

(R-82-1353)

RESOLUTION NUMBER R- 256119

Adopted on MAR 30 1982

VACATION OF HAZEL, CEDAR, AND 38TH STREETS, A  
PORTION OF 39TH STREET AND UNNAMED ALLEYS IN  
BLOCK 20 OF MARILOU PARK, MAP 517.

WHEREAS, it is proposed that Hazel, Cedar, and 38th  
Streets, a portion of 39th Street and unnamed alleys in Block 20  
of Marilou Park, Map 517 be vacated; 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 Hazel, Cedar, and 38th Streets, a portion of  
39th Street and unnamed alleys in Block 20 of Marilou Park, Map  
517, as more particularly referred to in Resolution of Intention  
No. R- 255911, is unnecessary for present or prospective  
public street purposes.

BE IT FURTHER RESOLVED, that Hazel, Cedar, and 38th  
Streets, a portion of 39th Street and unnamed alleys in Block 20  
of Marilou Park, Map 517, as more particularly shown on Drawing  
No. 15498-B on file in the office of the City Clerk as Document  
No. RR- 255911, 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 drainage 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,

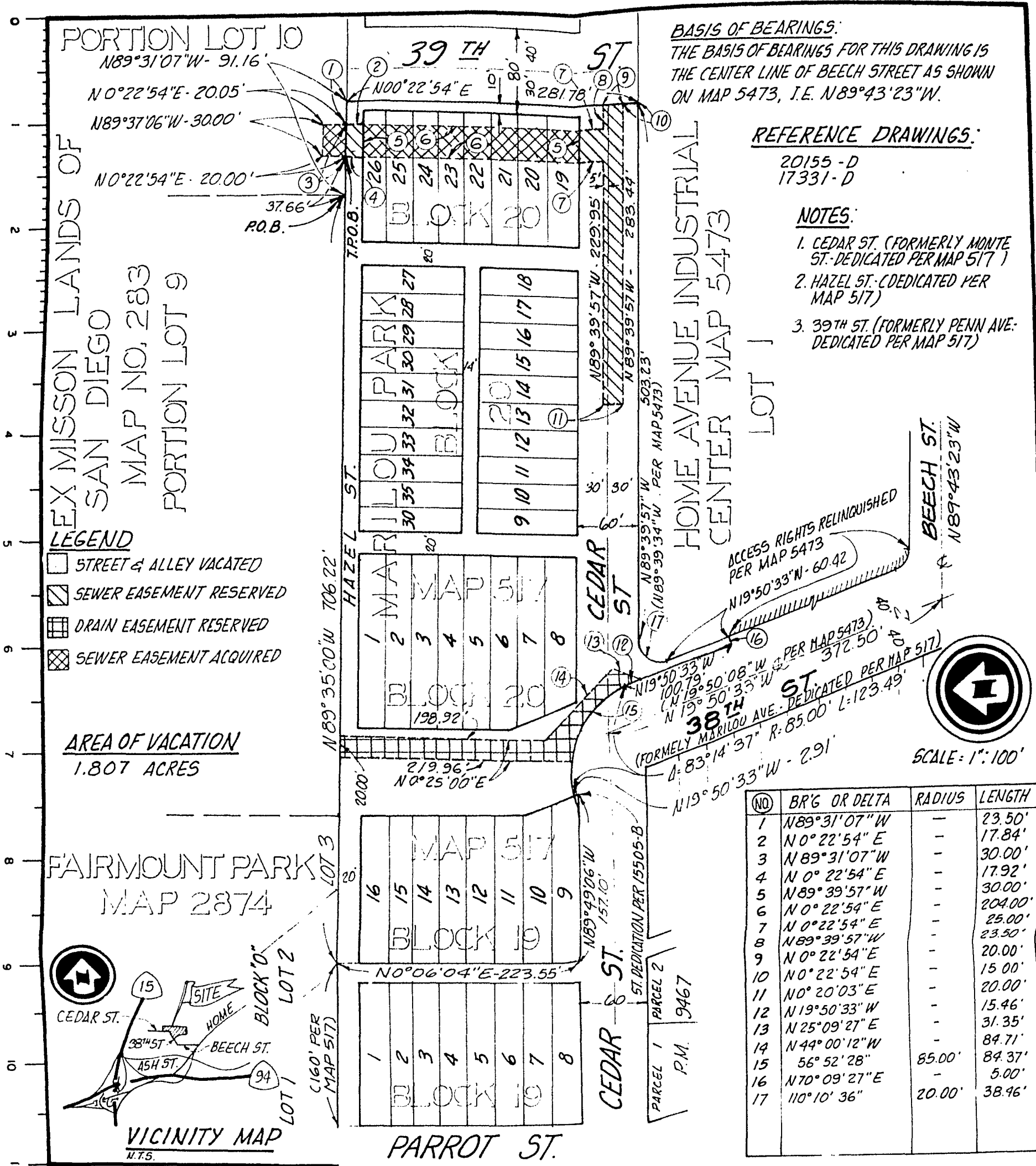
along and across 38th Street between Hazel and Cedar Streets,  
Cedar Street between 38th and 39th Streets, and Hazel Street  
between 38th and 39th Streets, vacated by this document and as  
more particularly shown on Drawing No. 15498-B on file in the  
office of the City Clerk as Document No. RR- 255911 .

