

ORDINANCE NO. 12456  
(New Series)

10-6-78  
(O.79-65)

AN ORDINANCE SETTING ASIDE AND DEDICATING CERTAIN  
LANDS IN THE CITY OF SAN DIEGO, CALIFORNIA, FOR A  
PUBLIC PARK AND NAMING SAID PARK "AVIARY PARK."

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

Section 1. That all that portion of Lot 100 of Miramar  
Ranch Unit No. 3, which is more particularly described in  
Attachment A hereto which is by this reference incorporated  
herein, is hereby set aside and dedicated in perpetuity for  
park and recreational purposes.

Section 2. That the hereinafter described real property  
be and the same is hereby named AVIARY PARK.

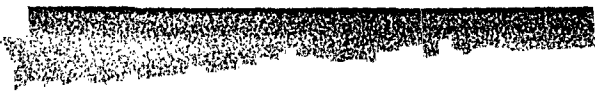
Section 3. That the City Clerk of said City be and  
he is hereby authorized and directed to file for record in  
the office of the San Diego County Recorder a certified copy  
of this ordinance.

Section 4. This ordinance shall take effect and be  
in force on the thirtieth day from and after its passage.

APPROVED: JOHN W. WITT, City Attorney

By Harold O. Valderhaug  
Harold O. Valderhaug, Deputy

HOV:dm  
9/5/78  
Or. Dept. Property  
Job:13909



LEGAL DESCRIPTION

All that portion of Lot 100 of MIRAMAR RANCH UNIT NO. 3, in the City of San Diego, County of San Diego, State of California, according to Map thereof No. 7638, filed in the Office of the San Diego County Recorder on May 15, 1973, more particularly described as follows:

