

RESOLUTION NO. 208138 JUN 14 1973

WHEREAS, the County of San Diego has proposed the improvement of Mission Gorge Road from Simon Drive to State Route 67 under the Improvement Act of 1911; and

WHEREAS, the proposed assessment district project includes two properties located within the City of San Diego, one of which is owned in fee title by the City's Utility Department; and

WHEREAS, on March 6, 1973, the Board of Supervisors of the County of San Diego passed a resolution requesting consent of The City of San Diego for inclusion of a portion of the City of San Diego in the aforesaid assessment district; and

WHEREAS, the proposed project has been reviewed and it has been determined that the assessment on private property will be in basic conformance with the standard procedures used within the City of San Diego; and

WHEREAS, it has further been determined that the portion of the City's ownership within the district is to be exempted from assessment providing that the right of way for the project is donated by the City; and

WHEREAS, in order to obtain immediate possession of the property the County of San Diego has filed an action in condemnation entitled County of San Diego v. Henry M. Dobbs in Superior Court, Case No. 342376, naming The City of San Diego as the owner of the subject property; and

WHEREAS, the value of the property is greatly exceeded by the amount of the estimated assessment for said property and

WHEREAS, the County proposes to contribute toward the project the equivalent cost of the improvements which would normally be assessed to the City property; and

WHEREAS, the County of San Diego is the lead agency for this project and has filed an Environmental Impact Statement, which statement was approved by the Board of Supervisors of the County of San Diego; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, as follows:

That consent of The City of San Diego is hereby given to the formation of the assessment district and to the work proposed to be done within said district and to the work described in the Resolution Ordering Hearing to Make a Determination of Public Convenience and Necessity and of Intention to Order Work and to the assumption of jurisdiction thereover by the County of San Diego.

BE IT FURTHER RESOLVED, that the City Attorney be and he is hereby authorized to file a disclaimer waiving compensation on behalf of The City of San Diego in the aforesaid Superior Court Case, No. 342376, in order to convey said property to the County of San Diego and relieve the City of any assessment.

APPROVED: JOHN W. WITT, City Attorney

By H. Valderhaug
Harold Valderhaug, Deputy

208138

HOV:rp
6-7-73

JUN 14 1973

Passed and adopted by the Council of The City of San Diego on
by the following vote:

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SAN DIEGO, CALIF.

Councilmen
Gil Johnson
Maureen F. O'Connor
Henry L. Landt
Leon L. Williams
Floyd L. Morrow
Bob Martinet
Allen Hitch
Jim Bates
Mayor Pete Wilson

	Yeas	Nays	Excused	Absent
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AUTHENTICATED BY:

PETE WILSON

Mayor of The City of San Diego, California.

EDWARD NIELSEN

City Clerk of The City of San Diego, California.

(Seal)

By Mary Anne Meuse, Deputy.

Office of the City Clerk, San Diego, California

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