

(R-86-211)

RESOLUTION NUMBER R- 263878

ADOPTED ON AUG 19 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 Rutledge Court adjacent to Lots 12 through 15 of Governor Drive Business Park Unit No. 3, Map 10670, to facilitate development of his 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 Rutledge Court adjacent to Lots 12 through 15 of Governor Drive Business Park Unit No. 3, Map 10670, as more particularly shown on Drawing No. 16120-B, on file in the office of the City Clerk as Document No. RR- 263878,¹ 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 easement reserved herein is in, under, over upon, along, and across that portion of Rutledge Court, vacated

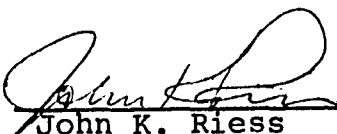
by this document and as more particularly shown on Drawing No. 16120-B, on file in the office of the City Clerk as Document No.

RR-263878-1

4. That the resolution shall not become effective unless and until the Parcel Map has been approved by the City Engineer. In the event that the final map is not approved by August 1, 1986, this resolution shall become void and be of no further force or effect.

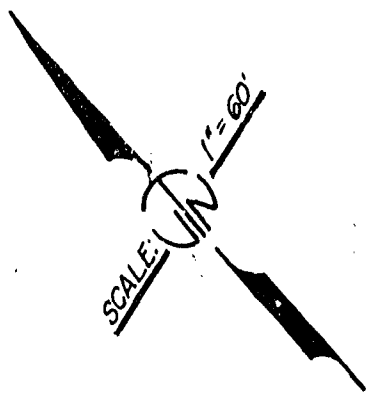
5. That the City Engineer shall advise the City Clerk of the approval of the aforementioned Parcel Map, and that the City Clerk shall then cause a certified copy of this resolution, with drawing, attested by him under seal, to be recorded in the office of the County Recorder.

APPROVED: John W. Witt, City Attorney

By 
John K. Riess
Deputy City Attorney

JKR:mem
8/5/85
Or.Dept:E&D
SA:83-560
WO:120232
Dwg:16120-B
R-86-211
Form=r.sumv3

R-263878



BASIS OF BEARINGS

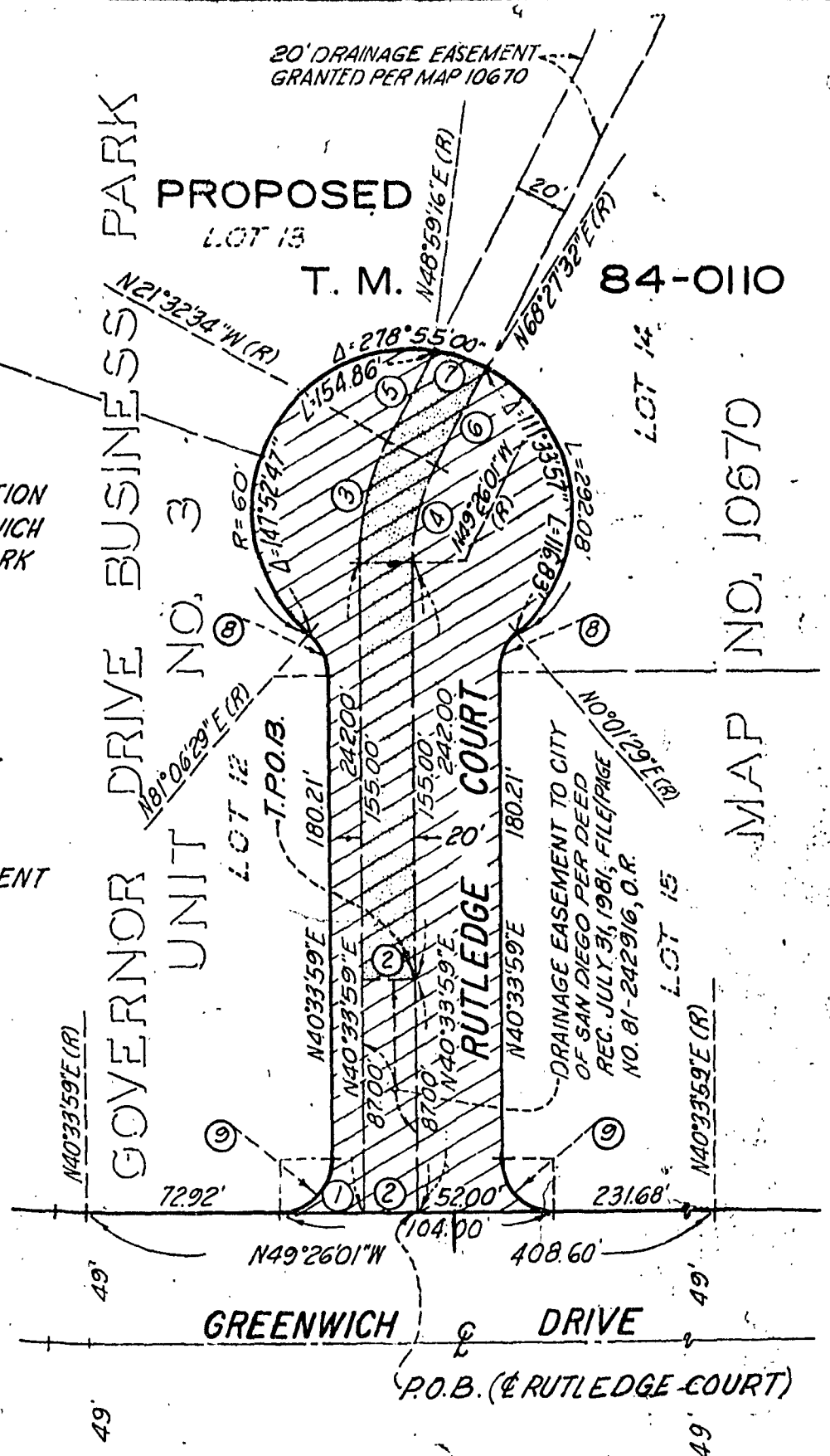
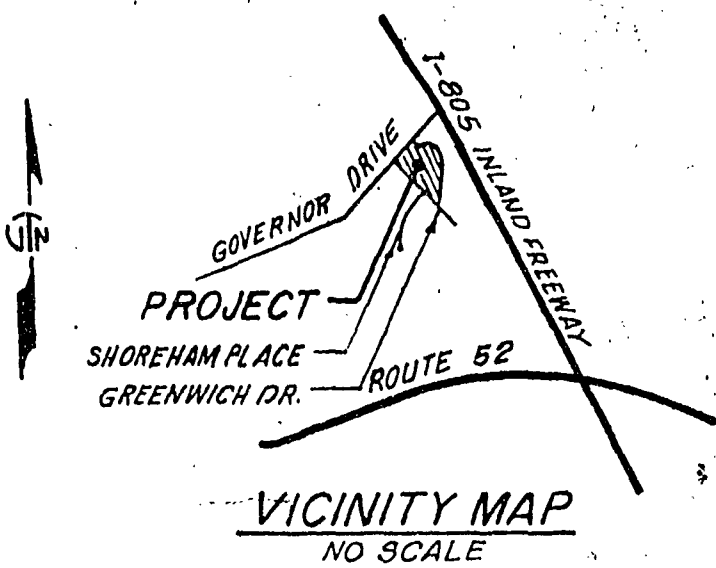
THE BASIS OF BEARINGS FOR THIS DRAWING IS A PORTION OF THE NORTHERLY RIGHT-OF-WAY LINE OF GREENWICH DRIVE ACCORDING TO GOVERNOR DRIVE BUSINESS PARK UNIT NO. 3, MAP NO. 10670, I.E. N. 49°26'01"W.

