

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



**ITEM: 3.30
(ID # 26265)**

MEETING DATE:

Tuesday, December 10, 2024

FROM : TLMA-TRANSPORTATION

SUBJECT: TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION:
Adoption of Resolution No. 2024-229, Summarily Vacating the Right to Accept Portions of Public Road Easements in the Chuckwalla Area. Not a Project under CEQA pursuant to Section 15060(c) and/or CEQA Exempt pursuant to Section 15061(b)(3) of the State CEQA Guidelines, District 4. [\$0]

RECOMMENDED MOTION: That the Board of Supervisors:

1. **Find** that Summarily Vacating the Right to Accept a portion of a Public Road Easement is exempt from CEQA pursuant to Section 15061 (b)(3) and not a project pursuant to Section 15060 (c)(2) of the State CEQA Guidelines;
2. **Adopt** Resolution No. 2024-229, Summarily Vacating the Right to Accept portions of Public Road Easements in the Chuckwalla 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 10/30/2024

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: None
Date: December 10, 2024
xc: TLMA-Transp., State Clearinghouse, Recorder

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

C.E.O. RECOMMENDATION: Approve

BACKGROUND:

The County is requesting a vacation of the right to accept portions of public road easements in the Chuckwalla Area to remove any encumbrances prior to the transfer of real property required for environmental mitigation purposes. The Public Road Easements were dedicated but not accepted per deed recorded April 12, 1929, as Instrument No. 1163, in Book 805 Page 153 of Deeds, records of the Recorder of Riverside County, California. This vacation will not eliminate access to any parcel. The Transportation Department has reviewed this vacation and has no objections.

Pursuant to California Streets and Highways Code Section 8334(a) et seq., the Board of Supervisors (BOARD) must determine whether the portions of the public road easements are excess right-of-way and are not required for public street or highway purposes prior to vacation. If the BOARD finds, from all the evidence submitted, that the portions of Public Road Easements are in fact excess right-of-way, the BOARD may adopt the resolution summarily vacating the County's right to accept portions of the public road easement.

As determined in the attached Notice of Exemption, the vacation is exempt from the provisions of CEQA pursuant to Section 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. See the attached Notice of Exemption for additional details.

County Counsel has approved resolution number 2024-229 as to form.

Impact on Residents and Businesses

The vacation of the County's right to accept these portions of public road easements will not impact residents or businesses.

Additional Fiscal Information

There is no General Fund obligation.

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

ATTACHMENTS:

Resolution No. 2024-229 with Exhibits "A" & "B" (Legal Description and Plat)

NOE - Signed with Exhibits "A" & "B" (Legal Description and Plat)

Attachment "A" (Vicinity Map)

Authorization to Bill Res. 2024-229



Jason Farin, Principal Management Analyst 12/4/2024



Aaron Gettis, Chief of Deputy County Counsel 11/27/2024

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-202401312
12/11/2024 08:00 AM Fee: \$ 50.00
Page 1 of 4

Removed: By: Deputy

NOTICE OF EXEMPTION

Project Name: Resolution No. 2024-229, Summarily Vacating the right to accept portions of public road easements in the Chuckwalla area.

Project Number: B8066401, 1055

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

Description of Project: Resolution No. 2024-229 Summarily Vacating the right to accept portions of public road easements in the Chuckwalla 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 the right to accept a public road easement 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 right to accept the public road easements 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 the right to accept these public road easements 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 the right to accept a public road easement 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 the right

to accept a public road easement 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 the right to accept a public road easement 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 the right to accept a public road easement 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: _____



David L. McMillan, Riverside County Surveyor

Date: _____

10/17/2024

EXHIBIT "A"
LEGAL DESCRIPTION
66th Avenue [Grade Separation] - MITIGATION
0664.1-001A (VAC) and 0664.1-001B (VAC)
VACATION

Parcel 0664.1-001A (VAC)

