

(R-83-1969)

RESOLUTION NUMBER R- 258848

Adopted on JUL 11 1983

WHEREAS, Section 8330, et seq. of the California Streets and Highways Code provides a procedure for the summary vacation of streets and public service easements by City Council resolution; and

WHEREAS, the abutting property owner has requested the vacation of Illion Street adjacent to Lots 15-17, Block 119 and Block 134, and a portion of Kane Street adjacent to Lot 15, Block 119, all of Morena Subdivision, Map 809, to facilitate development of his property; and

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

WHEREAS, the portion of Kane Street to be vacated is excess width right-of-way and no longer needed for present or prospective public use; and

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

WHEREAS, Illion Street to be vacated is no longer needed for present or prospective public use; and

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

WHEREAS, the public will benefit from the vacation through improved utilization of land; and

WHEREAS, the vacation is not inconsistent with the General Plan or an approved Community Plan; NOW, THEREFORE,

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

1. That Illion Street adjacent to Lots 15-17, Block 119 and Block 134, and a portion of Kane Street adjacent to Lot 15, Block 119, all of the Morena Subdivision, Map 809, as more particularly shown on Drawing 15798-B on file in the office of the City Clerk as Document No. RR- 258848-1, which is by this reference incorporated herein and made a part hereof, be and the same is hereby 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 and water 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 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.

4. That the easement reserved herein is in, under, over, upon, along, and across Illion Street adjacent to Lots 15-17, Block 119, and Block 134, all of Morena Subdivision, Map 809, vacated by this document and as more particularly shown on Drawing No. 15798-B on file in the office of the City Clerk as Document No. RR-258848!

5. That the City Clerk shall cause a certified copy of this resolution, with drawing, attested by him under seal, to be recorded in the office of the County Recorded.

