

**RESOLUTION NUMBER 5971**

***A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, APPROVING STREET VACATION 21-05292 FOR A SUMMARY VACATION, PURSUANT TO STREETS & HIGHWAYS CODE SECTION 8330, OF A 100-FOOT-WIDE NORTHERN SECTION OF EAST FRONTAGE ROAD ALONG PLACENTIA AVENUE ON THE EAST SIDE OF THE I-215 FREEWAY AND PLACENTIA INTERCHANGE PROJECT, BASED UPON THE FINDINGS NOTED HEREIN.***

**WHEREAS**, on December 1, 2022, the applicant, Riverside County Transportation Commission (RCTC), submitted and initiated a Summary Street Vacation by submitting an application (Street Vacation 22-05292) to summarily vacate an unimproved 100-foot-wide northerly section of East Frontage Road between Placentia Avenue and Walnut Street in association with the I-215 Placentia interchange project, which is more particularly described in Exhibits “A” and “B” (“Subject Property”); and

**WHEREAS**, California Streets and Highway Code Section 8330 *et seq.* permits the City Council to summarily vacate a street or highway that has been superseded by relocation, provided that the vacation would not cut off all access to a person’s property which, prior to relocation, adjoins the street or highway; and does not terminate a public service easement; and

**WHEREAS**, the summary vacation of the Subject Property is exempt from the California Environmental Quality Act (“CEQA”) under CEQA Regulations Section 15061(b)(3) in that it can be seen with certainty that there is no possibility that the vacation can have an impact on the environment; and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Perris, as follows:

**Section 1.** The above recitals are all true and correct and incorporated herein by this reference.

**Section 2.** Based upon the forgoing and all written and oral information presented by members of the public and City staff (including agenda reports and attachments submitted by City staff), the City Council finds and determines that the summary vacation of the Subject Property is exempt from CEQA under Section 15061(b)(3) in that it can be seen with certainty that there is no possibility that the vacation can have an impact on the environment. Further, the City Council finds and determines that the City has complied with the California Environmental Quality Act and that City Council determinations reflect the independent judgment of the City Council.

**Section 3.** Based upon the forgoing and all written and oral information presented by members of the public and City staff (including agenda reports and attachments submitted by City staff), with respect to the summary vacation of the Subject Property pursuant to Streets & Highways Code Section 8330, the City Council hereby finds the following:

1. The Subject Property is a street or highway that has been superseded by relocation.

The portion of East Frontage Road has been relocated east of the old alignment. The original street has been removed, including utilities.

2. The summary vacation of the Subject Property does not cut off all access to a person's property which, prior to relocation, adjoins the street or highway.

The vacation fronts two properties that will not be landlocked. The realignment also provides parcels with frontage to the new street alignment.

3. The summary vacation of the Subject Property does not terminate a public service easement.

The summary vacation of the subject property will not terminate a public service easement.

4. The summary vacation of the Subject Property will not affect the health, safety, and welfare of the residents of the City.

The summary vacation will not affect the health, safety, and welfare of the residents of the City since no construction with this vacation is proposed.

5. The summary vacation of the Subject Property is consistent with the existing land uses and zoning designations in the area.

The summary vacation of the property will not affect the existing land uses, and zoning designation of the area and is consistent with the existing surrounding land uses since the area is within the right-of-way.

6. The summary vacation of the Subject Property is consistent with city standards, ordinances, and policies.

The summary vacation is consistent with the City standards, ordinances, and policy.

7. The summary vacation of the Subject Property is safe, functional, and environmentally sensitive to surrounding properties.

The summary vacation of the property is safe, functional, and environmentally sensitive since it will accommodate the future I-215/Placentia interchange project and mid-county parkway.

**Section 4.** Based upon the forgoing and all written and oral information presented by members of the public and City staff (including agenda reports and attachments submitted by City staff), with respect to the summary vacation of the Subject Property pursuant to Government Code section 65402(a), the City Council hereby finds the following:

1. No real property is being acquired by dedication or otherwise for street, square, park or other public purposes, and no real property shall be disposed of, no street shall be vacated or abandoned.

