

ORDINANCE NUMBER 0-15557 (New Series)

Adopted on JUL 27 1981

AN ORDINANCE AUTHORIZING THE REMOVAL FROM CEMETERY DEDICATION OF APPROXIMATELY SIXTEEN (16) ACRES OF THAT PART OF MOUNT HOPE CEMETERY WHICH IS UNDEVELOPED AND IS NOT NEEDED FOR CEMETERY PURPOSES AND IS SOUTH OF MARKET STREET, SO THAT SAID PROPERTY MAY BE UTILIZED THROUGH LEASE OR SALE FOR PURPOSES WHICH ARE CONSISTENT WITH THE COMMUNITY PLAN FOR SAID AREA.

WHEREAS, pursuant to ordinances enacted by the City Council, Charter provisions of The City of San Diego, and enactments of the Legislature of the State of California, certain real property within the city limits of The City of San Diego has been dedicated and is presently held for cemetery purposes and designated as Mount Hope Cemetery; and

WHEREAS, some sixteen (16) acres of such lands so dedicated and presently held for cemetery purposes included within Mount Hope Cemetery, and lying south of Market Street, are not presently being used for cemetery purposes; and

WHEREAS, said sixteen (16) acres are now lying fallow and it is in the best interest of the people of The City of San Diego that said sixteen (16) acres shall be put to an economic and beneficial use; and

WHEREAS, said sixteen (16) acres are not needed for cemetery purposes;  
NOW, THEREFORE,

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

Section 1. The City Manager of The City of San Diego be, and he is hereby authorized and empowered to lease or sell all or portions of that certain undeveloped real property lying south of Market Street, and comprising approximately sixteen (16) acres, included within the real property presently dedicated and held for cemetery purposes, and know as Mount Hope Cemetery, said sixteen (16) acres more or less being more particularly described as follows:

All that portion of Mt. Hope Cemetery as established by Ordinance No. 9 of the President and Trustees of the City of San Diego adopted October 29, 1869, more particularly described as follows:

Beginning at the Southeast corner of Block 72, San Diego Homestead Union according to map thereof No. 363 filed in the office of the County Recorder of San Diego County; thence along the Easterly extension of the Southerly line of said Block 72, 220.00 feet more or less to a point on the Easterly line of a nondedicated street known as Whaley Road as shown on drawing of Mt. Hope Cemetery No. D-321 on file in the office of Mt. Hope Cemetery and in the office of the City Clerk as Document No. 00-15557; thence Southeasterly along the Easterly line of said Whaley Road to a point of intersection with a line that is parallel to and Easterly 320.00 feet measured at right angles to the Southerly extension of the Easterly line of said Block 72; thence Northerly along said parallel line, 205.00 feet more or less to a point on the Southeasterly line of a nondedicated street known as Brannan Drive and shown on said drawing No. D-321; thence Easterly at right angles to the last described line, 175.00 feet more or less to a point on the Westerly line of a nondedicated street known as Vista Drive and shown on said drawing No. D-321; thence Northeasterly and Northerly along the Westerly and Northwesterly line of said Vista Drive and the Westerly line of a nondedicated street known as Lincoln Drive as shown on said drawing No. D-321 to a point on the Southerly line of a nondedicated street known as West Pauley Drive and shown on said drawing No. D-321; thence Westerly along said Southerly line of Pauley Drive to a point on the Easterly line of said nondedicated Brannan Drive as shown on said map No. D-321; thence Northerly and Northeasterly along said Easterly line of Brannan Drive to a point of intersection with a line that is parallel to and 685.00 feet measured at right angles Easterly of the Easterly line of 36th Street as said street is located and established on the date of this instrument; thence Northerly along said parallel line, 210.00 feet more or less to a point on the Southerly line of Market Street, as said Street is located and established on the date of this instrument; thence Westerly along said Southerly line of Market Street 685.00 feet to a point on the Easterly line of said 36th Street; thence Southerly along the Easterly line of said 36th Street and the Easterly line of said Block 72, 1225 feet more or less returning to the Point of Beginning; said portion constituting 16 acres more or less.

Section 2. Any lease or sale of said real property or portions thereof shall be for purposes which are consistent with the Community Plan for said area, as said Plan may be amended from time to time.

Section 3. This ordinance requires ratification by the voters and being related to elections is of the kind and character authorized for passage on its

introduction by Sections 16 and 17 of the Charter.

Section 4. This ordinance shall become effective only after it is affirmatively approved by a two-thirds vote of the qualified electors of the City of San Diego voting at a General Municipal Election to be held in said City on the 3rd day of November, 1981, at which a proposition to ratify this ordinance shall be submitted.

APPROVED: John W. Witt, City Attorney

By

  
Harold O. Valderhaug, Deputy

HOV:ps:930.46 (x702.1)

7/23/81

Or.Dept: Prop.

JUL 27 1981

Passed and adopted by the Council of The City of San Diego on \_\_\_\_\_, 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"/>
Bill Cleator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Susan Golding	<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"/>
Mike Gotch	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Dick Murphy	<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.

I HEREBY CERTIFY that the foregoing ordinance was passed on the day of its introduction, to wit, on JUL 27 1981, said ordinance being of the kind and character authorized for passage on its introduction by Section 16 of the Charter.

~~I FURTHER CERTIFY that the final reading of said ordinance was in full.~~

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 *Barbara Berridge*, Deputy.

Office of the City Clerk, San Diego, California

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