

(R-83-579)

RESOLUTION NUMBER R- **257380**

Adopted on **OCT 25 1982**

WHEREAS, Section 8330, et seq. of the Streets and Highways Code provides a procedure for the summary vacation of streets by City Council resolution where the portion of street to be vacated consists of excess width right-of-way; where for a period of five consecutive years the street to be vacated has been impassable for vehicular travel and during such period no public money has been expended for maintenance; and

WHEREAS, in connection with said vacation the City desires to reserve certain easements; and

WHEREAS, the property owner has requested the vacation of a portion of Linwood Street adjacent to Lots 2 and 3, Block 537, and Hortensia Street adjacent to Lot 3, Block 537, and Lot 2, Block 546, all of Old San Diego, M. M. 40; and

WHEREAS, those properties adjoining the streets to be vacated will continue to have access; and

WHEREAS, that portion of Hortensia Street to be vacated lies within property under one ownership and does not continue through such ownership; and

WHEREAS, that portion of Hortensia Street to be vacated has been impassable for five consecutive years and no public money has been expended for maintenance; and

WHEREAS, that portion of Linwood Street to be vacated is an excess width right-of-way of a street or highway not required for street or highway purposes; NOW, THEREFORE,

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

1. That a portion of Linwood Street adjacent to Lots 2 and 3, Block 537, and Hortensia Street adjacent to Lot 3, Block 537, and Lot 2, Block 546, all of Old San Diego, M. M. 40, as more particularly shown on Drawing No. 20506-D on file in the office of the City Clerk as Document No. RR- 257380, which is by this reference incorporated herein and made a part hereof, be and the same is hereby ordered vacated.

2. That The City of San Diego hereby reserves and excepts 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 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.

3. That The City of San Diego hereby reserves and excepts the right, easement, and privilege of placing, constructing, repairing, replacing, maintaining, using, and operating a pedestrian access way of any kind or nature, including, but not limited to, pedestrian and non-motor-vehicular facilities 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 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.

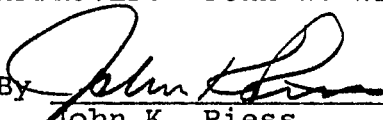
4. That The City of San Diego hereby reserves and excepts from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewals thereof, at any time, or from time to time, to construct, maintain, operate, replace, remove, renew, and enlarge overhead

or underground lines of pipe, conduits, cables, wires, poles, and other structures, equipment, and fixtures for the transportation and 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.

5. That the easements reserved herein are in, under, over, upon, along, and across Hortensia Street adjacent to Lot 3, Block 537, and Lot 2, Block 546, of Old San Diego, M. M. 40, vacated by this document and as more particularly shown on Drawing 20506-D on file in the office of the City Clerk as Document No. RR- 257380.

6. 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 
John K. Riess
Deputy City Attorney

JKR:smm:221.1
10/7/82
Or.Dept:E&D
SA:81-620
W.O.120232
Dwg.20506-D
Form=r.none

BLK 536

DEDICATED SAN DIEGO AVE. PER MISC. MAP NO. 40 (FORMERLY SAN LINWOOD)

N 53° 51' 59" W 350.15' N 36° 08' 49" W 12.50'

N 53° 51' 59" W 300.14'

N 53° 51' 59" W 300.14'

