

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



**ITEM: 3.81
(ID # 22838)**

MEETING DATE:
Tuesday, July 30, 2024

FROM : TLMA-TRANSPORTATION

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:
Adoption of Resolution No. 2024-028, Summarily Vacating a portion of Briggs Road in the Menifee area, Not a Project under CEQA or Exempt pursuant to State CEQA Guidelines Section 15060(c) and 15061(b)(3), District 3. [Applicant Fees 100%]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Find that Summarily Vacating a portion of Briggs Road in the Menifee area 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. Adopt Resolution No. 2024-028, Summarily Vacating a portion of Briggs Road in the Menifee 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.

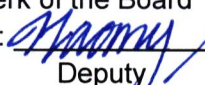
ACTION:Policy


Dennis Acuna, Director of Transportation 6/17/2024

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 owner and applicant of Tract Map 36430-2 is requesting a vacation of a portion of Briggs Road in the Menifee area within their map boundary. This portion of Briggs Road was dedicated and accepted for public road and utility purposes per Document No. 2004-0775146, recorded September 30, 2004, records of the Recorder of Riverside County, California. This portion of Briggs Road has been superseded by a reconfiguration of the roadway per Tract Map 36430-2, is no longer needed for public road purposes, and is considered excess right of way. Tract Map 36430-2 dedicated the new configuration to public use, and upon recordation, accepted it into the County Maintained Road System, subject to improvements in accordance with County Standards. Said portion of Briggs Road has been improved per County Standards and is now part of the County Maintained Road System.

The applicant has provided Vacation/Abandonment Approval Letters from the local utility companies. The applicant owns all property affected by this vacation. The Transportation Department has reviewed this vacation and has no objections.

As determined in the attached Notice of Exemption, the vacation is either not a project under CEQA or CEQA exempt from the provisions of CEQA pursuant to 15060(c)(2) and/or 15061(b)(3) of the State CEQA Guidelines. The vacation will not cause any direct or indirect physical environmental impacts.

County Counsel has approved Resolution Number 2024-028 as to form.

Impact on Residents and Businesses

Vacating and realigning this portion of Briggs 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. 2024-028 with Exhibits "A" and "B" (Legal Descriptions and Plats)
Notice of CEQA Exemption with Exhibit "A" and "B" (Legal Descriptions and Plats)

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

Attachment "A" (Vicinity Map)
Authorization to Bill



Jason Farin, Principal Management Analyst 7/24/2024



Aaron Gettis, Chief of Deputy County Counsel 7/17/2024

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

2024-0234021

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

Page 1 of 6

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



3036

THIS SPACE FOR RECORDERS USE ONLY

RESOLUTION NO. 2024-028

SUMMARILY VACATING A PORTION OF BRIGGS ROAD IN THE MENIFEE AREA
(ABS23004)
(Third Supervisorial District)

(TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION ~ Item 3.81 of
07/30/2024)

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

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BOARD OF SUPERVISORS

COUNTY OF RIVERSIDE

RESOLUTION NO. 2024-028

SUMMARILY VACATING A PORTION OF BRIGGS ROAD IN THE MENIFEE AREA
(ABS23004)
(Third Supervisorial District)

WHEREAS, the hereinafter-described portion of Briggs Road, was dedicated and accepted for Public Road and Utility purposes per Document 2004-0775146 recorded September 30, 2004 of Official Records of the Recorder of Riverside County, California, and;

WHEREAS, the hereinafter-described portion of Briggs Road, is being superseded by relocation, and is not required for public street or highway purposes, and;

WHEREAS, applicable procedures pertaining to vacations were followed pursuant to the County's adopted "Resolutions for Fixing Procedures to Vacate and Accept County Highways and Property Offered for Dedication," 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, as follows:

1 **RESOLUTION NO. 2024-028**

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1. The vacation of the portion of Briggs Road is categorically exempt from CEQA pursuant to Section 15060(c)(2) and Section 15061(b)(3) of the State CEQA Guidelines.

2. Pursuant to Division 9, Part 3, Chapter 4, Section 8334(a) of the Streets and Highways Code, the hereinafter-described portion of Briggs Road is excess right-of-way and is not required for public street or highway purposes, and is hereby summarily vacated.

