

RESOLUTION NUMBER R- 260242

Adopted on MAR 6 1984

RESOLUTION OF THE COUNCIL OF THE CITY OF SAN DIEGO ORDERING REORGANIZATION, "LOWER MISSION GORGE REORGANIZATION."

WHEREAS, pursuant to the District Reorganization Act of 1965, commencing with Section 56000 of the Government Code, preliminary proceedings for reorganization consisting of two changes of organization, being an annexation to The City of San Diego and a detachment from the San Diego County Flood Control District - Zone 2, were initiated by The City of San Diego by filing on August 23, 1983, a resolution of application (Resolution No. R-258887) with the Local Agency Formation Commission in the County of San Diego; and

WHEREAS, the executive officer of the Local Agency Formation Commission has filed a report relative to said proposed reorganization, which report has been reviewed and considered by the Local Agency Formation Commission; and

WHEREAS, on November 7, 1983, the Local Agency Formation Commission Resolution No. R083-12 (attached hereto as Exhibit 1), approved the proposed reorganization and authorized the Council of The City of San Diego to initiate and conduct proceedings for the proposed reorganization in compliance with Resolution No. R083-12 and pursuant to Government Code Section 56000 et seq.; and

WHEREAS, upon receipt of the Resolution of Approval, No. R083-12, from the Local Agency Formation Commission, this

Council on December 12, 1983, pursuant to Government Code Section 56430, adopted Resolution No. R-259792 which initiated proceedings to reorganize by making changes of organization consisting of the annexation of territory to the City of San Diego and the detachment of territory from the San Diego County Flood Control District - Zone 2, pursuant to the provisions of the District Reorganization Act of 1965 and in conformance with the terms and conditions set forth by the Local Agency Formation Commission in Resolution No. RO83-12; and

WHEREAS, Resolution No. R-259792 also directed the City Clerk of The City of San Diego to set a public hearing for the proposed reorganization, which was scheduled to be held on Tuesday, January 24, 1984, at the hour of 10:00 a.m. in the Council Chambers, 12th Floor, City Administration Building, 202 "C" Street, San Diego, California, and also directed the City Clerk to give notice of the hearing in the manner provided by the District Reorganization Act of 1965; NOW, THEREFORE,

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

1. That the affidavit of publication and the certificate of posting and mailing are on file in the office of the City Clerk; that required notice was duly and properly given; that this is the time and place for the hearing; that the Local Agency Formation Commission's resolution making determinations has been read aloud or summarized; that all persons desiring to be heard have been heard; and that testimony and evidence for or against the proposed reorganization have been considered in accordance with Government Code Section 56435.

2. That no exclusions of land from the proposed annexations or detachments were requested or made.

3. That no written protests of the proposed reorganization were filed with the City Council.

BE IT FURTHER RESOLVED, by the Council of The City of San Diego, that each of the changes in organization contained in the proposal for reorganization is ordered pursuant to Government Code Section 56439(c). The changes of organization consist of:

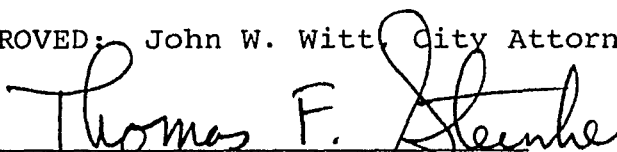
1. Annexation of the territory described in Exhibit A, which is attached to Exhibit 1, to The City of San Diego.

2. Detachment of the territory described in Exhibit A, which is attached to Exhibit 1, from the San Diego County Flood Control District - Zone 2.

BE IT FURTHER RESOLVED, that the City Clerk is directed to send the Local Agency Formation Commission of the County of San Diego six certified copies of the resolution approving the boundary change and six copies of the legal description of the boundaries.

APPROVED: John W. Witt, City Attorney

By


Thomas F. Steinke
Deputy City Attorney

TFS:ta:670
12/13/83
Or.Dept:Plan.
R-84-1060
Form=r.none

THE
FOLLOWING
DOCUMENT
IS THE BEST
COPY
AVAILABLE
FOR
FILMING

THE SAN DIEGO
LOCAL AGENCY FORMATION COMMISSION
HAS ADOPTED A RESOLUTION APPROVING
THE 'LOWER MISSION GORGE REORGANIZATION'
(CITY OF SAN DIEGO)

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The following filings to be made after the conducting authority has ordered the change(s) of organization (boundary change(s)) must be processed by the LAFCO office:

1. County Recorder
2. County Assessor
3. County Surveyor
4. County Auditor
5. State Board of Equalization

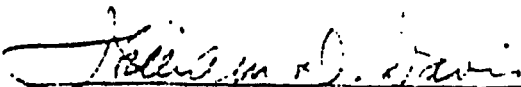
Any other filings remain the responsibility of the conducting authority. Proceedings must be initiated within 35 days after adoption of the Commission's resolution, and completed within one year after LAFCO approval, or the proposal must be considered abandoned (Calif. Govt. Code Sects. 35201/34799.2/36292).