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   
Janis Sammartino Gardner, Deputy

JSG:ta:221.1  
2/11/82  
W.O.:117798  
Or.Dept:E&D  
R-82-1353  
15498-B  
Form=r.stve



PORTION LOT 10  
 $N89^{\circ}31'07''W - 91.16'$   
 $N0^{\circ}22'54''E - 20.05'$   
 $N89^{\circ}37'06''W - 30.00'$   
 $N0^{\circ}22'54''E - 20.00'$

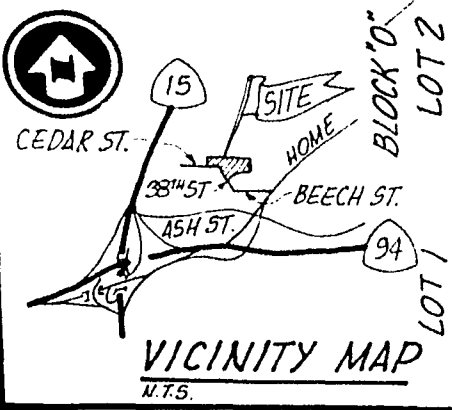
EX MISSION LANDS OF  
 SAN DIEGO  
 MAP NO. 283  
 PORTION LOT 9

**LEGEND**

- STREET & ALLEY VACATED
- SEWER EASEMENT RESERVED
- DRAIN EASEMENT RESERVED
- SEWER EASEMENT ACQUIRED

**AREA OF VACATION**  
 1.807 ACRES

FAIRMOUNT PARK  
 MAP 2874



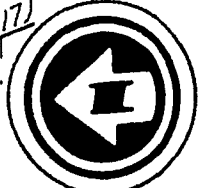
**BASIS OF BEARINGS:**  
 THE BASIS OF BEARINGS FOR THIS DRAWING IS  
 THE CENTER LINE OF BEECH STREET AS SHOWN  
 ON MAP 5473, I.E.  $N89^{\circ}43'23''W$ .

**REFERENCE DRAWINGS:**  
 20155-D  
 17331-D

- NOTES:**
1. CEDAR ST. (FORMERLY MONTE ST. DEDICATED PER MAP 517)
  2. HAZEL ST. (DEDICATED PER MAP 517)
  3. 39TH ST. (FORMERLY PENN AVE. DEDICATED PER MAP 517)

ACCESS RIGHTS RELINQUISHED  
 PER MAP 5473  
 $N19^{\circ}50'33''N - 60.42'$

**38TH ST.**  
 (FORMERLY MARILOU AVE. DEDICATED PER MAP 517)  
 $D=83^{\circ}14'37'' R=85.00' L=123.49'$   
 $N19^{\circ}50'33''W - 2.91'$   
 $N19^{\circ}50'33''W - 372.50'$   
 $N19^{\circ}50'08''W - 372.50'$   
 $N19^{\circ}50'33''W - 372.50'$



SCALE: 1" = 100'

NO	BR'G OR DELTA	RADIUS	LENGTH
1	$N89^{\circ}31'07''W$	-	23.50'
2	$N0^{\circ}22'54''E$	-	17.84'
3	$N89^{\circ}31'07''W$	-	30.00'
4	$N0^{\circ}22'54''E$	-	17.92'
5	$N89^{\circ}39'57''W$	-	30.00'
6	$N0^{\circ}22'54''E$	-	204.00'
7	$N0^{\circ}22'54''E$	-	25.00'
8	$N89^{\circ}39'57''W$	-	23.50'
9	$N0^{\circ}22'54''E$	-	20.00'
10	$N0^{\circ}22'54''E$	-	15.00'
11	$N0^{\circ}20'03''E$	-	20.00'
12	$N19^{\circ}50'33''W$	-	15.46'
13	$N25^{\circ}09'27''E$	-	31.35'
14	$N44^{\circ}00'12''W$	-	84.71'
15	$56^{\circ}52'28''$	85.00'	84.37'
16	$N70^{\circ}09'27''E$	-	5.00'
17	$110^{\circ}10'36''$	20.00'	38.46'