SEE LEGAL DESCRIPTION AND PLAT OF THE AREA BEING
VACATED ATTACHED HERETO
AS EXHIBITS "A" and "B" AND MADE A PART HEREOF

3. That the hereinafter-described portion of Briggs Road is unnecessary for the present or prospective public use, including use as a non-motorized transportation facility.

4. From and after the date this resolution is recorded the hereinafter-described portion of Briggs Road is hereby vacated and no longer constitutes a public street or County highway.

1 **RESOLUTION NO. 2024-028**

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

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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 Recorder of the County of Riverside, California.

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15 ROLL CALL:

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

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Nays: None

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Absent: None

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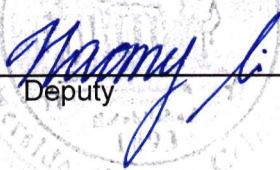
21 The foregoing is certified to be a true copy of a resolution duly adopted by said
22 Board of Supervisors on the date therein set forth.

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23 KIMBERLY A. RECTOR, Clerk of said Board

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By: 
Deputy

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29 AF W.O. # ABS23004

EXHIBIT "A"
VACATION
LEGAL DESCRIPTION

ALL THAT PORTION OF THAT CERTAIN GRANT OF ROAD EASEMENT (BRIGGS ROAD) RECORDED SEPTEMBER 30, 2004 AS DOCUMENT NO. 0775146 OF OFFICIAL RECORDS OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN LOT 193 OF TRACT 36430-2 AS SHOWN BY MAP ON FILE IN BOOK 486 OF MAPS, AT PAGES 73 THROUGH 80, INCLUSIVE THEREOF, RECORDS OF SAID COUNTY, LYING WITHIN SECTION 19, TOWNSHIP 5 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN.

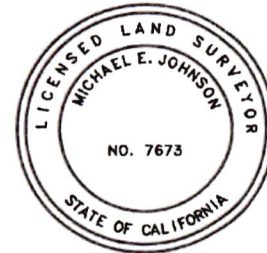
CONTAINING 1.76 ACRES, MORE OR LESS.


SEE PLAT ATTACHED HERETO AS EXHIBIT "B"
AND MADE A PART HEREOF.

PREPARED UNDER MY SUPERVISION


MICHAEL E. JOHNSON, L.S. 7673 08/14/23
DATE

PREPARED BY: ALR
CHECKED BY: MJ



THIS DOCUMENT REVIEWED BY RIVERSIDE COUNTY SURVEYOR.	
NAME:	ED HUNT
SIG.:	
DATE:	08/18/2023

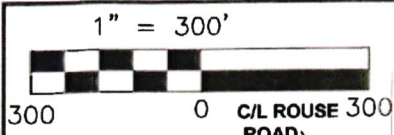


EXHIBIT "B" VACATION

TR. 36430
MB 463/45-49

TR. 36430-1
MB 463/82-89

SECTION LINE

ASCENT LANE

PALOMA RIDGE LANE

EMPEROR RD

TR. 36430-1
MB 463/82-89
LOT 99

90, 89, 88, 87, 86, 85, 84, 83, 82, 81

LOT 195
SCHOOL SITE

THIS DOCUMENT REVIEWED BY
RIVERSIDE COUNTY SURVEYOR.
NAME: **ED HUNT**
SIG.: *Edward D. Hunt*
DATE: **08/18/2023**

EASTERLY LINE OF
BRIGGS ROAD
PER INST.
2002-270294 O.R.

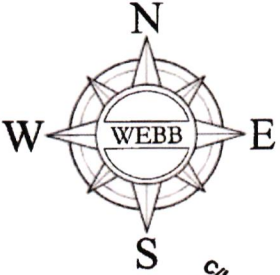
R=300.00'
Δ=39°02'38"
L=204.43'

R=300.00'
Δ=3°46'56"
L=19.80'

R=300.00'
Δ=30°53'52"
L=161.78'

R=300.00'
Δ=12°45'27"
L=66.80'

R=300.00'
Δ=60°32'23"
L=316.99'



NORTHEASTERLY LINE
OF MATTHEWS ROAD
PER MB 486/73-80
SEC. 19, T5S, R2W, SBM

N47°44'18"E(R)
PRC

(ALACANTES ROAD)

BRIGGS ROAD

C/L MATTHEWS
ROAD

A.T. &
S.F. R.R.