VACATING THE RIGHT TO ACCEPT, THAT PORTION OF, "AN EASEMENT OF RIGHT OF WAY FOR PUBLIC ROAD OF TWENTY (20) FEET ON THE WEST LINE AND TWENTY (20) FEET ON THE EAST LINE" AS DESCRIBED BY GRANT DEED RECORDED APRIL 12, 1929, IN DEED BOOK 805, PAGE 153 ET SEQ., OFFICIAL RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN THE NORTH ONE-HALF, OF THE EAST ONE-HALF, OF THE NORTHEAST ONE-QUARTER, OF THE SOUTHWEST ONE-QUARTER [N 1/2, E 1/2, NE 1/4, SW 1/4] OF SECTION 7, TOWNSHIP 6 SOUTH, RANGE 9 EAST, SAN BERNARDINO MERIDIAN, SAID EAST ONE-HALF, OF THE NORTHEAST ONE-QUARTER, OF THE SOUTHWEST ONE-QUARTER [E 1/2, NE 1/4, SW 1/4] OF SECTION 7 AS DESCRIBED BY GRANT DEED RECORDED OCTOBER 15, 1990 AS INSTRUMENT NUMBER 378022, SAID OFFICIAL RECORDS.

PARCEL 0664.1-001A (VAC), YIELDS AN APPROXIMATE AREA VALUE OF 13,143 SQUARE FEET, OR 0.302 ACRES, (13,200 SQUARE FEET, OR 0.303 ACRES, BASED ON APPLICATION OF NOMINAL VALUES,) MORE OR LESS.

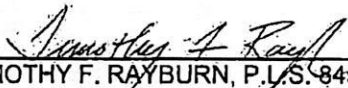
Parcel 0664.1-001B (VAC)

VACATING THE RIGHT TO ACCEPT, THAT PORTION OF, "AN EASEMENT OF RIGHT OF WAY FOR PUBLIC ROAD OF TWENTY (20) FEET ON THE WEST LINE AND TWENTY (20) FEET ON THE EAST LINE" AS DESCRIBED BY GRANT DEED RECORDED APRIL 12, 1929, IN DEED BOOK 805, PAGE 153 ET SEQ., OFFICIAL RECORDS OF THE RECORDER OF RIVERSIDE COUNTY, CALIFORNIA, LYING WITHIN THE NORTH ONE-HALF, OF THE WEST ONE-HALF, OF THE NORTHEAST ONE-QUARTER, OF THE SOUTHWEST ONE-QUARTER [N 1/2, W 1/2, NE 1/4, SW 1/4] OF SECTION 7, TOWNSHIP 6 SOUTH, RANGE 9 EAST, SAN BERNARDINO MERIDIAN, SAID WEST ONE-HALF, OF THE NORTHEAST ONE-QUARTER, OF THE SOUTHWEST ONE-QUARTER [W 1/2, NE 1/4, SW 1/4] OF SECTION 7 AS DESCRIBED BY GRANT DEEDS RECORDED FEBRUARY 07, 1990 AS INSTRUMENT NUMBER 048867 AND INSTRUMENT NUMBER 048868, BOTH SAID OFFICIAL RECORDS.

PARCEL 0664.1-001B (VAC), YIELDS AN APPROXIMATE AREA VALUE OF 13,113 SQUARE FEET, OR 0.301 ACRES, (13,200 SQUARE FEET, OR 0.303 ACRES, BASED ON APPLICATION OF NOMINAL VALUES,) MORE OR LESS.

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

PREPARED UNDER MY SUPERVISION:


TIMOTHY F. RAYBURN, P.L.S. 8455

8/21/2024

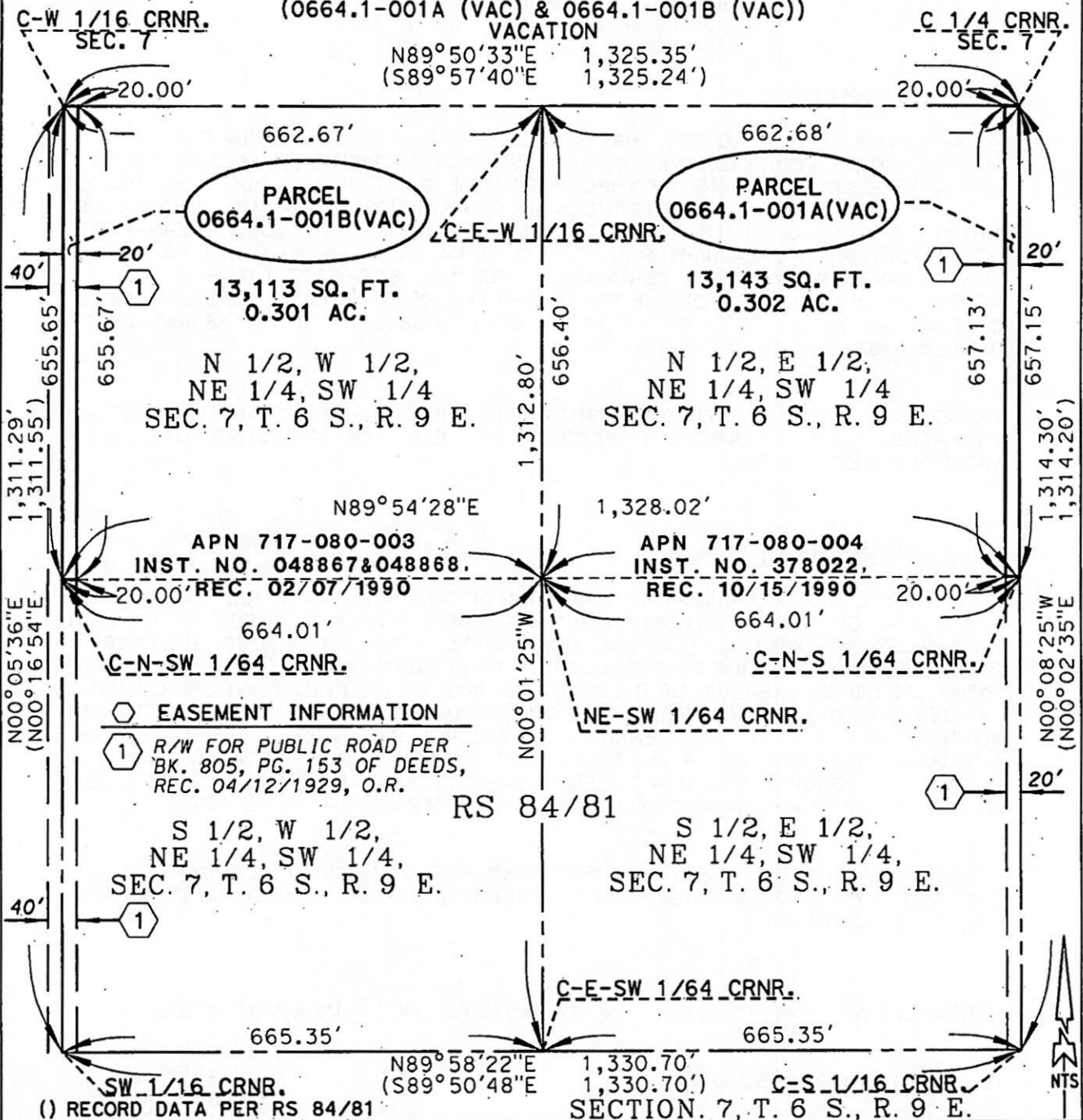
DATED:



EXHIBIT "B"

(0664.1-001A (VAC) & 0664.1-001B (VAC))
VACATION

N89°50'33"E 1,325.35'
(S89°57'40"E 1,325.24')



ALL DISTANCES SHOWN ARE GROUND DISTANCES.

PCL No.: 0664.1-001A & 0664.1-001B
 WO No.: B8-0664.1
 SCALE: NTS
 PREPARED BY: M. MANI
 DATE: AUGUST, 2024
 SHEET 1 OF 1

COUNTY OF RIVERSIDE TRANSPORTATION DEPARTMENT,
SURVEY DIVISION

PROJECT: 66th AVENUE (GS) MITIGATION PARCEL

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

APPROVED BY: *Timothy F. Rayburn* DATE: 8/21/2024



Document Root (Read-Only)

Selected Document

2024120468 - NOE - Resolution No. 2024-229, Summarily Vacating the right to accept portions of public road easements in the Chuckwalla area.

Riverside County
 Created - 12/10/2024 | Submitted - 12/11/2024 | Posted - 12/12/2024 | Received - 12/12/2024 | Published - 12/12/2024
 Naomi Sicra

Document Details

Public Agency
Riverside County

Document Type
Notice of Exemption

Document Status
Published

Title
Resolution No. 2024-229, Summarily Vacating the right to accept portions of public road easements in the Chuckwalla area.