HOME AVENUE INDUSTRIAL  
 CENTER MAP 5473  
 LOT 1

**CEDAR ST.**  
 PARCEL 1 P.M. 9467  
 ST. DEDICATION PER 15505-B

PARROT ST.

REFERENCE DRAWING

20155-D  
17331-D

NOTES:

1. CEDAR ST. (FORMERLY MONTE ST. DEDICATED PER MAP 517)
2. HAZEL ST. (DEDICATED PER MAP 517)
3. 39TH ST. (FORMERLY PENN AVE. DEDICATED PER MAP 517)

LEX MISSON LANDS OF  
SAN DIEGO  
MAP NO. 283  
PORTION LOT 9

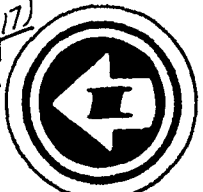
LEGEND

- [Symbol] STREET & ALLEY VACATED
- [Symbol] SEWER EASEMENT RESERVED
- [Symbol] DRAIN EASEMENT RESERVED
- [Symbol] SEWER EASEMENT ACQUIRED

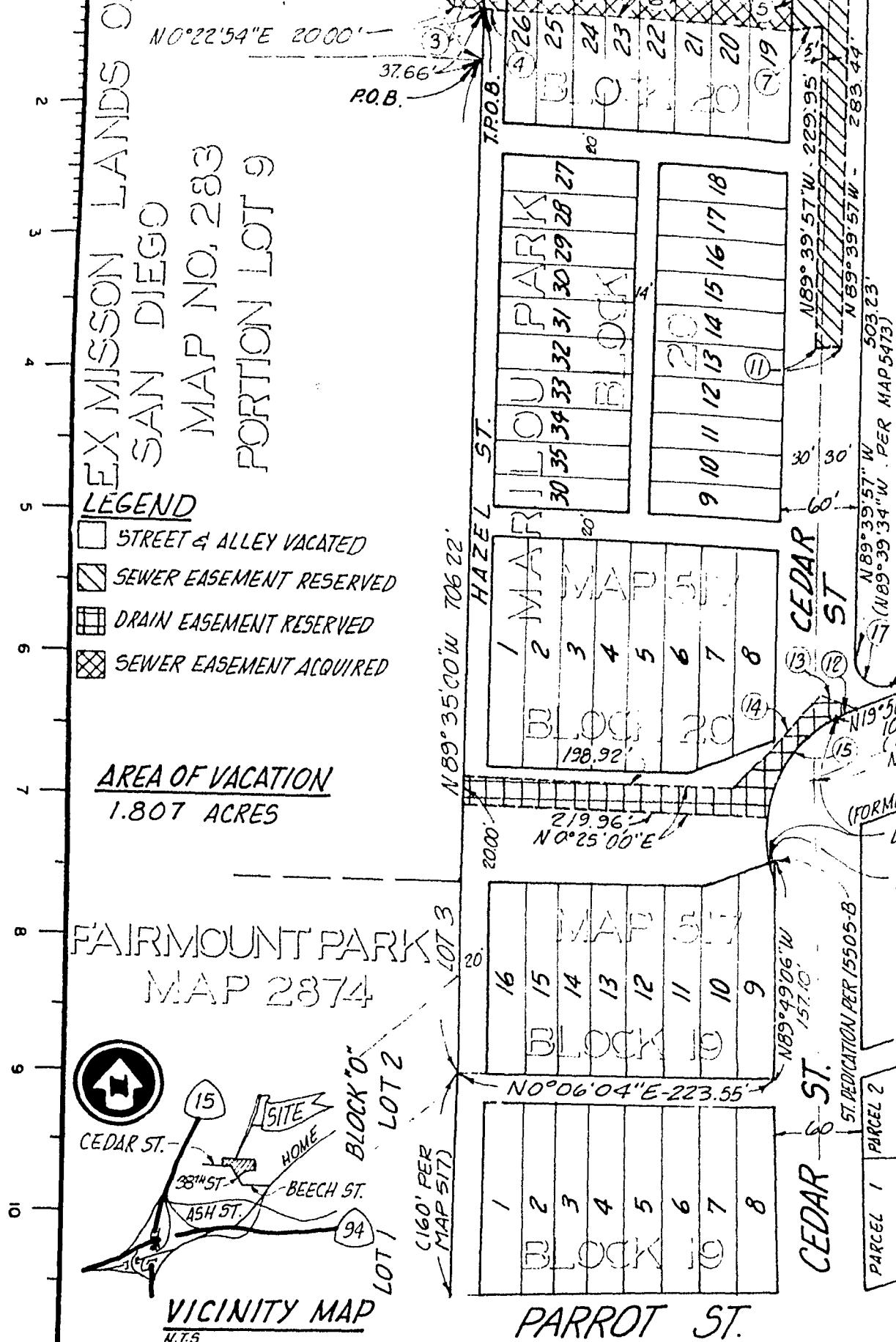
AREA OF VACATION  
1.807 ACRES

HOME AVENUE INDUSTRIAL  
CENTER MAP 5473  
LOT 1

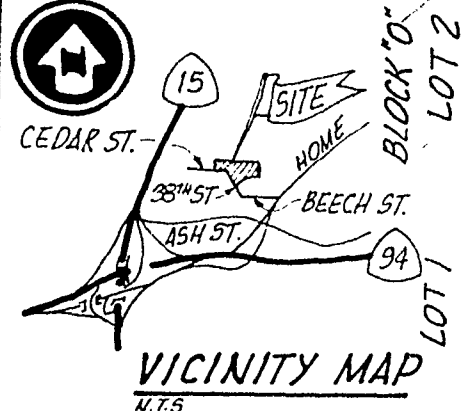
ACCESS RIGHTS RELINQUISHED  
PER MAP 5473  
N19°50'33"N - 60.42'



SCALE: 1" = 100'



(NO)	B'G OR DELTA	RADIUS	LENGTH
1	N89°31'07"W	-	23.50'
2	N0°22'54"E	-	17.84'
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11	N0°20'03"E	-	20.00'
12	N19°50'33"W	-	15.46'
13	N25°09'27"E	-	31.35'
14	N44°00'12"W	-	84.71'
15	56°52'28"	85.00'	84.37'
16	N70°09'27"E	-	5.00'
17	110°10'36"	20.00'	38.46'



**SHOLDERS & SANFORD, INC**  
Planning, Engineering, Surveying  
3585 Filth Avenue, San Diego, CA 92103  
