

R-77-1173

RESOLUTION NO. 217995

MAR 23 1977

VACATION OF DONAHUE STREET BETWEEN GAINES STREET
AND RILEY STREET.

WHEREAS, it is proposed that DONAHUE STREET between Gaines Street and Riley Street be vacated; and

WHEREAS, since the street was dedicated at no cost to the public in 1887 and is located in the bottom of a small canyon and remains unimproved and 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 as it has been deemed excess by City staff pursuant to Council Policy 600-15; NOW, THEREFORE,

BE IT RESOLVED, by the Council of The City of San Diego, California, that DONAHUE STREET between Gaines Street and Riley Street, as more particularly referred to in Resolution of Intention No. 217776 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. 217776.

BE IT FURTHER RESOLVED, that DONAHUE STREET between Gaines Street and Riley Street as more particularly shown on Map No. 13751-B, on file in the office of the City Clerk as Document No. 758411, 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:

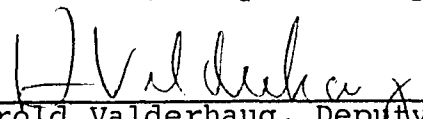
Reserving and excepting to The City of San Diego the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating sewer and drainage facilities and all necessary and proper fixtures and equipment for use in connection therewith, through, over, under, 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 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 DONAHUE STREET vacated by this document and as more particularly shown on Map No. 13751-B on file in the office of the City Clerk as Document No. 758411.

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 
Harold Valderhaug, Deputy

HOV:n 221.1
1-10-77
Or. Dept. E&D

-3-

217995

RILEY STREET



REFERENCE LINE
SEWER EASEMENT
S75°25'12" W 21.4'

BAY
ADDITION

16' DRAINAGE EASEMENT
N14°23'42" W 223.97'

BLK 1

BASIS OF BEARINGS: 3

WEST LINE OF PARCEL
1, P.M. 4280, I.E.
N 14° 23' 42" W

3' PORTION GAINES
STREET DEDICATED
PER
DEED
REC.
F/P.

$\Delta = 50^{\circ} 21' 15''$
 $R = 13'$ $L = 1142'$
N54°02'22" W

(R.) S75°36'18" W
SEE
DETAIL "A"
N75°40'26" E
67.70'

GAINES STREET

DONAHUE STREET

VIEW

MAP 271

SEWER EASEMENT REFERENCE
N14°23'42" W 20800' LINE.

BLK 2 DONAHUE STREET
DEDICATED PER

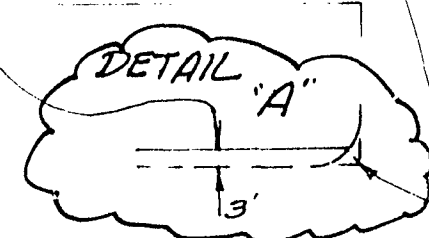
SEWER EASEMENT MAP 271.

DRAINAGE EASEMENT

$\Delta = 89^{\circ} 55' 52''$ $R = 10'$
 $L = 15.70'$

S75°36'18" W (R)

PORTION OF DONAHUE
STREET DEDICATED
PER
DEED
REC 11-18-75
F/P 75-324154
BK. 1975. O.R.



15' SEWER EASEMENT RESERVED

10' DRAINAGE EASEMENT RESERVED

PORTION OF DONAHUE
STREET DEDICATED PER
DEED RECORDED
MAY 8, 1974
F/P 74-119895
BOOK 1974, O.R.

DONAHUE STREET VACATED

0.362 ACRES

(R.) INDICATES RADIAL

INTER-CITY ENGINEERS INC.
P.O. BOX No. 20543
SAN DIEGO, CALIF. - 286-8384

M. Kent Johnson
M. KENT JOHNSON P.C.E. 20192

DOCUMENT NO. 758411
FILED FEB 25 1977
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

STREET VACATION - DONAHUE STREET
DRAIN EASEMENT & SEWER EASEMENT
BETWEEN GAINES ST. & RILEY ST. FOR PROPOSED PARCEL MAP (FM 76-38)

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA ENGINEERING DEPARTMENT HEET 1 OF 1 SHEET	W. (76-610) N. 27002
ORIGINAL					<i>M. Kent Johnson</i> FOR CITY ENGINEER	<i>M. Kent Johnson</i> CITY ENGINEER
						218-1711 CARTER DEPT.
						13751-B

217995

Passed and adopted by the Council of The City of San Diego on MAR 23 1977,
 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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Tom Gade	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Joel M. Strobl	<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 Mastino, Deputy.

(Seal)

RECEIVED
 CITY CLERK'S OFFICE
 1977
 JAN 26 AM 8:31
 SAN DIEGO, CALIF.

Office of the City Clerk, San Diego, California	
Resolution Number	217995
Adopted	MAR 23 1977