

**CITY OF PERRIS**  
**DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT**

**CONDITIONS OF APPROVAL**

**Street Vacation Number P06-0063**

**May 30, 2006**

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**PROJECT:** Proposal to vacate the portions of 1<sup>st</sup> Street and 2<sup>nd</sup> Street that lie east of C Street, to facilitate the Phase I development of the proposed Downtown Multi-Modal Transit Center.

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**General Requirements**

1. This Street Vacation shall conform to approved Planning Conditions of Approval For Development Plan Review #05-0425, including landscape and hardscape requirements for pedestrian link between D and C Streets. This new pedestrian path shall be lighted, landscaped, and shall include a decorative concrete pavers.
2. This Street Vacation shall conform to approved Engineering Conditions of Approval For Development Plan Review #05-0425.
3. Prior to the recordation of the City Council Resolution approving this Street Vacation with the Riverside County Recorder's Office, the applicant shall submit a legal description and legal plat map, to the satisfaction of the City Engineer, for review and approval.
4. The developer/applicant shall indemnify, protect, defend, and hold harmless, the City and any agency or instrumentality thereof, and/or any of its officers, employees and agents from any and all claims, actions, or proceedings against the City, or any agency or instrumentality thereof, or any of its officers, employees and agents, to attack, set aside, void, annul, or seek monetary damages resulting from an approval of the City, or any agency or instrumentality thereof, advisory agency, appeal board or legislative body including actions approved by the voters of the City, concerning Planning Application No. P06-063 (Street Vacation). City shall promptly notify the developer/applicant of any claim, action, or proceeding for which indemnification is sought and shall further cooperate fully in the defense of the action.
5. All utility easements, as described in Schedule B of the Preliminary Title Report attached hereto as Exhibit E, shall be retained by the City for maintenance of utilities, and for the right of the public in and to any portion of land lying within 1<sup>st</sup> and 2<sup>nd</sup> Street, and said easements, shall be reserved and excepted from the vacation.
6. All private utility easements recorded or licensed to private companies or agencies; including, but not limited to, gas lines, electric transmission lines, communication lines,

as described in Schedule B of the Preliminary Title Report, attached hereto as Exhibit E, shall be reserved and excepted from the vacation.

7. This Street Vacation is conditioned upon reservation and exception from this vacation any easement and right necessary to maintain, operate, replace, remove or renew public and private utility facilities.
8. This Street Vacation is conditioned upon reservation and exception from this vacation an easement and right, at any time, to construct, maintain, operate, replace, remove and renew non-vehicular trails for use by the public in, upon, over and across the streets to be vacated.
9. The applicant shall conform to the requirements of affected utility companies regarding the granting of easements for the operation and maintenance of said utilities. Prior to recordation, the applicant shall provide a letter to the Planning Department, from the affected utility companies stating that Street Vacation 05-0063 substantially conforms to the requirements for operations and maintenance of said utilities.
10. The Applicant shall submit final specifications for all materials necessary to construct the pedestrian path located along the vacated portion of Second Street to the City Engineer, for review and approval. Final specifications shall demonstrate that materials have sufficient load bearing capacity, for fire fighting apparatus to traverse the pedestrian path located along the vacated portion of Second Street.

5/30/06

**APPROVAL DATE**



**PROJECT PLANNER**