The street vacation conforms to the City of Perris General Plan Circulation Element and no real property is being acquired for dedication or otherwise for street square, park or other public purposes.

2. No public building or structure shall be constructed or authorized, if the adopted general plan or part thereof applies thereto for this vacation.

The street vacation does not include any building or structure. The street vacation conforms to the City of Perris Circulation Element.

**Section 5.** Based upon the forgoing and all written and oral information presented by members of the public and City staff (including agenda reports and attachments submitted by City staff), the City Council does hereby vacate and abandon all of the City's right, title, and interest in the Subject Property, as the Subject Property is described and depicted on Exhibits "A" and "B," pursuant to Streets & Highways Code Section 8330 and Government Code Section 65402(a).

**Section 6.** The City Council hereby directs that a Notice of Exemption be filed with the County Clerk pursuant to Section 15062 of the CEQA Regulations.

**Section 7.** The City Council hereby further directs the City Clerk to cause a certified copy of this Resolution of vacation, attested by the City Clerk under the seal of the City, to be recorded in the Office of the County Recorder of Riverside County. Pursuant to Streets & Highways Code Section 8335(b)(4), from and after the date this Resolution is recorded, the Subject Property no longer constitutes a street.

**Section 8.** All actions heretofore taken by the officers of the City with respect to such street vacations are hereby approved, confirmed, and ratified, and the Mayor and City staff are hereby authorized and directed to take any and all actions which they or the City Attorney may deem necessary or advisable in order to effectuate the purpose and intent of this Resolution (including, without limitation, confirmation of satisfaction of any of the conditions to the effectiveness of the street vacation).

**Section 9.** The City Council declares that should any provision, section, paragraph, sentence, or word of this Resolution be rendered or declared invalid by any court of competent jurisdiction, or by reason of any preemptive legislation, the remaining provisions, sections, paragraphs, sentences, and words of this Resolution shall remain in full force and effect.

**Section 10.** The Mayor shall sign this Resolution, and the City Clerk shall certify to the adoption of this Resolution.

**ADOPTED, SIGNED, and APPROVED** this 26th day of April 2022.

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Mayor, Michael Vargas

ATTEST:

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City Clerk, Nancy Salazar

Exhibit A. Legal Description & Exhibit B. Street Vacation Exhibit

STATE OF CALIFORNIA )  
COUNTY OF RIVERSIDE ) §  
CITY OF PERRIS )

I, **Nancy Salazar**, duly elected CITY CLERK OF THE CITY OF PERRIS, CALIFORNIA, DO HEREBY CERTIFY that the foregoing Resolution Number 5971 was duly adopted by the City Council of the City of Perris at a regular meeting thereof held on the 26th day of April 2022, by the following vote:

AYES: RABB, ROGERS, NAVA, CORONA, VARGAS  
NOES: NONE  
ABSTAIN: NONE  
ABSENT: NONE

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Nancy Salazar, City Clerk

EXHIBIT "A"  
EAST FRONTAGE ROAD STREET VACATION  
LEGAL DESCRIPTION

BEING THAT PORTION OF THE EAST FRONTAGE ROAD (100.00 FEET WIDE) AS SHOWN ON THE MONUMENTATION MAPS FILED AS RIV. CO. 205-228 AND 205-229, LYING IN THE NORTHWEST QUARTER OF SECTION 18, TOWNSHIP 4 SOUTH, RANGE 3 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF PERRIS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, BOUNDED ON THE SOUTH BY A LINE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**BEGINNING** AT THE SOUTHEAST CORNER OF THE LAND DESCRIBED IN GRANT DEED RECORDED JULY 18, 1963 AS INSTRUMENT NUMBER 1963-75284, OF OFFICIAL RECORDS, AS SHOWN ON THE MONUMENTATION MAP FILED AS RIV.CO 205-228, RECORDS OF SAID COUNTY, SAID CORNER BEING THE INTERSECTION OF THE WEST LINE OF EAST FRONTAGE ROAD AND NORTH LINE OF PLACENTIA AVENUE AS SHOWN ON SAID MAP;

