

(R-85-2120)

RESOLUTION NUMBER R- 263213

ADOPTED ON MAY 20 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 a certain easement; and

WHEREAS, the City of San Diego is initiating this action to vacate California Street between Market Street and the mean high tide line in accordance with the Convention Center Management Agreement between the City and the San Diego Unified Port District; 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 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 California Street, as more particularly shown on Drawing No. 16465-B, on file in the office of the City Clerk as Document No. RR- 263213,¹ which is by this reference incorporated herein and made a part hereof, be and the same is hereby ordered vacated.

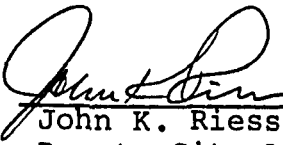
2. That The City of San Diego hereby reserves and excepts the right, easement, and privilege of placing, constructing, repairing, replacing, maintaining, using, and operating public utilities of any kind or nature, including, but not limited to, drainage facilities and all necessary and proper fixtures 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 easement reserved herein is in, under, over, upon, along, and across that portion of California Street, vacated by this document and as more particularly shown on

Drawing No. 16465-B, on file in the office of the City Clerk as
Document No. RR- 263213 ¹

4. 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 Recorder.

APPROVED: John W. Witt, City Attorney

By 

John K. Riess
Deputy City Attorney

JKR:ta:221.1
5/7/85
Or.Dept:E&D
SA:85-509
WO:120236
Dwg:16465-B
R-85-2120
Form=r.sumv3

MAY 20 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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 .

(Seal)

By *Charles G. Abdelnour* Deputy.

Office of the City Clerk, San Diego, California

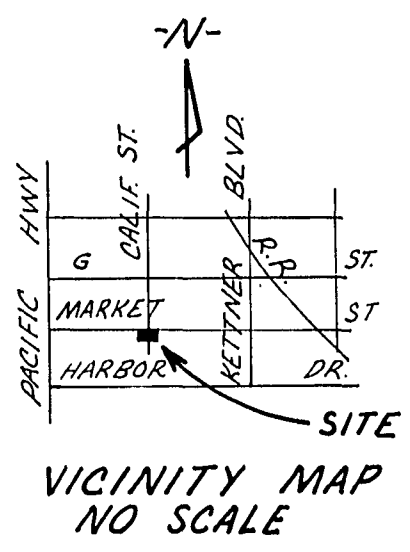
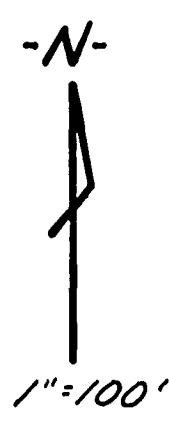
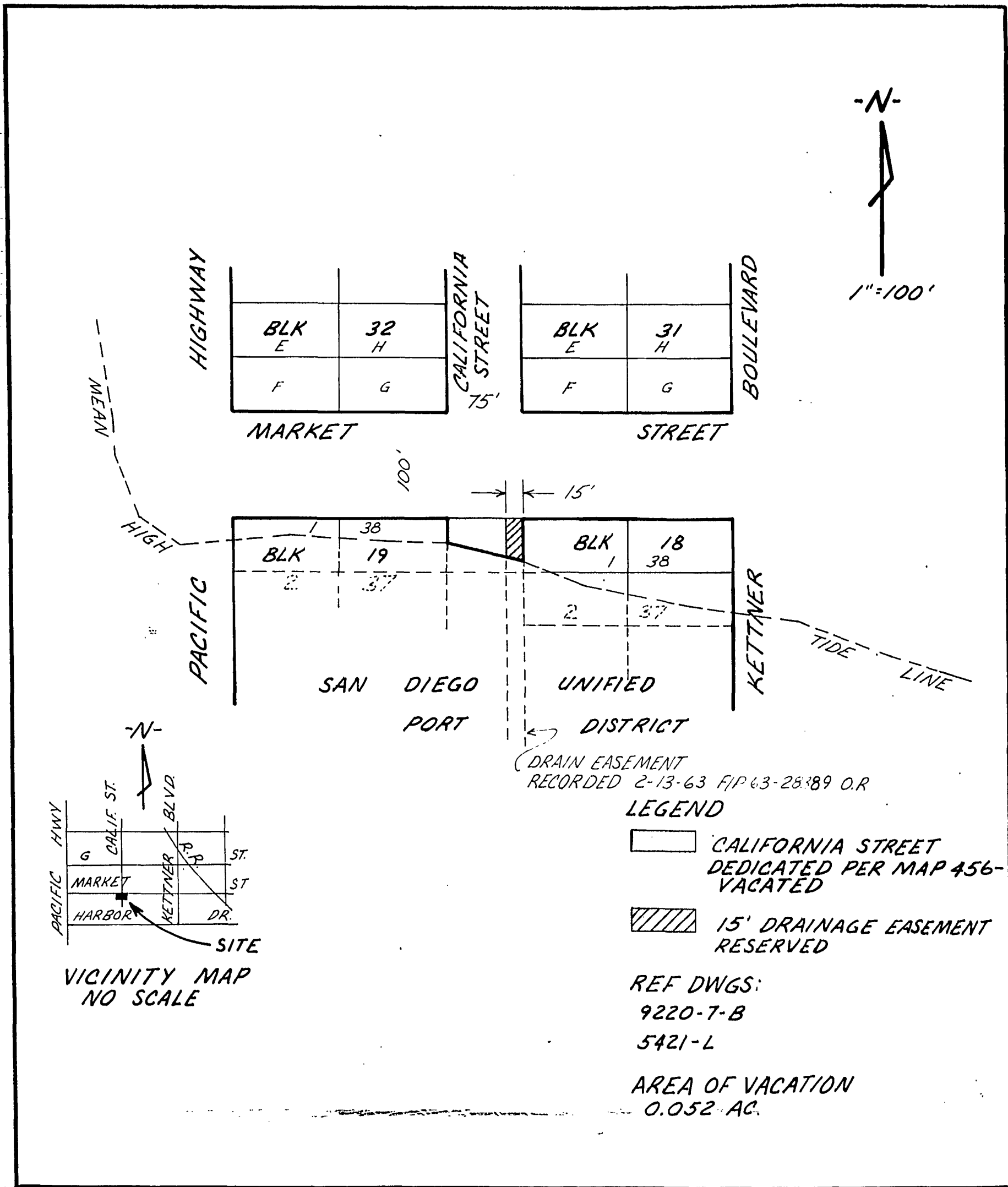
Resolution *R-* 263213 MAY 20 1985
Number Adopted

