

(R-86-551)

RESOLUTION NUMBER R- 264209

ADOPTED ON OCT 14 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 is excess right-of-way and is no longer required for street or highway purposes; and

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

WHEREAS, the abutting property owners have requested the vacation of a portion of Quincy Street adjacent to Lots 20 and 21 of Block 57 and Lots 1 and 40 of Block 58, 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 a portion of Quincy Street adjacent to Lots 20 and 21 of Block 57 and Lots 1 and 40 of Block 58, as more

Drawing No. 16176-B, on file in the office of the City Clerk as Document No. RR-264209! 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

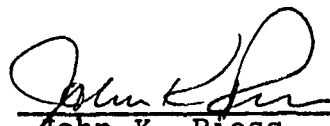
construct, maintain, operate, replace, remove, renew, and enlarge overhead or underground lines of pipe, conduits, cables, wires, poles, and other structures, equipment, and fixtures for the transportation and distribution of electrical or electronic energy and natural gas, and for incidental purposes 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 those portions of Quincy Street, vacated by this document and as more particularly shown on Drawing No. 16176-B, on file in the office of the City Clerk as Document No. RR-264209-!

5. 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  
9/20/85  
Or.Dept:E&D  
SA:83-555  
WO:120232  
Dwg:16176-B  
R-86-551  
Form=r.sumv3

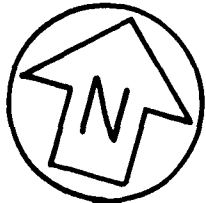
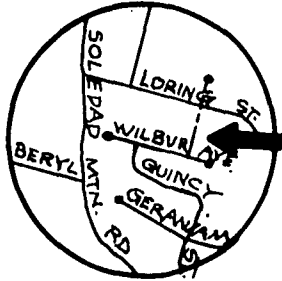
**LEGEND**



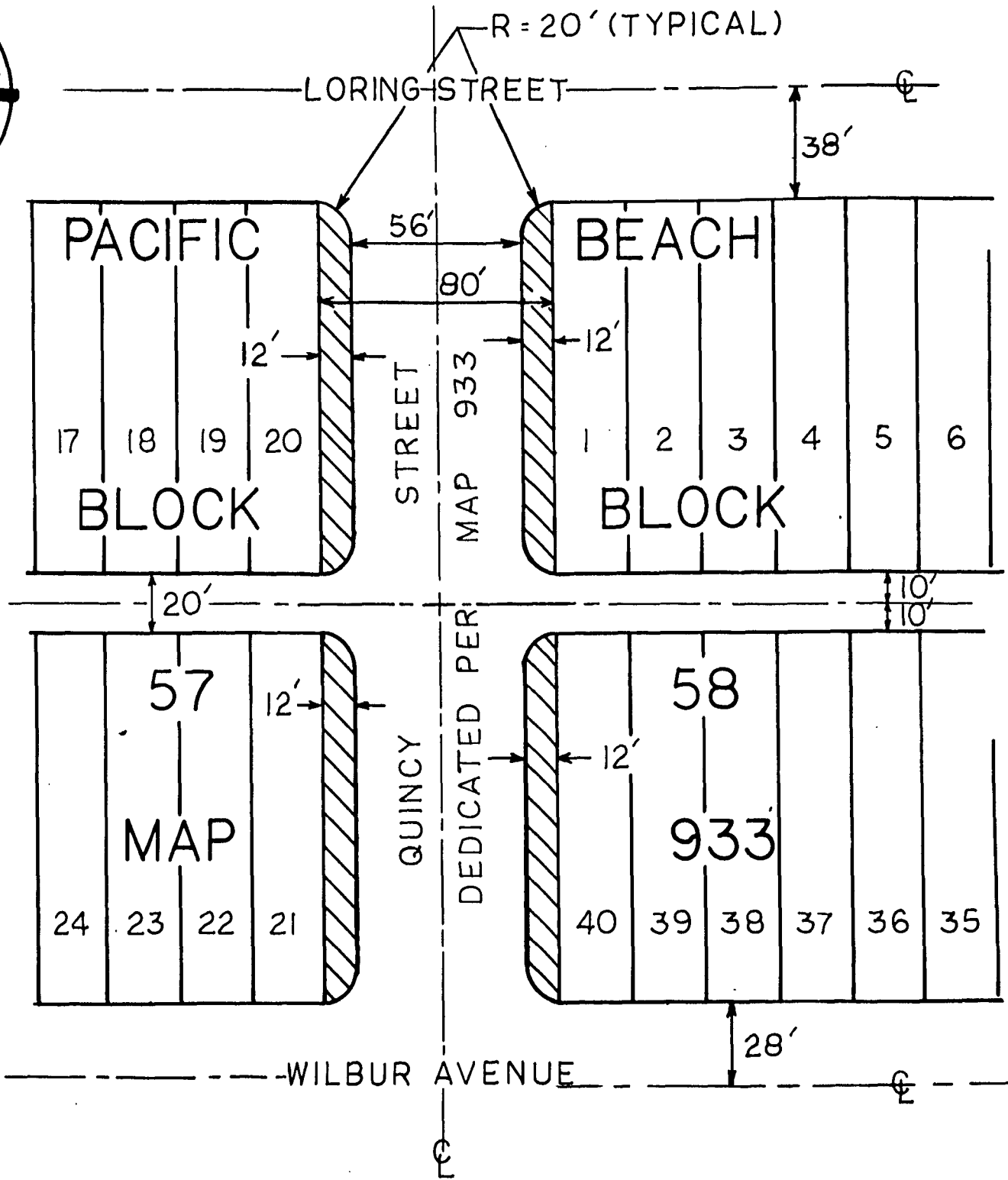
PORTIONS OF QUINCY STREET VACATED AND  
GENERAL UTILITY EASEMENTS RESERVED

**VICINITY MAP**

AREA VACATED = .138 ACRE



SCALE  
1" = 50'



00090

JEFF WHEELIS

PHONE: (619) 262-0546

*Jeff Wheelis* 7-28-85

DOCUMENT NO. RR-264209-1

FILED OCT 14 1985

OFFICE OF THE CITY CLERK  
SAN DIEGO, CALIFORNIA

**STREET VACATION AND GENERAL UTILITY  
EASEMENT RESERVATION - PORTIONS OF  
QUINCY ST. BETWEEN WILBUR AND LORING**

DESCRIPTION	BY	APPROVED	DATE	FILMED	CITY OF SAN DIEGO, CALIFORNIA	
ORIGINAL					SHEET 1 OF 1 SHEET	
					<i>J. M. Laughlin</i> FOR CITY ENGINEER	Aug. 22, 1985 DATE
						W.O. NO. 120232 S.A. 83-555
						<i>Robert J. ...</i> CONTROL CERTIFICATION
						234-1699 LAMBERT COORDINATES
						16176 - B
STATUS						

R-264209

00091

114

Passed and adopted by the Council of The City of San Diego on OCT 14 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 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"/>
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 type="checkbox"/>	<input type="checkbox"/>	<input checked="" 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 Ellen Board, Deputy.

Office of the City Clerk, San Diego, California	
Resolution Number <u>R-264209</u>	Adopted <u>OCT 14 1985</u>