

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



ITEM: 3.85
(ID # 25288)

MEETING DATE:
Tuesday, July 30, 2024

FROM : TLMA-TRANSPORTATION

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:
Resolution No. 2024-087 Summarily Vacating a Portion of Restricted Abutters' Rights of Access along Rancho California Road in the Tenaja 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 the Vacation of a Portion of Restricted Abutters' Rights of Access along Rancho California Road 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. 2024-087, Summarily Vacating a Portion of Restricted Abutters' Rights of Access along Rancho California Road in the Tenaja 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.

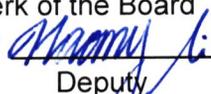
ACTION:Policy


Dennis Acuna, Director of Transportation 6/12/2024

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 owners of APN 932-220-044 are requesting the vacation of a portion of Restricted Abutters' Rights of Access along Rancho California Road to facilitate the use of an existing 30-foot-wide dirt driveway. The Relinquishment of Abutters' rights of access along Rancho California Road was dedicated per Parcel Map No. 19513 on file in book 128, Pages 80 through 81, inclusive, Records of the Recorder of Riverside County, California.

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) 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 2024-087 as to form.

Impact on Residents and Businesses

The vacation of a Portion of Restricted Abutters' Rights of Access along Rancho California 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. 2024-087 with Exhibits "A" and "B" (Legal Description & Plat)
- NOE -Signed with Exhibits "A" and "B" (Legal Description & Plat)
- Attachment "A" (Vicinity Map)
- Authorization to Bill

 Jason Farin, Principal Management Analyst 7/24/2024

 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

2024-0234022

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



THIS SPACE FOR RECORDERS USE ONLY 3036

RESOLUTION NO. 2024-087

SUMMARILY VACATING A PORTION OF RESTRICTED ABUTTERS' RIGHTS
OF ACCESS ALONG RANCHO CALIFORNIA ROAD
IN THE TENAJA AREA
(ABS23013)
(First Supervisorial District)

(TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION ~ Item 3.85 of
07/30/2024)

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

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RESOLUTION NO. 2024-087
SUMMARILY VACATING A PORTION OF RESTRICTED ABUTTERS' RIGHTS
OF ACCESS ALONG RANCHO CALIFORNIA ROAD
IN THE TENAJA AREA
(ABS23013)
(First Supervisorial District)

WHEREAS, the hereinafter-described portion of Restricted Abutters' Rights of Access along Rancho California Road was dedicated to the public per Parcel Map No. 19513 on file in book 128, Pages 80 through 81, inclusive, Records of the Recorder of Riverside County, California, and;

WHEREAS, the hereinafter-described portion of Restricted Abutters' Rights of Access along Rancho California Road as shown on said Parcel Map is no longer necessary, and;

WHEREAS, applicable procedures pertaining to summary 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, FOUND, 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:

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RESOLUTION NO. 2024-087

1. Pursuant to Division 9, Part 3, Chapter 4, Section 8334(a) of the Streets and Highways Code, the hereinafter-described portion of Restricted Abutters' Rights of Access is determined to be excess, no longer needed, and is hereby summarily vacated.

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

2. From and after the date this resolution is recorded such portion no longer constitutes Restricted Abutters' Rights of Access.

3. Pursuant to Section 15060(c)(2) and 15061(b)(3) of the State CEQA Guidelines that the vacation of the hereinafter-described portion of Restricted Abutters' Rights of Access is categorically exempt as explained in the Notice of Exemption.