RECEIVED
CITY CLERK'S OFFICE
1965 MAY -9 AM 11:00
SAN DIEGO, CALIF.

MAY 11 1965

C1463

MAY 11 1965



DRAIN EASEMENT
RECORDED 2-13-63 FIP 63-28389 O.R.

LEGEND

- CALIFORNIA STREET DEDICATED PER MAP 456-VACATED
- 15' DRAINAGE EASEMENT RESERVED

REF DWGS:
9220-7-B
5421-L

AREA OF VACATION
0.052 AC.

THE CITY OF SAN DIEGO
ENGINEERING & DEVELOPMENT
1222 1ST AVE
SAN DIEGO CA 92101

Robert G. DeGrote

RR-263213-1
DOCUMENT NO. _____
FILED MAY 20 1985
OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

**STREET VACATION CALIFORNIA STREET &
DRAINAGE EASEMENT RESERVATION - BETWEEN
MARKET STREET AND SAN DIEGO UNIFIED PORT DISTRICT**

<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="font-size: small;">DESCRIPTION</th> <th style="font-size: small;">BY</th> <th style="font-size: small;">APPROVED DATE</th> <th style="font-size: small;">REVISION</th> </tr> </thead> <tbody> <tr> <td>ORIGINAL</td> <td></td> <td></td> <td></td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table>	DESCRIPTION	BY	APPROVED DATE	REVISION	ORIGINAL												<p style="text-align: center;">CITY OF SAN DIEGO, CALIFORNIA</p> <p style="text-align: center;">BEST COPY AVAILABLE</p> <p style="text-align: center;"><i>William Laughlin</i> April 19, 1985 FOR ENGINEER DATE</p>	<p>NO. SAB5-509 NO. 120236</p> <hr/> <p>198-1717</p> <p>16465 - B</p>
DESCRIPTION	BY	APPROVED DATE	REVISION															
ORIGINAL																		