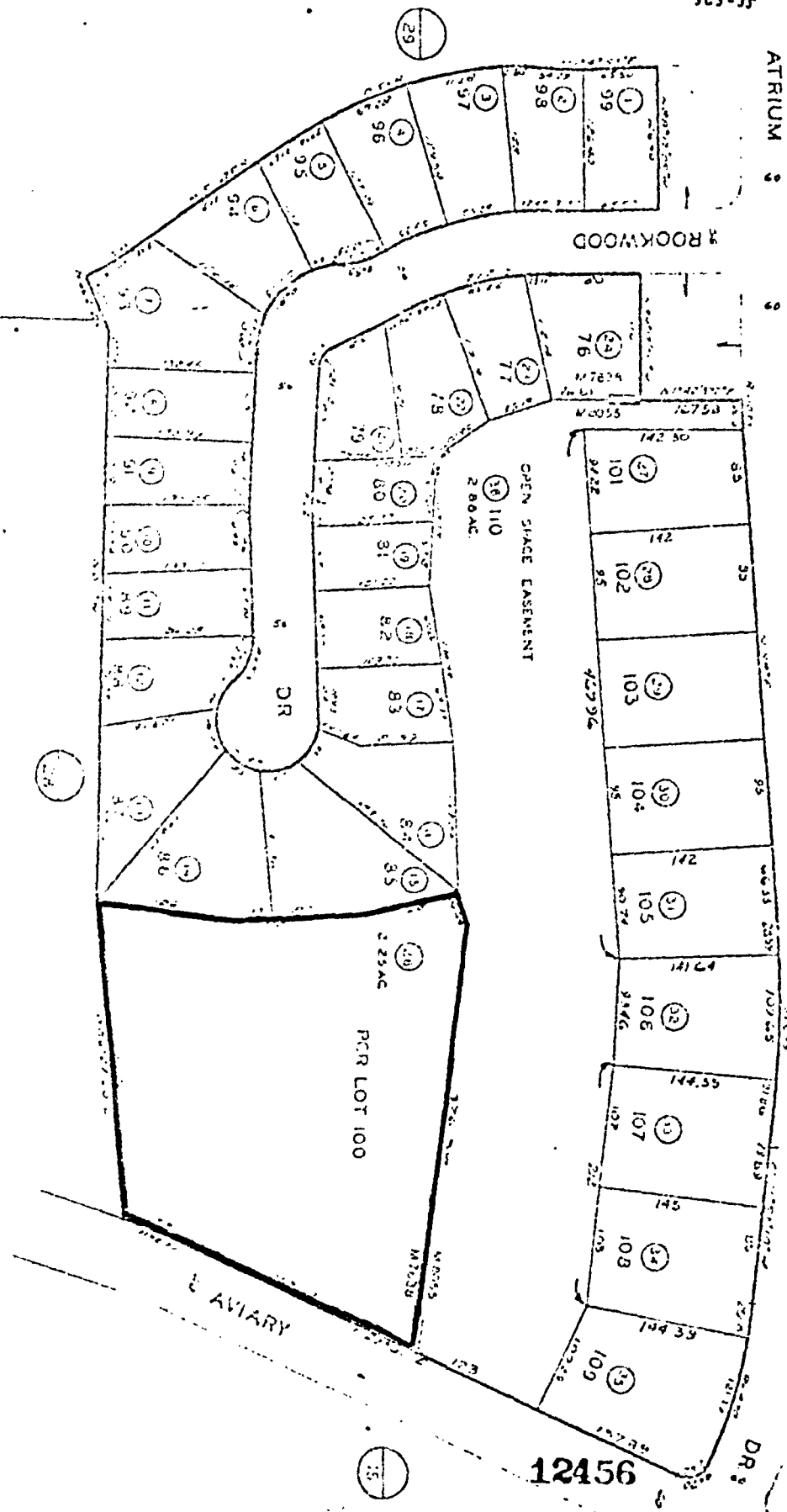
Beginning at the common corner of Lots 86, 87 and 100 of said Miramar Ranch Unit No. 3; thence along the southerly line of said Lot 100, North  $86^{\circ}27'20''$  East, 275.76 feet to the Easterly line of said Lot 100, being also the Westerly line of Aviary Drive as dedicated on said Map No. 7638, being also a point on the arc of a 630.00 foot radius curve concave Southeasterly, a radial to said point bears North  $69^{\circ}30'11''$  West; thence Northeasterly along the arc of said curve, through a central angle of  $07^{\circ}00'11''$ , a distance of 77.00 feet; thence tangent to said curve and along said Easterly line of Lot 100, North  $27^{\circ}30'00''$  East; 207.02 feet; thence leaving said Easterly line, North  $80^{\circ}35'15''$  West, 376.36 feet; thence South  $71^{\circ}40'25''$  West, 30.54 feet to the most Northerly corner of Lot 85 of said Miramar Ranch Unit No. 3; thence along the Easterly line of said Lot 85, South  $11^{\circ}15'30''$  East, 87.00 feet to an angle point therein; thence continuing along said Easterly line of Lot 85 and along the Easterly line of said Lot 86, South 113.00 feet to an angle point therein; thence continuing along said Easterly line of Lot 86, South  $08^{\circ}35'30''$  West, 126.00 feet, returning to the Point of Beginning.