12.5' STREET VACATION

50' STREET VACATION

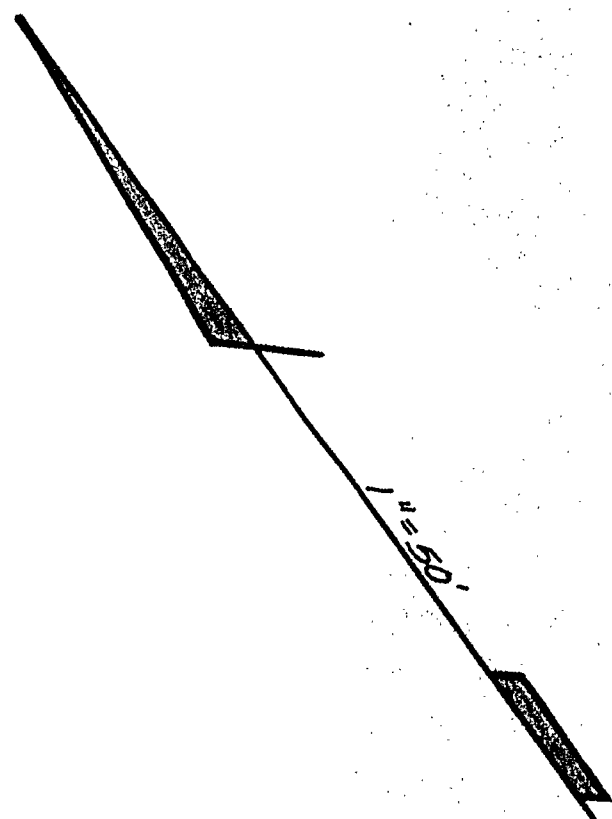
DEDICATED TRIAS AVE. PER MISC. MAP No. 40

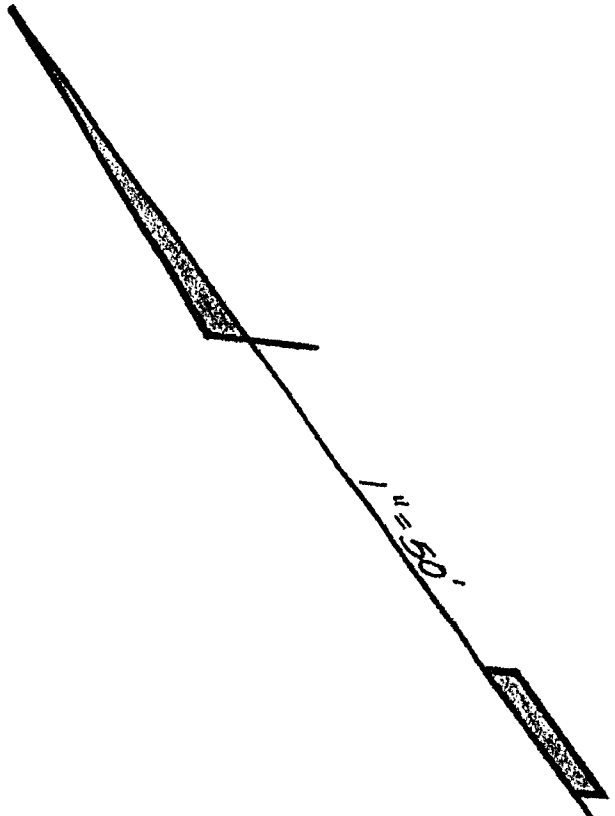
2.25' AVE.

12.50' 1973 1/4" W 162.37'

PROPOSED ²CASA ³PUEBLO

LOT 1





BLK 536

MAP NO. 540

DEDICATED
SAN DIEGO AVE. PER
MISC. MAP NO. 40

(FORMERLY SAN DIEGO AVE.)

LINWOOD

P.O.B. MUST NLY COR. OF LOT 2,
BLK. 540, MAP 40

N53°51'59"W 350.15'

N53°55'39"W 32.

N36°08'49"E
12.50'

N53°51'59"W 25.00'

S53°55'39"E
25.00'

N53°51'59"W 300.14'

N53°51'59"W 300.14'

RIAS
MAP

12.5' STREET
VACATION

50' STREET
VACATION

DEDICATED HORTENTIA S.
MISC. MAP NO. 40

2.25' AVE.

12.50'
S71°34'W 162.37'