THENCE ALONG SAID NORTH LINE NORTH 85°19'34" WEST 47.78 FEET;

THENCE LEAVING SAID NORTH LINE NORTH 13°18'04" WEST 87.21 FEET TO THE BEGINNING OF A CURVE CONCAVE WESTERLY HAVING A RADIUS OF 504.00 FEET;

THENCE NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 10°25'37" AN ARC LENGTH OF 91.72 FEET;

THENCE SOUTH 88°18'04" EAST 196.72 FEET TO THE EASTERLY LINE OF SAID EAST FRONTAGE ROAD AND THE **POINT OF TERMINATION**;

AND;

BOUNDED ON THE NORTH BY THE SOUTHERLY LINE OF A STRIP OF LAND 100 FEET WIDE, THE CENTERLINE OF SAID STRIP BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

**STRIP "A":**

COMMENCING AT THE INTERSECTION OF THE EASTERLY LINE OF EAST FRONTAGE ROAD WITH THE CENTERLINE OF PLACENTIA AVENUE AS SHOWN ON THE MONUMENTATION MAP FILED AS RIV.CO 205-228, RECORDS OF SAID COUNTY;

THENCE ALONG SAID CENTERLINE SOUTH 88°18'01" EAST 365.35 FEET TO THE POINT OF BEGINNING;

THENCE LEAVING SAID CENTERLINE NORTH 01°41'57" EAST 47.73 FEET TO THE BEGINNING OF A CURVE CONCAVE SOUTHWESTERLY HAVING A RADIUS OF 800.00 FEET;

THENCE NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF

51°41'43", AN ARC LENGTH OF 721.80 FEET;

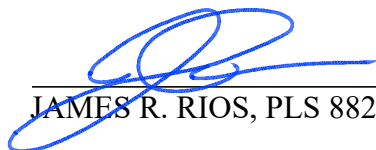
THENCE NORTH 49°59'47" WEST 846.26 FEET TO THE CENTERLINE OF EAST FRONTAGE ROAD AS SHOWN ON SAID MAP AND THE POINT OF TERMINATION;

THE ABOVE DESCRIBED PARCEL CONTAINS 66,159 SQUARE FEET OR 1519 ACRES, MORE OR LESS.

RESERVING, HOWEVER, TO THE GRANTOR, ITS SUCCESSORS OR ASSIGNS, THE RIGHT OF ACCESS RESTRICTION TO EAST FRONTAGE ROAD OVER AND ACROSS THE SOUTHERLY LINE OF SAID HEREIN-ABOVE DESCRIBED PROPERTY.

BEARINGS AND DISTANCES USED IN THE ABOVE DESCRIPTION ARE ON THE CALIFORNIA COORDINATE SYSTEM, ZONE 6 (NAD83) 1991.35 EPOCH. DIVIDE GRID DISTANCES SHOWN BY .999924951 TO OBTAIN GROUND LEVEL DISTANCES.

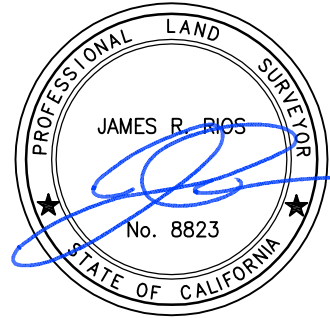
AS SHOWN ON EXHIBIT "B" ATTACHED HERewith AND MADE A PART HEREOF. THIS DESCRIPTION WAS PREPARED BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYORS' ACT.

