

RESOLUTION NO.

1
2 A RESOLUTION OF THE CITY COUNCIL OF RIVERSIDE,
3 CALIFORNIA, MAKING ITS FINDINGS AND DETERMINATIONS IN
4 THE MATTER OF RESOLUTION OF INTENTION NO. 23795; AND
5 MAKING ITS ORDER VACATING AN APPROXIMATELY 4,095
6 SQUARE FOOT SEGMENT OF EUCALYPTUS AVENUE LOCATED
7 SOUTH OF VASQUEZ PLACE.

8 WHEREAS, on October 26, 2021, the City Council of the City of Riverside in Planning
9 Case No. P09-0810 adopted Resolution No. 23795 declaring its intention to set a public hearing
10 in the vacation of an approximately 4,095-square foot segment of Eucalyptus Avenue,
11 approximately 128 feet in length and 33 feet in width, located south of Vasquez Place, within the
12 City of Riverside, California, and fixing the time and place of hearing all persons interested in
13 the proposed vacation pursuant to the provisions of the Public Streets, Highways and Service
14 Easements Vacation Law, being Sections 8300 et seq. of Part 3, Division 9 of the Streets and
15 Highways Code of the State of California; and

16 WHEREAS, notice of hearing before the City Council on said resolution of intention was
17 duly given as provided by said Public Streets, Highways, and Services Easements Vacation Law;
18 and

19 WHEREAS, said proposed vacation had been previously submitted to and considered by
20 the Planning Commission of the City of Riverside at a duly noticed public hearing held on May
21 5, 2011; and

22 WHEREAS, following the close of the public hearing before the Planning Commission,
23 the Planning Commission determined that the proposed vacation should be approved; and

24 WHEREAS, the recommendations of the Planning Commission and the findings were
25 submitted to the City Council for consideration together with the testimony, whether oral or in
26 writing, presented at the in-person public hearing before said City Council; and

27 WHEREAS, the City Council heard and found and determined from all of the evidence
28 submitted to said Council on the day fixed for the in-person public hearing, on October 26, 2021,
that the vacation of an approximately 4,095-square foot segment of Eucalyptus Avenue,
approximately 128 feet in length and 33 feet in width, located south of Vasquez Place, within the

1 City of Riverside, proposed for vacation is unnecessary for present or prospective public use.

2 NOW, THEREFORE, IT IS RESOLVED, by the City Council of the City of Riverside,
3 California, as follows:

4 Section 1: That the vacation of an approximately 4,095-square foot segment of
5 Eucalyptus Avenue, approximately 128 feet in length and 33 feet in width, located south of
6 Vasquez Place, in Planning Case P09-0810 is undertaken pursuant to the provisions of and in
7 accordance with the procedures set forth in the Public Streets, Highways, and Services
8 Easements Vacation Law being Sections 8300 et seq. of the Streets and Highway Code, and all
9 notices required thereby have been duly given.

10 Section 2: That from all evidence submitted to the City Council at the October 26, 2021,
11 public hearing before it on Planning Case P09-0810, whether such evidence was oral or in
12 writing, together with the recommendations and findings from the Planning Commission and this
13 resolution and staff report, that an approximately 4,095-square foot segment of Eucalyptus
14 Avenue, approximately 128 feet in length and 33 feet in width, located south of Vasquez Place,
15 within the City of Riverside, California, as hereinafter described and ordered vacated is
16 unnecessary for present or prospective public use as a public street. Specifically, the Street
17 Vacation: 1) will no longer be needed for street purposes or for access to adjacent properties, as
18 the proposed vacated segment of Eucalyptus Avenue will be transferred to the residence at 2290
19 Vasquez Place and the applicant proposes improvements to serve the residence at 2290 Vasquez
20 Place and to facilitate the construction of the future senior housing facility; 2) will not be
21 necessary for present or future public use or vehicular traffic, as the envisioned connection to
22 Fourteenth Street/Martin Luther King Boulevard would result in a potentially dangerous
23 intersection; 3) will not be materially detrimental to the health, safety and general welfare of the
24 public or otherwise injurious to the environment or to the property or improvements within the
25 area; 4) will only be used by the residence at 2290 Vasquez Place; and 5) will allow the
26 continuation of vehicular and pedestrian access on surrounding streets.

27 Section 3: That the vacation of the approximately 4,095-square foot segment of
28 Eucalyptus Avenue, approximately 128 feet in length and 33 feet in width, located south of

1 Vasquez Place, within the City of Riverside, California, and described and depicted in Exhibit
2 “A” and by this reference made a part hereof, be and the same is hereby ordered vacated.

3 Section 4: That the public convenience and necessity requires the exception of the
4 following easements and rights-of-way from the vacation hereinabove ordered: an easement for
5 electrical energy, underground facilities including water pipelines, gas lines, storm drains,
6 sanitary sewers, electrical energy, telephone, telegraph and communications structures, and the
7 right of ingress and egress to construct, place, inspect, operate, maintain, repair, replace and
8 remove such underground facilities unless said facilities are satisfactorily relocated and/or
9 abandoned, further, that the public convenience and necessity require the exception and
10 reservation from the vacation of those easements and rights-of-way in, under, across, upon, over
11 and along that portion of the public streets ordered to be vacated necessary to maintain, operate,
12 remove or renew any in-place public utility facilities that are in use and not otherwise excepted
13 and reserved hereinabove.

14 Section 5: That the vacation, termination and abandonment of the approximately 4,095-
15 square foot segment of Eucalyptus Avenue, approximately 128 feet in length and 33 feet in
16 width, located south of Vasquez Place, described and depicted in Exhibit “A” shall occur only
17 after the applicable conditions contained in the Planning Department’s report to the City Council
18 and on file with the City Clerk, as approved or amended by the City Council, have been satisfied,
19 and the City Clerk is hereby directed not to record this resolution of vacation until the applicable
20 conditions have been satisfied.

21 Section 6: That the City Clerk of the City of Riverside shall cause a certified copy of this
22 resolution to be recorded in the Office of the County Recorder of the County of Riverside,
23 California, upon the satisfaction of the applicable conditions, and the approximately 4,095-
24 square foot segment of Eucalyptus Avenue, approximately 128 feet in length and 33 feet in
25 width, located south of Vasquez Place, within the City of Riverside, California, and described
26 and depicted in Exhibit “A” shall no longer constitute a public street from and after the date of
27 recordation.

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ADOPTED by the City Council this _____ day of _____, 2021.

PATRICIA LOCK DAWSON
Mayor of the City of Riverside

DONESIA GAUSE
City Clerk of the City of Riverside

I, Donesia Gause, Interim City Clerk of the City of Riverside, California, hereby certify that the foregoing resolution was duly and regularly adopted at a meeting of the City Council of said City at its meeting held on the _____ day of _____, 2021, by the following vote, to wit:

- Ayes:
- Noes:
- Absent:
- Abstain:

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this _____ day of _____, 2021.

DONESIA GAUSE
City Clerk of the City of Riverside

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