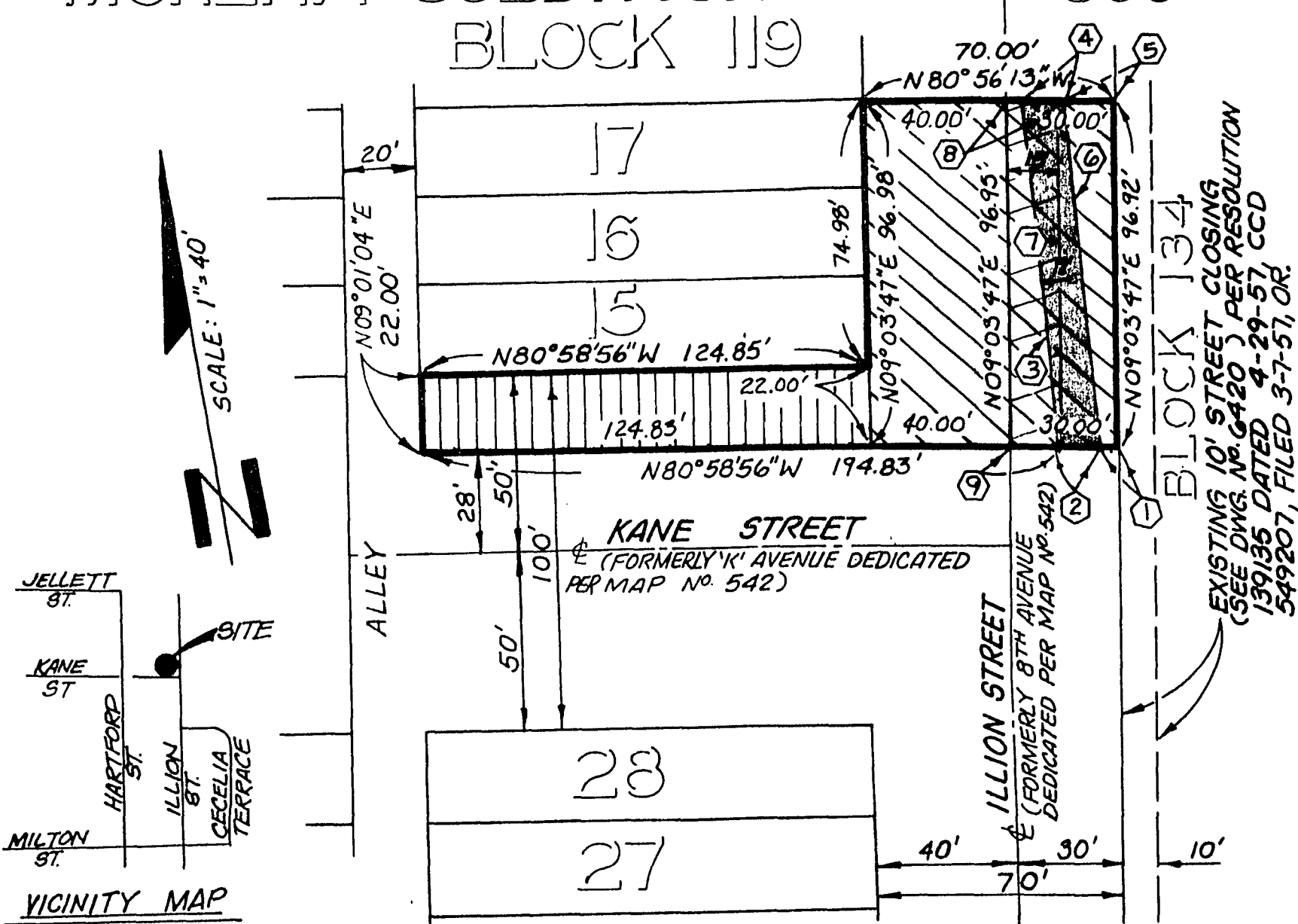
APPROVED: John W. Witt, City Attorney

By 

John K. Riess
Deputy City Attorney

JKR:mem
6/7/83
Or.Dept:E&D
R-83-1969
SA:81-606
W.O.:120232
Dwg.:15798-B
Form=r.sumv3

MORENA SUBDIVISION MAP 809 BLOCK 119



KANE STREET VACATION AREA = 2746.5 S.F. OR 0.063 AC.
ILLION STREET VACATION AREA = 6786.3 S.F. OR 0.156 AC.

BASIS OF BEARINGS:
 THE BASIS OF BEARINGS IS THE CENTERLINE OF ILLION STREET AS SHOWN ON R.O.S. 8552 I.E. N09°03'47"E

PACIFIC ENGINEERING
 9471 RIDGEHAVEN CT. SUITE E
 SAN DIEGO, CA 92123
 (714) 565-0400

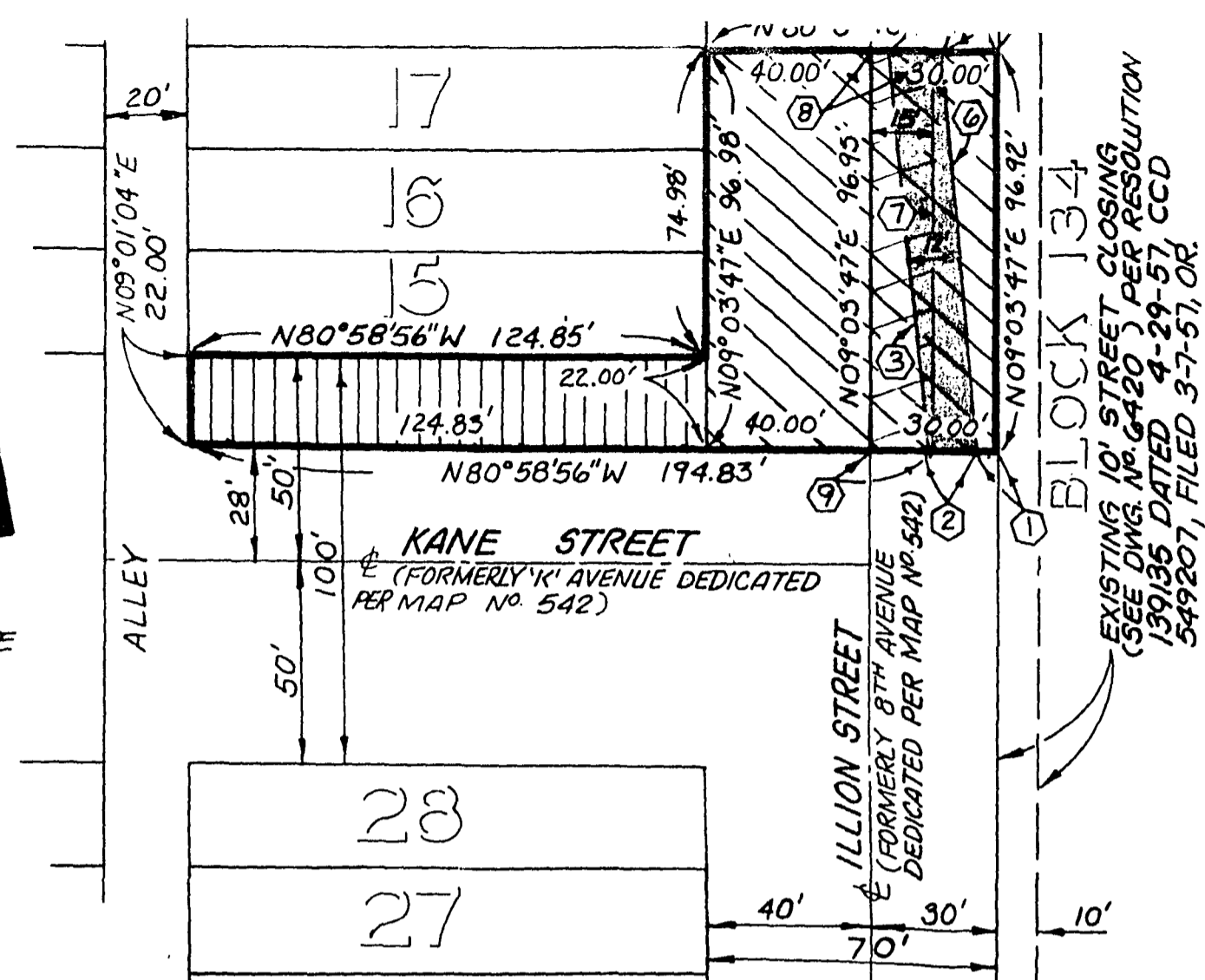
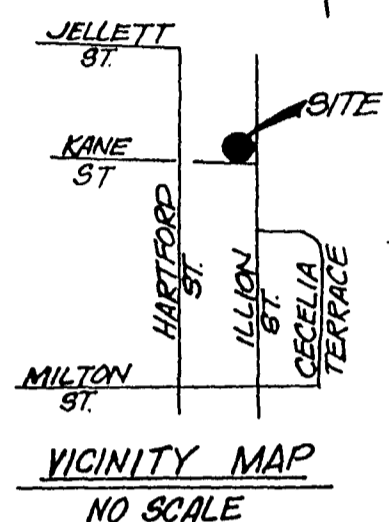
Richard S. Pearson
 RICHARD S. PEARSON RCE 29584
 11/10/82 DATE