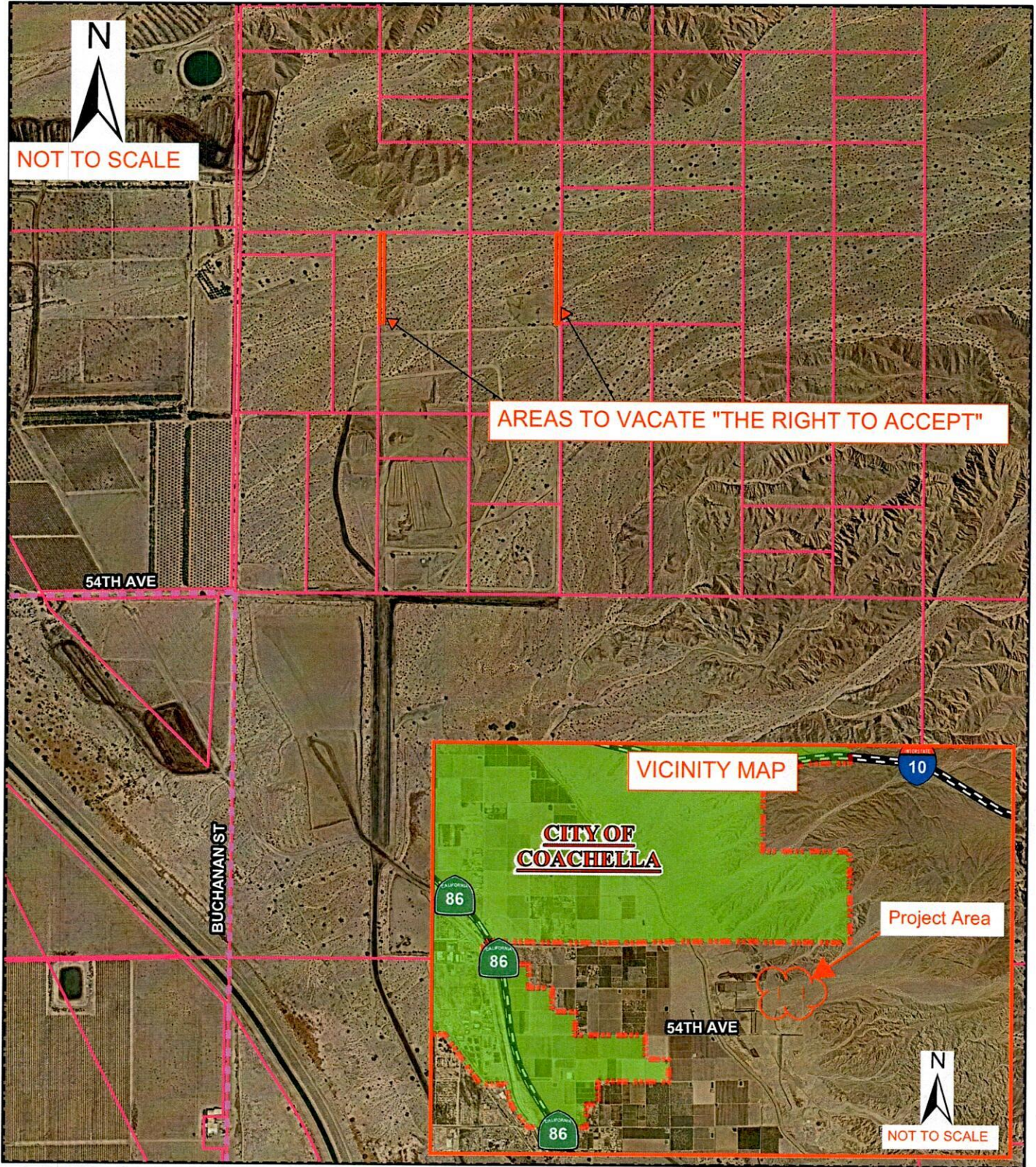
Document Description
Resolution No. 2024-229 Summarily Vacating the right to accept portions of public road easements in the Chuckwalla area.

