

R-75-2493

RESOLUTION NO. 213604 JUN 19 1975

VACATION OF THE ALLEY IN BLOCK 33, CITY HEIGHTS

WHEREAS, it is proposed that the ALLEY in Block 33, City Heights, be vacated; and

WHEREAS, there is no present or prospective use for the street, either for the public street system for which the right-of-way was originally acquired or for any other public use of a like nature that can be anticipated; and

WHEREAS, the public will benefit from the vacation through improved utilization of land; and

WHEREAS, the vacation or abandonment is not inconsistent with the General Plan or an approved Community Plan; and

WHEREAS, the public street system for which the right-of-way was originally acquired will not be detrimentally affected by this vacation; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, California, that the ALLEY in Block 33, City Heights, as more particularly referred to in Resolution of Intention No. 213344 is unnecessary for present or prospective public street purposes.

BE IT FURTHER RESOLVED, that the public interest, convenience and necessity of said City requires the reservation of certain public easements, as more particularly referred to in Resolution of Intention No. 213344.

BE IT FURTHER RESOLVED, that the ALLEY in Block 33, City Heights, as more particularly shown on Map No. 13542-B on file in the office

of the City Clerk as Document No. 751337, which said map is attached hereto and made a part hereof, be, and the same is hereby vacated.

BE IT FURTHER RESOLVED, that The City of San Diego reserves and excepts from the foregoing vacation the permanent easements as more particularly described hereinafter:

Reserving and excepting to The City of San Diego the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating sewer and water facilities and all necessary and proper fixtures and equipment for use in connection therewith, through, over, under, upon, along and across the hereinafter described easements, together with the right of ingress thereto and egress therefrom, together with the right to maintain the said easement free and clear of any excavation or fills, the erection or construction of any building or other structures, the planting of any tree or trees thereon, or the drilling or digging of any well or wells thereon, together with the right to otherwise protect from all hazards the operation and use of any right hereby reserved. Upon acquisition of an encroachment permit from the City Engineer pursuant to the Municipal Code of the City, the owners of the underlying fee may utilize the above described parcel of land for structures, the planting or growing of trees or the installation of privately owned pipelines. The City of San Diego shall have the right to permit the use of the easement or easements herein described by any public utility either by conveyance of the necessary right to so use or by permitting such utility to utilize such right under and pursuant to a franchise with The City of San Diego.

The easement reserved herein is in, under, over, upon, along and across that portion of the ALLEY vacated by this document and as more particularly shown on Map No. 13542-B on file in the office of the City Clerk as Document No. 751337.

BE IT FURTHER RESOLVED, that the City Clerk shall cause a certified copy of this resolution, attested by him under seal, to be recorded in the office of the County Recorder.

