

1 RESOLUTION NO.

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE,
3 CALIFORNIA, PROVIDING FOR THE SUMMARY VACATION (CASE NO. P19-
4 0585) OF AN UNIMPROVED PORTION RANGING IN WIDTH FROM ZERO FEET
5 TO APPROXIMATELY FIFTEEN FEET AND NINETY-EIGHT FEET IN LENGTH,
6 TOTALING APPROXIMATELY 893-SQUARE FEET, OF AN ACCEPTED OFFER OF
RIGHT-OF-WAY DEDICATION FOR A SEGMENT OF DAUCHY AVENUE
BETWEEN VAN BUREN BOULEVARD AND ARDENWOOD LANE, RIVERSIDE,
CALIFORNIA.

7 WHEREAS, the City of Riverside received a proposal by Hamid Navran to summarily
8 vacate a portion of an accepted offer of right-of-way dedication, ranging in width from 0 feet to
9 approximately 15 feet and 98 feet in length, totaling 893-square feet (0.02 acres) in area, on the
10 west side of Dauchy Avenue between Van Buren Boulevard and Ardenwood Lane, in the City of
11 Riverside, California, as described and depicted in Exhibit "A," attached hereto and incorporated
12 herein by reference ("the Property"); and

13 WHEREAS, the Property is excess right-of-way and is not required for street or highway
14 purposes; and

15 WHEREAS, the adjoining properties and public service easements will not be affected by
16 the vacation of the Property; and

17 WHEREAS, the Property has been closed and impassable for vehicular travel as a public
18 road and no public funds have been expended on the maintenance of the right-of-way for street
19 purposes within the last five (5) years; and

20 WHEREAS, Section 8334 of the Streets and Highways Code provides that the legislative
21 body of a local agency may summarily vacate the Property that is excess right-of-way and not
22 required for street or highway purposes; and

23 WHEREAS, the City Council wishes to proceed under the provisions of Section 8330, *et*
24 *seq.*, of the Street and Highways Code to summarily vacate the Property.

25 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Riverside,
26 California, as follows:

27 Section 1: The vacation of the Property is undertaken pursuant to the provisions of Chapter
28 4 (commencing with Section 8330) of Part 3 of the Streets and Highways Code of the State of
California.

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2 Section 2: The City Council finds and determines as follows:

3 (a) The Property is excess right-of-way and is not required for street or highway
4 purposes.

5 (b) The vacation of the Property will not cut off all access to adjoining
6 properties and will not affect any public service easement.

7 (c) The Property has been closed and impassable for vehicular travel, and no
8 public funds have been expended on its maintenance as such for the last five (5) years.

9 Section 3: The proposed summary street vacation project is exempt from the provisions of
10 the California Environmental Quality Act pursuant to Section 15061 (b) (3) of the Guidelines for
11 Implementation of the California Environmental Quality Act (Title 15, California Code of
12 Regulations, commencing with Section 15000) as it can be seen with certainty that there is no
possibility that the activity will have a significant effect on the environment.

13 Section 4: The City Council hereby orders the Summary Vacation of a portion of an
14 accepted offer of right-of-way dedication, ranging in width from 0 feet to approximately 15 feet
15 and 98 feet in length, totaling 893-square feet (0.02 acres) in area, on the west side of Dauchy
16 Avenue between Van Buren Boulevard and Ardenwood Lane as more particularly described and
17 depicted in Exhibit "A," attached hereto and incorporated herein by this reference, subject to the
18 Recommended Conditions contained in the Council Report, and further, reserving and excepting
19 in place easements and rights-of-way, if the same exist, from the vacation herein above ordered;
20 and the right to construct, maintain, operate, inspect, replace, remove, renew, repair and enlarge
21 lines of pipe, conduits, cables, wires, poles, vaults, manholes, markers, equipment, fixtures and
22 other convenient and appurtenant structures, for the distribution and/or transmission of electrical
23 energy, underground facilities including water pipelines, gas lines, storm drains, sanitary sewers,
24 telephone, telegraph, cable television and other communication facilities, as they currently exist.

25 Section 5: The City Clerk of the City of Riverside shall assign a deed number hereto and
26 cause a certified copy of this resolution to be recorded in the Office of the County Recorder of
27 Riverside County, California, of the right-of-way described and depicted in Exhibit "A" shall be
28 and is hereby terminated as of the date of said recordation and shall no longer constitute a public
right-of-way from and after said date of recordation.

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ADOPTED by the City Council and this ____ day of _____, 2019.

WILLIAM R. BAILEY, III
Mayor of the City of Riverside

COLLEEN J. NICOL
City Clerk of the City of Riverside

I, Colleen J. Nicol, 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 on the ____ day of _____, 2019, by the following vote, to wit:

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

IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of the City of Riverside, California, this ____ day of _____, 2019.

COLLEEN J. NICOL
City Clerk of the City of Riverside