BE IT 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. # ABS23013

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3 RESOLUTION NO. 2024-087

4 SUMMARILY VACATING A PORTION OF RESTRICTED ABUTTERS' RIGHTS

5 OF ACCESS ALONG RANCHO CALIFORNIA ROAD

6 IN THE TENAJA AREA

7 (ABS23013)

8 (First Supervisorial District)

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10 ROLL CALL:

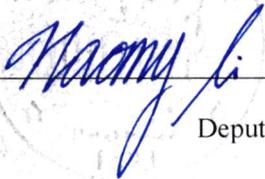
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12 Ayes: Jeffries, Washington, Spiegel, Perez, and Gutierrez

13 Nays: None

14 Absent: None

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

19
20 KIMBERLY A. RECTOR, Clerk of said Board

21
22 By:  _____

23 Deputy

EXHIBIT "A"
LEGAL DESCRIPTION
VACATION OF A PORTION OF RESTRICTED ABUTTER'S RIGHTS OF ACCESS
ALONG RANCHO CALIFORNIA ROAD

A 30.00 FOOT WIDE PORTION OF THE ABUTTER'S ACCESS RESTRICTION ALONG THE SOUTHERLY RIGHT-OF-WAY LINE OF RANCHO CALIFORNIA ROAD AT PARCEL 1 OF PARCEL MAP 19513, AS SHOWN BY MAP ON FILE IN BOOK 128, PAGES 80 AND 81, RECORDS OF RIVERSIDE COUNTY, STATE OF CALIFORNIA, LYING WITHIN THE RANCHO SANTA ROSA AND MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID PARCEL 1, SAID CORNER ALSO BEING A POINT ON SAID SOUTHERLY RIGHT-OF-WAY LINE OF RANCHO CALIFORNIA ROAD, 250.00 FEET WIDE AS SHOWN ON SAID PARCEL MAP 19513;

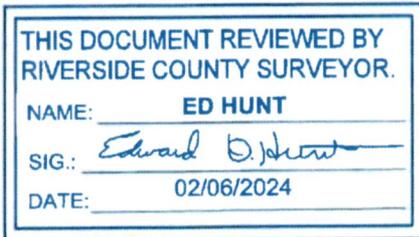
THENCE ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE OF RANCHO CALIFORNIA ROAD, AND THE NORTHERLY LINE OF SAID PARCEL 1, SOUTH 84°45'25" EAST, A DISTANCE OF 271.80 FEET, TO A POINT, SAID POINT BEING THE CENTER OF SAID 30.00 FOOT WIDE OPENING, HELD AT RIGHT ANGLES TO THE PREVIOUS CALL.

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

THIS LEGAL DESCRIPTION WAS PREPARED BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE OF THE PROFESSIONAL LAND SURVEYORS ACT.

SIGNATURE Miguel

DATE 2/2/24



NOTICE OF EXEMPTION

Removed: _____ By: _____ Deputy



Project Name: Resolution No. 2024-087 Summarily Vacating Portions of Restricted Abutters' Rights of Access along Rancho California Road in the Tenaja area.

Project Number: ZABS23013 SU14

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

Description of Project: Resolution No. 2024-087 Summarily Vacating Portions of Restricted Abutters' Rights of Access Rancho California Road in the Tenaja 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.

General Rule "Common Sense" Exemption. Not a "project" as defined under State CEQA
Exempt Status: California Environmental Quality Act (CEQA) Guidelines, Section 15061(b)(3), Guidelines, Section 15060(c)(2).

Reasons Why Project is Exempt: The vacation of a Portion of Restricted Abutters' Rights of Access has been determined to not be a "project" as defined under State CEQA Guidelines section 15060(c)(2). 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 Portion of Restricted Abutters' Rights of Access 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 Portion of Restricted Abutters' Rights of Access 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 vacation of a Portion of Restricted Abutters' Rights of Access 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 the project as proposed have the potential to cause a significant environmental impact and the project is exempt from further CEQA analysis.

- Section 15060(c)(2) – for purposes of analysis under CEQA, the vacation of the Portion of Restricted Abutters’ Rights of Access is not a “project” under CEQA pursuant to Section 15060(c)(2). 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 the vacation of the Portion of Restricted Abutters’ Rights of Access 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: 6/4/2024
David L. McMillan, Riverside County Surveyor

EXHIBIT "A"
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ALONG RANCHO CALIFORNIA ROAD

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

THIS LEGAL DESCRIPTION WAS PREPARED BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE OF THE PROFESSIONAL LAND SURVEYORS ACT.

