

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



**ITEM: 3.89  
(ID # 25718)**

**MEETING DATE:**  
Tuesday, August 27, 2024


**FROM :** TLMA-TRANSPORTATION

**SUBJECT:** TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:  
Adoption of Resolution No. 2024-191, Accepting a portion of Whittier Avenue in the Winchester area, Not a project under CEQA or Exempt pursuant to State CEQA Guidelines Section 15060(c) and 15061(b)(3), District 3. [\$0]

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

1. Find that Accepting a portion of Whittier Avenue for public use, and into the County Maintained Road System is exempt from CEQA pursuant to Section 15061 (b)(3) of the and not a project pursuant to Section 15060 (c)(2) of the State CEQA Guidelines;
2. Adopt Resolution No. 2024-191, Accepting a portion of Whittier Avenue for public use, and into the County Maintained Road System, subject to improvements in accordance with County Standards, in the Winchester 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**

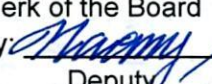
  
Dennis Acuna, Director of Transportation 8/12/2024

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**MINUTES OF THE BOARD OF SUPERVISORS**

On motion of Supervisor Perez, seconded by Supervisor Spiegel 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: August 27, 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**

<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> GAS TAX 100% - No general funds will be used.			<b>Budget Adjustment:</b> N/A	
			<b>For Fiscal Year:</b> 2024/2025	

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

**BACKGROUND:**

The Riverside County Transportation Department is requesting this acceptance of previously dedicated road right-of-way for public use prior to improving the road. Whittier Ave was dedicated for public road purposes per map of "Parsons Survey of the Town of Winchester" recorded in Book 2, Page 11, Records of Riverside County, California.

Said portion of Whittier Avenue has not been accepted for public use. This action will accept said portion of Whittier Avenue for public use, and into the County Maintained Road System, subject to improvements in accordance with county standards. The Transportation Department has reviewed and approved these acceptances.

As determined in the attached Notice of Exemption, the acceptance of the roadway is exempt from the provisions of CEQA pursuant to Exemption 15061(b)(3) and not a project pursuant to Section 15060(c)(2) of the State CEQA Guidelines. The acceptance 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 2024-191 as to form.

**Impact on Residents and Businesses**

The acceptance of the portion of roadway will not impact residents or businesses.

**Additional Fiscal Information**

There is no General Fund obligation.

**ATTACHMENTS:**

- Resolution No. 2024-191 with Exhibits "A" & "B" (Legal Description and Plat)
- Notice of Exemption with Exhibits "A" & "B" (Legal Description and Plat)
- Attachment "A" (Vicinity Map)
- Authorization to Bill

 Jason Farin, Principal Management Analyst

8/20/2024

 Aaron Gettis, Chief of Deputy County Counsel

8/16/2024

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-202400933  
08/28/2024 04:36 PM Fee: \$ 50.00  
Page 1 of 4

Removed: By: Deputy

## NOTICE OF EXEMPTION

**Project Name:** Resolution No. 2024-191, Accepting Portion of Whittier Avenue for public use, in the Winchester Area.

**Project Number:** D40142A, 1055

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

**Description of Project:** Resolution No. 2024-191, Accepting Portion of Whittier Avenue for public use, in the Winchester 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: 8/5/2024

David L. McMillan, Riverside County Surveyor

EXHIBIT "A"  
WHITTIER AVENUE  
LEGAL DESCRIPTION

ALL THAT PORTION OF WHITTIER AVENUE AS SHOWN ON THE "PARSONS SURVEY OF THE TOWN OF WINCHESTER" ON FILE IN BOOK 2, PAGE 11 OF MAPS, RECORDS OF COUNTY OF RIVERSIDE, CALIFORNIA; LYING WITHIN SECTION 27, TOWNSHIP 5 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, DESCRIBED AS FOLLOWS:

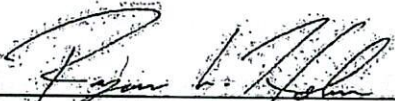
**WHITTIER AVENUE**

THAT PORTION OF WHITTIER AVENUE, (80.00 FEET WIDE) LYING BETWEEN THE EASTERLY PROLONGATION OF THE SOUTHERLY RIGHT OF WAY LINE OF WILLARD STREET AND THE EASTERLY PROLONGATION OF THE SOUTHERLY RIGHT OF WAY LINE OF GOUGH STREET.

