

(R-84-447)

RESOLUTION NUMBER R- **259300**

Adopted on **SEP 26 1983**

WHEREAS, Section 8330, et seq. of the Streets and Highways Code provide a procedure for the summary vacation of streets and public service easements by City Council resolution where a portion of a street or highway lies within property under one ownership and does not continue through such ownership or end touching property of another; and

WHEREAS, the abutting property owners have requested the vacation of Benfield Court west of 45th Street adjacent to Lots 1-14, Fortune Homes Unit 1, Map 9568, all within the boundaries of the proposed North Creek Homes Unit 1 Subdivision (TM 83-0233), to facilitate development of their property; and

WHEREAS, the street to be vacated is not needed for present or prospective public street purposes; and

WHEREAS, those properties adjoining the street 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 Benfield Court west of 45th Street adjacent to Lots 1-14, Fortune Homes Unit 1, Map 9568, all within the boundaries of North Creek Homes Unit 1 Subdivision (TM 83-0233), as more

particularly shown on Drawing No. 15926-B on file in the office of the City Clerk as Document No. RR- 259300 -1, which is by this reference incorporated herein and made a part hereof, be and the same is hereby ordered vacated.

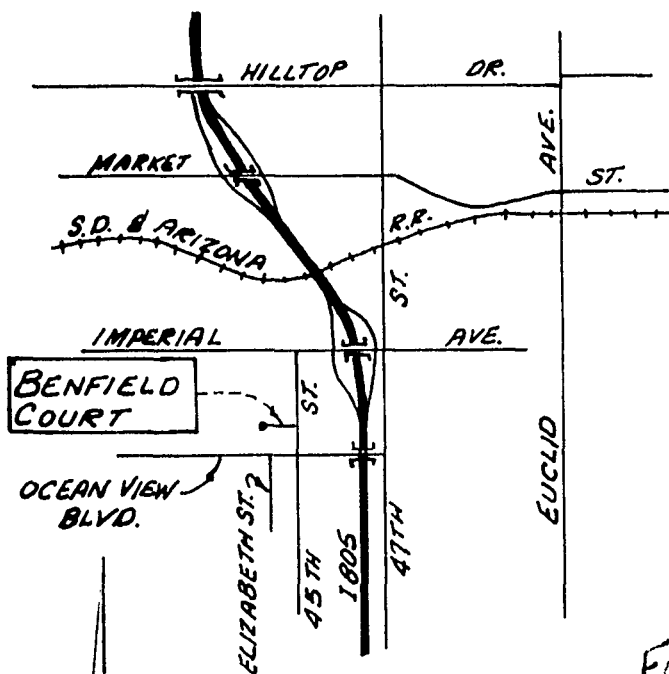
2. That this resolution shall not become effective unless and until the final subdivision map for the North Creek Homes Unit 1 Subdivision has been approved by Council action. In the event that the final map is not approved by May 16, 1986, this resolution shall become void and be of no further force or effect.

3. That the City Engineer shall advise the City Clerk of the approval of the aforementioned subdivision map, and that the City Clerk shall then 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

JKR:smm:740.1  
9/12/83  
Or.Dept:E&D  
R-84-447  
T.M.:83-0233  
S.A.:83-524  
W.O.:830233  
DWG.:15926-B  
Form=r.sumv2