Telephone (714) 299-7272  
  
Robert W. Sanford 10/17/81  
ROBERT W. SANFORD R.C.E. 18405

**RR- 255911**  
DOCUMENT NO. 255911  
FILED MAR 01 1982  
OFFICE OF THE CITY CLERK  
SAN DIEGO, CALIFORNIA

**STREET & ALLEY VACATION & SEWER & DRAIN EASEMENT RESERVATIONS:** HAZEL ST. BETWEEN ALLEY BLOCK 19 & 39 STREET, CEDAR ST. BETWEEN 38TH & 39TH STREETS, PORTION 39TH ST. BETWEEN HAZEL & SOUTH LINE OF CEDAR ST., 38TH ST. BETWEEN HAZEL ST & POINT 100' SOUTH OF CEDAR ST.; UNNAMED ALLEYS IN BLOCK 20, MAP 517, FOR PROPOSED PARCEL MAP, TM 02-155  
**SEWER EASEMENT:** IN LOT 10, MAP 283, FOR PROPOSED MAP, TM 02-154  
**SEWER EASEMENT:** IN LOTS 19 THROUGH 26, BLOCK 20, MAP 517, FOR PROPOSED PARCEL MAP, TM 02-155

DESCRIPTION	BY	APPROVED	DATE	FILMED
ORIGINAL				

CITY OF SAN DIEGO, CALIFORNIA  
SHEET 1 OF 1 SHEET  
  
G. P. Loughlin Jan. 19, 1982  
FOR CITY ENGINEER DATE  
  
CONTROL CERTIFICATION  
202-1733  
LAMBERT COORDINATES  
15498 - B  
STATUS

JAN 20 1982

10116A

01677-2

12/7/81

MAR 30 1982

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"/>
Ed Struiksma	<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.

By Raymond L. Pontecorvo, Deputy.

(Seal)

Office of the City Clerk, San Diego, California

Resolution Number R 256119 Adopted MAR 30 1982