CONTAINING 0.68 ACRES, MORE OR LESS.

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

PREPARED UNDER MY SUPERVISION:

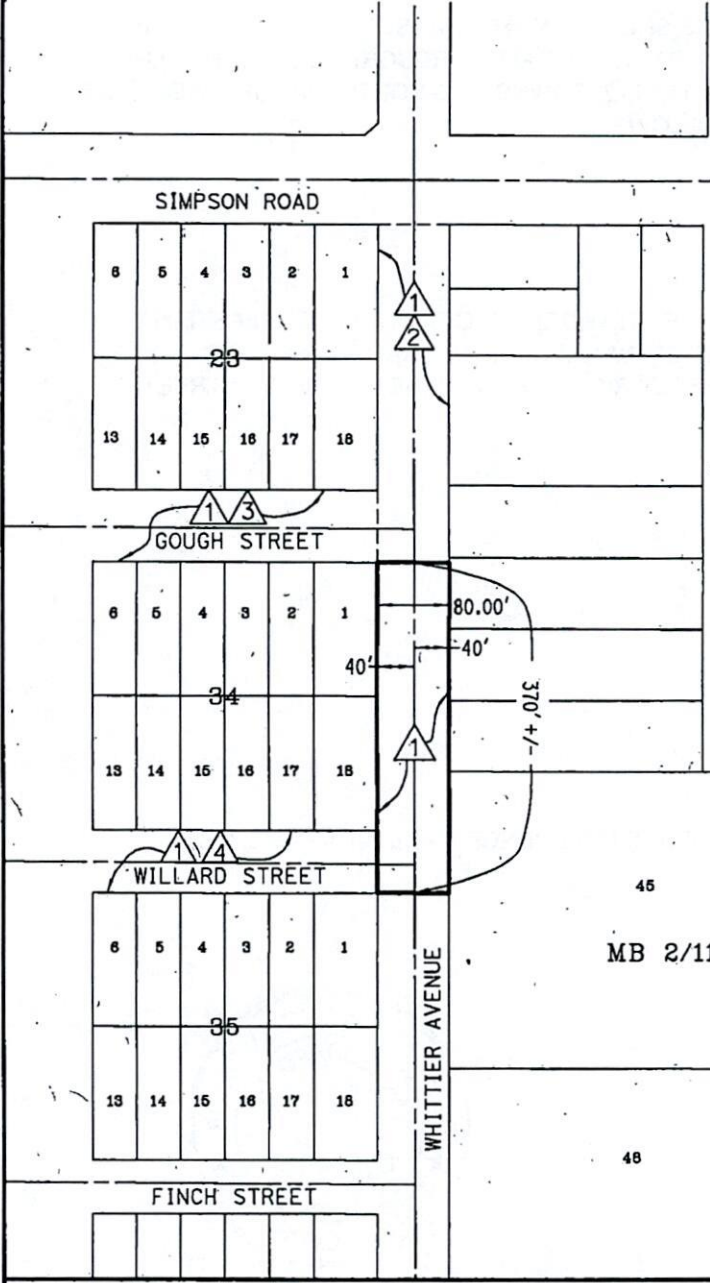
  
\_\_\_\_\_  
RYAN HOLM, P.L.S. 9472

8-1-2024  
\_\_\_\_\_  
DATED:



# EXHIBIT "B"

ACCEPTING PORTIONS OF WHITTIER AVENUE



- ① DEDICATED TO PUBLIC USE PER MAP "PARSONS SURVEY OF THE TOWN OF WINCHESTER" ON FILE IN MAP BOOK 2, PAGE 11 OF MAP BOOKS, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA.
- ② ACCEPTED FOR PUBLIC ROAD AND UTILITY PURPOSES BUT NOT INTO THE COUNTY MAINTAINED ROAD SYSTEM PER RESOLUTION NO. 98-300, RECORDED NOVEMBER 4, 1998 AS INSTRUMENT NO. 479849, OFFICIAL RECORDS OF RIVERSIDE COUNTY, CALIFORNIA.
- ③ ACCEPTED FOR PUBLIC ROAD AND UTILITY PURPOSES BUT NOT INTO THE COUNTY MAINTAINED ROAD SYSTEM PER RESOLUTION NO. 88-92, RECORDED APRIL 12, 1988 AS INSTRUMENT NO. 95662, OFFICIAL RECORDS OF RIVERSIDE COUNTY, CALIFORNIA.
- ④ ACCEPTED FOR PUBLIC ROAD AND UTILITY PURPOSES BUT NOT INTO THE COUNTY MAINTAINED ROAD SYSTEM PER RESOLUTION NO. 90-159, RECORDED APRIL 10, 1990 AS INSTRUMENT NO. 1990-141838, OFFICIAL RECORDS OF RIVERSIDE COUNTY, CALIFORNIA.