2
3
PROPOSED CASA PUEBLO

LOT 1

50' GENERAL UTILITY EASEMENT

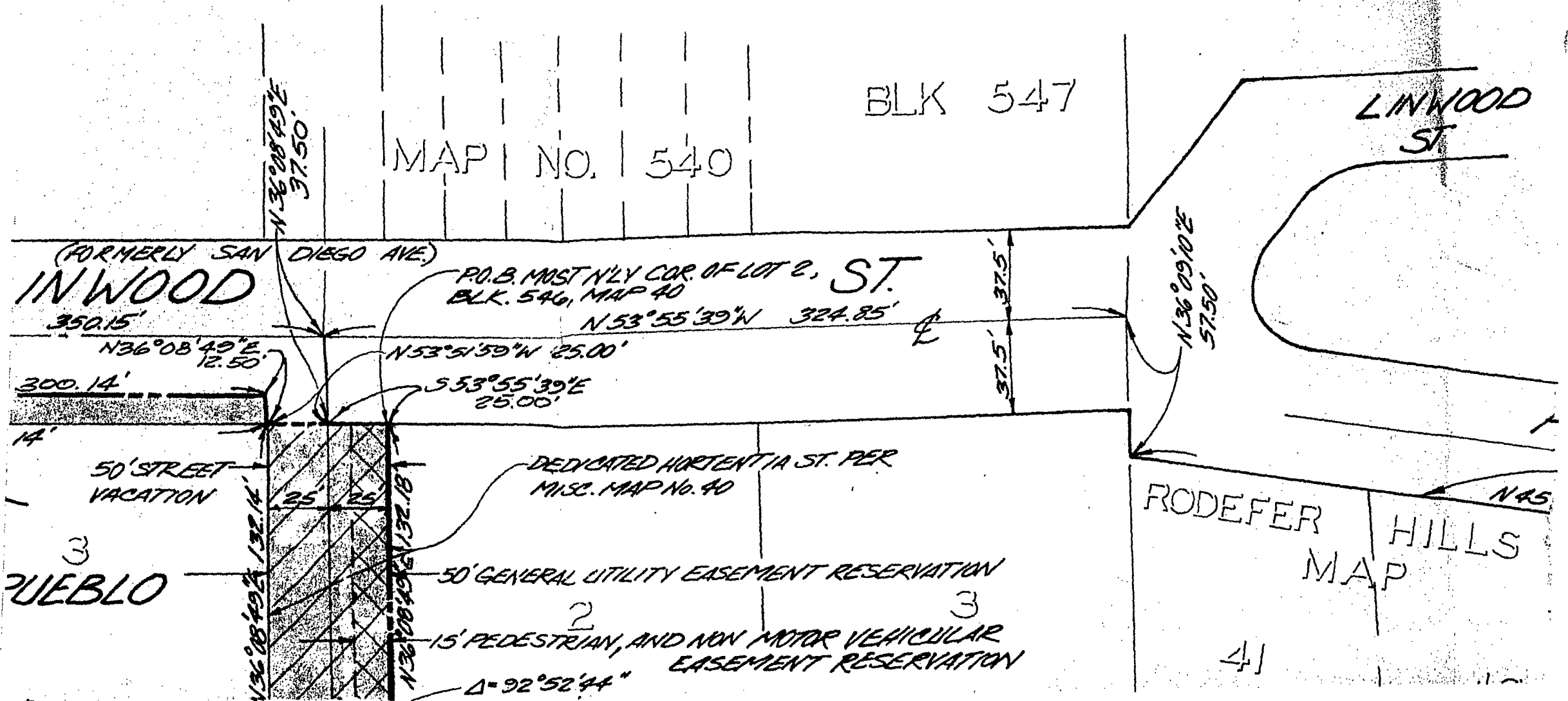
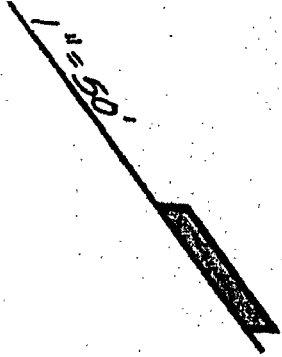
2
15' PEDESTRIAN, AND NON MOTIL
EASEMENT

Δ° 92° 52' 44"