DOCUMENT NO. RR-258818-1
 FILED JUL 11 1983
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

STREET VACATION

KANE STREET- ADJACENT TO LOT 15, BLOCK 119
 ILLION STREET- ADJACENT TO LOTS 15,16,17 BLOCK 119, AND BLOCK 134, AND GENERAL UTILITY EASEMENT AND WATER EASEMENT RESERVATION ALL IN MORENA MAP NO. 809

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. NO.
ORIGINAL					SHEET 1 OF 1 SHEET	SA 81-606 120232
					<i>J. F. W. Laughlin</i> FOR CITY ENGINEER	5-23-83 CONTROL CERTIFICATION
					May 23, 1983 DATE	226-1707
						LANBERT COORDINATES
						15798-B



BLOCK 134
 EXISTING 10' STREET CLOSING
 (SEE DWG. NO. 6420) PER RESOLUTION
 139135 DATED 4-29-57, CCD
 549207, FILED 3-7-57, OR.

BLOCK 120

- KANE STREET VACATION SHOWN THUS
- ILLION STREET VACATION SHOWN THUS
- GENERAL UTILITY EASEMENT RESERVATION
- WATER EASEMENT RESERVATION

KANE STREET VACATION AREA = 2746.5 S.F. OR 0.063 AC.
 ILLION STREET VACATION AREA = 6786.3 S.F. OR 0.156 AC.

BASIS OF BEARINGS:

THE BASIS OF BEARINGS IS THE CENTERLINE
 OF ILLION STREET AS SHOWN ON R.O.S. 8552
 I.E. N09°03'47" E

DATA TABLE		
NO.	BEARING	LENGTH
(1)	N80°58'56"W	4.94'
(2)	N80°58'56"W	12.04'
(3)	N4°06'57"E	97.30'
(4)	N80°56'13"W	12.04'
(5)	N80°56'13"W	13.33'
(6)	N4°06'57"E	97.29'
(7)	N9°03'47"E	96.94'
(8)	N80°56'13"W	15.00'
(9)	N80°58'56"W	15.00'

PACIFIC ENGINEERING
 9471 RIDGEHAVEN CT. SUITE E
 SAN DIEGO, CA 92123
 (714) 565-0400
 RICHARD S. PEARSON RCE 29584
 11/10/82 DATE

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 EASEMENT AND WATER EASEMENT RESERVATION ALL IN MORENA MAP NO. 809

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA SHEET 1 OF 1 SHEET	W.O. SA 81-606 NO. 120232
ORIGINAL						
					<i>J. F. McLaughlin</i> FOR CITY ENGINEER	<i>5-25-83</i> CONTROL CERTIFICATION
					DATE <u>May 23, 1983</u>	226-1707
						LAMBERT COORDINATES
						15798-B

Passed and adopted by the Council of The City of San Diego on _____
by the following vote:

JUL 11 1983

Councilmen	Yeas	Nays	Not Present	Ineligible
Bill Mitchell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Bill Cleator	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Gloria McColl	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
William Jones	<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"/>
Uvaldo Martinez	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor Roger Hedgecock	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

AUTHENTICATED BY:

ROGER HEDGECOCK

Mayor of The City of San Diego, California .

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California .

(Seal)

By *John A. Blackwell* , Deputy.

Office of the City Clerk, San Diego, California

Resolution Number **R-258848** Adopted **JUL 11 1983**