

(R-84-1980)

RESOLUTION NUMBER R- 260800

Adopted on MAY 29 1984

WHEREAS, Section 8330 et seq. of the California Streets and Highways Code provides a procedure for the summary vacation of streets by City Council resolution 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 owners have requested the vacation of Juniper Street adjacent to Lot 22, Fairmount Place adjacent to Lots 16 and 22, a portion of Fairmount Avenue adjacent to Fairmount Place, and the Alley adjacent to Lots 16 and 19-22, all in or adjacent to Block 22, Lexington Park, Map 1696, to facilitate development of their properties; 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; and

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

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

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

1. That Juniper Street adjacent to Lot 22, Fairmount Place adjacent to Lots 16 and 22, a portion of Fairmount Avenue adjacent to Fairmount Place, and the Alley adjacent to Lots 16 and 19-22, all in or adjacent to Block 22, Lexington Park, Map 1696, as more particularly shown on Drawing 14508-B on file in the office of the City Clerk as Document No. RR- 260800-1, 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, drain and 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 easements, together with the right of ingress thereto and egress therefrom, together with the right to maintain the said easements 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 easements reserved herein are in, under, over, upon, along, and across the southerly 10 feet of Juniper Street, Fairmount Place, and Fairmount Avenue; Fairmount Place between Lot 16, Block 22, Map 1696 and Fairmount Avenue; and the Alley between Lots 16 and 21, Block 22, Map 1696, vacated by this document and as more particularly shown on Drawing 14508-B on file in the office of the City Clerk as Document No. RR-

260800-1.

5. 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.

