

RESOLUTION NO. 223579

(R.79-1599)

VACATION OF A PORTION OF GROVE STREET AND
THE ALLEY RUNNING EAST AND WEST, ALL IN
BLOCK 5, J. P. CHRISTENSEN'S ADDITION MAP
1054

MAY 22 1979

WHEREAS, it is proposed that a portion of Grove Street and the Alley running east and west, all in Block 5, J. P. Christensen's Addition Map 1054 be vacated; and

WHEREAS, there is no present or prospective use for the street or alley either for the public street system for which the rights-of-way were originally acquired or for any other public use of a like nature that can be anticipated in that they are not needed for public street purposes, a bikeway, or for access to open space; 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 Grove Street and the Alley running east and west, all in Block 5, J. P. Christensen's, as more particularly referred to in Resolution of Intention No. 223237, is unnecessary for present or prospective public street purposes.

MICROFILMED
00575

BE IT FURTHER RESOLVED, that a portion of Grove Street and the Alley running east and west, all in Block 5, J. P. Christensen's, as more particularly shown on Drawing No. 14554-B on file in the office of the City Clerk as Document No.

766033, which said Drawing is 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 hereinafter;

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 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 Grove Street and the Alley running east and west, all in Block 5, J. P. Christensen's Addition Map 1054 vacated by this document and as more particularly shown on Drawing No. 14554-B on file in the office of the City Clerk as Document No. 766033.

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.

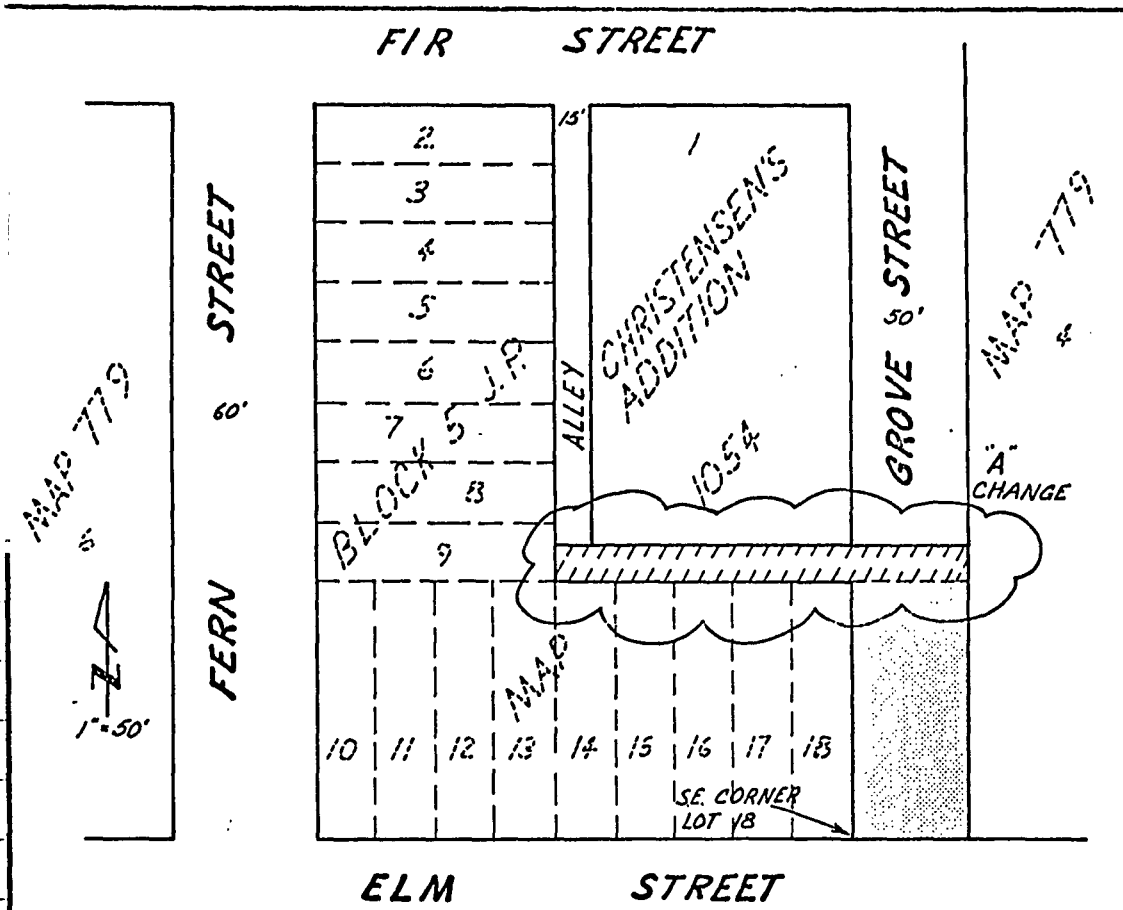
APPROVED: JOHN W. WITT, City Attorney

By 
Harold O. Valderhaug, Deputy


HOV:dm
2/22/79
Or. Dept. E&D
W.O. 27002
14554-B

MICROFILMED

223579
00577



LEGEND

AREA VACATED SHOWN THUS 
 SEWER EASEMENT RESERVATION SHOWN THUS 

ORIGINAL ACQUISITION

GROVE STREET & ALLEY DEDICATED PER MAP 1054

REFERENCE DRAWINGS

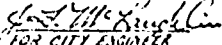
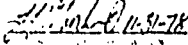
MAPS 779 & 1054

DOCUMENT NO. 766033

FILED APR 11 1979
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

SEWER EASEMENT RESERVATION & STREET & ALLEY VACATION-

GROVE STREET-BETWEEN THE NORTHERLY LINE OF ELM STREET AND THE EASTERLY PROLONGATION OF THE SOUTHERLY LINE OF LOT 1. ALLEY - RUNNING EAST & WEST ALL IN BLOCK 5 J.P. CHRISTENSEN'S ADDITION MAP 1054

CITY OF SAN DIEGO, CALIFORNIA		NO. <u>27002</u>
SHEET <u>1</u> OF <u>1</u> SHEET		
 FOR CITY ENGINEER		 APR 11 1979
		204-1729
		14554 -B

MICROFILMED

223579

223579

00578

Passed and adopted by the Council of The City of San Diego on MAY 22 1979,
 by the following vote:

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<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"/>
Bill Lowery	<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"/>
Fred Schnaubelt	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Tom Gade	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Larry Stirling	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Lucy Killea	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Pete Wilson	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Barbara Berridge, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number	223579 Adopted <u>MAY 22 1979</u>

RECEIVED
CITY CLERK'S OFFICE
1979 MAR 28 PM 12:20
SAN DIEGO, CALIF.