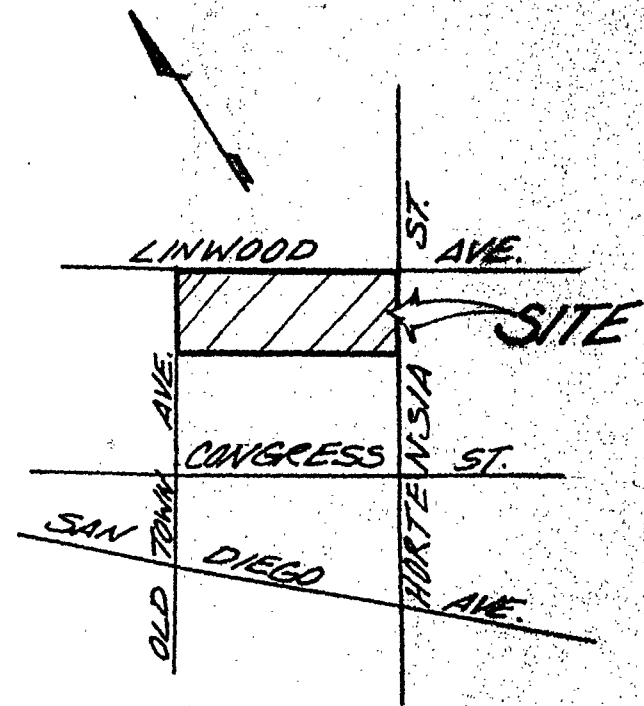
N36°08'49"E
37.50'

N36°08'49"E
12.50'

N36°08'49"E
12.50'



01222-4



VICINITY MAP
NO SCALE

LINWOOD ST.

HAYDEN WAY

BASIS OF BEARINGS
N 45° 21' 06" W

DEFER
MAP

HILLS

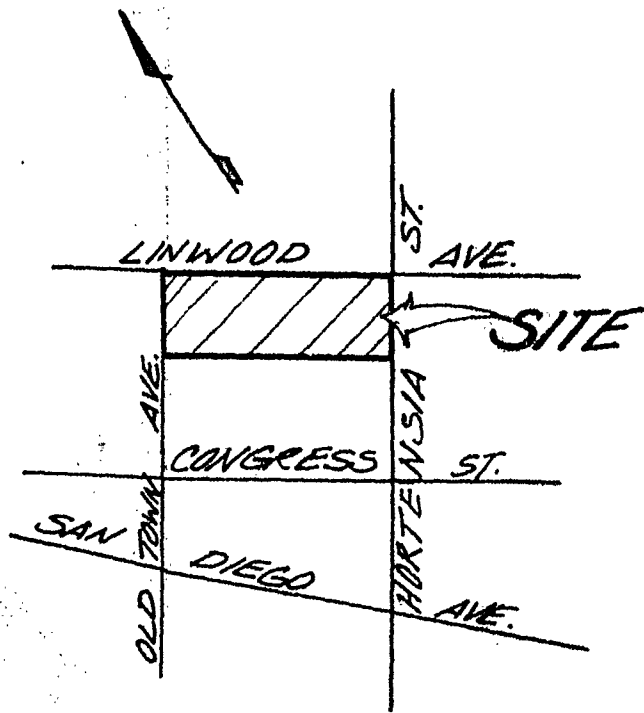
MERGHO

DIVISION

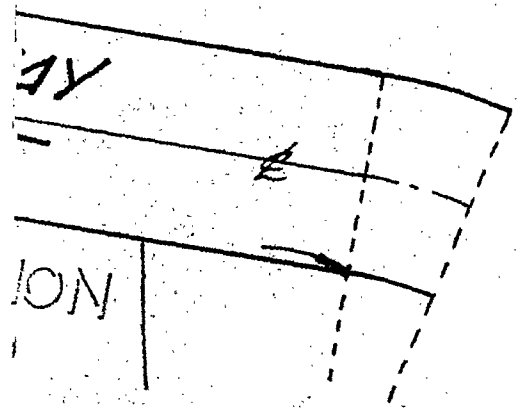
NO.

3410

41



VICINITY MAP
NO SCALE



BLK 518

OLD TOWN
536°07'34" W
(FORMERLY TRIAS
50

1141 U2 U4 U-U

BLK 537

N36°08'49"E
17.66'

OLD

PROPOSED SUBDIVISION BOUNDARY
SAN DIEGO

4

S10°17'33"E

OLD

25'

25'

25'

25'

25'

25'

CONGRESS



INTER-CITY ENGINEERS, INC.