Attachments (Upload Project Documents)

NOE_Resolution No. 2024-229, Summarily.pdf

ATTACHMENT "A"

SUMMARILY VACATING THE RIGHT TO ACCEPT PORTIONS OF PUBLIC ROAD EASEMENTS IN THE CHUCKWALLA AREA



 INDICATES AREAS TO BE VACATED

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, 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

2024-0379207

12/12/2024 02:22 PM Fee: \$ 0.00

Page 1 of 7

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



183

THIS SPACE FOR RECORDERS USE ONLY

RESOLUTION NO. 2024-229

SUMMARILY VACATING THE RIGHT TO ACCEPT PORTIONS OF PUBLIC ROAD
EASEMENTS IN THE CHUCKWALLA AREA
(Fourth Supervisorial District)

(TRANSPORTATION AND LAND MANAGEMENT AGENCY/TRANSPORTATION ~ Item 3.30 of
12/10/2024)

THIS PAGE ADDED TO PROVIDE ADEQUATE SPACE
FOR RECORDING INFORMATION

FORM APPROVED COUNTY COUNSEL
BY: *Stephanie K. Nelson* DATE: *11/27/24*
STEPHANIE K. NELSON

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BOARD OF SUPERVISORS

COUNTY OF RIVERSIDE

RESOLUTION NO. 2024-229

SUMMARILY VACATING THE RIGHT TO ACCEPT PORTIONS OF PUBLIC ROAD
EASEMENTS IN THE CHUCKWALLA AREA
(Fourth Supervisorial District)

WHEREAS, the hereinafter-described portions of public road easements were dedicated but not accepted in deed recorded April 12, 1929 as instrument No. 1163, in Book 805, page 153 of Deeds, records of the Recorder of Riverside County, California, and;

WHEREAS, the hereinafter-described portions of the public road easements are excess right-of-way, and are not required for public street or highway purposes, 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, DETERMINED AND ORDERED by the Board of Supervisors of the County of Riverside, State of California, in regular session assembled on December 10, 2024, as follows:

1 **RESOLUTION NO. 2024-229**

2
3 1. The vacation of the right to accept the hereinafter-described portions of
4 public road easements are exempt from CEQA pursuant to Section
5 15060(c)(2) and 15061(b)(3) of the State CEQA Guidelines.

6
7 2. Pursuant to Division 9, Part 3, Chapter 4, Section 8334(a) of the Streets and
8 Highways Code, the hereinafter-described portions of public road
9 easements are excess right-of-way and are not required for public street or
10 highway purposes and are hereby summarily vacated.

11
12 SEE LEGAL DESCRIPTION AND PLAT ATTACHED HERETO
13 AS EXHIBITS "A" and "B" AND MADE A PART HEREOF;

14
15 3. That the hereinafter-described portions of public road easements are
16 unnecessary for present or prospective public use, including use as a non-
17 motorized transportation facility.

18
19 4. From and after the date this resolution is recorded the hereinafter-described
20 portions of public road easements will no longer constitute a public street or
21 County highway.

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.

1 **RESOLUTION NO. 2024-229**

2
3 **BE IT FURTHER RESOLVED, DETERMINED AND ORDERED** that the Clerk of
4 the Board is directed to cause a certified copy of this resolution to be recorded in the office
5 of the Recorder of the County of Riverside, California.
6

7
8
9
10 **ROLL CALL:**


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

12 Nays: None

13 Absent: None
14

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

17
18 **KIMBERLY A. RECTOR**, Clerk of said Board

19 By: 
20 Deputy
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RH W.O. # B8066401

**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
(EMBOSSSED ON DOCUMENT)



Date: 12/10/2024

Signature: _____

Print Name: Naomy Sicra, Clerk of the Board Assistant

EXHIBIT "A"
LEGAL DESCRIPTION
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0664.1-001A (VAC) and 0664.1-001B (VAC)
VACATION

Parcel 0664.1-001A (VAC)

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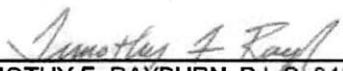
Parcel 0664.1-001B (VAC)

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

PREPARED UNDER MY SUPERVISION:


TIMOTHY F. RAYBURN, P.L.S. 8455

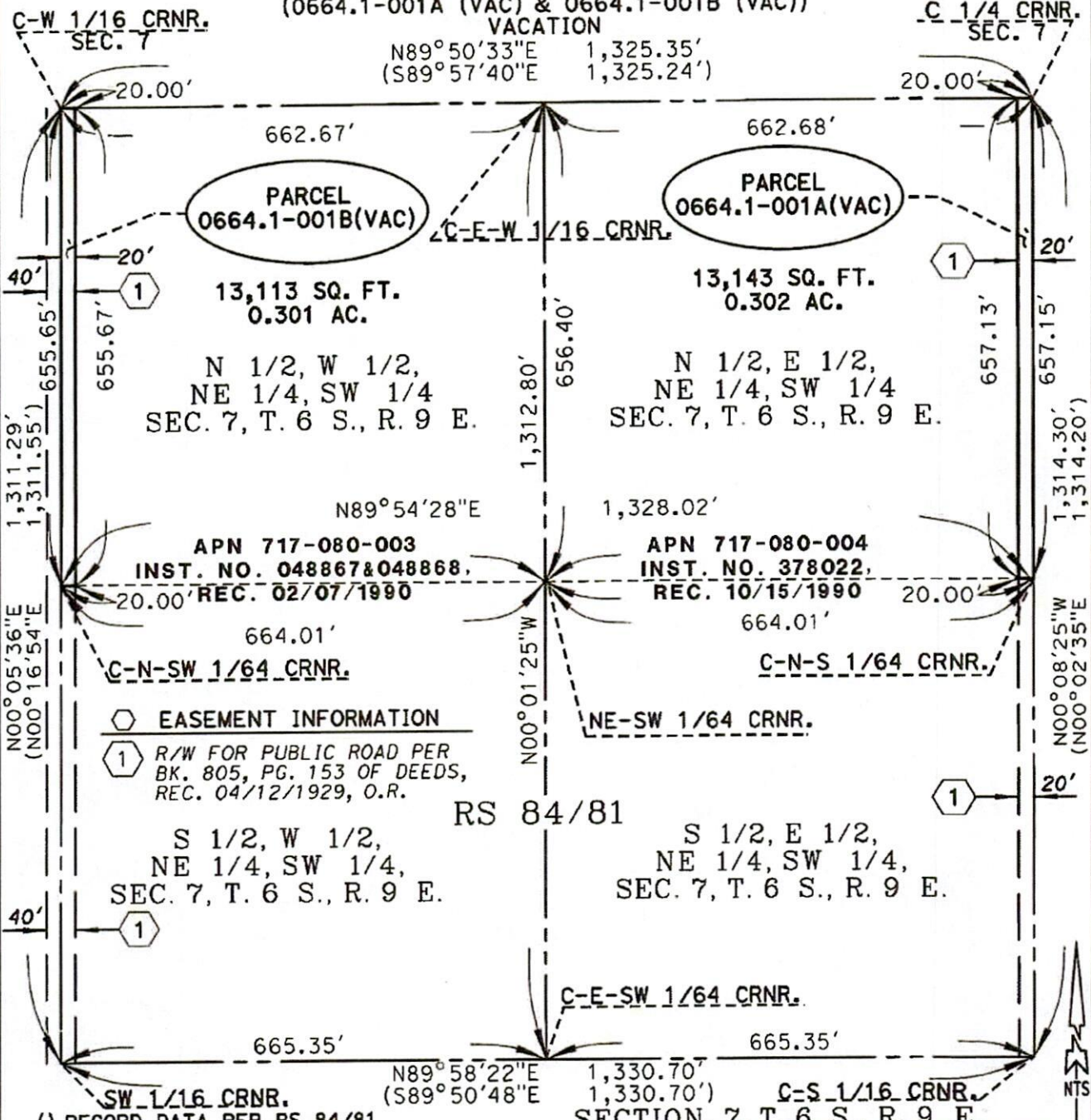
8/21/2024

DATED:



EXHIBIT "B"

(0664.1-001A (VAC) & 0664.1-001B (VAC))
VACATION



EASEMENT INFORMATION
 1 R/W FOR PUBLIC ROAD PER BK. 805, PG. 153 OF DEEDS, REC. 04/12/1929, O.R.

RS 84/81

() RECORD DATA PER RS 84/81

ALL DISTANCES SHOWN ARE GROUND DISTANCES.

PCL No.: 0664.1-001A & 0664.1-001B	COUNTY OF RIVERSIDE TRANSPORTATION DEPARTMENT, SURVEY DIVISION
WO No.: B8-0664.1	PROJECT: 66th AVENUE (GS) MITIGATION PARCEL
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: M. MANI	APPROVED BY: <i>Timothy F. Rayburn</i> DATE: 8/21/2024
DATE: AUGUST, 2024	
SHEET 1 OF 1	