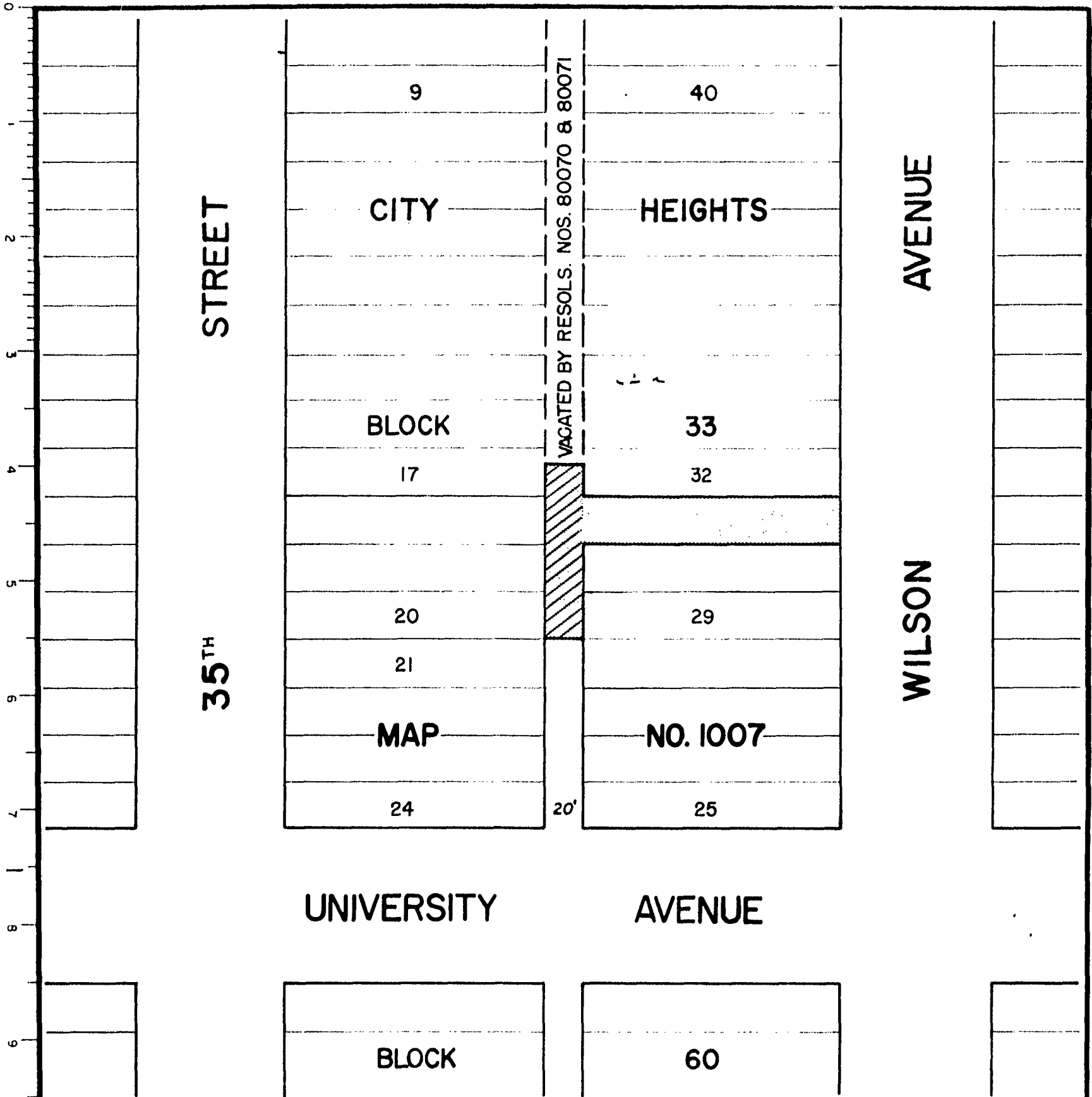
APPROVED: JOHN W. WITT, City Attorney

By H. Valderhaug
Harold Valderhaug, Deputy

HOV:nr 221.1
5-6-75
Or.Dept. E&D

-3-

213604



SCALE 1" = 60'

NOTES:

AREA VACATED SHOWN SHADED (0.122 AC.)

SEWER & WATER EASEMENT RESERVED HEREON SHOWN THUS

SAN DIEGO CITY SCHOOLS
 LAND & FACILITIES PLANNING DEPT.
 4100 NORMAL STREET
 SAN DIEGO, CALIF. 92103

DOCUMENT NO. 751337
 FILED MAY 28 1975
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

**ALLEY VACATION - IN LOTS 17 TO 20 AND LOTS 29 TO 32 IN
 BLOCK 33, CITY HEIGHTS, MAP NO. 1007**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA		W.D. 27002 NO. (74-620)
ORIGINAL	JCG		4-3-75		SHEET 1 OF 1 SHEET		
					<i>C. J. Sackett</i>	4-24-75	<i>(Signature)</i> NOTARY CERTIFICATION
					DIVISION HEAD		213 - 1733
					SECTION HEAD		13542

Passed and adopted by the Council of The City of San Diego on JUN 19 1975,
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Gil Johnson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lee Hubbard	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Floyd L. Morrow	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bob Martinet	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jim Ellis	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Haro	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

PETE WILSON
 Mayor of The City of San Diego, California.

EDWARD NIELSEN
 City Clerk of The City of San Diego, California.

By Kathleen Martinez, Deputy.

(Seal)

RECEIVED
 CITY CLERK'S OFFICE
 1975 MAY 14 PM 4:30
 SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number 213604 Adopted JUN 19 1975