45  
MB 2/11

① INDICATES AREA OF ACCEPTANCE  
 □ INDICATES ASSESSOR PARCEL LINE

T.5S., R.2W., SECTION 27

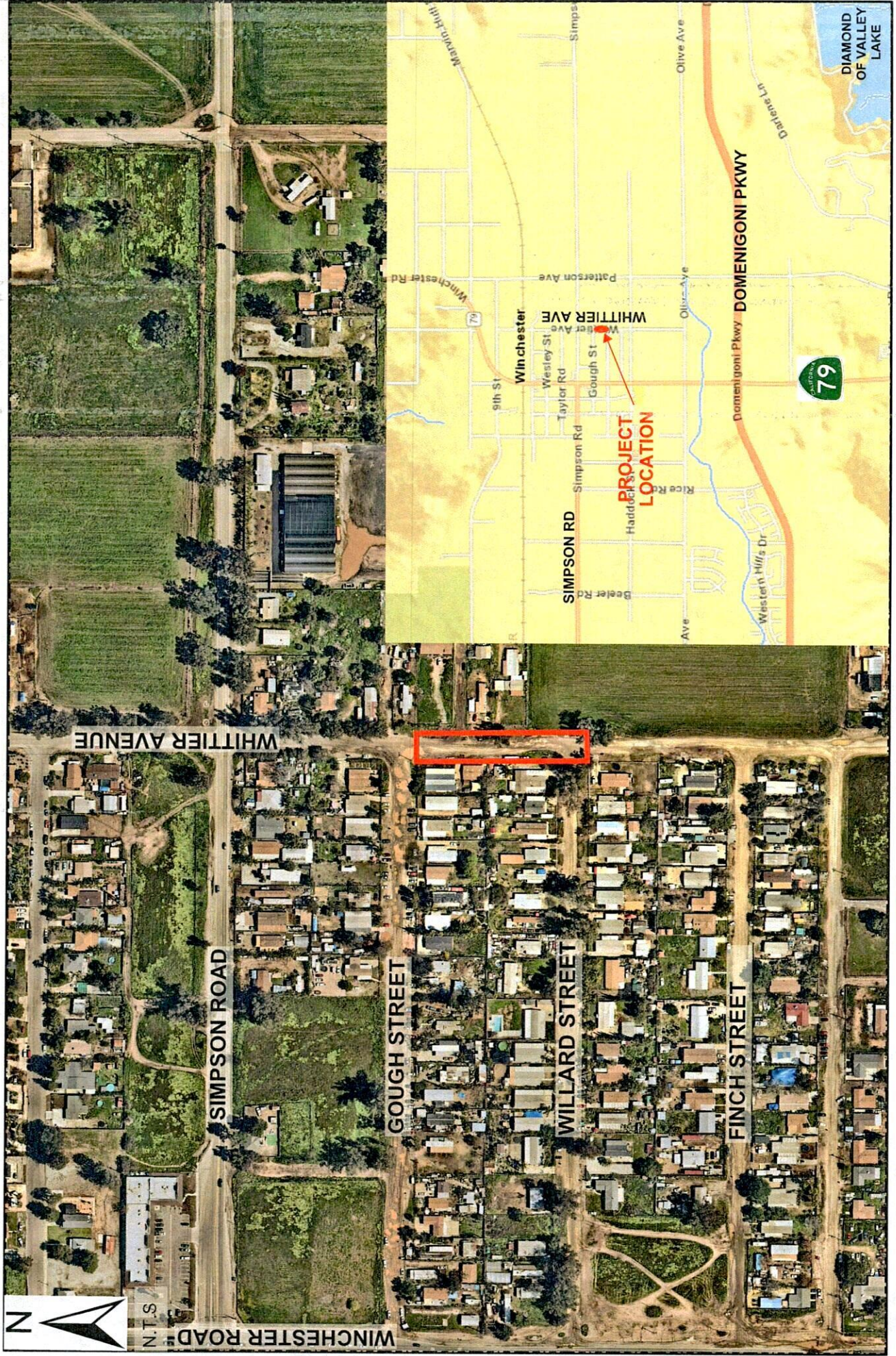
ALL DATA SHOWN HEREON, PER THE ASSOCIATED REFERENCE

PCL No.: N/A	COUNTY OF RIVERSIDE TRANSPORTATION DEPARTMENT, SURVEY DIVISION
WO No.: D40142A	PROJECT: ACCEPTING A PORTION OF WHITTIER STREET
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: P. I.	APPROVED BY: <i>[Signature]</i>
DATE: 7/29/2024	DATE: 8-1-2024
SHEET 1 OF 1	



# ATTACHMENT "A"

ACCEPTING A PORTION OF WHITTIER AVE IN THE WINCHESTER AREA



 INDICATES AREAS TO BE ACCEPTED

 NOTE: TO BE REMOVED PRIOR TO RECORDING

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

KIMBERLY R. RECTOR, CLERK OF THE BOARD  
RIVERSIDE CO. CLERK OF THE BOARD  
4080 LEMON STREET, 1<sup>ST</sup> 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

**2024-0263695**

09/03/2024 09:12 AM Fee: \$ 0.00

Page 1 of 6

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



2148

THIS SPACE FOR RECORDERS USE ONLY

**RESOLUTION NO. 2024-191**

ACCEPTING A PORTION OF WHITTIER AVENUE IN THE  
WINCHESTER AREA

(THIRD SUPERVISORIAL DISTRICTS)

(TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION ~ Item 3.39 of  
08/27/2024)

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE  
FOR RECORDING INFORMATION



1 BOARD OF SUPERVISORS

COUNTY OF RIVERSIDE

2  
3 **RESOLUTION NO 2024-191**

4  
5 ACCEPTING A PORTION OF WHITTIER AVENUE IN THE  
6 WINCHESTER AREA  
7 (Third Supervisorial District)

8  
9 **WHEREAS**, the hereinafter-described roads were offered for dedication for road  
10 and public utility uses by the documents hereinafter-referred to, which offers of  
11 dedication have not been previously accepted for public use by the County of  
12 Riverside, now, therefore;

13  
14 **BE IT RESOLVED, DETERMINED AND ORDERED** by the Board of  
15 Supervisors of the County of Riverside, State of California, in regular session  
16 assembled on August 27, 2024, that this Board accepts the offer of dedication  
17 and recognizes that said road is a public road open for use by the general public;

FORM APPROVED COUNTY COUNSEL  
BY: STEPHANIE K. NELSON DATE 8/15/24

1 **Resolution No. 2024-191**

2  
3 **BE IT FURTHER RESOLVED, DETERMINED, AND ORDERED** that this  
4 acceptance is for the purpose of vesting title in the County of Riverside on behalf of the  
5 public for public road and utility uses, and into the County Maintained Road System  
6 pursuant to Division 2, Chapter 2, Section 941 of the Streets and Highways Code, subject  
7 to improvements in accordance with County Standards.

8  
9 Said road is in the County of Riverside, State of California, and is described as follows:

10  
11 **Whittier Avenue** (See attached Exhibit "A")

12 That portion of Whittier Avenue, (80.00 feet wide) lying between the southerly  
13 right of way line of Gough Street and the southerly right of way line of Willard Street, as  
14 shown on the map of "Parsons Survey of the Town of Winchester" recorded in Book 2,  
15 Page 11 of maps, Records of Riverside County, California.