VICINITY MAP  
NO SCALE

REFERENCE DRAWINGS  
MAP NO. 9568

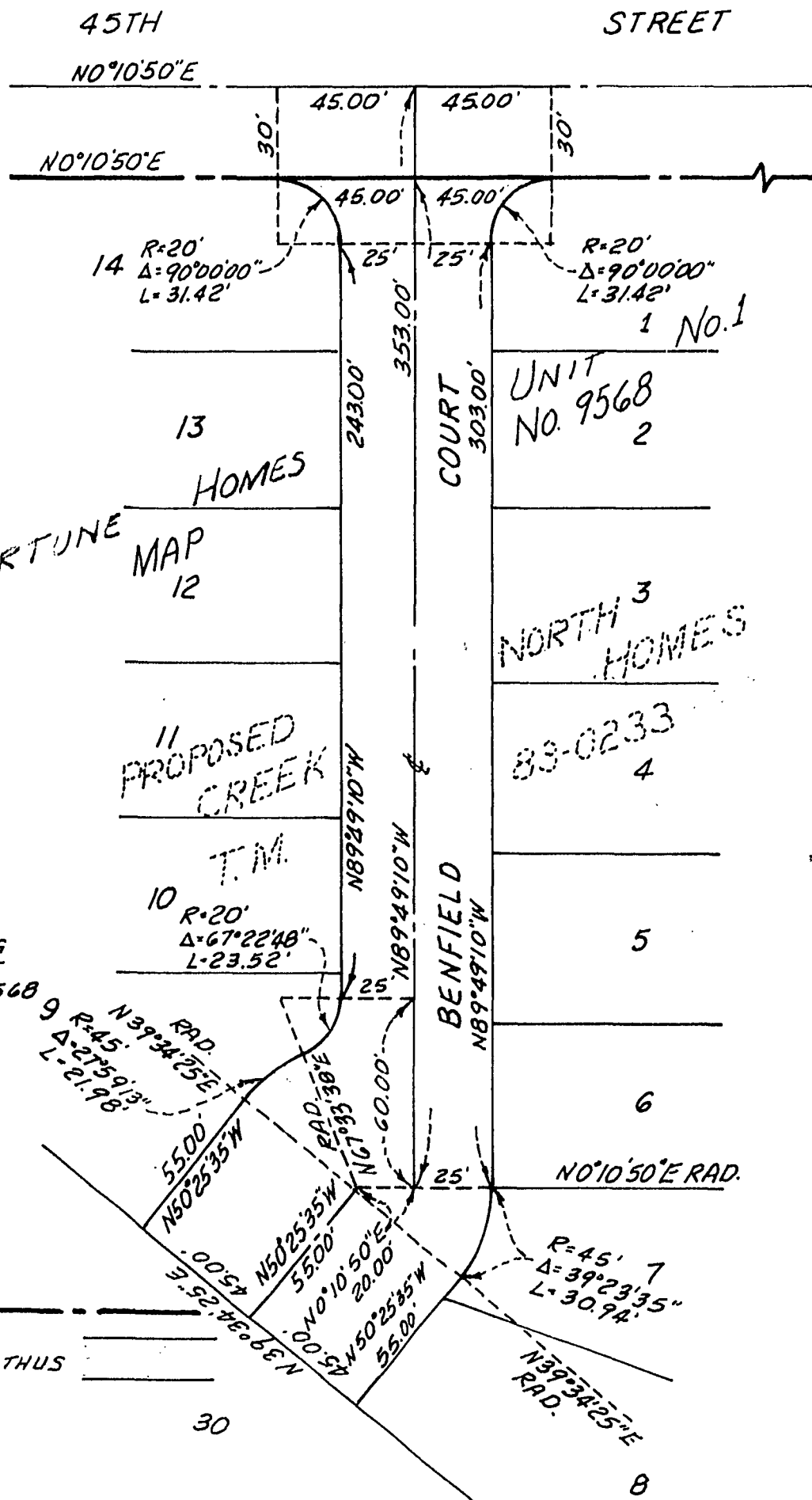
BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THIS DRAWING IS THE WESTERLY LINE OF 45TH STREET PER FORTUNE HOMES UNIT NO. 1, MAP NO. 9568 I.E. N 0°10'50"E.