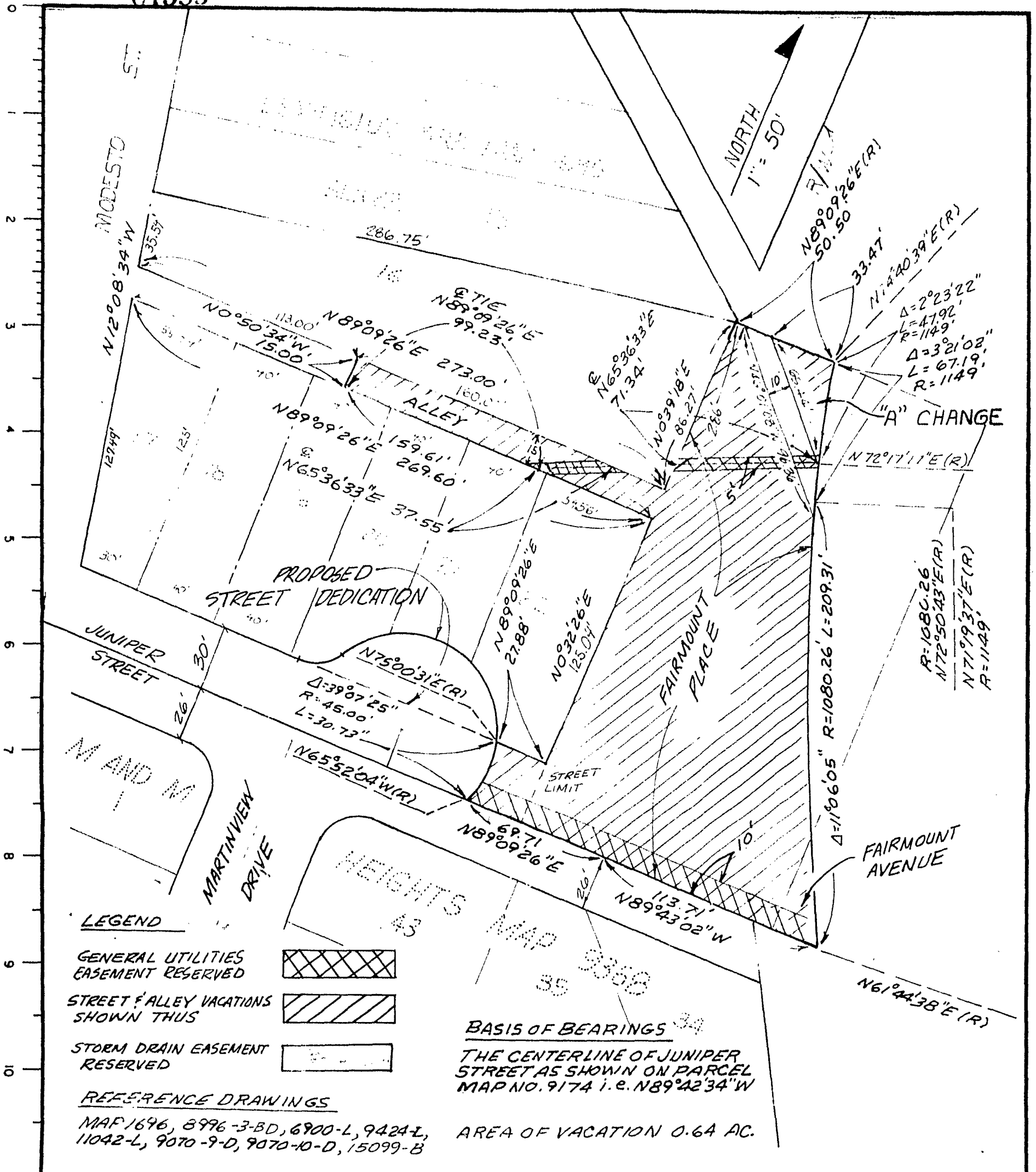
APPROVED: John W. Witt, City Attorney

By 
John K. Riess, Deputy

JKR:mem:221.1
5/11/84:R-84-1980
OrDept:E&D
SA:78-544
WO:830062
Dwg:14508-B

01531

01595



LEGEND

- GENERAL UTILITIES EASEMENT RESERVED
- STREET & ALLEY VACATIONS SHOWN THUS
- STORM DRAIN EASEMENT RESERVED

REFERENCE DRAWINGS

MAP 1696, 8996-3-BD, 6900-L, 9424-L, 11042-L, 9070-9-D, 9070-10-D, 15099-B

BASIS OF BEARINGS
 THE CENTERLINE OF JUNIPER STREET AS SHOWN ON PARCEL MAP NO. 9174 I.E. N89°42'34\"/>

AREA OF VACATION 0.64 AC.

11333 SEDA PL
 SAN DIEGO CALIF.
 TEL 278-1255

Ronald M. Bankhead
 RONALD M. BANKHEAD R.C.E. 21276

DOCUMENT NO. RR-260800-1

FILED MAY 29 1984
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

STREET VACATION - JUNIPER STREET ADJACENT TO LOT 22 BLK 22 MAP 1696 - FAIRMOUNT PLACE ADJACENT TO LOTS 16 & 22 BLK 22 MAP 1696 - FAIRMOUNT AVENUE ADJACENT TO FAIRMOUNT PLACE MAP 1696.
 ALLEY VACATION - ADJACENT TO LOTS 16 & 19, 20 THRU 22 BLK 22 MAP 1696.
 GENERAL UTILITY EASEMENT RESERVED IN THE VACATED PORTIONS OF JUNIPER STREET, FAIRMOUNT PLACE, FAIRMOUNT AVENUE AND ALLEY
 STORM DRAIN EASEMENT RESERVED IN FAIRMOUNT PLACE (VACATED) ADJACENT TO LOT 16 BLK 22 MAP 1696

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	W.O. SA 78-544
ORIGINAL	RJB		11-1-78		SHEET 1 OF 1 SHEET	NO. 120232
"A" CHANGE	RJB	ADM	4-5-79		J. S. M. Laughlin	CONTROL CERTIFICATION
					DATE	204-1737
					FOR CITY ENGINEER	LAMBERT COORDINATES
						14508 - B

01596

114a

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

MAY 29 1984

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 Struiksmma	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mike Gotch	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 B. Baxter, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-260800 Adopted MAY 29 1984

RECEIVED
CITY CLERK'S OFFICE
1984 MAY 16 PM 12:30
SAN DIEGO, CALIF.

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