TR. 36430-2
LOT 191
OPEN SPACE
MB 486/73-80

ALBERT A.
WEBB
ASSOCIATES

RIVERSIDE COUNTY

H:\2020\20-0258\Drawings\Mapping\Legals & Plats\VACATION\20-0258_PLAT.dwg 8/13/2023 11:50 PM MikeJ

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) IN THE ATTACHED DOCUMENT.
ALL PRIMARY CALLS ARE LOCATED IN THE WRITTEN DOCUMENT.

SHEET 1 OF 1 W.O. 20-0258

SCALE: 1"=300'

DRWN BY ALR
CHKD BY MJ

DATE 11/30/22
DATE _____

SUBJECT: **VACATION**

FILED / POSTED

County of Riverside
Peter Aldana
Assessor-County Clerk-Recorder

E-202400810
07/31/2024 08:39 AM Fee: \$ 50.00
Page 1 of 4

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. 2024-028, Summary vacation of a portion of Briggs Road in the Menifee area.

Project Number: ABS23004, SU14

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

Description of Project: Resolution No. 2024-028, Summary vacation of a portion of Briggs Road in the Menifee 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: 9/26/2023
David L. McMillan, Riverside County Surveyor


Accounting String: ZABS23004, Task Code: ZSU14

EXHIBIT "A"
VACATION
LEGAL DESCRIPTION

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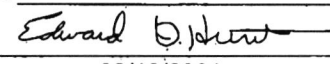
SEE PLAT ATTACHED HERETO AS EXHIBIT "B"
AND MADE A PART HEREOF.
PREPARED UNDER MY SUPERVISION



MICHAEL E. JOHNSON, L.S. 7673 08/14/23
DATE

PREPARED BY: ALR
CHECKED BY: MJ



THIS DOCUMENT REVIEWED BY RIVERSIDE COUNTY SURVEYOR.	
NAME:	ED HUNT
SIG.:	
DATE:	08/18/2023

1" = 300'



EXHIBIT "B" VACATION



08/14/23

C/L ROUSE ROAD

TR. 36430
MB 463/45-49

TR. 36430-1
MB 463/82-89

SECTION LINE

ASCENT LANE

PALOMA RIDGE LANE

EMPEROR RD

TR. 36430-1
MB 463/82-89
LOT 99

90, 89, 88, 87, 86, 85, 84, 83, 82, 81

LOT 195
SCHOOL SITE

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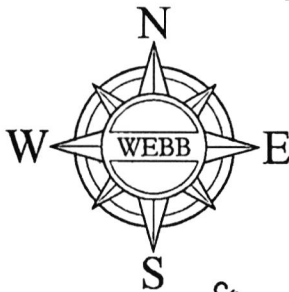
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PRC

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L=161.78'



(ALACANTES ROAD)

BRIGGS ROAD

S11°21'52"E 673.27'

C/L MATTHEWS ROAD

R=300.00'
Δ=12°45'27"
L=66.80'

S65°52'41"W(R)
PRC

NORTHEASTERLY LINE
OF MATTHEWS ROAD
PER MB 486/73-80
SEC. 19, T5S, R2W, SBM

R=300.00'
Δ=60°32'23"
L=316.99'

S36°25'04"W 40.55'

**ALBERT A.
WEBB
ASSOCIATES**

RIVERSIDE COUNTY

H:\2020\20-0258\Drawings\Mapping\Legals & Plats\VACATION\20-0258_PLAT.dwg 8/13/2023 11:50
PM MikeJ

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SHEET 1 OF 1

W.O.
20-0258

SCALE: 1"=300'

