

RESOLUTION NUMBER R- 254478

Adopted on JUN 22 1981

VACATION OF ELM AVENUE WITHIN THE FORMER SAN DIEGO AND
ARIZONA EASTERN RAILROAD RIGHT-OF-WAY

WHEREAS, it is proposed that Elm Avenue within the former San Diego and Arizona Eastern Railroad Right-of-way 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 Elm Avenue within the former San Diego and Arizona Eastern Railroad Right-of-way, as more particularly referred to in Resolution of Intention No. R- 254266, is unnecessary for present or prospective public street purposes.

BE IT FURTHER RESOLVED, that Elm Avenue within the former San Diego and Arizona Eastern Railroad Right-of-way, as more particularly shown on Drawing No. 15333-B on file in the office of the City Clerk as Document No. RR- 254266, 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:

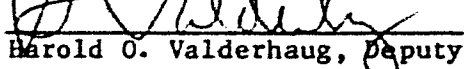
Reserving and excepting to The City of San Diego, the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature, including, but not limited to general utilities and all necessary and proper fixtures and equipment 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 reserve and except from vacation and abandonment, easements and rights pursuant to any existing franchise or renewals thereof, at any time, or from time to time, to construct, maintain, operate, replace, remove, renew and enlarge overhead or underground lines of pipe, conduits, cables, wires, poles and other structures, equipment and fixtures for the transportation or distribution of electrical or electronic energy and natural gas and for incidental purposes including access to protect the property from all hazards in, upon, over and across the above described portions of streets to be vacated and abandoned.

The easement reserved herein is in, under, over, upon, along and across

Elm Avenue within the former San Diego and Arizona Eastern Railroad Right-of-way vacated by this document and as more particularly shown on Drawing No. 15333-B on file in the office of the City Clerk as Document No. RR-
254266 .

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.

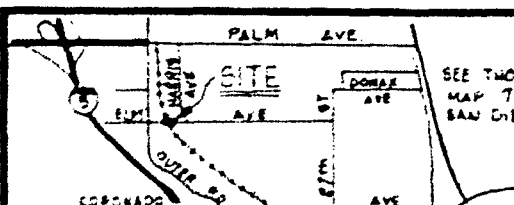
APPROVED: John W. Witt, City Attorney

By 
Harold O. Valderhaug, Deputy

HOV:ps:221.1.1
5/8/81
W.O. 117798
15333-B
Or.Dept: E&D

00655

00656-00001

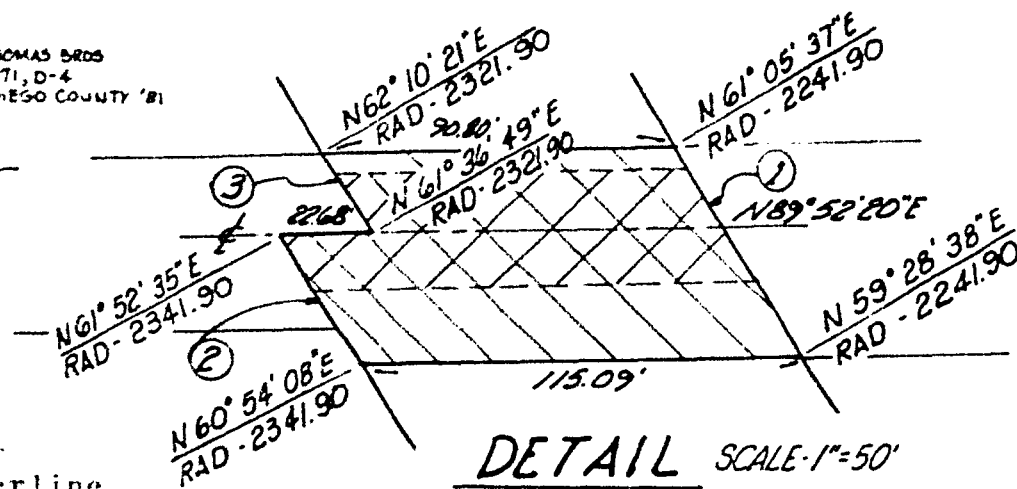


Vicinity Map

No Scale

Basis of bearings

The basis of bearings for this drawing is the centerline of Hollister Street (formerly National Avenue) per Record of Survey No. 1121, i.e. North $0^{\circ}08'00''$ West



DETAIL SCALE 1"=50'

CURVE DATA		
①	$\Delta = 1^{\circ}36'59''$	
	$R = 2241.90$	
	$L = 63.85'$	
②	$\Delta = 0^{\circ}58'27''$	
	$R = 2341.90$	
	$L = 39.82'$	
③	$\Delta = 0^{\circ}33'32''$	
	$R = 2321.90$	
	$L = 22.65'$	