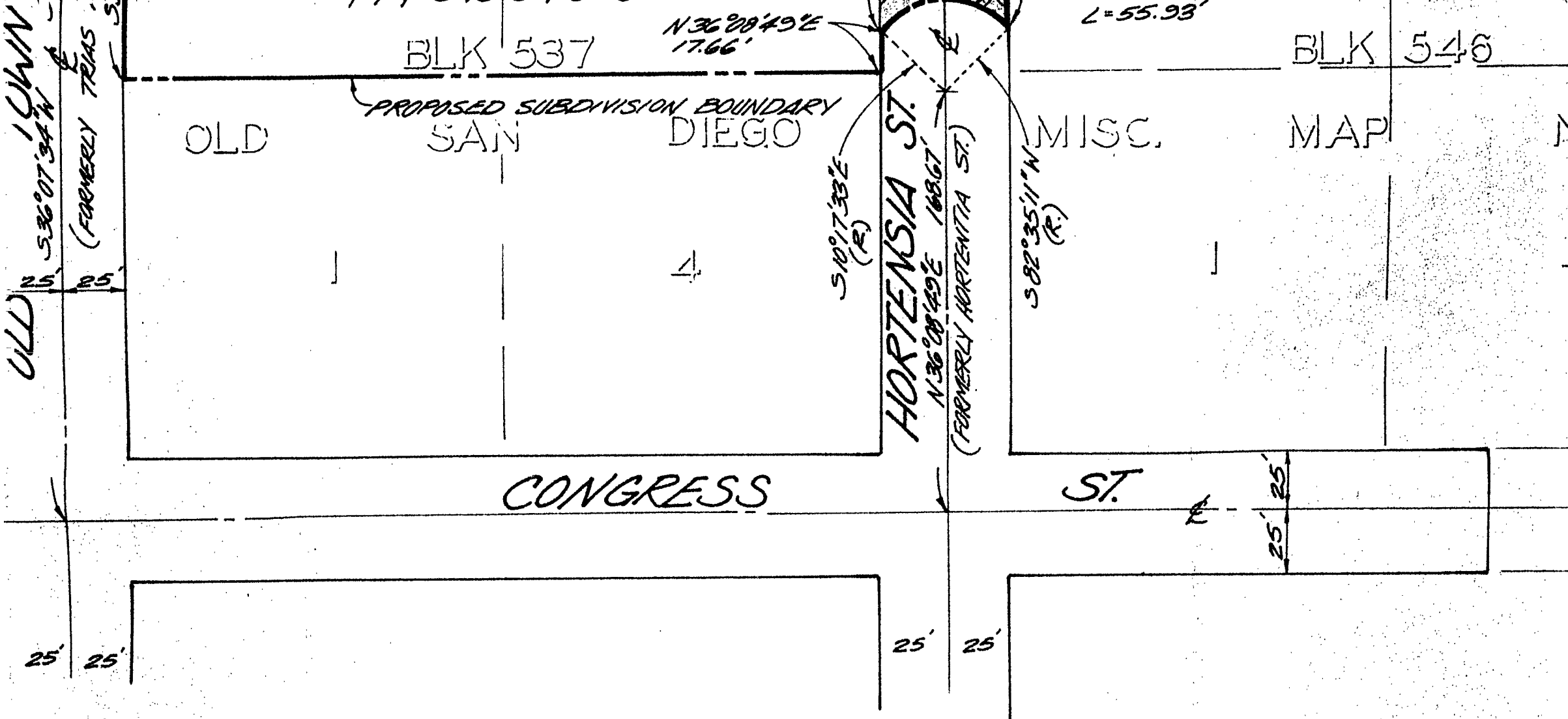
PLANS PREPARED UNDER
SUPERVISION OF:

M. Kent Johnson

M. KENT JOHNSON
RCE 20192

DATE 4/13/82

REVISED: 6/3/82



GINERS, INC.

PLANS PREPARED UNDER
SUPERVISION OF:

M. Kent Johnson

M. KENT JOHNSON
RCE 20192

DATE 4/13/82

REVISED: 6/3/82

A = 9:56
L = 55.93'

BLK 546

MISC. MAP NO. 40

4

ST.

25'

42

43

44

THE BASIS OF BEARINGS FOR THIS DRAWING IS THE SW'LY CORNER OF HAYDEN WAY AS SHOWN ON MAP 3410 I.E. N45°21'0"

STREET VACATION SHOWN THUS...