**12456**

343-35

ATRIVUM

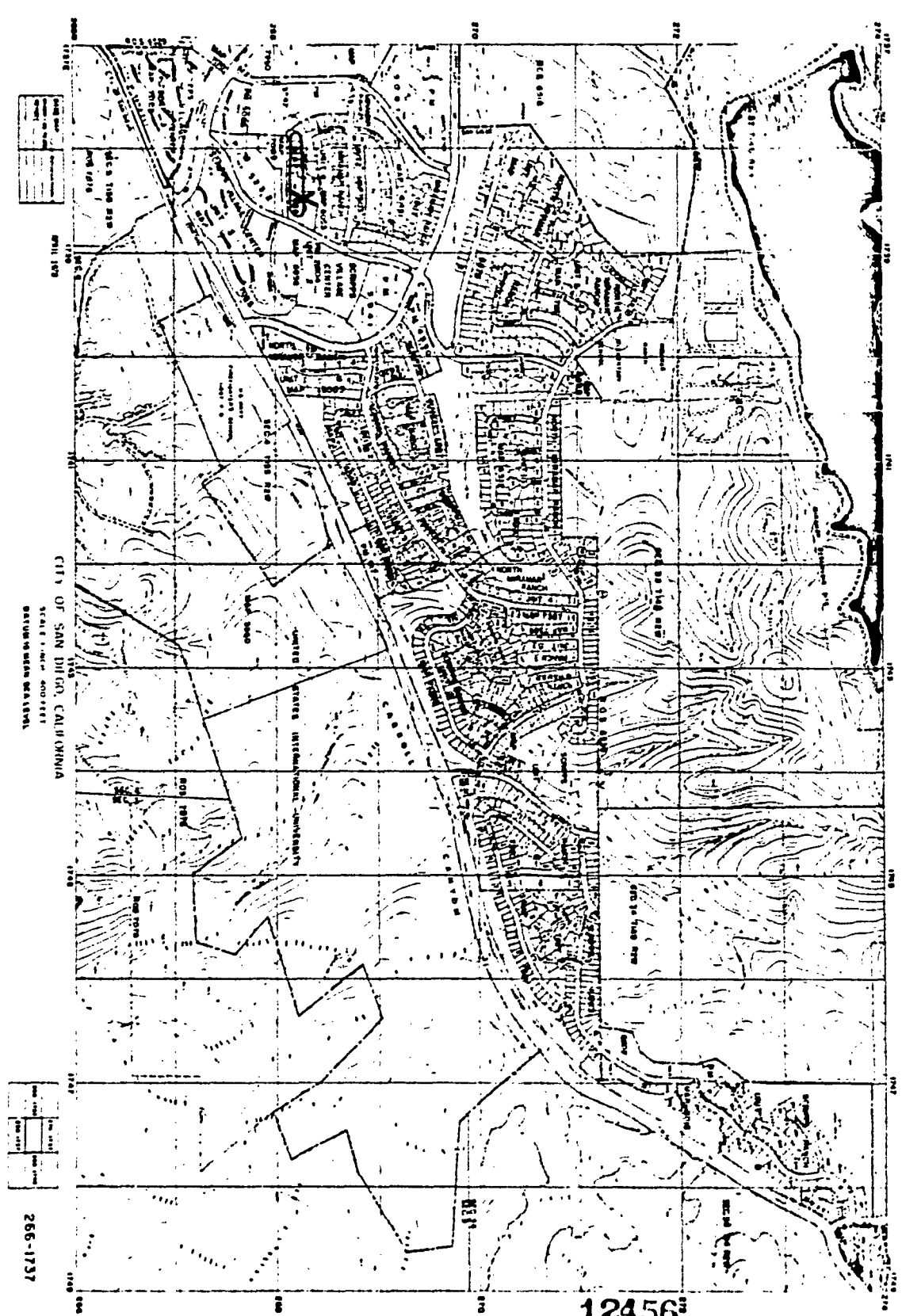
ROOKWOOD



WILDGRAPE DR.

12456

208-11500  
 MARCOSS - WILSON RANCH UNIT NO 4  
 MARCOSS - WILSON RANCH UNIT NO 3



1:50,000	1:25,000	1:12,500	1:6,250
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CITY OF SAN DIEGO, CALIFORNIA  
 SCALE: 1:50,000 AND 1:25,000  
 DATUM: MEAN SEA LEVEL

1:50,000	1:25,000	1:12,500	1:6,250
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265-1737

12456

Passed and adopted by the Council of The City of San Diego on OCT 6 1978  
 by the following vote:

Councilmen	Yeas	Nays	Excused	Absent
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Maureen F. O'Connor --	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Bill Lowery	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Leon L. Williams	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<del>Jess D. Haro</del> <b>VACANT</b>	<del><input type="checkbox"/></del>	<del><input type="checkbox"/></del>	<del><input type="checkbox"/></del>	<del><input type="checkbox"/></del>
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.

**CHARLES G. ABDELNOUR**  
 City Clerk of The City of San Diego, California.

(Seal)

By Betty Suedberg, Deputy.

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its introduction and the day of its final passage, to wit, on

SEP 18 1978

OCT 6 1978

, and on \_\_\_\_\_

I FURTHER CERTIFY that said ordinance was read in full prior to its final passage.