SIGNATURE Miguel

DATE 2/2/24



THIS DOCUMENT REVIEWED BY RIVERSIDE COUNTY SURVEYOR.	
NAME:	ED HUNT
SIG.:	<u>Edward B. Hunt</u>
DATE:	02/06/2024

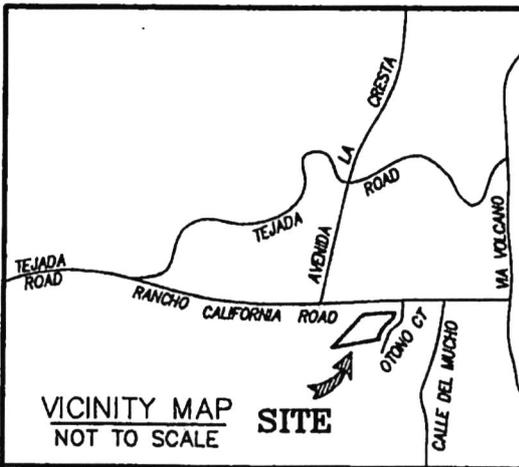
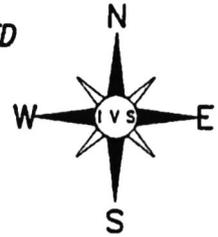


EXHIBIT "B"

VACATION OF A PORTION OF RESTRICTED ABUTTER'S RIGHTS OF ACCESS



ARC TABLE			
NO.	DELTA	RADIUS	LENGTH
C1	$(\Delta=48^{\circ}46'58")$	$(120.00')$	$(102.17')$

LINE TABLE		
NO.	BEARING	LENGTH
L1	$N32^{\circ}53'56" W$	$36.18'$

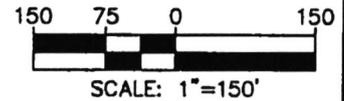


EXHIBIT PREPARED BY:

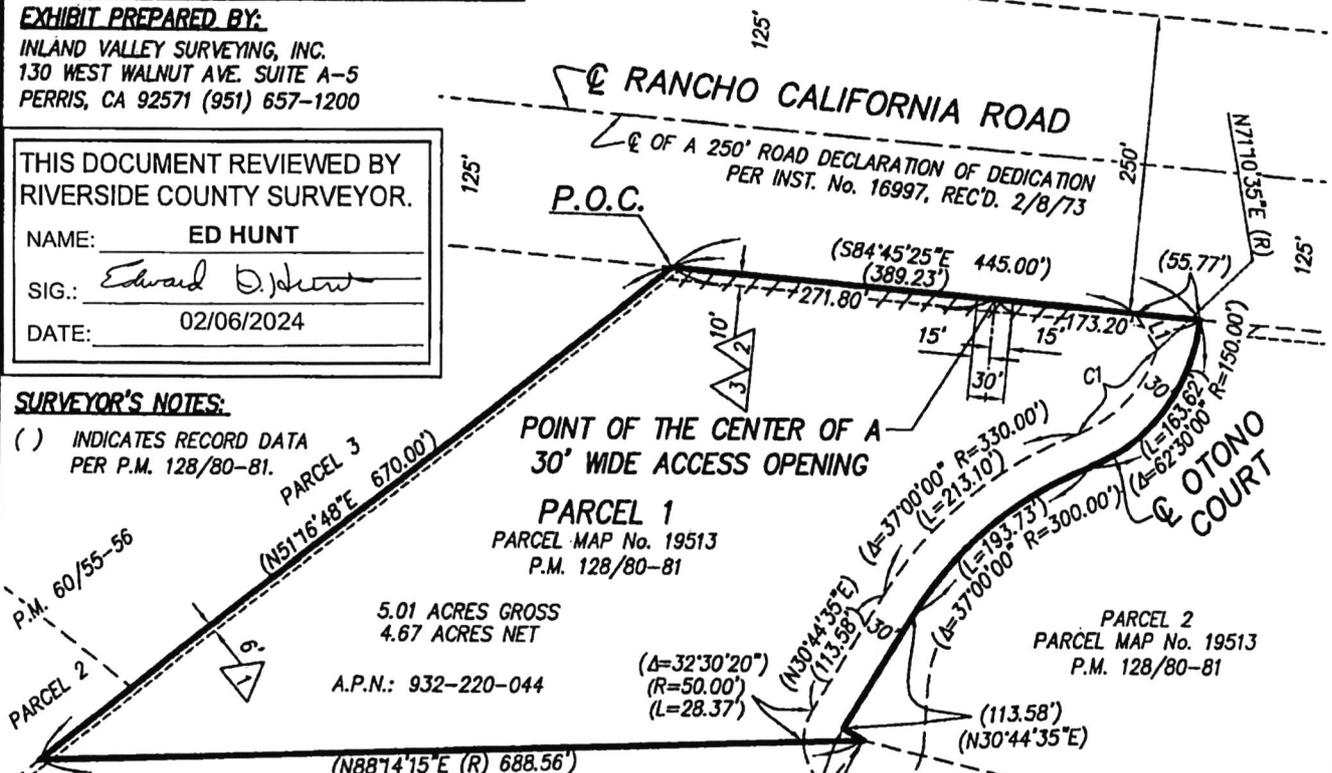
INLAND VALLEY SURVEYING, INC.
130 WEST WALNUT AVE. SUITE A-5
PERRIS, CA 92571 (951) 657-1200

