

1 RESOLUTION NO.

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE,
3 CALIFORNIA, PROVIDING FOR THE SUMMARY VACATION (CASE NO. PR-
4 2023-001595) OF AN APPROXIMATELY 10,254-SQUARE-FOOT EXCESS RIGHT-
OF-WAY STREET, LOCATED ON THE WEST SIDE OF HOWARD AVENUE,
BETWEEN 10TH AND 12TH STREETS.

5 WHEREAS, the City of Riverside received a proposal by an applicant to summarily vacate
6 approximately 10,254 square feet of excess right-of-way, located on the west side of Howard
7 Avenue, between 10th and 12th Streets, in the City of Riverside, California, as described and
8 depicted in Exhibit "A" attached hereto and incorporated herein by reference ("the Property"),
9 specifically: 1) a portion of an unimproved alley, approximately 50 feet in length and 16 feet in
10 width (0.01 acres), 2) a portion of 11th Street, approximately 123 feet in length and 66 feet in width
11 (0.18 acres); and 3) excess right-of-way on Howard Avenue and a portion of an unimproved alley,
12 approximately 149 feet in length and ranging in width from 7.5 feet to 15 feet (0.03 acres); and

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

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

17 WHEREAS, the Property is not utilized nor improved as a public right-of-way and no
18 public funds have been expended on the maintenance of the right-of-way for street purposes within
19 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:
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28

1 Section 1: The vacation of the Property is undertaken pursuant to the provisions of Chapter
2 4 (commencing with Section 8330) of Part 3 of the Streets and Highways Code of the State of
3 California.

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

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

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

9 (c) The Property is not utilized nor improved as a public right-of-way, and no
10 public funds have been expended on its maintenance as such for the last five (5) years.

11 Section 3: An Environmental Impact Report was not prepared in connection with this action.

12 Section 4: The City Council hereby orders the Summary Vacation of approximately 10,254
13 square feet of excess right-of-way, located on the west side of Howard Avenue, between 10th and
14 12th Streets, in the City of Riverside, California, as described and depicted in Exhibit “A” attached
15 hereto and incorporated herein by reference (“the Property”) specifically, 1) a portion of an
16 unimproved alley, approximately 50 feet in length and 16 feet in width (0.01 acres), 2) a portion
17 of 11th Street, approximately 123 feet in length and 66 feet in width (0.18 acres); and 3) excess
18 right-of-way on Howard Avenue and a portion of an unimproved alley, approximately 149 feet in
19 length and ranging in width from 7.5 feet to 15 feet (0.03 acres), as more particularly described
20 and depicted in Exhibit “A” attached hereto and incorporated herein by this reference, subject to
21 the Recommended Conditions contained in the Council Report, and further, reserving and
22 excepting in place easements and rights-of-way, if the same exist, from the vacation herein above
23 ordered; and the right to construct, maintain, operate, inspect, replace, remove, renew, repair and
24 enlarge lines of pipe, conduits, cables, wires, poles, vaults, manholes, markers, equipment, fixtures
25 and other convenient and appurtenant structures, for the distribution and/or transmission of
26 electrical energy, underground facilities including water pipelines, gas lines, storm drains, sanitary
27 sewers, telephone, telegraph, cable television and other communication facilities, as they currently
28 exist.

Section 5: The City Clerk of the City of Riverside shall assign a deed number hereto and cause a certified copy of this resolution to be recorded in the Office of the County Recorder of Riverside County, California, of the right-of-way described and depicted in Exhibit “A” shall be 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.

Section 6: The City hereby finds that this resolution is not subject to review under the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines sections 15061, subdivision (b)(3) (there is no possibility the activity in question may have a significant effect on the environment).

ADOPTED by the City Council and this ____ day of _____, 2025.

PATRICIA LOCK DAWSON
Mayor of the City of Riverside

DONESIA GAUSE
City Clerk of the City of Riverside

I, Donesia Gause, 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 _____, 2025, 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 _____, 2025.

DONESIA GAUSE
City Clerk of the City of Riverside