

RESOLUTION NO. 215578

R-75-501

MAR 24 1976

WHEREAS, Section 1930 of the Streets and Highways Code provides a procedure for the summary vacation of streets by city council resolution where that portion to be vacated has been superseded by relocation; and

WHEREAS, that portion of OTAY VALLEY ROAD in the SE 1/4 of Section 29, T18S, R1W, S.B.B.M., has been relocated through the approval and dedication on this date of Datsun Street and a realigned portion of Otay Valley Road, as more particularly shown on Drawing No. 16167-D, on file in the office of the City Clerk as Document No. 754746; and

WHEREAS, those properties adjoining that portion of Otay Valley Road to be vacated will continue to have access or will be accessible by the alternate route dedicated on this date; NOW, THEREFORE,

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

1. That OTAY VALLEY ROAD in the SE 1/4 of Section 29, T18S, R1W, S.B.B.M., as more particularly shown on Drawing No. 13361-B, on file in the office of the City Clerk as Document No. 754747, which said drawing is attached hereto and made a part hereof, be and the same is hereby vacated.

2. That The City of San Diego reserves and excepts from the foregoing vacation the permanent easement as more particularly described hereinafter:

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Reserving and excepting to The City of San Diego the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating 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 easement, 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 written permission 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 easement reserved herein is in, under, over, upon, along and across that portion of OTAY VALLEY ROAD vacated by this document and as more particularly shown on Map No. 13361-B, on file in the office of the City Clerk as Document No. 754747.

3. 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 Harold Valderhaug
Harold Valderhaug, Deputy

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Passed and adopted by the Council of The City of San Diego on _____
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"/>
Tom Gade	<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"/>
Jim Bates	<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
1976 MAR 15 AM 9:24
SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California

Resolution Number **215578** Adopted **MAR 24 1976**

CC-1276 (REV. 11-73)

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