

JAN 30 1979

RESOLUTION NO. 222728 (R.79-967)

VACATION OF UPAS STREET BETWEEN IBIS STREET AND HAWK STREET.

WHEREAS, it is proposed that a portion of Upas Street between Ibis Street and Hawk Street 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 in that the right-of-way is not needed for public street, bikeway, or open space purposes; 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 a portion of Upas Street between Ibis Street and Hawk Street, as more particularly referred to in Resolution of Intention No. 222368, is unnecessary for present or prospective public street purposes.

BE IT FURTHER RESOLVED, that a portion of Upas Street between Ibis Street and Hawk Street, as more particularly shown on Drawing No. 14457-B on file in the office of the City Clerk as Document No. 765162, which said Drawing is

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attached hereto and made a part hereof, be, and the same is hereby ordered vacated.

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

Reserving and excepting to The City of San Diego the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature, including, but not limited to sewer and water 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

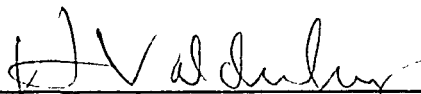
222728
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utility to utilize such right under and pursuant to a franchise with The City of San Diego.

The easement reserved herein is in, under, over, upon, along and across that portion of Upas Street between Ibis Street and Hawk Street vacated by this document and as more particularly shown on Drawing No. 14457-B on file in the office of the City Clerk as Document No. 765162.

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 O. Valderhaug, Deputy

HOV:brv
11/20/78
Or. Dept.:E&D
W.O.:27002
14457-B

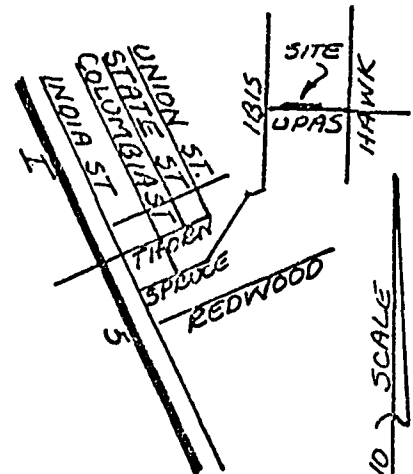
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= STREET CLOSING
 = WATER AND SEWER EASEMENT RESERVATION

VICINITY MAP



BASIS OF BEARINGS
 THE WEST LINE OF MAP
 5640, I.E. N 0°19'56"W

SCALE 1" = 40'

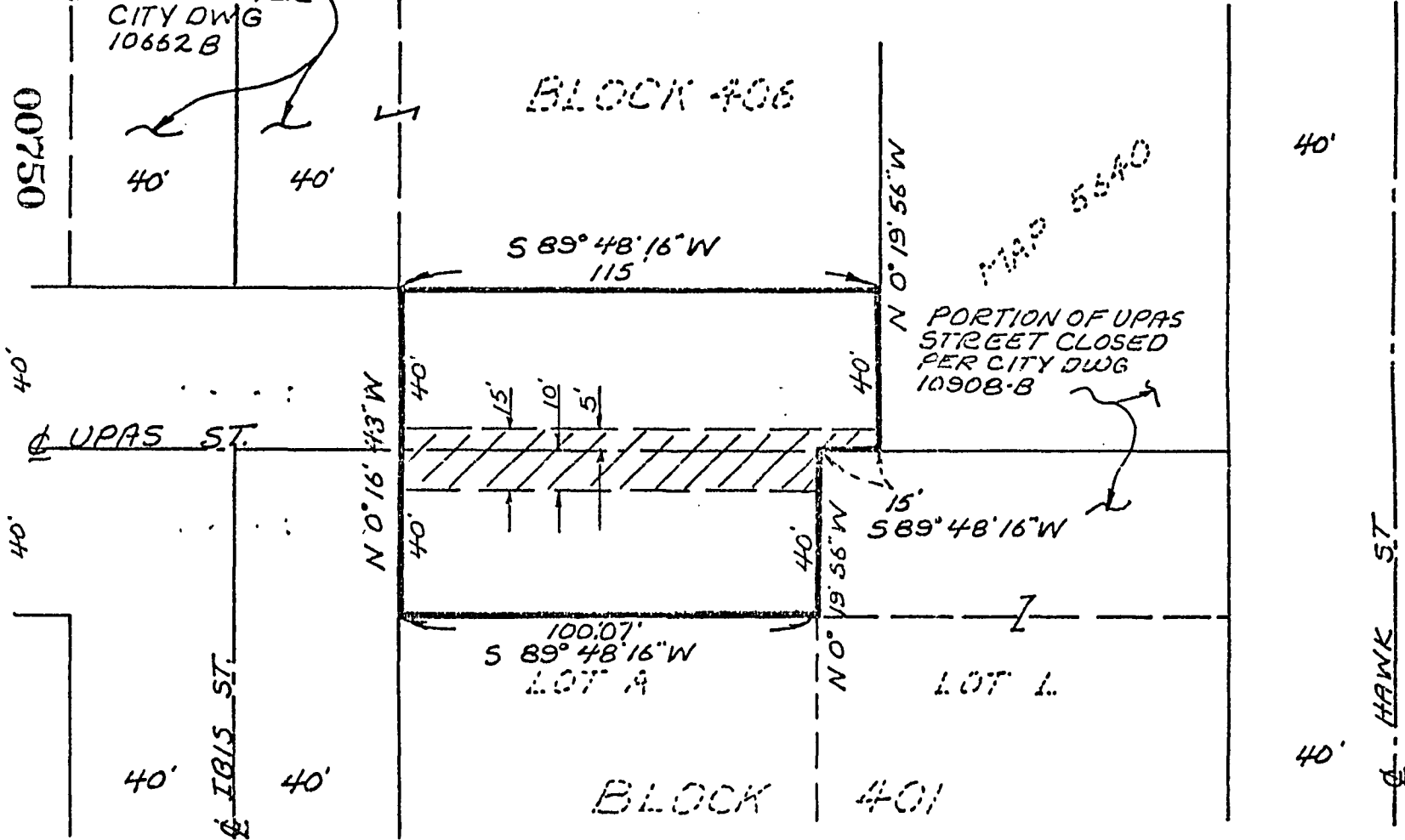
SCALE 1" = 40'