  
JAMES R. RIOS, PLS 8823      07/01/2019  
DATE

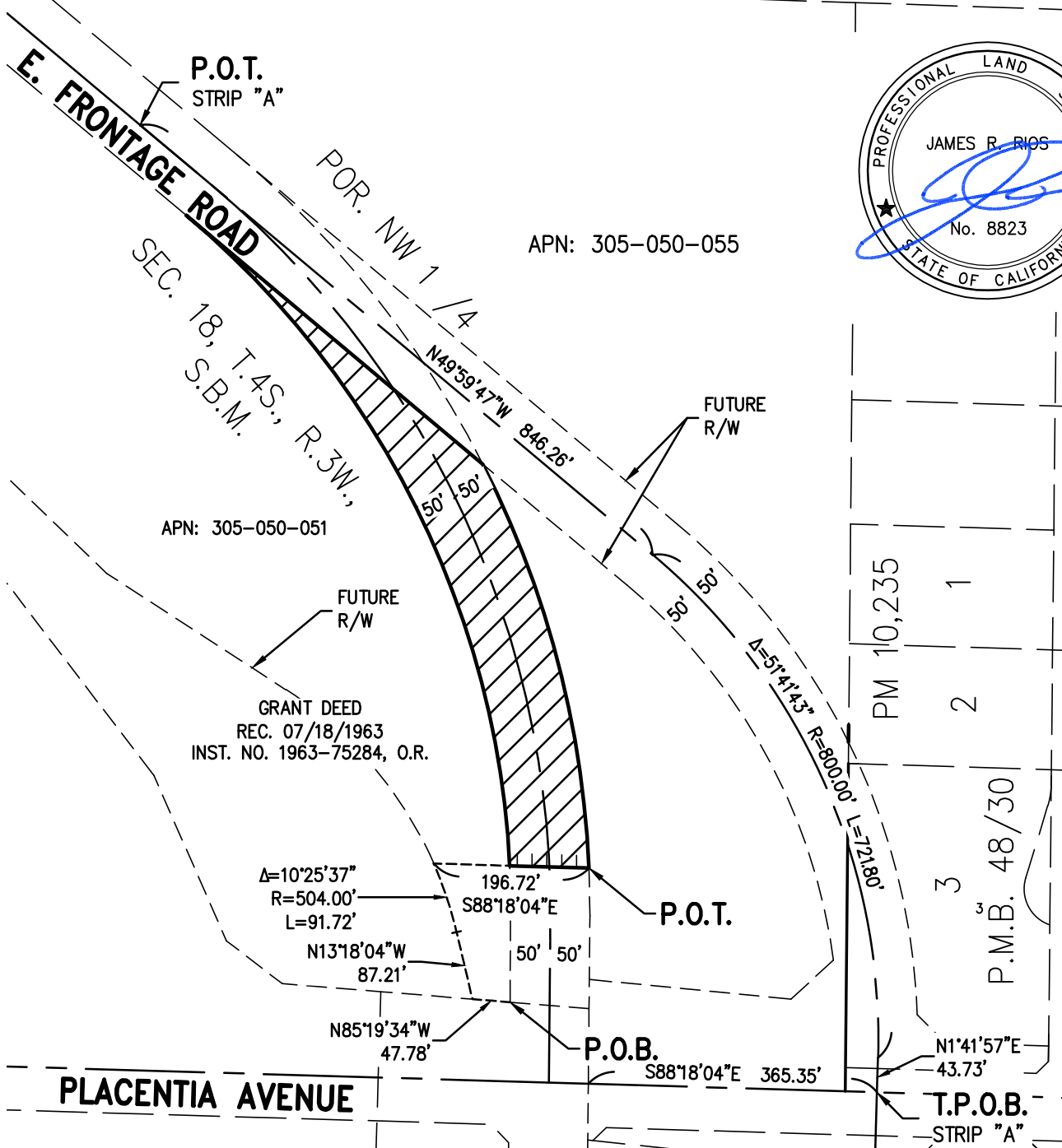


# EXHIBIT "B"

## WALNUT STREET



APN: 305-050-055



APN: 305-050-051

GRANT DEED  
REC. 07/18/1963  
INST. NO. 1963-75284, O.R.

$\Delta=10^{\circ}25'37''$   
 $R=504.00'$   
 $L=91.72'$

$N13^{\circ}18'04''W$   
87.21'

$N85^{\circ}19'34''W$   
47.78'

196.72'  
 $S88^{\circ}18'04''E$

P.O.T.

P.O.B.