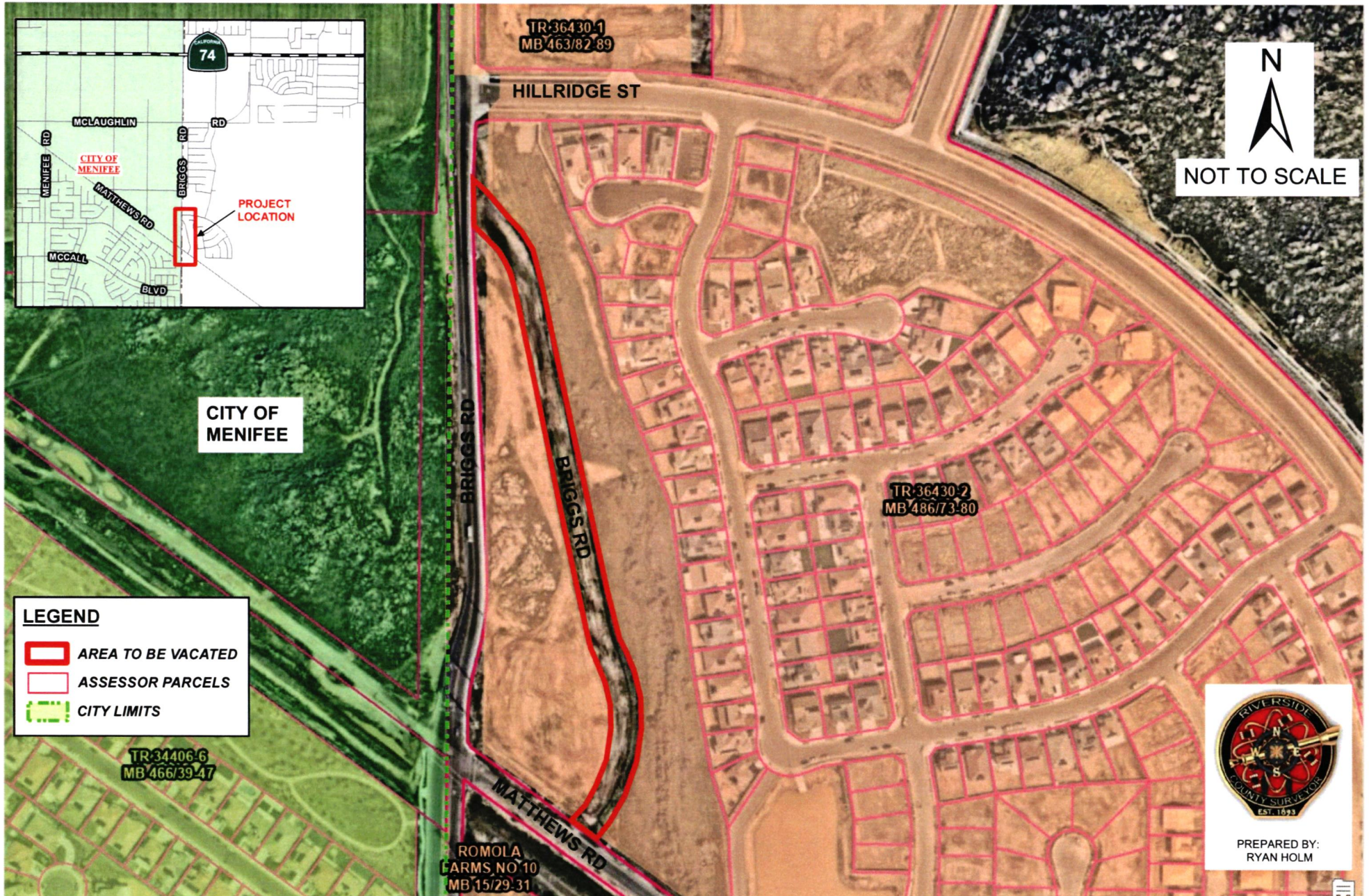
DRWN BY ALR
CHKD BY MJ

DATE 11/30/22
DATE _____

SUBJECT: **VACATION**

ATTACHMENT "A"

SUMMARY VACATION OF A PORTION OF BRIGGS ROAD IN THE MENIFEE AREA



NOTE: TO BE REMOVED PRIOR TO RECORDING