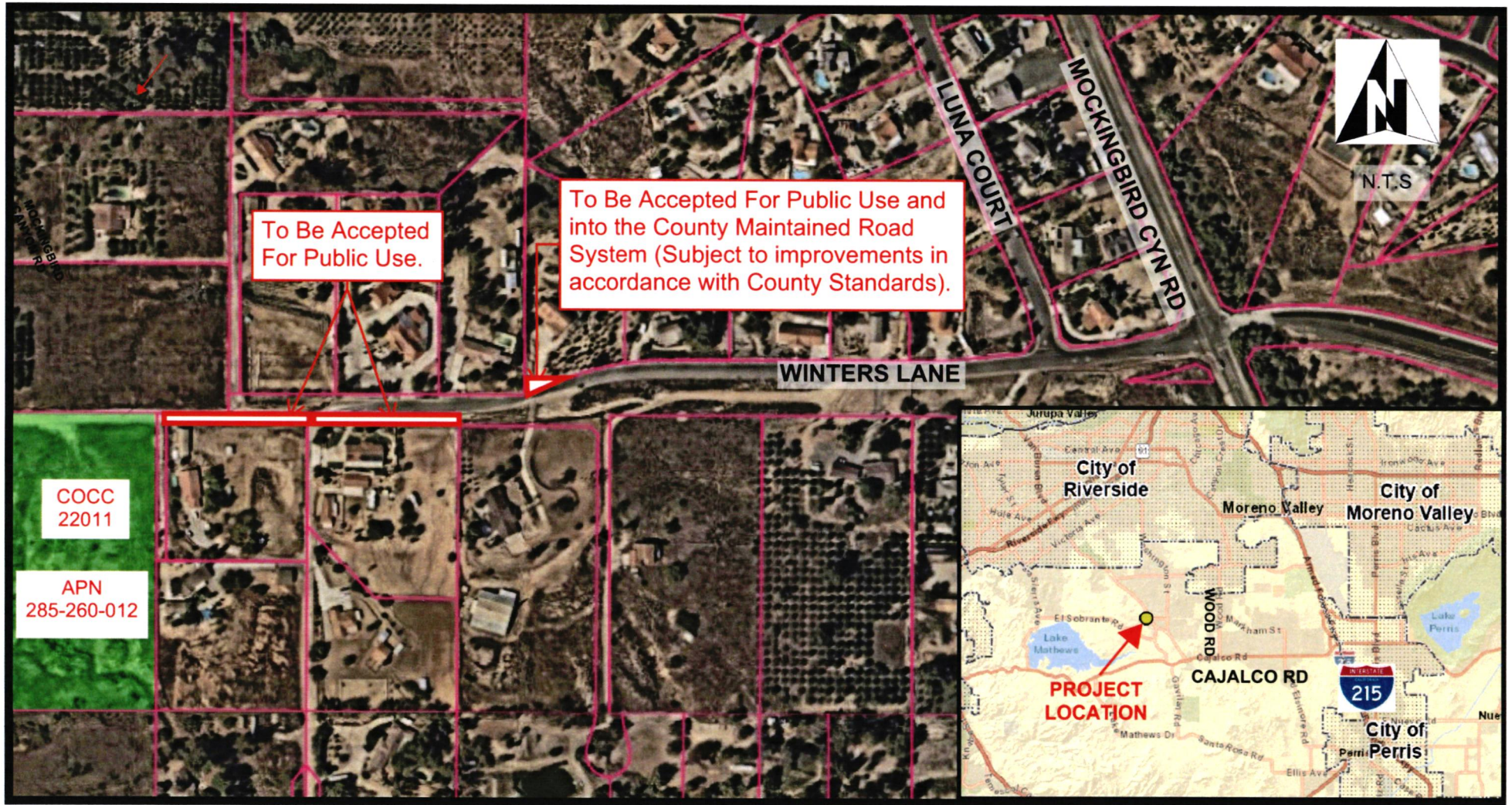
SEC. 34 AND 35, T. 3 S., R. 5 W., S.B.M.

PCL No.: 285-260-012	COUNTY OF RIVERSIDE TRANSPORTATION DEPARTMENT, SURVEY DIVISION
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SCALE: NTS	THIS PLAT IS AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE PRECEDING DOCUMENT. ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DESCRIPTION.
PREPARED BY: RLH	
DATE: MAY, 2024	APPROVED BY:
SHEET 1 OF 1	DATE: 5/30/2024



ATTACHMENT "A"

ACCEPTING PORTIONS OF WINTERS LANE (FORMERLY OLEANDER AVENUE), IN THE WOODCREST AREA



 INDICATES AREAS TO BE ACCEPTED

NOTE: TO BE REMOVED PRIOR TO RECORDING