16  
17 **SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF**

18  
19 **BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the  
20 acceptance of said roads are categorically exempt from CEQA pursuant to Section 15060  
21 (c)(2) and Section 15061 (b)(3) of the State CEQA Guidelines

22  
23 **BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the Clerk of  
24 the Board is directed to file with the Office of the County Clerk the Notice of Exemption  
25 within five (5) working days of the Board hearing date.

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**Resolution No. 2024-191**

**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.

ROLL CALL:

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

Nays: None

Absent: None

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

KIMBERLY A. RECTOR, Clerk of said Board


By:   
Deputy

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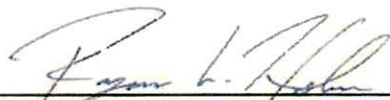
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PREPARED UNDER MY SUPERVISION:



RYAN HOLM, P.L.S. 9472

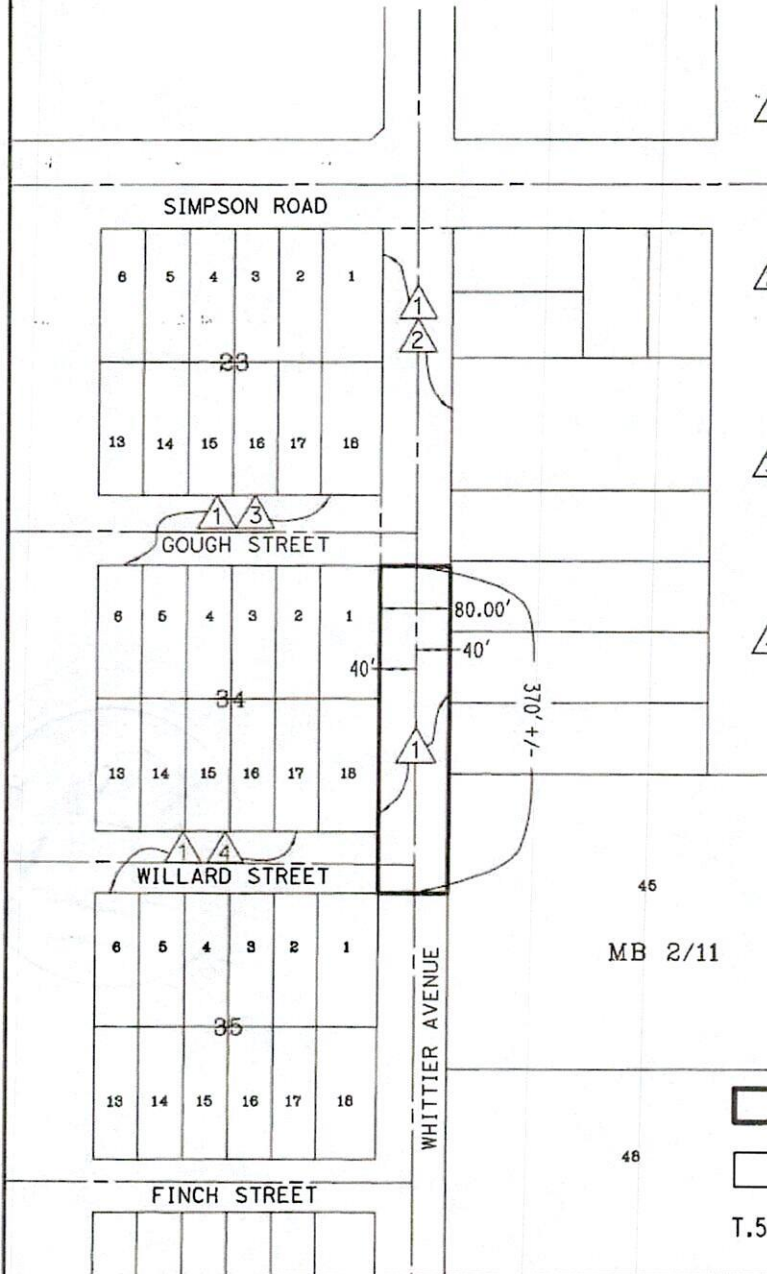
8-1-2024

DATED:



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SHEET 1 OF 1	DATE: 8-1-2024



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