$S88^{\circ}18'04''E$  365.35'

PM 10,235  
1  
2

3  
P.M.B. 48/30

$N1^{\circ}41'57''E$   
43.73'

T.P.O.B.  
STRIP "A"






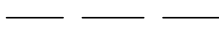
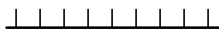
BEARINGS AND DISTANCES ARE IN TERMS OF THE CALIFORNIA COORDINATE SYSTEM OF 1983 (EPOCH 1991.35), ZONE VI. ALL NON-RECORD DISTANCES ARE GRID DISTANCES. TO OBTAIN GROUND DISTANCES DIVIDE GRID DISTANCES SHOWN BY 0.999924951

SCALE

1" = 200'

SHEET 1 OF 1

 DESCRIPTION AREA  
66,159 SQ. FT / 1.519 ACRES

-  AFFECTED PROPERTY
-  CENTERLINE
-  ADJACENT PROPERTY
-  ACCESS RESTRICTIONS



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PARCEL: Southerly Limits

P.O.B. NORTHING: 2,244,652.1015      P.O.B. EASTING: 6,261,197.1468

BEARING: N85°19'34"W      DISTANCE: 47.78'  
NORTHING: 2,244,655.9947      EASTING: 6,261,149.5281

BEARING: N13°18'04"W      DISTANCE: 87.21'  
NORTHING: 2,244,740.8699      EASTING: 6,261,129.4628

RADIAL IN: S76°41'56"W      RADIAL OUT: N66°16'19"E  
DELTA: 10°25'37"      RADIUS: 504.00'      LENGTH: 91.72'  
TANGENT: 45.99'      CHORD: 91.59'  
NORTHING: 2,244,827.7229      EASTING: 6,261,100.3777

BEARING: S88°18'04"E      DISTANCE: 196.72'  
NORTHING: 2,244,821.8908      EASTING: 6,261,297.0066

PERIMETER: 423.4278'  
AREA: 20,486.69 Square Feet / 0.470 Acres  
CLOSING DISTANCE: 196.9781'  
CLOSING BEARING: N30°27'41"E  
PRECISION: 1:2



PARCEL: Strip A

P.O.B. NORTHING: 2,244,538.1462      P.O.B. EASTING: 6,261,661.3476

BEARING: N01°41'57"E      DISTANCE: 43.73'  
NORTHING: 2,244,581.8571      EASTING: 6,261,662.6443

RADIAL IN: N88°18'03"W      RADIAL OUT: N40°00'13"E  
DELTA: 51°41'43"      RADIUS: 800.00'      LENGTH: 721.80'  
TANGENT: 387.56'      CHORD: 697.57'  
NORTHING: 2,245,218.3802      EASTING: 6,261,377.2662

BEARING: N49°59'47"W      DISTANCE: 846.26'  
NORTHING: 2,245,762.3881      EASTING: 6,260,729.0290

PERIMETER: 1,611.7943'  
AREA: 187,464.13 Square Feet / 4.304 Acres  
CLOSING DISTANCE: 1,538.8262'  
CLOSING BEARING: N37°17'28"W  
PRECISION: 1:1

## AREA REPORT

### POINT LISTING

2,244,821.891, 6,261,297.007 (Point of Beginning)  
2,244,824.864, 6,261,196.757 Curve P.C. (non-tangent)  
2,244,767.164, 6,260,048.196 Radius Point  
2,245,648.074, 6,260,787.465 Curve P.T.  
2,245,333.148, 6,261,162.730 Curve P.C. (non-tangent)  
2,244,767.164, 6,260,048.196 Radius Point  
2,244,821.891, 6,261,297.007 Curve P.T.  
Closing back to P.O.B.

### CLOSURE:

Closing line: North, 0.0000 feet  
Latitude: 0.0000 feet  
Departure: 0.0000 feet  
Perimeter: 2,068.5825 feet  
Error: 1:206,858,248,064

### AREA:

Mapcheck: 66,158.75 square feet, or 1.5188 acres  
Full precision: 66,158.75 square feet, or 1.5188 acres

END OF POINT LISTING.