If your Board/Council adopts a resolution/ordinance ordering the boundary change(s), the following materials must be forwarded to the LAFCO office:

1. Six (6) certified copies of the resolution/ordinance, including the approved legal description and map, with original signatures on each certification page. If a reorganization is involved, send sufficient additional copies to furnish one to each other affected agency.
2. Certificate Re: Terms & Conditions and Indebtedness (use attached form). Please return signed, original copy.
3. State Board of Equalization fee in the amount of \$ 200.00 (make checks payable to "State Board of Equalization").
NOTE: Filings received in the LAFCO office after November 15 and to be filed by December 31 must include an additional 10%, as required by Section 307 of the State Board of Equalization Schedule of Processing Fees effective January 1, 1991.

The Executive Officer will check all documents for compliance before filings are made. Amendments to the LAFCO resolution, including boundary modifications, can only be made by the Commission. All documents recorded and copies of letters of acknowledgment will be returned to the conducting authority.

If you need additional information, or require further assistance please call the Commission's office, at (619) 234-2015.


WILLIAM L. DAVIS Executive Officer

Date 11-70-85

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Remarks R-260242

CERTIFICATE RE: TERMS AND CONDITIONS AND INDEBTEDNESS

chairman
Dr. Charles W. Hostler
Public Member

executive officer
William D. Davis

counsel
Lloyd M. Harmon, Jr.

members
J. B. Bennett
Councilman, City of
Imperial Beach

Paul Eckert
County Board of
Supervisors

Paul W. Fordem
County Board of
Supervisors

Marjorie Hersom
Alpine Fire Protection
District

Stanley A. Mahr
San Marcos County
Water District

Linda Oravec
Mayor, City
of Poway

alternate members
Alex L. Adams
Greater Mountain Empire
Resource Conservation
District

Mike Gotch
Councilman,
City of San Diego

Subject: "Lower Mission Gorge Reorganization"
(City of San Diego) (ROS3-12)

Certain terms and conditions are required by the Local Agency Formation Commission to be fulfilled prior to the completion of the above-named change of organization.

I _____
(Name) (Title)

do hereby certify that the terms and conditions listed below have been fully met.

1. The boundaries shall be modified to conform to Exhibit "A" attached hereto.

Will the affected property be taxed for any existing bonded indebtedness or contractual obligation? yes _____ no _____
If yes, specify.

Signature

01465

Date

R-260242

Minute
Item: 7
Ref.: ROE3-12

RESOLUTION OF THE SAN DIEGO LOCAL AGENCY
FORMATION COMMISSION APPROVING A PROPOSED
REORGANIZATION INCLUDING ANNEXATION TO THE
CITY OF SAN DIEGO AND DETACHMENT FROM THE
SAN DIEGO COUNTY FLOOD CONTROL DISTRICT - ZONE 2

"Lower Mission Gorge Reorganization"

On motion of Commissioner Bennett, seconded by Commissioner Herson, the following resolution is adopted:

WHEREAS, a resolution of application was submitted to this Commission for reorganization of territory including annexation to the City of San Diego and detachment from the San Diego County Flood Control District - Zone 2, which resolution was adopted by the City Council of the City of San Diego as Resolution No. 258897, pursuant to the District Reorganization Act of 1965 (Government Code Section 56000, et seq.); and

WHEREAS, the territory proposed for reorganization is as described in the application on file with the Local Agency Formation Commission; and

WHEREAS, pursuant to Government Code Section 56262, the Executive Officer of this Commission set a public hearing on the proposed reorganization for November 7, 1983, and gave notice of the date, time, and place of said hearing in accordance with Government Code Sections 56264 and 56265; and

WHEREAS, the Executive Officer of the Commission has filed his report on said reorganization, which report was received and considered by the Commission;

NOW THEREFORE, BE IT RESOLVED, that this Commission hereby finds, determines, and orders as follows:

(1) The hearing was held on the date set therefor, and due notice of said hearing was given in the manner required by law.

(2) At that hearing the Commission called for, heard, and considered all interested parties and read and considered the report of the Executive Officer.

(3) The Commission certifies that the determination by the City of San Diego that this reorganization is exempted by State CEQA Guidelines Section 15060 from the requirements of CEQA has been reviewed and considered.

(4) The Commission certifies, pursuant to Government Code Section 54774.3, that this proposal will have no effect on any agricultural preserves as defined in Government Code Section 54774.3 and would not result in the conversion of agricultural land to nonagricultural use.