THIS DOCUMENT REVIEWED BY
RIVERSIDE COUNTY SURVEYOR.

NAME: ED HUNT
SIG.: *Edward D. Hunt*
DATE: 02/06/2024

SURVEYOR'S NOTES:

() INDICATES RECORD DATA
PER P.M. 128/80-81.



LEGEND:

- INDICATES RESTRICTED ACCESS DEDICATE PER P.M. 128/80-81.
- INDICATES PROPERTY BOUNDARY.
- INDICATES CENTER LINE.
- INDICATES EASEMENT LINE.

EASEMENT NOTES:

- AN EASEMENT FOR OVERHEAD AND UNDER-GROUND ELECTRIC SUPPLY SYSTEMS AND COMMUNICATION SYSTEMS IN FAVOR OF SOUTHERN CALIFORNIA EDISON CO. PER INST. No. 67223, REC'D. JUNE 9, 1975.

EASEMENT NOTES:

- AN EASEMENT FOR PUBLIC UTILITY PURPOSES IN FAVOR OF SOUTHERN CALIFORNIA EDISON CO. PER INST. No. 49676, REC'D. MARCH 20, 1981.
- AN EASEMENT FOR SLOPE PURPOSES AT A RATIO 2:1 AS REQUIRED BY GOVERNMENTAL AGENCIES PER INST. No. 131578, REC'D. DECEMBER 31, 1970.



2/2/24
SEC. 33, T.7S., R.4W.
SEC. 4, T.8S., R.4W.

THIS PLAT IS SOLELY AN AID IN LOCATING THE PARCEL(S) DESCRIBED IN THE ATTACHED DOCUMENT. IT IS NOT PART OF THE WRITTEN DESCRIPTION THEREIN.