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DB 13 PG 522
HORTONS ADDITION

PORTION OF
 IBIS STREET
 CLOSED PER
 CITY DWG
 10662-B

00750



222728

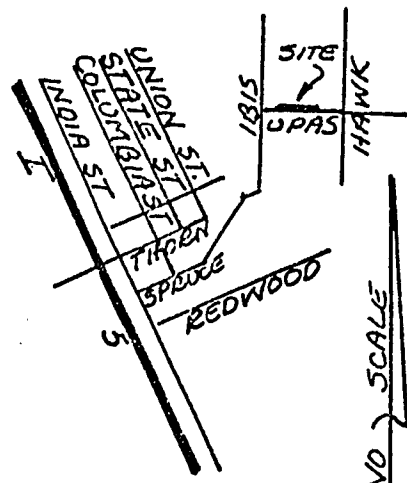
RONALD C. PARKER SURVEYING
 8851 LANCE AVE.
 SPRING VALLEY, CA. 92077
 PHONE 449-2171
 Ronald Parker L.S. 4312

DOCUMENT NO. 765162
 FILED DEC 13 1978
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

STREET VACATION
 UPAS STREET BETWEEN IBIS STREET AND HAWK STREET
 AND WATER AND SEWER EASEMENT RESERVATION

222728

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. 78-522
ORIGINAL					SHEET 1 OF 1 SHEET	NO. 27002
					<i>[Signature]</i> FOR CITY ENGINEER	<i>[Signature]</i> CONTROL CERTIFICATION
					DATE: Sept. 13, 1978	210-1715
					DIVISION HEAD	LAMBERT COORDINATES



SCALE 1" = 40'

BASIS OF BEARINGS
THE WEST LINE OF MAP
5640. I.E. N 0°19'56"W

SCALE 1" = 40'

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DB 13 PG 522
HORTONS ADDITION

PORTION OF
IBIS STREET
CLOSED PER
CITY DWG
10662-B

BLOCK 406

00750

40'

40'

40' 40'

S 89°48'16"W
115'

MAP 5640

PORTION OF UPAS
STREET CLOSED
PER CITY DWG
10908-B

40'

UPAS ST.

N 0°16'43"W

40'

15'

10'

5'

40'

40'

40'

40'

40'

40'

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40'

40'

40'

40'

40'

100.07'
S 89°48'16"W
LOT A

N 0°19'56"W

LOT 1

BLOCK 401

40'

HAWK ST.

RONALD C. PARKER SURVEYING
8881 LANCE AVE.
SPRING VALLEY, CA. 92077
PHONE 449-2171
Ronald C. Parker L.S. 4312

DOCUMENT NO. 765162

FILED DEC 13 1978

OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA 722368

MICROFILMED

STREET VACATION
UPAS STREET BETWEEN IBIS STREET AND HAWK STREET
AND WATER AND SEWER EASEMENT RESERVATION

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	
ORIGINAL					SHEET 1 OF 1 SHEET	
					W.O. 78-522 NO. 27002	
					<i>John McLaughlin</i> Sept. 13, 1978 FOR CITY ENGINEER DATE CONTROL CERTIFICATION	
					DIVISION HEAD PLANNING DEPT. 210-1715 SECTION HEAD LAMBERT COORDINATES	
					14457 - B	
					STATUS	

00755

826228

826228

Passed and adopted by the Council of The City of San Diego on JAN 30 1979,
 by the following vote:

Councilmen	Yeas	Nays	Ineligible	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 type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Leon L. Williams	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Fred Schnaubelt	<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"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jess D. Hare Lucy Killea	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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.

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

(Seal)

By E. J. Cook, Deputy.

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Office of the City Clerk, San Diego, California	
Resolution Number <u>222728</u>	Adopted <u>JAN 30 1979</u>

RECEIVED
CITY CLERK'S OFFICE
1978 NOV 30 AM 11: 04
SAN DIEGO, CALIF.

STANDARD

NOV 30 1978