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(5) The Commission hereby approves the reorganization with modified boundaries, as described in Exhibit "A" attached hereto, subject to the following conditions:

None

(6) The boundaries of the territory as described in Exhibit "A" are not definite and certain.

(7) The boundaries of the territory do conform to lines of assessment and ownership.

(8) The territory includes 67.90 acres and is uninhabited.

(9) The change of organization does not constitute a minor boundary change.

(10) The territory proposed to be reorganized is hereby designated the "Lower Mission Gorge Reorganization" (City of San Diego).

(11) The Commission hereby designates the City of San Diego as the conducting authority and authorizes the City Council to initiate proceedings in compliance with this resolution.

(12) The Executive Officer of this Commission is directed to file and mail certified copies of this resolution as required by law.

PASSED AND ADOPTED by the Local Agency Formation Commission of the County of San Diego this 7th day of November, 1983, by the following vote:

AYES: Commissioners Eckert, Fordem, Bennett, Oravec, Hersom, Mahr, and Hostler

NOES: None

ABSENT: None

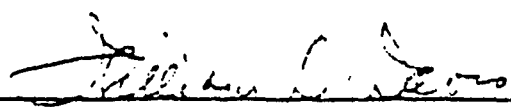
ABSTAINING: None

STATE OF CALIFORNIA)
)
COUNTY OF SAN DIEGO)

I, WILLIAM D. DAVIS, Executive Officer of the Local Agency Formation Commission of the County of San Diego, State of California, hereby certify that I have compared the foregoing copy with the original resolution adopted by said Commission at its regular meeting on November 7, 1983, which original resolution is now on file in my office; and that same contains a full, true, and correct transcript therefrom and of the whole thereof.

Witness my hand this 10th day of November, 1983.

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WILLIAM D. DAVIS, Executive Officer
San Diego County Local Agency
Formation Commission

R-260242

RO83-12 "Lower Mission Gorge Reorganization" (City of San Diego)

All that unincorporated territory in the County of San Diego, State of California, lying within the following described boundaries:

Beginning at the northwesterly corner of Lot 63 of Rancho Mission of San Diego, according to Partition Map of said Rancho made in the action entitled Juan M. Luco, et al., vs. the Commercial Bank of San Diego, et al, Superior Court Case No. 348, filed in the Office of the County Clerk of said County;

1. Thence easterly, 1665.50 feet, more or less, along the southerly line of said Lot to the northeasterly corner of record of survey Map No. 2149, filed in the County Recorder's office of said County;
2. Thence along the southeasterly line of said Record of Survey map, South 29°28' West, 567.73 feet to an angle point in the boundary of the City of San Diego as established by their Ordinance No. 9302, adopted October 14, 1965, by said City;
3. Thence along said city boundary the following courses and distances:
 - A. North 87°22' West, 92.50 feet;
 - B. South 29°28' West, 139.00 feet;
 - C. North 87°22' West, 315.20 feet;
 - D. South 15°46' West, 292.11 feet;
 - E. South 84°22' West, 113.35 feet;
 - F. North 89°54'30" West, 108.00 feet;
 - G. South 29°28' West, 129.65 feet;
 - H. North 89°54'30" West, 378.34 feet;
 - I. Northerly, 20.00 feet;
 - J. North 89°54'30" West, 20.00 to an angle point therein, being also a point in the westerly line of said Lot 63;
4. Thence southerly, 247.00 feet along said westerly line to the southwesterly corner of said Lot 63, being also the northwesterly corner of Lot 64 of said Rancho Mission;
5. Thence southerly and southwesterly along the westerly line of said Lot 64 to the southwesterly corner thereof, being also the northwesterly corner of Lot 65 of said Rancho Mission;
6. Thence generally southwesterly along the westerly and northwesterly line of said Lot 65 to the most westerly corner thereof;
7. Thence South 63°30' West to the center line of Powers Street (vacated) as shown on Grantville and out lots according to Map thereof No. 776 filed in the County Recorder's office of said County;

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RO83-12

8. Thence southerly along said center line to the westerly prolongation of the northerly line of the alley in Block 6, as shown on said Map No. 776;
9. Thence westerly along said westerly prolongation to the East line of Block 3 of said Map No. 776;
10. Thence southerly along the East line of Blocks 3 and 4 to the southeast corner of said Block 4;
11. Thence westerly along the South line of said Block 4 to the southwest corner thereof;
12. Thence northerly along the West line of said Block 4 to an angle point in the City of San Diego as established by their Ordinance No. 3319, adopted June 28, 1960, by said City;
13. Thence generally northerly, northeasterly, northerly, easterly, northerly and northwesterly along said city boundary to the point of beginning.

dh:iw
9/30/83

RECORDED & INDEXED
COUNTY OF SAN DIEGO

NOV - 7 1983

[Handwritten Signature]