SHEET 1 OF 1

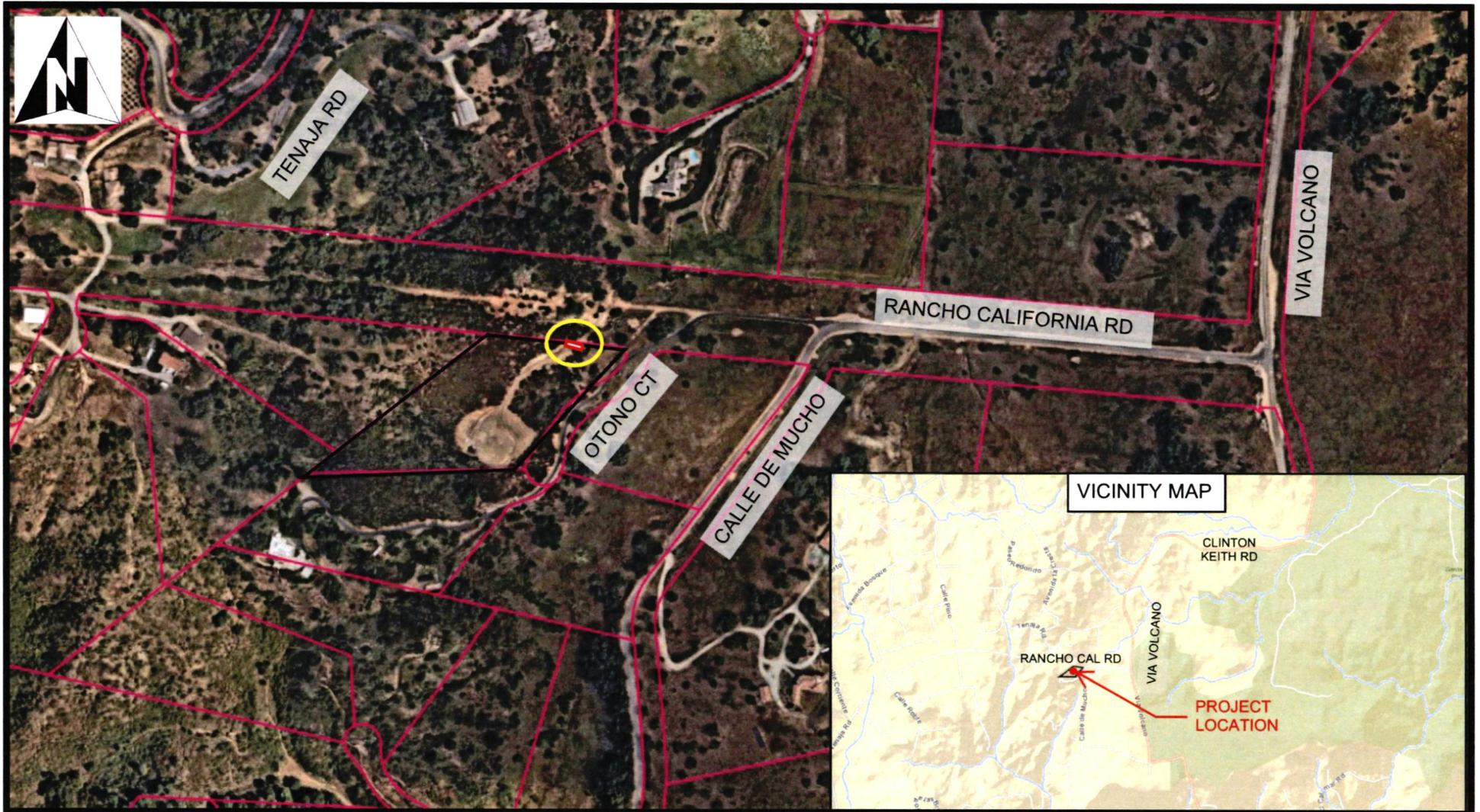
W.O. #
23-087

SCALE: 1"=150' DRAWN BY MAV DATE 09/25/23

EXHIBIT FOR VACATION OF RESTRICTED ACCESS

ATTACHMENT "A"

SUMMARY VACATION OF A PORTION OF ABUTTER'S RIGHTS OF ACCESS ALONG RANCHO CALIFORNIA ROAD, IN THE TENAJA AREA



 INDICATES AREAS TO BE VACATED

NOTE: TO BE REMOVED PRIOR TO RECORDING