LEGEND

- INDICATES RUTLEDGE COURT VACATED 0.564 ACRES
- INDICATES DRAINAGE EASEMENT RESERVED

REFERENCE DRAWINGS

20768-3-D,



TABULATED DATA -

①	N49°26'01"W 32.00'	⑥	N68°27'26"E 41.01'
②	N49°26'01"W 20.00'	⑦	R=60' Δ=19°28'16" L=20.39'
③	R=96.5' Δ=27°53'27" L=46.97'	⑧	R=20' Δ=49°27'30" L=17.26'
④	R=76.5' Δ=27°53'27" L=37.24'	⑨	R=20' Δ=90°00'00" L=31.42'
⑤	N68°27'26"E 37.58'		

ENGINEER OF WORK
Norbert Rudolph Hamelhle
 NORBERT RUDOLPH HAMELEHLE LS 4871
 VTN san diego DATE: 3-21-84
 4845 RONSON COURT
 SAN DIEGO, CALIFORNIA 92111
 PHONE: (714) 292-1040

DOCUMENT NO. **RR-263878-1**
 FILED **AUG 19 1985**
 OFFICE OF THE CITY CLERK
 SAN DIEGO, CALIFORNIA

JUL 10 1985
MAR 28 1984

STREET VACATION - RUTLEDGE COURT NORTHEASTERLY OF GREENWICH DRIVE AND DRAINAGE EASEMENT RESERVATION - IN RUTLEDGE COURT VACATED FOR PROPOSED PARCEL MAP (T.M. NO. 84-0110)

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA SHEET 1 OF 1 SHEET	T.M. NO. 84-0110 W.O. 120232 NO. 5A 83-560
ORIGINAL						
					<i>J. F. McLaughlin</i> Mar. 27, 1984 FOR CITY ENGINEER	CONTROL CERTIFICATION
						250-1711 LAMBERT COORDINATES
						16120-B

Passed and adopted by the Council of The City of San Diego on AUG 19 1985,
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 Struikma	<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"/>
District 7 - vacant	<input 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 Ellen Roward, Deputy.

Office of the City Clerk, San Diego, California

Resolution Number R-253878 Adopted AUG 19 1985