

RESOLUTION NO. 2022-____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE,
CALIFORNIA, APPROVING VACATION OF A PORTION OF NICHOLS ROAD AND
AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED**

Whereas, the City Council (Council) of the City of Lake Elsinore (City) has determined that a certain street right-of-way is no longer necessary to be utilized as a public right-of-way, said street right-of-way being more particularly described in Exhibit "A" attached hereto (Vacation Segments); and

Whereas, the Council of the City desires to vacate the Vacation Segments pursuant to the procedures set forth in Streets and Highways Code section 8335; and

Whereas, the vacation is permitted by law pursuant to the conditions set forth in Streets and Highways Code section 8330(a); and

Whereas, in accordance with Streets and Highways Code section 8313 and Government Code section 65402, the Planning Commission considered this summary vacation and determined that the vacation is consistent with the General Plan; and

Whereas, that from and after the effective date of this Resolution, the street, highway, or public service easement vacated no longer constitutes a street, highway, or public service easement.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKE ELSINORE, DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. That the foregoing recitals are true and correct.

Section 2. The Council hereby finds that the Vacation Segments legally described in Exhibit "A" attached to this Resolution are unnecessary for present and prospective use.

Section 3. That the right-of-way legally described in Exhibit "A" attached to this Resolution are hereby ordered to be vacated as provided herein.

Section 4. Nothing contained in this Resolution is intended to affect any private property rights regarding the Vacation Segments.

Section 5. The Mayor is authorized to execute a quitclaim deed for such vacated easement in a form approved by the City Attorney.

Section 6. This Resolution shall take effect upon recordation of this Resolution in the official records of the County of Riverside and from such date the vacation will be complete and the Vacation Segments shall no longer constitute a public street. The City Clerk shall cause a certified copy of this Resolution, attested by the Clerk under seal, to be recorded in the Office of the County Recorder as provided herein.

PASSED AND ADOPTED this ____ day of _____ 2022.

Timothy J. Sheridan, Mayor

ATTEST:

Candice Alvarez, MMC
City Clerk

STATE OF CALIFORNIA)
COUNTY OF RIVERSIDE) ss.
CITY OF LAKE ELSINORE)

I, Candice Alvarez, MMC, City Clerk of the City of Lake Elsinore, California, do hereby certify that Resolution No. _____ was adopted by the City Council of the City of Lake Elsinore, California, at the regular meeting of _____, 2022, and that the same was adopted by the following vote:

- AYES:
- NOES:
- ABSENT:
- ABSTAIN:

Candice Alvarez, MMC
City Clerk

EXHIBIT "A"

LEGAL DESCRIPTION OF VACATION SEGMENTS

EXHIBIT "A"

ROAD AND UTILITY EASEMENT
LEGAL DESCRIPTION

PARCEL "A"

THOSE PORTIONS OF LOTS 16 THROUGH 28, INCLUSIVE, 48, AND 141 OF TRACT MAP NO. 37305, RECORDED IN BOOK 483, PAGES 22 THROUGH 31, INCLUSIVE, OF MAPS, OFFICIAL RECORDS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, LYING WITHIN FRACTIONAL SECTION 25, TOWNSHIP 5 SOUTH, RANGE 5 WEST, S.B.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEASTERLY CORNER OF SAID LOT 141, SAID CORNER BEING THE EASTERLY END OF A NON-TANGENT CURVE CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 2060.00 FEET, TO WHICH A RADIAL LINE BEARS NORTH 17° 13' 03" EAST, SAID CURVE ALSO BEING THE SOUTHERLY RIGHT-OF-WAY LINE OF NICHOLS ROAD (60.00 FEET SOUTHERLY HALF WIDTH);

THENCE WESTERLY ALONG SAID CURVE OF SAID SOUTHERLY RIGHT-OF-WAY LINE THROUGH A CENTRAL ANGLE OF 01° 29' 12", A DISTANCE OF 53.45 FEET;

THENCE CONTINUING WESTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, NORTH 71° 17' 45" WEST, 130.41 FEET TO THE **TRUE POINT OF BEGINNING**;

THENCE CONTINUING WESTERLY ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, NORTH 71° 17' 45" WEST, 59.86 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE SOUTHERLY AND HAVING A RADIUS OF 1940.00 FEET;