I FURTHER CERTIFY that the reading of said ordinance in full was dispensed with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

**CHARLES G. ABDELNOUR**  
 City Clerk of The City of San Diego, California.

(Seal)

By Betty Suedberg, Deputy.

Office of the City Clerk, San Diego, California

Ordinance Number 12456 Adopted OCT 6 1978

*sk*

ATTORNEY(S)

San Diego, City of  
12th Floor, City Admin. Bldg.  
202 C St.  
San Diego, Ca 92101  
Attn: Betty Goldberg

CERTIFICATE OF PUBLICATION

No. 12456

IN THE MATTER OF

"AVIARY PARK"

**ORDINANCE NO. 12456**

(New Series)

AN ORDINANCE SETTING ASIDE AND DEDICATING CERTAIN  
LANDS IN THE CITY OF SAN DIEGO, CALIFORNIA, FOR A  
PUBLIC PARK AND NAMING SAID PARK "AVIARY PARK."  
BE IT ORDAINED, by the Council of The City of San Diego, as  
follows:

Section 1. That all that portion of Lot 199 of Miramar Ranch Unit No. 2, which is more particularly described in Attachment A hereto which is by this ordinance incorporated herein, is hereby set aside and dedicated in perpetuity for park and recreational purposes.

Section 2. That the hereinafter described real property be and the same be hereby named AVIARY PARK.

Section 3. That the City Clerk of said City be and he is hereby authorized and directed to file for record in the office of the San Diego County Recorder a certified copy of this ordinance.

Section 4. This ordinance shall take effect and be in force on the thirtieth day from and after its passage.

Passed and adopted by the Council of The City of San Diego on October 8, 1978, by the following vote:

YEAS: Mitchell, Lowery, Schmeckel, Stirling, Wilson.

NAYS: None.

ABSENT: O'Connor, Williams, Gade. District 8 vacant.

AUTHENTICATED BY:

PETE WILSON,

Mayor of The City of San Diego, California.

CHARLES G. ANDELNOUR,

City Clerk of The City of San Diego, California.

By BETTY GOLDBERG, Deputy.

SEAL

I HEREBY CERTIFY that the foregoing ordinance was not finally passed until twelve calendar days had elapsed between the day of its publication and the day of its final passage, to-wit, on September 16, 1978, and on October 6, 1978.

I FURTHER CERTIFY that the reading of said ordinance in full was disseminated with by a vote of not less than a majority of the members elected to the Council, and that there was available for the consideration of each member of the Council and the public prior to the day of its passage a written or printed copy of said ordinance.

CHARLES G. ANDELNOUR,

City Clerk of The City of San Diego, California.

By BETTY GOLDBERG, Deputy.

SEAL

Published October 28, 1978

08-12456

I, **PATRICIA M. SPAULDING**, am a citizen of the United States and a resident of the County aforesaid; I am over the age of eighteen years, and not a party to or interested in the above-entitled matter. I am the principal clerk of the San Diego Daily Transcript, a newspaper of general circulation, printed and published daily, except Saturdays and Sundays, in the City of San Diego, County of San Diego, and which newspaper has been adjudged a newspaper of general circulation by the Superior Court of the County of San Diego, State of California, under the date of January 23, 1909, Decree No. 14894; and the

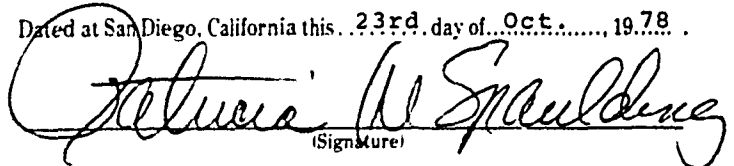
ORDINANCE NO. 12456

is a true and correct copy of which the annexed is a printed copy and was published in said newspaper on the following date(s), to-wit:

October 23, 1978

I certify under penalty of perjury that the foregoing is true and correct.

Dated at San Diego, California this 23rd day of Oct., 1978.

  
(Signature)

7 1/2" .345.52