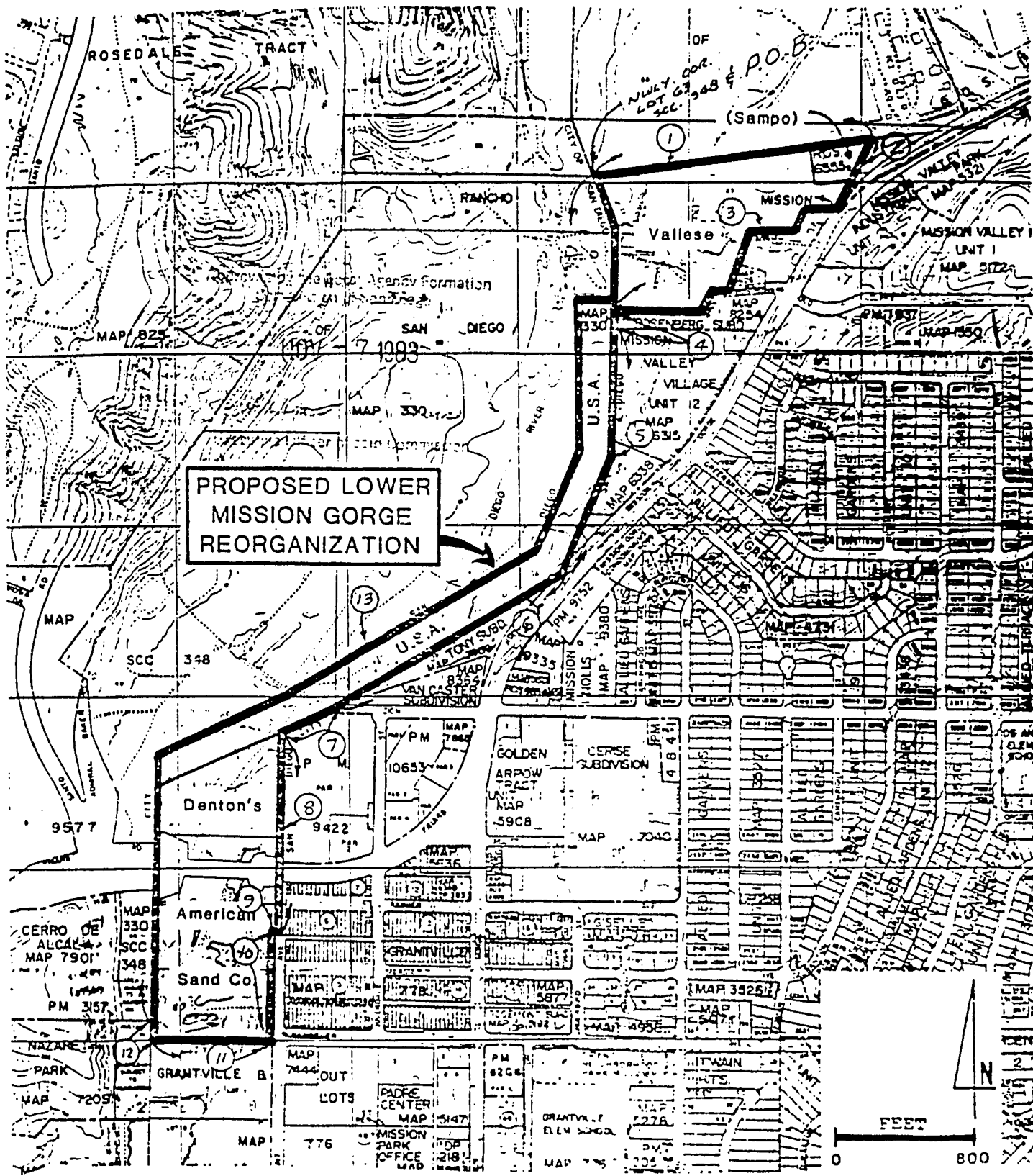
REGISTERED

EXHIBIT "A"
Page 2 of 2

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PROPOSED REORGANIZATION



DATE: 9-22-83	MAPPING DIVISION	LAFCO: R083-12
SCALE: 1" = 800'	SAN DIEGO COUNTY ASSESSOR'S OFFICE	AREA: 67.90 AC
T.R.A. PAGE: 4A	LOWER MISSION GORGE REORG. 01 ANNEXATION TO R-260202	B/L: 434-020 458- 455-021 0108-
DRAWN BY:		

MAR 6 1984

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.

(Seal)

CHARLES G. ABDELNOUR

City Clerk of The City of San Diego, California.

By Barbara Burridge Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-260242 Adopted MAR 6 1984

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1983 DEC 19 AM 11:10

SAN DIEGO, CALIF.

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