LEGEND

PROPOSED SUBDIVISION BOUNDARY SHOWN THUS

BENFIELD COURT VACATED SHOWN THUS   
STREET VACATION AREA 0.521 ACRES




VICINITY MAP  
NO SCALE


REFERENCE DRAWINGS  
MAP NO. 9568

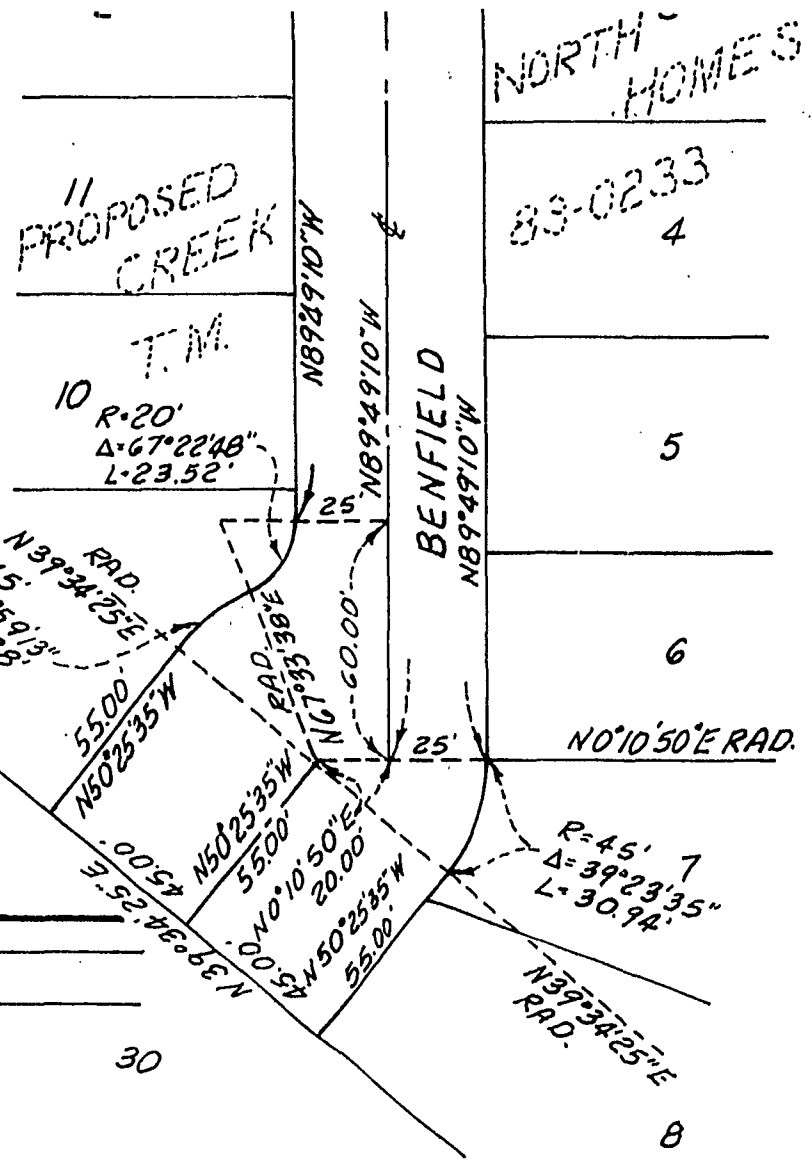
BASIS OF BEARINGS

THE BASIS OF BEARINGS FOR THIS DRAWING IS THE WESTERLY LINE OF 45TH STREET PER FORTUNE HOMES UNIT NO. 1, MAP NO. 9568 I.E. N 0°10'50"E.

LEGEND

PROPOSED SUBDIVISION BOUNDARY SHOWN THUS 

BENFIELD COURT VACATED SHOWN THUS   
STREET VACATION AREA 0.521 ACRES



SCALE: 1" = 50'

CRAIG, BULTHUIS & NOTHOMB  
CIVIL ENGINEERING-LAND SURVEYING  
8611 ADAMS AVENUE  
SAN DIEGO, CALIF. 92116  
PHONE: 297-3974

BY: James W. Craig RCE 9136  
DATE: 7/25/83

RR-259300 - 1  
DOCUMENT NO. \_\_\_\_\_  
FILED SEP 26 1983  
OFFICE OF THE CITY CLERK  
SAN DIEGO, CALIFORNIA

STREET VACATION - BENFIELD COURT-IN FORTUNE HOMES  
UNIT No. 1 PER MAP No. 9568 FOR PROPOSED NORTH  
CREEK HOMES, T.M. 83-0233.

DESCRIPTION	BY	APPROVED	DATE	FILE #	CITY OF SAN DIEGO, CALIFORNIA	TM NO. 83-0233
ORIGINAL					SHEET 1 OF 1 SHEET	W.O. NO. 830233
					J. F. McLaughlin 8-15-83 FOR CITY ENGINEER DATE	SA-83-524 CONTROL CERTIFICATION
						194-1739 LAMBERT COORDINATES
						15926 - B
STATUS						

SEP 26 1983

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"/>
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.

By Marjorie L. Portier, Deputy.

(Seal)

Office of the City Clerk, San Diego, California

Resolution Number R-259300 Adopted SEP 26 1983