E.LY LINE S.D. & A.E.R.R. PER DEEDS BK.472; PG.281

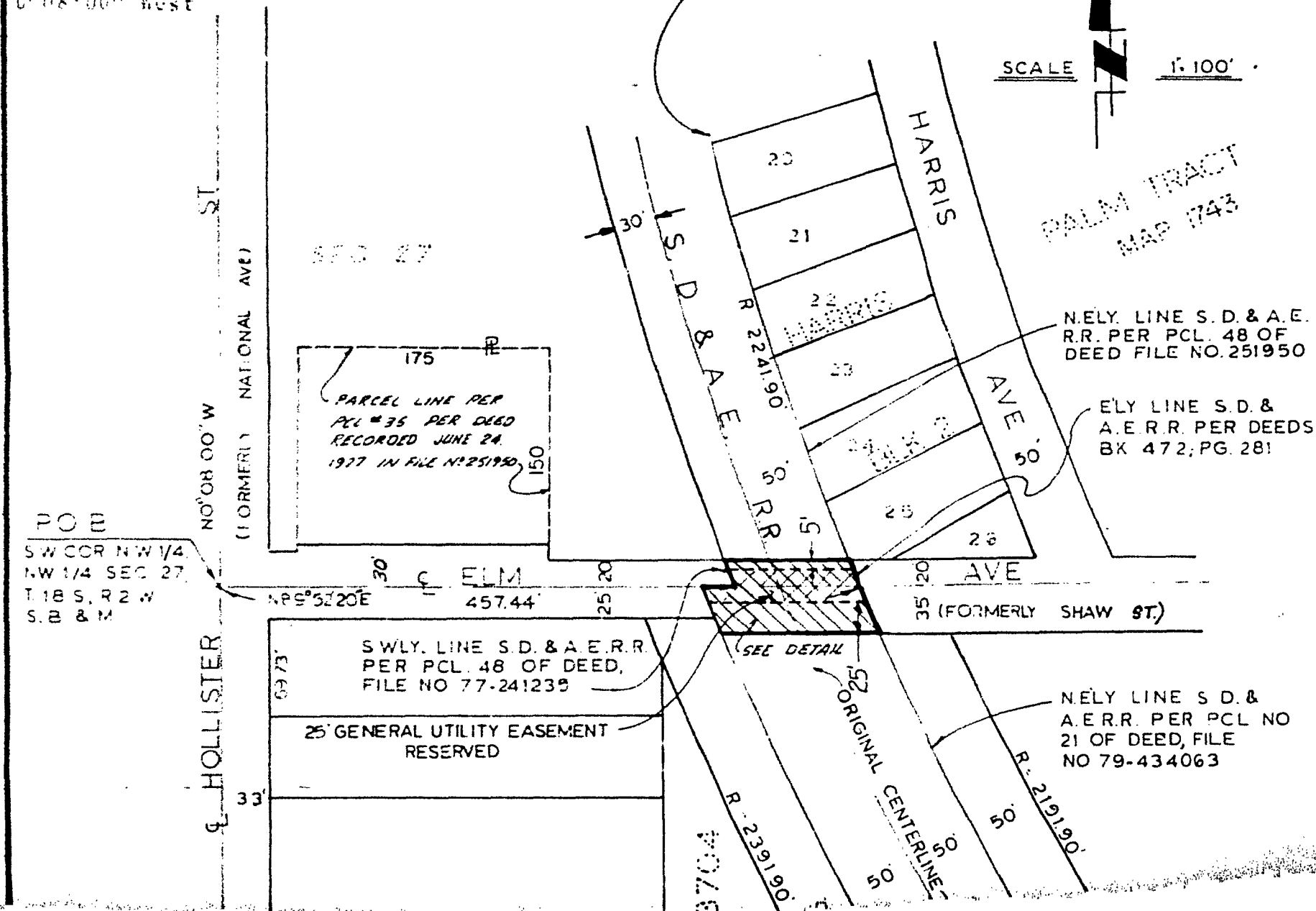
SCALE 1"=100'

