

(R-85-1859)

RESOLUTION NUMBER R- 263040

ADOPTED ON APR 29 1985

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 the portion of street to be vacated consists of a portion of a street or highway that lies within property under one ownership and that does not continue through such ownership or end touching property of another; and

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

WHEREAS, the abutting property owners have requested the vacation of an alley adjacent to Lots 3 through 12 of Map 184 and Lots 1 through 10, Block 6 of Map 143, to facilitate development of their property; and

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

WHEREAS, those properties adjoining the street to be vacated through 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 the alley adjacent to Lots 3 through 12 of Map 184 and Lots 1 through 10, Block 6 of Map 143, as more particularly shown on Drawing No. 16360-B, on file in the office of the City Clerk as Document No. RR- 263040 - (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, 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, 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 that portion of the ALLEY as vacated by this document and as more particularly shown on Drawing No. 16360-B on file in the office of the City Clerk as Document No. RR- 263040 -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
4/11/85
Or.Dept:E&D
SA:84-531
WO:120232
Dwg:16360-B
R-85-1859
Form=r.sumv3

00893

SCALE 1"=60'

MAP BLOCK

NO. 143
7

15 TH ST

ST

GENERAL UTILITY EASEMENT
TO BE RESERVED

N 00°00'00" E

CULVERWELLS

ADDITION

MAP

143

BLOCK

6

L.J. STENGL

SUBDIVISION

MAP

184

MAP NO. 143
BLOCK 5

MAP NO. 143
BLOCK 15


HORTONS ADDITION
BLOCK 178

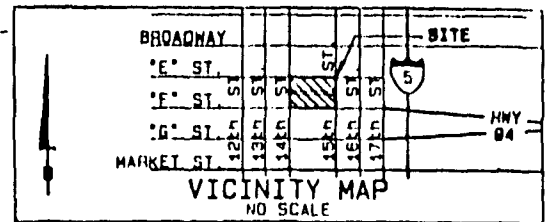
HORTONS ADDITION
BLOCK 176

BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS DRAWING IS THE NORTH
LINE OF L.J. STENGL SUBDIVISION, N 90°00'00" W PER
MAP 184.

LEGEND:  ALLEY VACATED
.19 ACRES

 EASEMENT TO BE RESERVED



ENGINEER OF WORK:

DEARDORFF & DEARDORFF

3274 ROSECRANS ST
SAN DIEGO, CALIFORNIA 92110 223-2428

Harry F. Deardorff 11/29/84
HARRY F. DEARDORFF R.C.E. 0052 (DATE)

DOCUMENT NO. **RR-263040-1**

FILED **APR 29 1985**

OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

GENERAL UTILITY EASEMENT RESERVATION - ADJACENT TO LOT 1, MAP 143

ALLEY VACATION - ALLEY ADJACENT TO LOTS 3-12, MAP 184, AND LOTS 1-10, BLOCK 6, MAP 143

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA		W.O. NO.
ORIGINAL					SHEET 1 OF 1 SHEET		120232 SA 84-537
					<i>A. J. McLaughlin</i>	Mar. 5, 1985	<i>Robert G. Kneate</i>
					FOR CITY ENGINEER	DATE	CONTROL CERTIFICATION
							200 - 1721
							LAMBERT COORDINATES
							16360-B

SHEET CALL: JN 871

00894

#109

APR 29 1985

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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 *Maybell G. Pontecorvo*, Deputy.

Office of the City Clerk, San Diego, California

Resolution *R-263040* APR 29 1985
 Number Adopted

RECEIVED
CITY CLERK'S OFFICE
1985 APR 17 PM 2:10
SAN DIEGO, CALIF.

100-111-100

00896

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