

RESOLUTION NUMBER 6666

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PERRIS, CALIFORNIA, TO ORDER THE SUMMARY VACATION OF A PORTION OF PROPERTY LOCATED IN PERRIS HEIGHTS ESTATES ON ASSESSOR PARCEL NUMBER (APN) 326-234-003 PURSUANT TO CALIFORNIA STREETS AND HIGHWAYS CODE SECTIONS 8300 ET SEQ.

WHEREAS, the vacation of public easements and rights-of-way in California is governed by the provisions under Division 9, Part 3 of the California Streets and Highways Code (“SHC”) commencing with Section 8300; and

WHEREAS, SHC Section 8334 authorizes the City Council of the City of Perris (the “City Council”) to summarily vacate an excess right-of-way of a street no longer required for street or highway purposes so long as it is determined there are no in-place public utilities located in the Vacation Area that would be adversely affected by the proposed vacation; and

WHEREAS, the proposed right-of-way to be vacated is a portion of property located in Perris Heights Estates on Assessor Parcel Number (APN) 326-234-003, which portion is herein legally described in Exhibit “A” and depicted on Exhibit “B” to this Resolution consisting of 1,346 square feet (the “Vacation Area”); and

WHEREAS, the Vacation Area constitutes an excess right-of-way not required for street purposes; and

WHEREAS, it has been determined that there are no in-place public utilities located in the Vacation Area that would be adversely affected by the proposed vacation; and

WHEREAS, pursuant to Government Code Section 65402, prior to vacation of a street, the Planning Commission must find and determine that such proposed vacation is consistent with the City’s adopted General Plan if the General Plan or part thereof applies to the proposed vacation; and

WHEREAS, City staff has determined that the City’s General Plan does not apply to the proposed vacation of the Vacation Area and therefore, the Planning Commission need not make any finding of consistency with the City’s General Plan prior to the City Council’s approval of the vacation of the Vacation Area.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PERRIS DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. Recitals Incorporated. That the above-stated recitals are true and correct and incorporated herein by this reference.

Section 2. Findings. That the City Council makes the following findings:

(a) The Vacation Area legally described in Exhibit “A” and depicted on Exhibit “B” to this Resolution constitutes an excess right-of-way not required for street or highway purposes because it is unnecessary for the present and prospective public use; and

(b) There are no in-place public utility facilities which are in use that would be affected by the vacation.

Section 3. Vacation and Effective Date. That the City Council hereby orders, under the authority of Section 8330 *et seq.* of the Streets and Highways Code, the summary vacation of the Vacation Area which right-of-way area is vacated and no longer constitutes a street or highway starting from the date this Resolution is recorded pursuant to Section 7 hereof. .

Section 4. CEQA. That the actions taken pursuant to this Resolution are categorically exempt from the requirements of CEQA pursuant to Section 15312, Class 12 of the CEQA Guidelines, for sale of surplus government property and/or Section 15304, Class 4 of the CEQA Guidelines, for minor alterations to land.

Section 5. Severability. If any subsection, subdivision, paragraph, sentence, clause or phrase of this Resolution or any part thereof is for any reason held to be unconstitutional or otherwise unenforceable, such decision shall not affect the validity of the remaining portion of this Resolution or any part thereof. The City Council hereby declares that it would have passed each subsection, subdivision, paragraph, sentence, clause, or phrase thereof, irrespective of the fact that any one or more subsection, subdivision, paragraph, sentence, clause, or phrase be declared unconstitutional or otherwise unenforceable.

Section 6. Certification. The City Clerk shall certify to the adoption of this Resolution and enter it into the book of original Resolutions.

Section 7. Recordation. Pursuant to Section 8336 of the Streets and Highways Code, City staff is hereby directed to cause a certified copy of this Resolution, attested by the City Clerk under the seal of the City, to be recorded in the Office of the County Recorder of County of Riverside.

ADOPTED, SIGNED and APPROVED this 10th day of June, 2025.

Mayor, Michael Vargas

ATTEST:

City Clerk, Nancy Salazar

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 No. (*next in order*) was duly adopted by the City Council of the City of Perris at a regular meeting of said Council on the 10th day of June, 2025, and that it was so adopted by the following vote:

AYES: VALLEJO, NAVA, CORONA, RABB, VARGAS

NOES: NONE

ABSTAIN: NONE

ABSENT: NONE

Nancy Salazar, City Clerk

Exhibit A

Legal Description of Vacation Area

Exhibit B

Depiction of Vacation Area