PALM TRACT MAP 743

N.E.LY. LINE S. D. & A. E. R.R. PER PCL. 48 OF DEED FILE NO. 251950

E.LY LINE S.D. & A.E.R.R. PER DEEDS BK 472; PG. 281

N.E.LY LINE S.D. & A.E.R.R. PER PCL NO 21 OF DEED, FILE NO 79-434063



POB
SW COR NW 1/4
NW 1/4 SEC 27
T18S, R2W
S.B. & M

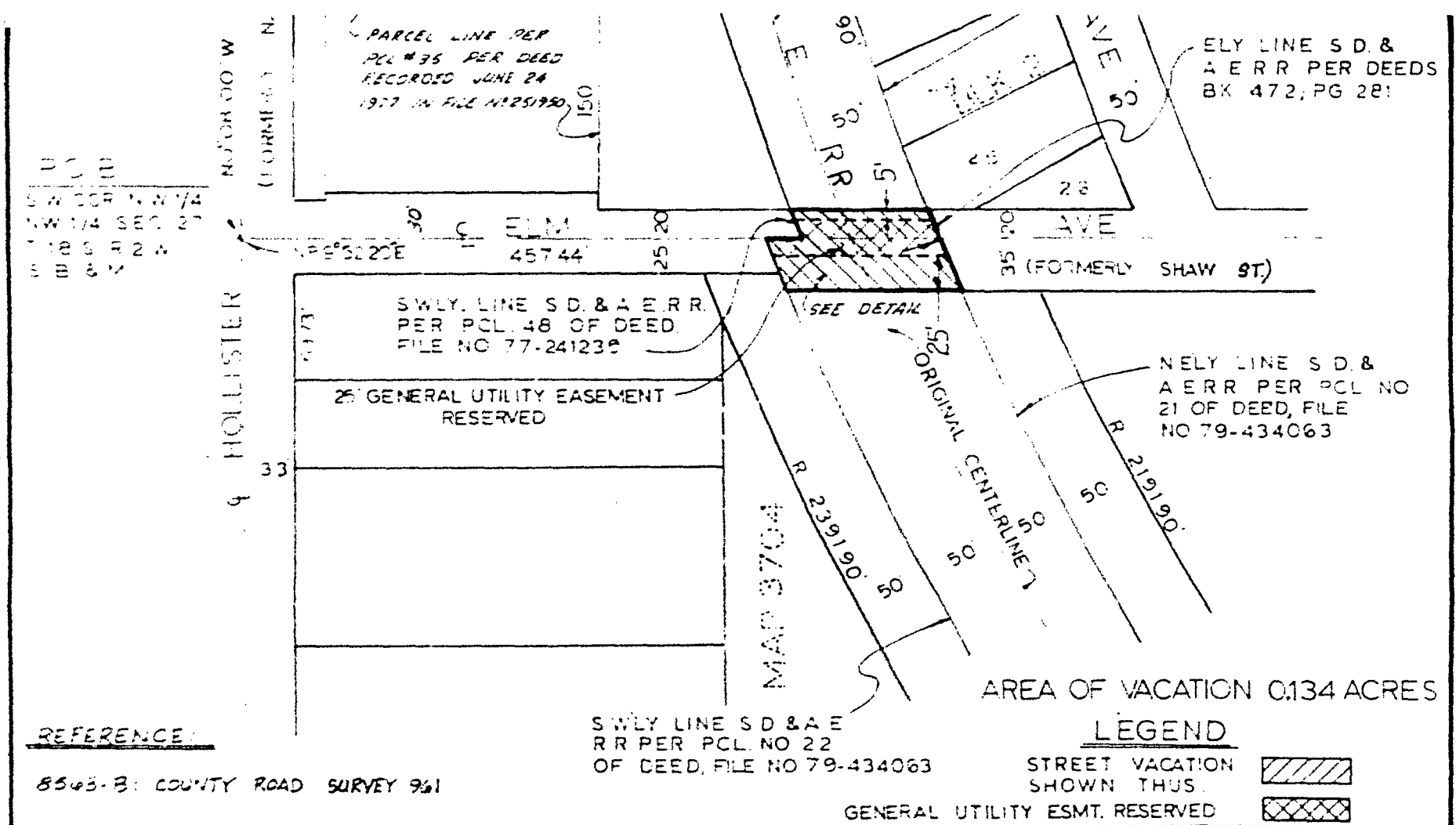
N 89° 52' 20" E
457.44'

SWLY. LINE S.D. & A.E.R.R. PER PCL. 48 OF DEED, FILE NO 77-241235

25' GENERAL UTILITY EASEMENT RESERVED

SEE DETAIL

25' ORIGINAL CENTERLINE



PREPARED BY
 BERRAMAN & STEPHENSON, INC
 200 N. ASH, SUITE 100
 ESCONDIDO, CALIF 92027
 PH 714 741-8065

DOCUMENT NO. **RR-254266**
 FILED **MAY 26 1981**
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

STREET VACATION ELM AVE (FORMERLY SHAW ST)
 LOCATED WITHIN THE SAN DIEGO AND ARIZONA EASTERN RAILWAY COMPANY R/W
 & GENERAL UTILITY EASEMENT RESERVED

CITY OF SAN DIEGO, CALIFORNIA		SA 80-648 117798
<i>John M. Landon</i> April 30, 1981 CITY ENGINEER		<i>John M. Landon</i> CITY CLERK
		150-1743 LAMBERT COORDINATE
		15333 - B

00656-00002

R-254478

JUN 22 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 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 Marjorie L. Fontenot, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-254478 Adopted JUN 22 1981