50' GENERAL UTILITY EASEMENT RESERVATION SHOWN THUS.....



15' PEDESTRIAN AND NON-MOTOR VEHICULAR EASEMENT RESERVATION SHOWN THUS



PROPOSED SUBDIVISION BOUNDARY SHOWN THUS.....

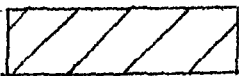



LINWOOD STREET VACATION AREA = 0.096
HURTENSIA STREET VACATION AREA = 0.142


43 44 45

15 OF
 FOR THIS DRAWING IS THE SWLY R/W LINE OF
 SHOWN ON MAP 3410 I.E. N 45° 21' 06" W

STREET VACATION SHOWN THUS... 

GENERAL UTILITY
 RESERVATION SHOWN THUS... 

PEDESTRIAN AND NON-
 VEHICULAR EASE-
 MENT RESERVATION SHOWN THUS... 

PROPOSED SUBDIVISION
 SHOWN THUS... 

ADDITIONAL STREET VACATION AREA = 0.086 ACRES
 HORTENSIA STREET VACATION AREA = 0.143 ACRES

PRIVATE CONTRACT

STREET VACATION-HORTENSIA STREET, AND
 GENERAL UTILITY, AND PEDESTRIAN AND
 NON-MOTOR VEHICULAR EASEMENT RESERVATION
 ADJACENT TO LOT 3, BLOCK 537, AND LOTS 2 &
 546 - STREET VACATION-PORION OF LINWOOD
 STREET: ADJACENT TO LOTS 2 AND 3,
 BLOCK 537 ALL IN OLD SAN DIEGO, MISS. M.
 NO. 40, FOR PROPOSED CASA PUEBLO, (TMOZ-

CITY OF SAN DIEGO, CALIFORNIA
 ENGINEERING DEPARTMENT
 SHEET 1 OF 1 SHEET

T.M. 02-2
 W.O.
 NO. 120E
 5481-2

J. J. McLaughlin
 FOR CITY ENGINEER DATE *Sept. 7, 1982*

DIVISION

DESCRIPTION	BY	APPROVED	DATE	FILMED
ORIGINAL				

DESIGN ENGR

J. J. McLaughlin
 CONTROL ENGR

212-1
 LAMBERT COOP

CONTRACTOR _____ DATE STARTED _____
 INSPECTOR _____ DATE COMPLETED _____

2050!

RR- 257380
 DOCUMENT NO. **OCT 25 1982**

FILED
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

01222-9

45

W LINE OF
"W"

PRIVATE CONTRACT

STREET VACATION-HORTENSIA STREET, AND
GENERAL UTILITY, AND PEDESTRIAN AND
NON-MOTOR VEHICULAR EASEMENT RESERVATION:
ADJACENT TO LOT 3, BLOCK 537, AND LOT 2, BLOCK
546- STREET VACATION-PORION OF LINWOOD
STREET: ADJACENT TO LOTS 2 AND 3,
BLOCK 537 ALL IN OLD SAN DIEGO, MISS. MAP
NO. 40, FOR PROPOSED CASA PUEBLO, (TM 02-240-0)

CITY OF SAN DIEGO, CALIFORNIA
ENGINEERING DEPARTMENT
SHEET 1 OF 1 SHEET

TM 02-240-0
W.O.
NO. 120232
SAB-620

J. J. McLaughlin
FOR CITY ENGINEER

Sept. 7, 1982
DATE

DIVISION HEAD

DESCRIPTION	BY	APPROVED	DATE	FILMED
ORIGINAL				

DESIGN ENGINEER

9-7-82
J. J. McLaughlin
CONTROL CERTIFICATION

212-1711
LAMBERT COORDINATES

CONTRACTOR _____
INSPECTOR _____

DATE STARTED _____
DATE COMPLETED _____

20506 -D

RES
PRES

RR- 257380
DOCUMENT NO.

OCT 25 1982

C-1687

FILED _____
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

01222-10

OCT 25 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.

(Seal)

By Charles G. Abdelnour, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-257380 Adopted OCT 25 1982