THENCE CONTINUING WESTERLY ALONG SAID CURVE OF SAID SOUTHERLY RIGHT-OF-WAY LINE THROUGH A CENTRAL ANGLE OF 22° 51' 25", A DISTANCE OF 773.92 FEET;

THENCE LEAVING SAID SOUTHERLY RIGHT-OF-WAY LINE, SOUTH 76° 05' 35" EAST, 187.35 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHERLY AND HAVING A RADIUS OF 1400.00 FEET;

THENCE EASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 07° 06' 11", A DISTANCE OF 173.56 FEET;

THENCE SOUTH 83° 11' 46" EAST, 241.91 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE NORTHERLY AND HAVING A RADIUS OF 1400.00 FEET;

THENCE EASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 05° 26' 46", A DISTANCE OF 133.07 FEET;

THENCE SOUTH 88° 38' 32" EAST, 93.97 FEET TO THE **TRUE POINT OF BEGINNING**;

CONTAINS: 0.886 ACRES, MORE OR LESS

PREPARED BY: K&A ENGINEERING
357 N. SHERIDAN ST.
CORONA, CA 92878

1 OF 2

DATE PREPARED: SEPTEMBER 12, 2022

EXHIBIT "A"
ROAD AND UTILITY EASEMENT
LEGAL DESCRIPTION

PARCEL "B"

THOSE PORTIONS OF LOTS 3 THROUGH 8, INCLUSIVE, AND LOTS 142 THROUGH 144, INCLUSIVE, OF TRACT MAP NO. 37305, RECORDED IN BOOK 483, PAGES 22 THROUGH 31, INCLUSIVE, OF MAPS, OFFICIAL RECORDS OF THE COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, LYING WITHIN FRACTIONAL SECTION 25, TOWNSHIP 5 SOUTH, RANGE 5 WEST, S.B.M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEASTERLY CORNER OF SAID LOT 143, SAID CORNER BEING THE EASTERLY END OF A NON-TANGENT CURVE CONCAVE NORTHERLY AND HAVING A RADIUS OF 2060.00 FEET, TO WHICH A RADIAL LINE BEARS SOUTH 07° 43' 38" EAST, SAID CURVE ALSO BEING THE SOUTHERLY RIGHT-OF-WAY LINE OF NICHOLS ROAD (60.00 FEET SOUTHERLY HALF WIDTH);

THENCE WESTERLY ALONG SAID CURVE OF SAID SOUTHERLY RIGHT-OF-WAY LINE THROUGH A CENTRAL ANGLE OF 19° 08' 48", A DISTANCE OF 688.40 FEET TO A POINT OF CUSP WITH A CURVE CONCAVE NORTHEASTERLY AND HAVING A RADIUS OF 725.00 FEET, TO WHICH A RADIAL LINE BEARS SOUTH 35° 01' 40" WEST;

THENCE EASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 29° 28' 49", A DISTANCE OF 373.03 FEET TO THE BEGINNING OF A COMPOUND CURVE CONCAVE NORTHWESTERLY AND HAVING A RADIUS OF 400.00 FEET, TO WHICH A RADIAL LINE BEARS SOUTH 05° 32' 51" WEST;

THENCE EASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 24° 57' 47", A DISTANCE OF 174.27 FEET;


THENCE NORTH 70° 35' 05" EAST, 176.88 FEET TO A POINT ON THE EASTERLY LINE OF SAID LOT 143;

THENCE ALONG THE EASTERLY LINE OF SAID LOT 143 NORTH 00° 45' 20" EAST, 26.18 FEET TO THE **TRUE POINT OF BEGINNING**;

CONTAINS: 0.954 ACRES, MORE OR LESS

EXHIBIT "B": ATTACHED HERETO AND MADE A PART THEREOF.

SUBJECT TO: COVENANTS, RESERVATIONS, RESTRICTIONS, RIGHT-OF-WAY AND EASEMENTS OF RECORD, IF ANY.


ROBERT SCIPIOBLUME
P.L.S. NO. 9154
9/12/22
DATE



PREPARED BY: K&A ENGINEERING
357 N. SHERIDAN ST.
CORONA, CA 92878

EXHIBIT "B"

MAP OF VACATION SEGMENTS

